

ARREST SWORN COMPLAINT HOLD

JUVENILE NOTICE TO APPEAR

OBTS NUMBER:
AGENCY ORI NUMBER:
FL037275C

OFFICE OF THE INSPECTOR GENERAL
PROBABLE CAUSE AFFIDAVIT

SPN NUMBER:
AGENCY CASE REPORT NUMBER:
20-12433

DEPENDANT	NAME OF SUBJECT (LAST, FIRST, MI): Acta, Wilton R.				ALIAS / MAIDEN:				
	911 HOME ADDRESS (STREET, APARTMENT NUMBER, ETC.): [REDACTED]			CITY: [REDACTED]		STATE: [REDACTED]	ZIP CODE: [REDACTED]	TELEPHONE NUMBER: [REDACTED]	
	BUSINESS / SCHOOL ADDRESS (STREET, APARTMENT NUMBER, PO BOX, ETC.): N/A			CITY:		STATE:	ZIP CODE:	TELEPHONE NUMBER:	
	MNAILING ADDRESS (PO BOX, ETC. IF DIFFERENT THAN 911 ADDRESS): N/A			SCARS, MARKS, TATTOOS, FACIAL HAIR, UNIQUE PHYSICAL FEATURES (LOCATION, TYPE, DESCRIPTION): Anchor USN on right calf					
	RACE: <input checked="" type="checkbox"/> WHITE <input type="checkbox"/> AMERICAN INDIAN <input type="checkbox"/> BLACK <input type="checkbox"/> ASIAN / ORIENTAL	SEX: M	DATE OF BIRTH: [REDACTED]	HEIGHT: 5'07"	WEIGHT: 180	HAIR COLOR: Brown	EYE COLOR: Brown	COMPLEXION: Medium	BUILD: Medium
	DRIVERS LICENSE / STATE ID NUMBER: FL DL# [REDACTED]	STATE OF DL: FL	SOCIAL SECURITY NUMBER:	PHOTO NUMBER: N/A	PLACE OF BIRTH: U/K	COUNTRY OF CITIZENSHIP: USA			
	SUBJECT'S OCCUPATION: FDC State Prison Correctional Officer		SPN NUMBER:	AGENCY ORI NUMBER: FL037275C	SO ID / AGENCY ID / NUMBER: ID# 119310	BOOKING NUMBER: N/A			
	LOCATION OF ARREST: Pending		DATE OF ARREST: Pending	TIME OF ARREST: Pending	DATE OF BOOKING: Pending	TIME OF BOOKING: Pending			
SUBJECT IDENTIFIED BY WHOM (VICTIM, WITNESS, LEO, ETC.): Witness listed below				SUBJECT'S NAME VERIFIED BY (PHOTO ID, FAMILY MEMBER, KNOWN TO OFFICER, ETC.): Florida State Prison records					

CO-DEF.	(NAME): N/A	DATE OF BIRTH:	RACE:	SEX:	COURT NUMBER:	<input type="checkbox"/> ARRESTED <input type="checkbox"/> SWORN COMPLAINT	<input type="checkbox"/> FELONY <input type="checkbox"/> MISDEMEANOR	JUVENILE: <input type="checkbox"/> YES <input type="checkbox"/> NO
	(NAME):	DATE OF BIRTH:	RACE:	SEX:	COURT NUMBER:	<input type="checkbox"/> ARRESTED <input type="checkbox"/> SWORN COMPLAINT	<input type="checkbox"/> FELONY <input type="checkbox"/> MISDEMEANOR	JUVENILE: <input type="checkbox"/> YES <input type="checkbox"/> NO
	(NAME):	DATE OF BIRTH:	RACE:	SEX:	COURT NUMBER:	<input type="checkbox"/> ARRESTED <input type="checkbox"/> SWORN COMPLAINT	<input type="checkbox"/> FELONY <input type="checkbox"/> MISDEMEANOR	JUVENILE: <input type="checkbox"/> YES <input type="checkbox"/> NO
	(NAME):	DATE OF BIRTH:	RACE:	SEX:	COURT NUMBER:	<input type="checkbox"/> ARRESTED <input type="checkbox"/> SWORN COMPLAINT	<input type="checkbox"/> FELONY <input type="checkbox"/> MISDEMEANOR	JUVENILE: <input type="checkbox"/> YES <input type="checkbox"/> NO

JUVENILE	JUVENILE DISPOSITION: <input type="checkbox"/> RELEASED TO JAC <input type="checkbox"/> ISSUED NTA AND RELEASED	NAME OF PARENT / GUARDIAN (NOTIFIED <input type="checkbox"/> YES <input type="checkbox"/> NO): N/A	WORK TELEPHONE NUMBER:	
	PARENT / GUARDIAN HOME ADDRESS (STREET, APARTMENT #, PO BOX, ETC.):	CITY:	STATE:	ZIP CODE:

WITNESS	(NAME): [REDACTED] employee [REDACTED]	ADDRESS: Florida State Prison 23916 NW 83rd Ave. 32026	TELEPHONE NUMBER: 904-368-2500
	(NAME): [REDACTED] employee [REDACTED]	ADDRESS: Florida State Prison 23916 NW 83rd Ave. 32026	TELEPHONE NUMBER: 904-368-2500
	(NAME): Inmate [REDACTED]	ADDRESS: Florida State Prison 23916 NW 83rd Ave. 32026	TELEPHONE NUMBER: 904-368-2500
	(NAME):	ADDRESS:	TELEPHONE NUMBER:

CHARGE 1	OFFENSE DESCRIPTION: 2 COUNTS of Introduction, removal, or possession of contraband	<input checked="" type="checkbox"/> FELONY <input type="checkbox"/> MISDEMEANOR <input type="checkbox"/> TRAFFIC <input type="checkbox"/> NTA	COMPLETE STATUTE / ORDINANCE NUMBER: 944.47 (1)(a) 4	VICTIM NOTIFICATION: ARREST: <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO RELEASE: <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO	
	<input checked="" type="checkbox"/> WARRANT <input type="checkbox"/> JUVENILE PU ORDER <input type="checkbox"/> CIVIL ORDER <input type="checkbox"/> CITATION	DATE OF OFFENSE: 7/5/2020	TIME OF OFFENSE: 2:30 PM	BAIL AMOUNT: N/A	VICTIM'S TELEPHONE NUMBER: N/A
	VICTIM (NAME): State of Florida	ADDRESS (STREET, APARTMENT NUMBER, PO BOX, ETC.): Florida Department of Corrections	CITY: N/A	STATE: FL	ZIP CODE: N/A

CHARGE 2	OFFENSE DESCRIPTION: Bribery	<input checked="" type="checkbox"/> FELONY <input type="checkbox"/> MISDEMEANOR <input type="checkbox"/> TRAFFIC <input type="checkbox"/> NTA	COMPLETE STATUTE / ORDINANCE NUMBER: 838.015	VICTIM NOTIFICATION: ARREST: <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO RELEASE: <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO	
	<input checked="" type="checkbox"/> WARRANT <input type="checkbox"/> JUVENILE PU ORDER <input type="checkbox"/> CIVIL ORDER <input type="checkbox"/> CITATION	DATE OF OFFENSE: 7/5/2020	TIME OF OFFENSE: 2:30 PM	BAIL AMOUNT: U/K	VICTIM'S TELEPHONE NUMBER: N/A
	VICTIM (NAME): State of Florida	ADDRESS (STREET, APARTMENT NUMBER, PO BOX, ETC.): Florida Department of Corrections	CITY: Raiford	STATE: FL	ZIP CODE: N/A

CHARGE 3	OFFENSE DESCRIPTION: Unlawful compensation or reward for official behavior	<input type="checkbox"/> FELONY <input type="checkbox"/> MISDEMEANOR <input type="checkbox"/> TRAFFIC <input type="checkbox"/> NTA	COMPLETE STATUTE / ORDINANCE NUMBER: 838.016	VICTIM NOTIFICATION: ARREST: <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO	
	<input checked="" type="checkbox"/> WARRANT <input type="checkbox"/> JUVENILE PU ORDER <input type="checkbox"/> CIVIL ORDER <input type="checkbox"/> CITATION	DATE OF OFFENSE: 7/5/2020	TIME OF OFFENSE: 2:30 PM	BAIL AMOUNT: U/K	VICTIM'S TELEPHONE NUMBER: N/A
	VICTIM (NAME): State of Florida	ADDRESS (STREET, APARTMENT NUMBER, PO BOX, ETC.): Florida Department of Corrections	CITY: Raiford	STATE: FL	ZIP CODE: N/A

THE FOLLOWING INCIDENT OCCURRED AT (ADDRESS / LOCATION):
Florida State Prison

CITY OF:
Raiford

COUNTY OF:
Bradford

STATE OF:
FLORIDA

Your Affiant is Law Enforcement Senior Inspector Steven Donaldson of the Office of the Inspector General, Florida Department of Corrections.

Your Affiant has probable cause to believe that on July 5, 2020, at approximately 2:30 PM, FDC Correctional Officer Wilton R. Acta DOB [REDACTED] did commit the crimes of; two counts of Introduction, or possession of certain articles unlawful F.S.S. 944.47 (1)(a)4 on Florida Department of Corrections Property, smuggling in cigarettes to pay an inmate for an illegal tattoo and smuggling / possessing an inmate tattoo gun into the main unit; One count of Unlawful compensation or reward for official behavior F.S.S. 838.016, and one count of bribery F.S.S. 838.016.

On Sunday 7/5/2020, Officer Wilton Acta approached Inmate [REDACTED] and agreed to pay him with a pack of cigarettes to give a tattoo on him (Inmate [REDACTED] is known for tattooing in the dormitories and his nick name is [REDACTED]). Officer Acta sent Inmate [REDACTED] back to the dormitory to retrieve his tattoo gun on the mentioned date. Officer Acta [REDACTED] at [REDACTED] Florida State Prison Main Unit and then provided the tattoo gun back to Inmate [REDACTED] inside the prison kitchen. At approximately 2:30 PM on the above date, camera footage shows Inmate [REDACTED] and Officer Acta entering the Florida State Prison kitchen [REDACTED] for approximately 45 minutes where Inmate [REDACTED] stated in a sworn interview that he gave Officer Acta a tattoo on his right leg (calf above the boot) of an "Anchor and dog tags with the numbers 98'-20' on the dog tags", representing Officer Acta's service in the military. Inmate [REDACTED] drew the tattoo he provided Officer Acta. That drawing was taken into evidence.

On July 13, 2020, the tattoo gun that was used by Inmate [REDACTED] to perform a tattoo on Officer Acta was recovered, photographed and taken into evidence.

On July 13, 2020, a sworn recorded interview was conducted with [REDACTED]. [REDACTED] is the person who told prison officials about Officer Acta's actions with receiving a prison tattoo while on duty. [REDACTED] explained Officer Acta asked [REDACTED] where would be a good place off camera for an inmate to give him (Acta) a tattoo, as well as when he (Acta) got the tattoo he showed the tattoo to [REDACTED] ([REDACTED]) and [REDACTED] in the kitchen tool room on the same day of July 5, 2020. [REDACTED] advised Officer Acta said he paid for the tattoo with a pack of cigarettes to the inmate. [REDACTED] also indicated Officer Acta told [REDACTED] his alibi if discovered would be, "he got the tattoo at a shop on US 301". [REDACTED] also advised Acta would say that he searched the [REDACTED] every Sunday to explain why he was in there for so long. [REDACTED] stated that Officer Acta approached [REDACTED] almost every day they worked together and asked [REDACTED] if [REDACTED] was going to report him, or tell on him, or snitch him out.

On July 13, 2020, a sworn recorded interview was conducted with Inmate [REDACTED]. Inmate [REDACTED] indicated Officer Acta approached him and inquired if [REDACTED] could give him a tattoo. Inmate [REDACTED] advised he was paid one (1) pack of 305 brand cigarettes by Officer Acta the day after he gave him the tattoo on Monday July 6, 2020. Inmate [REDACTED] sketched the tattoo he provided to Officer Acta. That drawing was taken as evidence. Inmate [REDACTED] was very informative on how Officer Acta approached him wanting a tattoo and how they made plans for him to receive a tattoo while Acta was on duty in the prison kitchen.

On July 14, 2020, a sworn recorded interview was conducted with [REDACTED]. [REDACTED] indicated Officer Acta asked [REDACTED] and [REDACTED] where would be a good place off camera in the kitchen to get a prison tattoo. [REDACTED] also saw Officer Acta in the kitchen [REDACTED] for an extended period of time with Inmate [REDACTED]. [REDACTED] indicated Officer Acta then went to the kitchen tool room and lifted up his pants leg and showed [REDACTED] and [REDACTED] the tattoo he just got from Inmate [REDACTED]. [REDACTED] stated that Officer Acta approached [REDACTED] four times and asked [REDACTED] if [REDACTED] was going to report him, or tell on him, or snitch him out to prison officials. [REDACTED] advised [REDACTED] felt unsafe around Officer Acta, so [REDACTED] avoided him in the prison kitchen. [REDACTED] was recently hired (approximately [REDACTED]).

On July 14, 2020, Florida State Prison staff searched staff coming into the prison as normal and looked at the lower part of the legs when incoming staff removed their boots/shoes while checking for contraband in socks. Officer Acta was wearing boots on July 14, 2020. Several staff members saw the anchor USN tattoo on his right calf and notified Senior Inspector S. Donaldson.

On July 14, 2020, a sworn recorded post Miranda interview was conducted with Officer Acta by Senior Inspector S. Donaldson and Senior Inspector S. Fish. Officer Acta showed the tattoo of an anchor with USN and dog tags with dates to Senior Inspector S. Fish, and Donaldson. The tattoo was photographed. Officer Acta alleged he got the tattoo on July 4, 2020, at a house party from a tattoo artist, but did not have a receipt. Officer Acta alleged he searched the [REDACTED] for contraband as to explain his extended time in there that was seen on video on July 5, 2020. Officer Acta denied [REDACTED] at the [REDACTED] of the prison with the tattoo gun so he could smuggle it into the prison. Officer Acta denied the allegation that an inmate gave him a tattoo. Officer Acta alleged he showed Inmate [REDACTED] his tattoo on his leg in an effort to explain why Inmate [REDACTED] drew the exact tattoo that was depicted on the calf of his leg. FDC terminated Officer Acta on July 14th, 2020.

The documents and photographs mentioned in this report are attached in the Office of the Inspector General IGIIIS electronic case file.

Your Affiant respectfully submits that probable cause has been established that Correctional Officer Wilton R. Acta did commit the criminal offense of two counts of Introduction, or possession of certain articles, F.S.S. 944.47 (1)(a)6; One count of Unlawful compensation or reward for official behavior, F.S.S. 838.016, and one count of bribery, F.S.S. 838.016.

NTA	<input type="checkbox"/> MANDATORY APPEARANCE IN COURT AT:		DATE OF APPEARANCE:	TIME OF APPEARANCE:	<input type="checkbox"/> AM <input type="checkbox"/> PM
	I AGREE AND PROMISE TO COMPLY AND ANSWER TO THE CHARGES AND INSTRUCTIONS SPECIFIED IN THIS NOTICE TO APPEAR. WILLFUL REFUSAL TO ACCEPT AND SIGN THIS NOTICE TO APPEAR MAY RESULT IN PHYSICAL ARREST. I UNDERSTAND MY SIGNATURE IS NOT AN ADMISSION OF GUILT OR WAIVER OF MY RIGHTS.		DEFENDANT (SIGNATURE):	DATE:	
JURAT	SWORN TO AND SUBSCRIBED BEFORE ME THIS:		I SWEAR THE ABOVE, AND REVERSE AND ATTACHED PAGES AND STATEMENTS ARE TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE AND BELIEF.		
	3 rd DAY OF <u>August</u> 20 <u>20</u> SIGNATURE: <u>Sheila S. Thornton</u> TITLE: _____	NAME (PRINT): <u>Senior Law Enforcement Inspector S. Donaldson</u> SIGNATURE: <u>[Signature]</u> #72344		AGENCY: <u>FDC - OIG</u> LEI ID NUMBER: <u>72344</u>	



IN THE CIRCUIT COURT OF THE EIGHTH JUDICIAL CIRCUIT,
IN AND FOR BRADFORD COUNTY, FLORIDA

STATE OF FLORIDA
Plaintiff,

Case Number: **20 CF 551**
Agency Report# 20-12433

vs.

WILTON ROBERT ACTA
W / M / [REDACTED]
Defendant.

Place
Photo
Here

CHARGES

INTRODUCING CONTRABAND INTO STATE CORRECTIONAL INSTITUTION
BRIBERY
UNLAWFUL COMPENSATION FOR OFFICIAL BEHAVIOR.

ARREST WARRANT

IN THE NAME AND BY THE AUTHORITY OF THE STATE OF FLORIDA:

To all and singular the Sheriffs and Deputy Sheriffs of the State of Florida:

COUNT I: WHEREAS the complaint alleged that WILTON ROBERT ACTA, in Bradford County, Florida, on or about July 5, 2020, did introduce into or upon the grounds of any state correctional institution any controlled substance, or any prescription or nonprescription drug having a hypnotic, stimulating, or depressing effect, to-wit: nicotine, contrary to Section 944.47(1)(a)4, Florida Statutes.

COUNT II: AND WHEREAS the complaint further alleged that WILTON ROBERT ACTA, in Bradford County, Florida, on or about July 5, 2020, as a public servant, did knowingly and intentionally request, solicit, accept, or agree to accept for himself, any pecuniary or other benefit not authorized by law with an intent or purpose to influence the performance of any act or omissions which the person believed to be, or the public servant represented as being, within the official discretion of the public servant, in violation of public duty, or in the performance of his public duty, contrary to Section 838.015, Florida Statutes.

COUNT III: AND WHEREAS the complaint further alleged that WILTON ROBERT ACTA, in Bradford County, Florida, on or about July 5, 2020, a public servant, did knowingly and intentionally request, solicit, accept, or agree to accept, any pecuniary or other benefit not authorized by law, for the past, present, or future performance, nonperformance, or violation of any act or omission which the person believed to have been, or the public servant represented as having been, either within the official discretion of the public servant, in violation of a public duty, or in the performance of a public duty, contrary to Section 838.016, Florida Statutes.

WHEREAS, the Court finds from the facts alleged in said complaint that there is probable cause that said offenses were committed and that said Defendant committed them.

NOW THEREFORE this is to Command you to arrest the said **WILTON ROBERT ACTA**, instanter, to be brought before the Court to be dealt with according to law.

Bond is hereby set in the amount of \$ 15,000 , \$ 25,000
\$ 15,000 (per count).

SURROUNDING STATES EXTRADITION

WITNESS my hand and seal this 5th day of August, 2020, at STARKE, Bradford
County, Florida.



JUDGE

REVIEWED BY: Bruce A. Helling
BRUCE A. HELLING
Assistant State Attorney

* No Contact w/ any DOC Facility
* No Contact w/ witnesses

  