

Florida Department of Corrections



Office of the Inspector General

**CRIMINAL INVESTIGATION
INVESTIGATIVE ASSIST
CASE # 17-12827**



FLORIDA DEPARTMENT OF CORRECTIONS
OFFICE OF THE INSPECTOR GENERAL
INVESTIGATIVE ASSIST SUMMARY REPORT



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Case Number: 17-12827

OIG Inspector: Inspector Frank Lewis

Outside Agency: Florida Department of Law Enforcement

Outside Agency Investigator: Special Agent John Schultz

Date Assigned or Initiated: 07-24-2017

Complaint Against: NA

Location of Incident – Institution/Facility/Office: Martin Correctional Institution

Complainant: Inmate Jamil Wright

Outside Agency Case #: OR-37-0061

Use of Force Number: NA

PREA Number: NA

Classification of Incident: Inmate Death - Undetermined

Confidential Medical Information Included: Yes No

Whistle-Blower Investigation: Yes No

Chief Inspector General Case Number: NA



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I. AUTHORITY

The Florida Department of Corrections, Office of the Inspector General, by designation of the Secretary and § 944.31, Florida Statutes, is authorized to conduct any criminal investigation that occurs on property owned or leased by the department or involves matters over which the department has jurisdiction.

The testimony references included in this report are summations of oral or written statements provided to inspectors. Statements contained herein do not necessarily represent complete or certified transcribed testimony, except as noted. Unless specifically indicated otherwise, all interviews with witnesses, complainants, and subjects were audio or video recorded.

II. METHODOLOGY

The investigation reviewed the derivations of the allegation advanced by the complainant. The scope of this investigation does not seek to specifically address tort(s), but violations of criminal statutes. The criterion used to evaluate each contention or allegation was limited to the following standard of analysis:

1. Did the subject's action or behavior violate Florida criminal statutes?

III. ANALYSIS

The standard and analysis in this investigation is predicated with the burden of proving any violation of law, established by probable cause. The evidence considered for analysis is confined to the facts and allegations stated or reasonably implied. The actions or behavior of the subject are presumed to be lawful and in compliance with the applicable Florida law, unless probable cause indicates the contrary.



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IV. DEFINITIONS

Unfounded:

Refers to a disposition of a criminal case for which probable cause does not exist to suggest the suspect's behavior or action occurred nor is an arrest or formal charge being initiated.

Closed by Arrest:

Refers to a disposition of a criminal case for which probable cause exists that an identified subject committed the offense and one for which an arrest or formal prosecution has been initiated.

Exceptionally Cleared:

Refers to a disposition of a criminal case for which probable cause exists that an identified suspect committed the offense, but one for which an arrest or formal charge is not initiated, or in the case of a death investigation, one for which no evidence exists that the death was the result of a crime or neglect.

Open-Inactive:

Refers to a disposition of a criminal case for which a criminal investigation commenced, but where evidence is insufficient to close as unfounded, closed by arrest, or exceptionally cleared.

Investigative Assist Closed

Refers to a disposition of an investigative assist, where the conduct being investigated by the outside agency did not concern allegations against a Department employee, contractor, inmate, offender, or other person either employed or under the supervision of the Department.



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V. PREDICATE

On July 24, 2017, the Office of Inspector General (OIG) received information via MINS that on July 22, 2017 Inmate Jamil Wright [REDACTED] inside cell C4208 at Martin Correctional Institution (MCI). Inmate Wright [REDACTED] where he was pronounced deceased. Based on this information, the OIG initiated an investigative assist investigation; FDLE is the lead agency regarding this incident.

VI. SUMMARY OF INVESTIGATIVE FINDINGS

Based on the exhibits, witnesses' testimony, subject officer's statements, and the record as a whole, presented or available to the primary inspector, the following findings of facts were determined:

Inmate Wright was a black male, DOB October 07, 1986; on November 08, 2007, he received a 30-year sentence for 2nd degree murder (attempted) with an EOS date March 17, 2037. On May 17, 2017, Inmate Wright arrived to MCI. On June 30, 2017, Inmate Wright received a disciplinary report for a spoken threat and was placed into confinement cell C4208.

In his Incident Report, Captain Joshua Geeraerts indicated at approximately 8:45am, Sergeant Junior Garlobo requested he report to C-dormitory. Upon arriving to the dormitory, he was informed Inmate Jamil Wright [REDACTED] inside his cell. He observed [REDACTED] Inmate Wright and Sergeant Garlobo and Officers Brian Babcock and Donald Staires at cell C4208 [REDACTED] Inmate Wright. At approximately 9:20am [REDACTED] and at approximately 9:45am, [REDACTED] departed MCI in route to [REDACTED]. At approximately 9:50am, Inmate Wright was pronounced deceased [REDACTED].

In his Incident Report and statement to FDLE SA John Schultz, Officer Frandy Pierre indicated on July 22, 2017, at approximately 8:40am, he approached cell C4208 due to inmates banging on the cell doors. At that time, Inmate Josue Carius DC# M76413 indicated that his cellmate, Inmate Wright [REDACTED] laying on the top bunk. He notified C-dormitory officers' station of the situation and requested medical be notified. He then returned to the officers' station after being relieved by Officers Donald Stairs and Brian Babcock.

In their Incident Reports and statements to FDLE SA Schultz Officers Donald Stairs and Brian Babcock indicated [REDACTED] of the situation, they relieved Officer Pierre at the scene and found Inmate Wright [REDACTED] Inmate Carius informed them that Inmate Wright had been smoking K2. After Inmate Carius was secured inside a shower cell, the officers entered cell C4208 and determined that Inmate Wright [REDACTED]. They placed Inmate Wright on the cell floor an [REDACTED] continued until [REDACTED] arrived on scene.



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In his Incident Report Sergeant Junior Garlobo indicated at 8:41am, Officer Babcock informed him that Inmate Wright was unresponsive inside cell C4208. At approximately 8:44am, he entered the wing, approached the cell and confirmed Inmate Wright [REDACTED] He [REDACTED] [REDACTED] the situation and Officers Babcock and Staires [REDACTED].

FDLE SA Schultz interviewed Inmate Josue Carius DC# M76413 who indicated he last saw Inmate Wright smoke K2 approximately one week ago inside the cell. Inmate Josue claimed he did not see Inmate Wright smoke K2 that prior evening or that morning. After Inmate Wright and he had eaten breakfast, he went to sleep and was awoken by a captain telling them to remove a covering from the light fixture. At that time, he noticed Inmate Wright was not moving. Upon further inspection, he found Inmate Wright drooling heavily from the mouth, [REDACTED] He then had other inmates make noise to notify security of the situation.

According to Inmate Wright's [REDACTED] dated July 22, 2017; [REDACTED] [REDACTED] Inmate Wright [REDACTED] [REDACTED]

SA Schultz was provided a copy of [REDACTED]-dormitory's surveillance video from 6:00am- 11:00am for review. SA Kevin Kulp (lead agent) responded [REDACTED]. SA Kulp viewed and photographed Inmate Wright's body. SA Kulp [REDACTED].

According to District 19 Medical Examiner Report #17-19-572, the cause of death was [REDACTED] [REDACTED] and the Manner of Death is Accident

VII. CHARGES

List alleged violations of Florida Law:

NA

VIII. CONCLUSION

Based on the information gathered during their investigation, it is the recommendation of FDLE Special Agent John Schultz the investigation be termed as follows:

1. Resolved (Exceptionally Cleared)

Inspector Lewis reviewed the investigation completed by FDLE, and administrative violations were not identified.