

# Florida Department of Corrections



## Office of the Inspector General

**CRIMINAL INVESTIGATION  
INVESTIGATIVE ASSIST  
CASE # 17-22015**



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



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**Case Number:** 17-22015

**OIG Inspector:** Senior Inspector Christopher Baty

**Outside Agency:** Florida Department of Law Enforcement

**Outside Agency Investigator:** Special Agent Cale Stevens

**Date Assigned or Initiated:** 01-07-2017

**Complaint Against:** (*Deceased*) Inmate Jeffery Miller DC# 050891

**Location of Incident – Institution/Facility/Office:** Charlotte Correctional Institution

**Complainant:** N/A

**Outside Agency Case #:** FM-37-0030

**Use of Force Number:** N/A

**PREA Number:** N/A

**Classification of Incident:** Undetermined / Other Death

**Confidential Medical Information Included:**  Yes  No

**Whistle-Blower Investigation:**  Yes  No

**Chief Inspector General Case Number:** N/A



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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 December 8, 2017, the Office of Inspector General received MINS complaint #822424 that indicated at Charlotte Correctional Institution (C.I.), On December 7, 2017, at approximately 9:54 a.m., Senior Inspector Christopher Baty notified Inspector Supervisor Yolanda Brown of [REDACTED] inmate at Charlotte Correctional Institution, in which Inmate Jeffery Miller DC# 050891 was discovered [REDACTED] in his cell (B3-212). Florida Department of Law Enforcement (FDLE) Special Agent Cale Stevens was assigned as the lead investigator. FDLE case# FM-37-0030 was assigned to this case. Senior Inspector Christopher Baty was assigned as the primary assist in this investigation.

**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:

- On December 7, 2017, at approximately 8:45 am, Officer Peter Kadavy activated ICS for A-Team to respond to B-Dormitory [REDACTED] inmate in cell B3-212.
- At approximately 8:47 am, A-Team arrived. Officer Jelani Policard, Officer Stephen Mathewson and Officer Tristen Teckenbrock [REDACTED]
- At approximately 8:49 am, [REDACTED]
- At approximately 8:55 am, [REDACTED] Inmate Miller failed, [REDACTED] and Inmate Miller was transported to the Institution [REDACTED] and Officer James Perrine assisted.
- At approximately 9:11 am, [REDACTED] arrived and entered the [REDACTED] along with [REDACTED]
- At approximately 9:28 am, [REDACTED] pronounced Inmate Miller deceased.
- At approximately 9:35 am, [REDACTED] departed Charlotte Correctional Institution.
- At approximately 9:45 am, Warden Willis advised Inspector Baty of the incident of the [REDACTED] inmate found in B3-212 (pronounced deceased).
- At approximately 9:54 am, Inspector Baty notified Supervisor Brown of a situation with an [REDACTED] inmate, Inmate Jeffery Miller being discovered [REDACTED] in his cell and was pronounced deceased.
- At approximately 9:56 am, Duty Officer D. Knowles and EAC was notified.



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- At approximately 10:03 am, Senior Inspector Chris Welsh advised Inspector Baty FDLE Watch Desk was notified of this incident.
- At approximately 10:28 am, Inspector Baty was notified by FDLE that they would be responding to Charlotte Correctional and FDLE Agent Cale Stevens would be the lead special agent.
- At approximately 10:30 am, Inspector Baty secured all areas of the incident involving Inmate Miller.
- At approximately 11:45 am, FDLE Special Agents Cale Stevens, Christopher Tissot, Peter Kennedy, Dave Staley and Larry Long arrived and entered Charlotte Correctional Institution.
- At approximately 12:05 pm, Special Agents Stevens, Tissot, Peter Kennedy, Staley and Long conducted a search and collected evidence in B3-212.
- At approximately 12:25 pm, Inspector Baty assisted Special Agent Tissot in photographing Inmate Miller [REDACTED]
- At approximately 1:00 pm, Special Agents Stevens, Tissot, Kennedy, Staley and Long conducted interviews of approximately [REDACTED] and eight security staff.
- At approximately 1:53 pm, Chaplain Dennis Royall notified Inmate Miller's family of his death.
- At approximately 2:30 pm, Special Agents Stevens, Tissot, Kennedy, Staley and Long conducted interviews with approximately five inmates.
- At approximately 3:00 pm, ME Investigator Gregory Schaf arrived at Charlotte Correctional Institution.
- At approximately 3:00 pm, the ME Office took possession of Inmate Miller's body.
- At approximately 3:20 pm, ME Office departed with the body.
- At approximately 3:30 pm, Special Agents Stevens, Tissot, Kennedy, Staley and Long departed Charlotte Correctional Institution.
- At approximately 4:05 pm, Inspector Baty departed Charlotte Correctional Institution.

**FDLE SA Cale Stevens' final report:**

On December 7, 2017, at approximately 10:05 a.m., the Florida Department of Law Enforcement (FDLE) Intelligence Watch and Warning Desk was contacted by the Florida Department of Corrections (DOC) Office of Inspector General (OIG) and notified of the death of Inmate Jeffery Miller (DOC #050891). Inmate Miller was incarcerated at the Charlotte Correctional Institution (CCI) located at 33123 Oil Well Road, Punta Gorda, Florida. Special Agents (SA) from the FDLE Fort Myers Regional Operations Center (FMROC) responded to CCI and commenced a criminal investigation.



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On January 8, 2018, Special Agent (SA) Cale Stevens received and reviewed a copy of the 22nd District Medical Examiner's (ME) Office report regarding Inmate Miller's autopsy. A six (6) page report memorialized the results of the autopsy performed on Inmate Miller's body on December 8, 2017. Associate Medical Examiner (AME) Dr. Elise Arbefevile's opinion stated, in sum and substance, that Inmate Miller died as [REDACTED]. The [REDACTED] showed that Inmate Miller's [REDACTED] at the time of his death.

The manner of Inmate Miller's death was classified as an accident.

A copy of the autopsy report was placed into Related Items: INV-32 - District 22 Medical Examiner's Autopsy Report

All investigative and administrative activity is concluded; this case is closed with this report.

**VII. CHARGES**

**List alleged violations of Florida Law:**

N/A

**VIII. CONCLUSION**

Based on the information gathered during FDLE's investigation, it is the recommendation of FDLE Special Agent Cale Stevens, no criminal violations were discovered during this investigation, this case, be termed as follows:

1. Exceptionally Cleared

Senior Inspector Christopher Baty reviewed the investigation completed by FDLE, and no administrative issues were identified.