

Florida Department of Corrections



Office of the Inspector General

CRIMINAL INVESTIGATION

Case # 15-23437



FLORIDA DEPARTMENT OF CORRECTIONS
OFFICE OF THE INSPECTOR GENERAL
CASE SUMMARY REPORT



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Case Number: 15-23437

Inspector: Inspector Kevin Lingis

Date Assigned or Initiated: October 6, 2015

Complaint Against: N/A

Location of Incident – Institution/Facility/Office: Reception and Medical Center

Complainant: N/A

Use of Force Number: N/A

PREA Number: N/A

Classification of Incident: In Custody Death (Attended)

Confidential Medical Information Included: Yes No

Whistle-Blower Investigation: Yes No

Equal Employment Opportunity 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 a preponderance of the evidence exists to suggest the suspect's alleged behavior or action did not occur.

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.



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V. PREDICATE

On October 6, 2015, Inspector Glenn Wyche was notified of a natural death by [REDACTED] from the Reception Medical Center (MINS). Inmate Hoy, Darrel DC# 052781 died from [REDACTED] and was pronounced deceased by [REDACTED]. This information was reported via Management Information Notification System (MINS) Report #652534 on October 6, 2015, and was assigned as Criminal Investigation #15-23437 to Inspector Glenn Wyche on October 6, 2015. The case was reassigned to Inspector Kevin Lingis on July 14, 2016 due to Inspector Wyche resigning his position.

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:

Former Inspector Glenn Wyche was contacted regarding this investigation and asked if he collected any documentation or evidence regarding this death. Wyche indicated he put all of his documentation regarding his open cases in his IG Common folder on the server. This folder was searched and no documentation regarding this case was found. Officer Heather Liston at RMC was contacted and she provided the incident report, crime scene log, MINS report, and death notification forms.

The above named documents were reviewed and indicated at approximately 6:50 AM on October 6, 2015, Inmate Darrel Hoy DC #052781, housed in [REDACTED] was pronounced deceased by [REDACTED] while under [REDACTED]. According to the reports the primary cause of death was [REDACTED]. No photographs of Hoy's remains were available with the documents. Officer Anthony Boykin initiated a crime scene log at approximately 6:50 AM on October 6, 2015. Only Boykin and [REDACTED] entered the area until it was unsecured by Wyche at 8:36 AM. According to the death notification checklists, all appropriate notifications were made.

The Florida Department of Law Enforcement (FDLE) was not contacted due to this incident not meeting the notification requirements of the Memorandum of Understanding (MOU) between the Florida Department of Corrections (FDC) and FDLE.

On October 7, 2015, Chief Medical Examiner William F Hamilton, M.D. with the District 8 Medical Examiner's Office in Gainesville, Florida conducted a postmortem examination of the remains of Inmate Darrel Hoy DC #052781. Hamilton indicated the cause of death for Hoy was [REDACTED]. Doctor Hamilton indicated there was no external evidence of [REDACTED]. He further indicated there [REDACTED]. The manner of death was reported as accidental.

VII. CHARGES

List alleged violations of Florida Law:



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N/A

VIII. CONCLUSION

Based on the information gathered during this investigation, it is the recommendation Inspector Kevin Lingis this case be closed. Hoy's death could not be attributed to anything other than [REDACTED]. The report completed by Chief Medical Examiner William F. Hamilton, M.D. with the District 8 Medical Examiner's Office supports this conclusion. There were no administrative issues identified during the course of this investigation. Although Inspector Glenn Wyche failed to adequately document this incident, he is no longer employed with the Office of the Inspector General and no administrative action could be taken against him at this time.

It is the recommendation of Inspector Kevin Lingis that this investigation be termed as follows:

Exceptionally Cleared