

**DEPARTMENT OF PUBLIC PROTECTION
INTERNAL AFFAIRS**

**Cara Gittner, Witness Interview
IA 2011-09-297**

September 29, 2011

Present:

Cara Gittner, Beach Safety Officer

Nikki A. Dofflemyer, Captain

Bonita McClough, Transcribing Secretary

Dofflemyer: This is Captain Nikki Dofflemyer with the Department of Public Protection's Internal Affairs Unit. Today's date is the 29th of September; the time is 1249 hours. We're conducting this interview with Beach Safety Law Enforcement Officer Cara Gittner. We're at the Volusia County Branch Jail located in Daytona Beach Florida. This is a taped interview statement with Officer Gittner. Officer Gittner was given written notice of the intent to interview and appear today and provide a sworn statement. Officer Gittner is not the subject of this investigation. She is currently on duty and has been released from service to participate in this interview. Officer Gittner was also provided a copy of the Officer Bill of Rights and a copy of her Advisement of Garrity. Cara, can you identify yourself for the record, please?

Gittner: I'm Officer Cara Gittner

Dofflemyer: Ok and who are you currently employed by?

Gittner: The Volusia County Beach Patrol

Dofflemyer: Ok and how long you been with the Beach Patrol?

Gittner: I've been with them as a lifeguard since May of 2002 and I've been with them in a full time status I was hired in December of 2007.

Dofflemyer: And that is a as a law enforcement officer?

Gittner: Yes Ma'am

Dofflemyer: Ok and you currently hold a position as a as a law enforcement officer with the Beach?

Gittner: Yes I do

Dofflemyer: Ok do you have a s a contact cell phone number for me?

Gittner: I do it's area code

Dofflemyer: Do you have a a another cell phone number that you had previously to that?

Gittner: I do.

Dofflemyer: Ok what is that number?

Gittner:

Dofflemyer: Ok and you are a certified law enforcement officer officer through the Florida Department of Law Enforcement?

Gittner: Yes Ma'am

Dofflemyer: Ok you did receive a copy of your Garrity advisement prior to the start of this interview?

Gittner: Yes, I did.

Dofflemyer: Ok. You also understand that this is an open and active Internal Affairs investigation and I am directing you at this time not to discuss any part of this investigation or questioning with anyone ahm after we cease the interview until this case comes to closure.

Gittner: All right

Dofflemyer: You also understand this is gonna be a a taped a taped statement?

Gittner: Yes I do

Dofflemyer: Also understand that it's going to be a statement given under oath.

Gittner: Yes I do.

Dofflemyer: Will you raise your right hand for me, please. Do you solemnly swear the testimony you're about to give is the truth, the whole truth and nothing but the truth, so help you God?

Gittner: Yes I do

Dofflemyer: Ok. Also in accordance with Merit Rules and Regulations and the Officer Bill of Rights, you have a right to have representation present during this interview. Do you elect to have representation at this time?

Gittner: Not at this time

Dofflemyer: And this is by your choice

Gittner: Yes it is

Dofflemyer: Ok. (papers) Any time during this interview if you wish to seek representation, please advise the interview will cease so that we have an opportunity to seek a representative and have somebody sit with you for the conclusion of the interview. Cara, can you once again give me the dates that you became employed with Volusia County?

Gittner: I ah originally was employed as a part time lifeguard since May of 2002 and I was given a...offer of conditional employment in December of 2007 and I think my fulltime official status is February of 2008.

Dofflemyer: What's your date of birth?

Gittner:

Dofflemyer: And the two contact phone numbers are those the only phone numbers that you have the

Gittner: Yes they're the only ones I have.

Dofflemyer: Ok. Do you know ah Captain Rich Gardner?

Gittner: Yes

Dofflemyer: And how do you know k Captain Gardner?

Gittner: Captain Gardner was ah Captain of the Daytona zone when I first started working as a lifeguard. That's how I originally knew him.

Dofflemyer: Ok so you've known him from approximately 2002?

Gittner: M hm

Dofflemyer: Ok. Can you describe for me your relationship with Captain Gardner?

Gittner: Ahm we were both in - have very similar interests in the water and everything and ahm he kinda started teachin me a little bit about what he did in terms of investigations...ahm I have a degree from UF in marketing I didn't particularly care for my job; I came back to work the Beach in a part time status; considered fulltime law enforcement employment and kinda wanted to see what was out there in terms of what what all could be done in the department and ahm Captain Gardner taught me a little bit about what he did in terms of investigations and...that aspect of the job as well as of course he's a you know very well respected captain.

Dofflemyer: Do you currently associate with Captain Gardner outside the workplace?

Gittner: Yes I do

Dofflemyer: And how often do you socialize with him outside the workplace?

Gittner: I see him a few times a week.

Dofflemyer: Ok are other people present?

Gittner: Are other people present?

Dofflemyer: Yes

Gittner: Not generally

Dofflemyer: Ok. Is this on duty or off duty that you -?

Gittner: Off duty.

Dofflemyer: Off duty? And you say how often do you guys see each other?

Gittner: Outside of work?

Dofflemyer: Outside of work.

Gittner: A couple times a week.

Dofflemyer: Ok and how long has this been taking place?

Gittner: How long has what been taking place?

Dofflemyer: You guys been seeing each other outside the workplace.

Gittner: W

Dofflemyer: Or socializing outside of work

Gittner: We've all been part of the same group of friends for a long time so I mean we would all...we had functions together whether it was everybody goin out on a Friday night or...

Dofflemyer: Ok

Gittner: football games on the weekends for...probably four years

Dofflemyer: Ok and normally are other people with you?

Gittner: Not at this time, no

Dofflemyer: Not at this time ok. You say there's a group of friends that ahm that you were at one time goin out with. Who are those folks that you used to go out that were currently with you guys when you go certain places?

Gittner: Well the original group would've been a mix of people from work that would involve being close friends

Dofflemyer: Do you remember who they would be?

Gittner: (Exhales) Mark Crispin and his wife would've been part of em ahm Andy Ethridge and his wife ahm Mandy Buellerd I mean there was a big group of people that we always kind of all hung out with.

Dofflemyer: Cara during your employment with ah Volusia County were you - are you currently involved in a romantic or intimate relationship with Captain Gardner?

Gittner: Yes

Dofflemyer: Ok when did that relationship begin?

Gittner: February of 2009

Dofflemyer: And you're still currently involved in a romantic relationship with him?

Gittner: Yes

Dofflemyer: Ok. Has Captain Gardner contacted you during your employment from his County issued cell phone for other than work related business?

Gittner: No

Dofflemyer: Have you ever called Captain Gardner's County cell phone ahm from your personal cell for other than work related issues?

Gittner: No

Dofflemyer: Do you currently call Captain Gardner from his ah do you currently call ahm Captain Gardner ahm usin his personal cell phone? Do you communicate with him via cell phone?

Gittner: Yes

Dofflemyer: Ok how often do you think you communicate?

Gittner: Ahhhii...fairly regularly I mean we communicate via text message more than...

Dofflemyer: Is the text messages and the calls are they during business hours where either one of you would be on duty?

Gittner: Our communications have been during business hours but never in a sexual manner.

Dofflemyer: Ok. So have you ever made contact using your personal cell phone to his personal cell phone while you guys were on duty for personal reasons?

Gittner: Like what do we have what's going on tonight kind of personal reasons? Is that what you mean by personal

Dofflemyer: Sure any type, any type

Gittner: reasons?

Dofflemyer: any type

Gittner: Yeah

Dofflemyer: Ok. How often do you think that happens?

Gittner: Daily.

Dofflemyer: Ok.

Gittner: Since he since last Friday like out of the blue when he got papers he was like yeah I can't talk basically so...

Dofflemyer: Ok

Gittner: my communication with him has been very limited since then.

Dofflemyer: Have you seen him outside of work since then?

Gittner: Yes

Dofflemyer: Any discussion at all about ahm him bein under investigation?

Gittner: Just his frustration that he was - not again what it was about or - just the fact that he was.

Dofflemyer: Ok. Did he c s appear worried?

Gittner: I think anybody would. Yeah.

Dofflemyer: Prior to your employment with ahm Beach Safety, were you involved in any type of romantic or intimate relationship with Captain Gardner?

Gittner: No

Dofflemyer: Did you know him Captain Gardner prior?

Gittner: To 2002?

Dofflemyer: Prior to 2002

Gittner: No

Dofflemyer: Ok. You said your relationship began February of 2009?

Gittner: M hm

Dofflemyer: Ok

Gittner: And it hasn't been...continuous since then. It's - we've struggled with it and gone back and forth, so...

Dofflemyer: When you were out with ahm Mark Chrisman and Andy Ethridge and and Mandy and you and Rich were together, did it appear that you and Rich were involved in a relationship

Gittner: No

Dofflemyer: you know

Gittner: not at all

Dofflemyer: in front of everybody else

Gittner: No. I mean Vicki, his wife, would've been with us. I mean that would've been when everybody was just a big group of friends.

Dofflemyer: Ok so r Rich's wife woulda been there there was any kind of flirtatious behavior between you and Rich?

Gittner: No

Dofflemyer: Any physical contact between you and Rich?

Gittner: No absolutely not.

Dofflemyer: Have you engaged in any type of inappropriate contact with Captain Gardner while on duty?

Gittner: No

Dofflemyer: Any sexual con contact between you and Captain Gardner while either one of you were on duty?

Gittner: No

Dofflemyer: Ok. Ever kiss Captain Gardner while on duty?

Gittner: No

Dofflemyer: Sexual relations?

Gittner: (Laughs) No.

Dofflemyer: You ever been in a compromising position with Captain Gardner while on duty?

Gittner: In terms of...

Dofflemyer: Compromising position where somebody woulda walked in and and believed that

Gittner: No

Dofflemyer: there was something other than business bein conducted.

Gittner: No

Dofflemyer: Do you have a Facebook account?

Gittner: I do

Dofflemyer: Ok has Captain Gardner ever attempted to get into your account without your knowledge?

Gittner: Yes

Dofflemyer: Ok. Have you ever told anybody about that?

Gittner: I - yes

Dofflemyer: Who did you tell?

Gittner: The guy I was dating at the time.

Dofflemyer: Who was that?

Gittner: Joe Sellix, Daytona P.D.

Dofflemyer: What's the last name again?

Gittner: Sellix

Dofflemyer: Can you spell that for me?

Gittner: S-E-L-L-I-X

Dofflemyer: S-E-L-I-X

Gittner: L-L

Dofflemyer: L-L-I-X...when did you tell him?

Gittner: When?

Dofflemyer: M hm correct

Gittner: Mm...oh we dated last fall...it woulda been last October, November, something like that.

Dofflemyer: Ok...it woulda been...2010?

Gittner: Yeah

Dofflemyer: Has ah...and when did Rich attempt to go into your Facebook account?

Gittner: Same time frame.

Dofflemyer: Same time frame? Did you ever discuss that with Rich?

Gittner: Yeah

Dofflemyer: Ok tell me about that.

Gittner: It was just it was a trust issue and he and I's relationship and he...had an idea there was somethin else goin on and he looked at what I was doin.

Dofflemyer: Ok do you know where he was at when he did that?

Gittner: No idea

Dofflemyer: Did he do that from his computer at home?

Gittner: I I would assume so.

Dofflemyer: Ok. Did he ever tell you he did it from the computer at work?

Gittner: No

Dofflemyer: Has ah Captain Gardner ever attempted to go into your bank account without your knowledge?

Gittner: No

Dofflemyer: Is Rich listed as an associate on your account, currently? As one of your friends on your Facebook?

Gittner: No

Dofflemyer: Ok...any pictures posted on there with you and Captain Gardner together that would be...look like you were in a romantic relationship?

Gittner: No absolutely not.

Dofflemyer: Would you be willing to let me take a look at that Facebook account?

Gittner: Yeah

Dofflemyer: Ok. Have you ever participated or engaged in any type of sexual relationship while on duty with Captain Gardner?

Gittner: No

Dofflemyer: With any other personnel from the Beach?

Gittner: No

Dofflemyer: With anybody that didn't work for the Beach while you were on duty?

Gittner: No (laughs)

Dofflemyer: Have you engaged in any type of inappropriate or intimate contact with Captain Gardner while on County property?

Gittner: No

Dofflemyer: Usin any type of County equipment County vehicles, anything of that nature?

Gittner: No

Dofflemyer: Any type of inappropriate or intimate contact in any of the lifeguard stations?

Gittner: No

Dofflemyer: Ok. Have you engaged in any activity while on duty that if discovered would shed a negative light on County government or Beach Safety?

Gittner: There was no activity on duty.

Dofflemyer: Have you ever received or been given any special assignment, duty or shift by Captain Gardner due to having a personal intimate relationship with him?

Gittner: No

Dofflemyer: Since you've been a police officer and involved in a personal relationship with Captain Gardner, has he ever been your direct supervisor?

Gittner: No because there's a captain between. There's times when he's our Deputy Chief but my direct supervisor would be my Captain.

Dofflemyer: Ok. Who's your Captain?

Gittner: Todd Snipes is now...or whoever the...I mean the supervisor for that day would have been at work there's always a captain

Dofflemyer: Ok

Gittner: on duty

Dofflemyer: Ahm just regressing a little bit. Joe Sellix are you still involved in a relationship with him?

Gittner: No

Dofflemyer: Was it a ah an amicable re you know breakup? Was there any type of animosity during the breakup?

Gittner: No...

Dofflemyer: Does he associate with anybody from the Beach currently that you know of?

Gittner: No...ah associate in terms of what?

Dofflemyer: Just...somebody that he would share information with that you know the information that told him that Rich had got into your Facebook account without your knowledge.

Gittner: No

Dofflemyer: (unintelligible) Captain Gardner ever indicated during conversation with you that he was attempting to or was going to move you into an investigator position due to your relationship with him?

Gittner: No

Dofflemyer: He ever tell you that he voted for you for any type of commendation with the Beach?

Gittner: Voted for me for a commendation?

Dofflemyer: Or nominated you

Gittner: He nominated me for a commendation but it had absolutely nothing to do with our relationship I discovered a we had a stolen vehicle recovery disaster and...I have crazy computer skills and I spent about 8 hours one day and found out we had a partial tag and a picture of the front of the car and I ID'd the car and the person in it.

Dofflemyer: Remember when that was?

Gittner: Oh...no

Dofflemyer: Ok

Gittner: I got the commendation last year but I wanna say that it happened like way way way waay before that.

Dofflemyer: Ok

Gittner: It takes like quite a while to get anything done in terms of commendations.

Dofflemyer: Do you know if ahm Rich ever nominated you for Officer of the Year?

Gittner: No, I was Chief Sweat's nomination.

Dofflemyer: Ok

Gittner: Or Director Sweat's nomination.

Dofflemyer: Ok (papers)

Gittner: Like it even says director's (laughs) selection on it.

Dofflemyer: Ok. Has Captain Gardner promised you any type of favors due to your relationship?

Gittner: No

Dofflemyer: Given you any type of special assignment?

Gittner: No

Dofflemyer: Do you know if your relationship did he report that you and him had a relationship to anybody any Beach supervisor?

Gittner: Not to my knowledge.

Dofflemyer: Ok did you report to any supervisor that you had a relationship with Captain Gardner?

Gittner: No

Dofflemyer: Anybody else you can think of that knows that Rich went into your Facebook account without your knowledge?

Gittner: No

Dofflemyer: Ok. Have you ever called Rich Gardner and asked him to come over and he had to secure your weapon because you were not feeling stable?

Gittner: Yes

Dofflemyer: Tell me about that situation. (Pause) Let's start here. When was that?

Gittner: In August.

Dofflemyer: August of this year? Ok...ok so who else knows about it besides you and Rich?

Gittner: Joe.

Dofflemyer: And how did Joe become aware of that?

Gittner: (Pause) I told him.

Dofflemyer: Ok when did you tell him?

Gittner: Sometime in August.

Dofflemyer: Ok...and this is after you and Joe's relationship had ended?

Gittner: No

Dofflemyer: Ok this was during...the time

Gittner: He and I have also gone back and forth.

Dofflemyer: Ok

Gittner: Between October the end of October of last year and about the middle of August of this year a couple of times.

Dofflemyer: Ok. All right, tell me what happened.

Gittner: I have been to EAP (crying) for a while for depression...

Dofflemyer: Ok

Gittner: (exhales)

Dofflemyer: Take your time.

Gittner: And I was upset one night...

Dofflemyer: And that was in August? Ok

Gittner: and I was more frustrated and I just wanted to leave the department and I made a comment of come get my gun and...and Rich took it to mean I was gonna do harm to myself which I would never do...

Dofflemyer: Ok...did you mean when you said that to him that...when you said that just come get my gun did you mean that you were gonna bring harm to yourself?

Gittner: No

Dofflemyer: So Rich came over and...what'd Rich do at that point?

Gittner: Took...my service weapon and my off duty gun.

Dofflemyer: Ok he took it and left with it? Ok, when did you get that back?

Gittner: Before shift the next day.

Dofflemyer: Ok do you know if he reported that situation to anybody?

Gittner: No

Dofflemyer: Ok anybody ever question you about that situation?

Gittner: No one knows about it.

Dofflemyer: Ok except for Joe? Anybody else that you would've told?

Gittner: I told my best friend cause she's an attorney

Dofflemyer: Who is that?

Gittner: Melissa Murphy

Dofflemyer: Ok. Melissa have any friends at ahm...other than you at the Beach that she would talk to...

Gittner: No

Dofflemyer: and maybe share that information with?

Gittner: No absolutely not. She worked there, she knows people but she doesn't talk to any of them anymore.

Dofflemyer: Did you ever tell Rich when you – about what time of the night did you call him or during the day?

Gittner: It was really late.

Dofflemyer: Ok...and you called him and then he...

Gittner: We were talking already

Dofflemyer: Ok

Gittner: and arguing about something I don't know what and I just got frustrated and I was like I'm done I'm I'm over it. I don't want to be here anymore...I meant in terms of the job, not life...

Dofflemyer: Ok did you explain that to him when he came to the house? Did he come to your house?

Gittner: M hm

Dofflemyer: Ok did you explain that to him that you weren't talkin about taking your life?

Gittner: Mm ah no. I didn't have the opportunity to.

Dofflemyer: Ok tell me what he did when he got there.

Gittner: He just came in he said where are your guns at and I keep em in my spare bedroom upstairs and he knows that. And he went and got my duty weapon I don't...my off duty was somewhere else I don't remember where it was. He made me find it for him and give it to him.

Dofflemyer: Ok any conversation while he was there? Did you attempt to explain to him that you weren't meaning that you were gonna cause harm to yourself?

Gittner: M hm

Dofflemyer: And he still took your weapon? Ok. How long did he stay?

Gittner: Fifteen minutes.

Dofflemyer: Ok. Did you talk to him after he left? And when's the next time you talked to him?

Gittner: The next morning.

Dofflemyer: The next morning? Ok what happened during that conversation?

Gittner: I met him and picked up both weapons and...we just kinda...talked about our situation.

Dofflemyer: Ok. He gave you back your weapons?

Gittner: M hm (sniffs)

Dofflemyer: Felt comfortable?

Gittner: M hm

Dofflemyer: And you you say you're currently seeing EAP?

Gittner: I haven't in a little while

Dofflemyer: Ok

Gittner: I don't go any more.

Dofflemyer: Ok. Is there any reason at this point Cara that you sh are not in a position where you should be handling a weapon?

Gittner: No

Dofflemyer: Ok. He have any type of feelings that you want to harm yourself at all?

Gittner: No

Dofflemyer: And don't want to harm anybody else

Gittner: No

Dofflemyer: Ok...mainly you don't want to harm yourself.

Gittner: No

Dofflemyer: Ok. Is there anything that you could think of that somebody else would consider special treatment or you considered special treatment that you received from Captain dar Gardner due to your relationship with him?

Gittner: People viewed my...

Dofflemyer: Anybody

Gittner: ability to work in Investigations as new of an officer as I was as special treatment. But it was strictly because of my abilities.

Dofflemyer: Anybody ever come and say anything to you?

Gittner: To my face?

Dofflemyer: M hm

Gittner: No

Dofflemyer: Ok

Gittner: People would talk behind my back about it.

Dofflemyer: Ok and where'd you did certain people come tell you that that certain so and so was talkin behind your back?

Gittner: I it's a gossip filled department...so

Dofflemyer: M hm

Gittner: it just kinda gets back.

Dofflemyer: Have you ahm ever met Captain Gardner while he was assigned to a special detail at the parking garage when he was working overtime or working a shift at the ca the parking garage you meet up with him?

Gittner: I used to when I – way before I was full time. I I mean he would...I learned a lot from that.

Dofflemyer: Ok. Did anything...you were there just to...learn

Gittner: Learn what he was doing, yeah

Dofflemyer: Was there any type of sexual or intimate contact

Gittner: No

Dofflemyer: during that time? Was there any suggestion that that was gonna take place when you did go to see him?

Gittner: No

Dofflemyer: Ok you ever been assigned to the detail at the parking garage and Rich come to visit you while you were on duty?

Gittner: I think he bought me like a Diet Coke one night when he was on a detail before he went home.

Dofflemyer: Ok, when you would go see Rich, how long would you stay? I'm talking about the parking garage.

Gittner: Ahh...a couple hours to...most of the shift, that just depending.

Dofflemyer: Ok...anybody else know that you were meetin him?

Gittner: Oh yeah

Dofflemyer: Ok anything...

Gittner: I mean it was a regular thing for me to be in there. But no

Dofflemyer: Who who would've seen you there and that you can remember?

Gittner: (Exhales) any of the night shift officers whoever was workin at the time.

Dofflemyer: Ok

Gittner: Would've known

Dofflemyer: Do you remember who those people were?

Gittner: Ah...Warren Rogers was is the only one that sticks out as someone

Dofflemyer: He still work there?

Gittner: M hm

Dofflemyer: Ok. And during your relationship current relationship and past relationship Captain Gardner has not been your direct supervisor?

Gittner: No

Dofflemyer: Ok. Does anybody else know about your and Captain Gardner's relationship?

Gittner: Currently?

Dofflemyer: M hm

Gittner: No

Dofflemyer: Ok

Gittner: People know that it's existed in the past.

Dofflemyer: A lot of people know?

Gittner: No

Dofflemyer: Ok who do you think

Gittner: People

Dofflemyer: Who do you think knew

Gittner: People may assume

Dofflemyer: Ok did anybody ever come to you and ask you if you were in a relationship with Captain Gardner?

Gittner: Not specifically come and ask me I mean I...it like points especially after we would've broken up for a time I had told people but...

Dofflemyer: Who have you told?

Gittner: In...pertinence to...the department?

Dofflemyer: M hm yeah the department

Gittner: Mindy Greene would be the only person I confided in.

Dofflemyer: Ok. Were you contacted by Captain Gardner prior to this interview? Were you contacted by Rich prior to this interview and discussed ahm the Internal Affairs investigation to any extent at all?

Gittner: No

Dofflemyer: Ok. Did he...

Gittner: Like I said o only to...I knew he was under one.

Dofflemyer: Ok and how did you become aware of that?

Gittner: He told me.

Dofflemyer: Ok. Did he

Gittner: He got real weird on Friday, like just distant and everything I'm like what's goin on? And he was like you know all this stuff and I don't know what's going on but I got served and I we don't need to talk and we need to stay away from each other.

Dofflemyer: Ok. At any time did he instruct you to lie while you were under oath?

Gittner: No

Dofflemyer: Ok. The anonymous letter that was received by the County do you think Joe Sellix is capable of writing?

Gittner: Yeah. He's the only one that has knowledge.

Dofflemyer: Ok would he have knowledge of anything else that goes on at the Beach? Did you ever discuss anything else with him?

Gittner: I'm sure I talked to him about all kinds of stuff but I don't know what.

Dofflemyer: You ever talked about him that Rich was involved in a relationship with anybody else?

Gittner: Yeah

Dofflemyer: Ok and tell me...tell me about that conversation.

Gittner: He...he and I were talking one night and he asked is there any way you would ever get back with him? And I said no he's supposedly dating someone else (unintelligible)

Dofflemyer: Did you tell him who?

Gittner: No

Dofflemyer: How long ago was that conversation?

Gittner: Would've been in...August

Dofflemyer: Ok

Gittner: Er early August

Dofflemyer: Did you ever talk to him about Ray Manchester?

Gittner: Yeah

Dofflemyer: Ok

Gittner: I mean, he knows I'm sure he knows (thump) ow! The captain but, no I don't...

Dofflemyer: How long has ah Joe been a police officer in Daytona?

Gittner: Mmm...four years, maybe? I'm not sure.

Dofflemyer: You ever discuss ahm Rodrigo Miranda with him?

Gittner: No (laughs)

Dofflemyer: Ok how about John Texter?

Gittner: No

Dofflemyer: Does he know John Texter?

Gittner: I don't know who he who he may know from...he worked on beachside so...

Dofflemyer: Ever Rich ever tell you that he had caught somebody on duty that smelled of alcohol and he didn't report it?

Gittner: No.

Dofflemyer: (Pause, papers) Have you been truthful with me during this interview?

Gittner: Yes

Dofflemyer: Ok we're just gonna review a couple things. At any time

Gittner: Can I amend something now that I think about it?

Dofflemyer: You sure can.

Gittner: I've kissed him in his work truck.

Dofflemyer: Ok

Gittner: But that would've been...that like...as far as anything ever woulda gone on

Dofflemyer: Ok

Gittner: in County

Dofflemyer: How many

Gittner: property

Dofflemyer: How many times do you think that happened?

Gittner: I couldn't begin to tell you.

Dofflemyer: More than ten?

Gittner: Yeah

Gittner: She's not aware of it currently she's aware of it having occurred.

Dofflemyer: Ok. But you're your testimony is that the relationship is still

Gittner: Yes

Dofflemyer: and any cell phone records that I pull I'm not gonna find ah large calls while on duty

Gittner: Calls?

Dofflemyer: Phone calls back and forth or text messages either one.

Gittner: There's text messages absolutely

Dofflemyer: Ok

Gittner: but it would've been...it's more of a way of like wow that was a crazy call or did you hear that on the radio or so and so just keeps rumb mumbling...like I mean like the content there's probably a lot of them but there's no content to them that would've been inappropriate.

Dofflemyer: Ok

Gittner: It was just...communication

Dofflemyer: Do you have any idea who would've mailed an anonymous letter to the County?

Gittner: Yeah at this point I know exactly who it was. Cause it's the only person that would have knowledge of that.

Dofflemyer: Has he ever made mention that he was going to...

Gittner: No

Dofflemyer: do something of this nature?

Gittner: No. At one point he told me that I should tell Rich's wife exactly what was going on cause she deserved to know and if I wasn't - that I should do that. But I ahm but I never did.

Dofflemyer: Ok All right is there anything that you wanna add Cara before we go off the record?

Gittner: No

Dofflemyer: Ok we're gonna end it end the interview we're still at the Branch Jail, ahm at 1300 Red John Drive and we're going to officially go off the record at 1320 hours.

(Recording devices off)