

SSN.

Name: Shone, Daryl Emmerson

Agency ORI: FL 641700

Agency Name: Volusia County Beach Patrol

Select the type of discipline for which your agency is employing officer: **Law Enforcement**

RESULTS

MANDATORY CHECKS (Select *SATISFACTORY* or *UNSATISFACTORY*)

Neighborhood: **SATISFACTORY**
Previous Employment (see box at right): **SATISFACTORY**
FCIC Record: **UNSATISFACTORY**
NCIC Record: **SATISFACTORY**
Local Law Enforcement: **UNSATISFACTORY**
Military History: **SATISFACTORY**
Controlled Substances: **SATISFACTORY**

CJSTC was contacted on _____ for
facts/reasons applicant separated from
previous criminal justice employments.

**MANDATORY CONTACT WITH CJSTC
FOR EACH APPLICANT.**

RECOMMENDED

Job Related Psychological Examination: **SATISFACTORY**
Polygraph Examination: **NOT COMPLETED**

APPLICANT ADMITS TO

Having previously committed an act which constitutes a felony or misdemeanor even if previously not detected, not arrested or not prosecuted including, but not limited to, theft, possession of illegal drugs, fraud, etc. **YES**

CURRENT/RECENT ILLEGAL USE OF CONTROLLED SUBSTANCE (Indicate type and date last used)

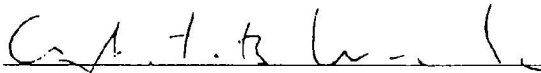
Type: **None**

Date Last Used:

INVESTIGATIVE FINDINGS (Please describe any unsatisfactory findings, admitted acts, and other drug use below.)

Applicant has falsified and attested under penalty of perjury official documents related to his employment as a law enforcement officer on at least three separate occasions. Applicant forged and uttered a fraudulent social security card and a fraudulent U. S. visa in order to obtain employment with the County of Volusia while residing in the country as an illegal alien. Applicant was arrested for domestic battery on 11-22-92 and completed the terms of a deferred prosecution agreement on 10-08-93, and applicant had case file purged on 12-10-98.

Rule 11B-27.0011, FAC, requires applicant's moral character be carefully examined before hiring. If the background investigation establishes that the applicant has a significant history of prior unlawful conduct, the Commission recommends not hiring the applicant



Signature and Attestment of Background Investigator

3-7-01

(Date Signed)

I hereby verify, based on the above factors considered by this agency, that the applicant is of good moral character as required by s.943.13(7), Florida Statutes.

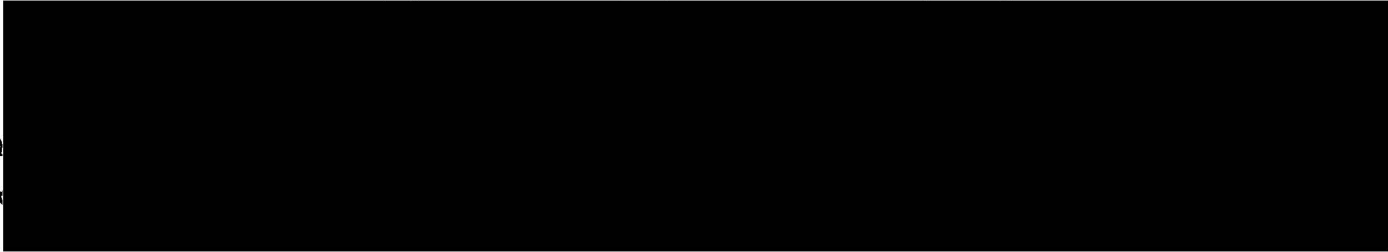
Signature of Employing Agency Administrator or Designee (Required)

(Date Signed)

VOLUSIA COUNTY BEACH PATROL
REPORT OF BACKGROUND INVESTIGATION

A	Applicant Name		Applicant Social Security No.
	Shone, Daryl Emmerson		[REDACTED]
B	Investigator	ID Number	Date Initiated
	Capt. T. B. Cunningham	806	04-18-00

On April 18, 2000 a background investigation of Daryl Emmerson Shone was initiated at the direction of Chief Kevin Sweat. Upon review of Shone's personnel files I found reports of two prior background investigations conducted on behalf of this agency. On October 2, 1995, Inv. Charles Dowell found that Shone was not a U.S. citizen and was therefore ineligible for law enforcement employment. On October 31, 1996, Lt. Ken Modzelewski found that Shone had been arrested for domestic battery and concluded that Shone was ineligible for employment as a law enforcement officer on moral character grounds. I also found in Shone's personnel file a handwritten note signed by FDLE Agent Robin Davis noting that on 11-11-96 Shone had signed an Affidavit of Applicant attesting that he was a U. S. citizen (although Shone did not become a naturalized U. S. citizen until 1998). I also found a handwritten note signed with the initials "BB" that I presume to be those of Deputy Chief Bill Bussinger noting that Shone had provided a fraudulent social security card for County employment and had previously resided in this country without a valid visa. I then found in the file a copy of a social security card in the name of Daryl E. Shone numbered [REDACTED] and a County employment application signed by Shone on 06-23-86 with that social security number. I then found a copy of a U. S. Immigration and Naturalization Service visa numbered [REDACTED] with the name Daryl Emmerson Shone. I then found a copy of an employment verification form signed by Shone attesting that he was an alien authorized to work in the U. S. on visa number [REDACTED] until 05-03-91. Shone then came to my office and completed an application questionnaire in which he answered in the affirmative to questions relating to previous criminal activity. Shone also presented a social security card with the number [REDACTED] which I copied and added to his personnel file. Shone said he was born in Melbourne, Australia on July 2, 1963 and came to the United States sometime in the mid 1980's. Shone said that he married Jacqueline Lesley Shone on 11-15-99 and lives with her at [REDACTED]. Shone said he has one son, [REDACTED] (9 yoa), who lives with his former wife, Cathy Lai, at [REDACTED]. Shone said he has two brothers, Mark Adrian Shone (dob 05-26-60), who lives in Geelong, Australia, and Noel Bradley Shone (dob 12-21-64), who lives with Shone's mother, Faye Jean Shone, in Melbourne, Australia. Shone said he has two sisters, Christine (44 yoa), whose married name is unknown to Shone and who he said lives "somewhere in Australia," and Belinda Shone (dob 06-05-68), whose address is unknown to Shone. Shone said he has had no contact for over 25 years with his biological father, Eric Shone (70-80 yoa). Shone said he spends all of his leisure time with his wife and her friend "Julianna" whose last name and address Shone said he did not know. Shone says he drinks socially at the rate of one beer per night. Shone says he has never used illegal drugs. Shone said he was a plaintiff in a civil lawsuit in 1991 arising from a traffic accident in which he was struck by a vehicle from behind. Shone said he was arrested for domestic battery in 1991 after he struck his wife. Shone said the charge was "dropped by the state." Shone provided a list of four individuals, who he said could attest to his character: Norma and James Harrison, [REDACTED], Wayne Schindler, [REDACTED], and Louie Mercer, [REDACTED].



E	Investigator's Signature	Date	Case Disposition
	[Signature]	3-9-01	<input type="checkbox"/> Satisfactory <input checked="" type="checkbox"/> Unsatisfactory
F	Signature of Approving Authority	Date	Name and Title of Approving Authority
			Kevin C. Sweat, Chief

REPORT OF BACKGROUND INVESTIGATION

Shone, Daryl E.

Applicant

A check of FCIC/NCIC on 05-02-00 found that Shone is listed as a single state offender (SID 03679343) with an arrest for domestic battery on 11-22-92. A check of the Volusia County Criminal Justice Information System (CJIS) found cases two cases on file, 9051980MMAES for an ordinance violation and 9251431MMAES for domestic battery. CJIS indicates that the ordinance violation was for an animal complaint and the case was closed with a pre-trial intervention; the domestic battery case was nolle prossed on 10-08-93 following completion by Shone of a Deferred Prosecution Agreement. The latter case was purged on 12-10-98 and a copy of the DPA was unavailable from the Clerk of Court. A records check of area police agencies was requested by letter on 05-09-00 and responses were obtained from Daytona Beach PD, Daytona Beach Shores PD, DeLand PD, Edgewater PD, Holly Hill PD, New Smyrna Beach PD, Oak Hill PD, Orange City PD, Ormond Beach PD, Ponce Inlet PD, Port Orange PD, South Daytona PD and Volusia County Sheriff's Office. All responses indicated no record found with the exception of Daytona Beach PD who noted an arrest on 11-22-92 for domestic battery but indicated the file was purged and "hard copy unavailable." In reviewing Shone's personnel file I found a copy of the Daytona Beach police report of the 11-22-92 domestic violence incident that alleges Shone struck his wife, Cathy Lai Shone, in the mouth with his fist following a verbal argument and Shone was placed under arrest.

Shone provided a copy of Certificate of Naturalization No. 23072905 indicating he became a naturalized U. S. citizen on July 2, 1998.

Shone provided me with a copy of a general equivalency high school diploma he obtained on February 29, 2000. Noting that Shone completed a state certified curriculum in Basic Law Enforcement at Daytona Beach Community College on June 11, 1996, I contacted Sheila Helmer at the DBCC Criminal Justice Training and she confirmed that Shone was required to have a high school diploma or GED as a condition of enrollment in the BLE program.

Capt. Rich Gardner contacted Norma and James Harrison, a married couple, who said they had met Shone about 10-12 years ago while he was working as a lifeguard on the beach and that Shone was "level headed" and "like a stepson to us." Ormond Beach police officer Wayne Schindler told Capt. Gardner that he had met Shone while he was working on the beach as a lifeguard and Shone asked him for assistance with coursework while Shone was in the police academy. Schindler said he would not trust Shone with confidential matters because "he likes to talk to people too much." Schindler said he has seen Shone in an intoxicated condition and told Gardner, "Let's just say I've seen him the morning after...we'll leave it at that." Schindler said Shone "would be a good officer as long as he keeps his personal life in check." Louie Mercer told Capt. Gardner that he had met Shone on the beach while Mercer was working as a Daytona Beach police motorcycle officer. Mercer had no knowledge of a derogatory nature and said Shone "seems like a very good person, very hard working, and I like him a lot."

Neighborhood checks were conducted by Capt. Gardner at addresses provided by Shone as current and prior residences. Bill Roberson, ██████████, told Gardner he knows Shone well and says he would make a good law enforcement officer because he "looked out for everybody" when he lived in the neighborhood. James Hayden, ██████████ Daytona Beach, told Gardner he knew Shone only in passing and that Shone "seemed devoted to kids" and was with children "constantly." John Gallagher, ██████████ ██████████ Ormond Beach, told Gardner Shone "had a little party a while ago" and that Shone was "nice people." Ms. Tucker, ██████████, Ormond Beach, told Gardner she did not know Shone except "he plays ball with the kids in the street" and she is "afraid he is going to break a window or something." Alice Hatton, ██████████ ██████████, told Gardner she has known Shone for ten months and "loves him as a neighbor." Hatton also said Shone spends time with neighborhood children with "special needs." Phil Rather, ██████████, Ormond Beach, told Gardner he had known Shone for ten months and that Shone "seems to be trustworthy."

Investigator's Signature	Date	Initials of Approving Authority	Date
Capt. Rich Gardner	3-7-01		

REPORT OF BACKGROUND INVESTIGATION

Shone, Daryl E.

Applicant



FDLE grade notifications are on file indicating that Shone took the Florida Officer Certification Exam on January 27, 1999, failing section 2, which he then passed following a second exam on February 24, 1999.

Conclusion

A background investigation of Daryl Emmerson Shone has been conducted in accordance with Ch. 943.13(7), Florida Statutes, with the following findings: on 06-23-86 Shone signed and certified as true an employment application for the County of Volusia in which he supplied a fraudulent social security number and provided a fraudulent social security card that was photocopied and included in his personnel file; on that same date, Shone completed a U. S. Immigration and Naturalization form for employment eligibility verification in which he attested under penalty of perjury that he was a legal alien and supplied a fraudulent visa stating that he was authorized to remain in the U. S. until 05-03-91, when in fact Shone was then residing in the U. S. as an illegal alien; on 05-10-90 Shone completed a second application for employment for the County of Volusia in which he omitted his social security number, and on the same day Shone applied for a social security number through the Social Security Administration; on 11-11-96 Shone signed a Florida Department of Law Enforcement Affidavit of Applicant (CJSTC 68) and falsely certified as true that he was a citizen of the United States and a high school graduate or equivalent. These documented incidents of fraud and untruthfulness, although not criminally charged, combined with a prior arrest for domestic battery and a reputation for excessive consumption of alcohol, indicate to this investigator that Shone has an underlying lack of good moral character as required by the State of Florida for employment as a law enforcement officer.

Investigator's Signature	Date	Initials of Approving Authority	Date
<i>[Handwritten Signature]</i>	3-9-01		