

From: Dave Byron <dbyron@volusia.org>
To: VolusiaExposed <volusiaexposed@cfl.rr.com>
Subject: Re: PRR - Training Video - Capt. Hunter
Date: Wed, 15 May 2013 15:10:45 -0400

your request is acknowledged

>>> On 5/15/2013 at 2:41 PM, in message <1368643273.3049.17.camel@john-System-Product-Name>, VolusiaExposed <volusiaexposed@cfl.rr.com> wrote:

Lt. Mason / Dave Byron:

That is extremely odd that the VCDC does NOT have this record.
(Recording of Captain Hunter's April 5th, 2013 interview).

As you can see below - Florida Statute requires that such interviews dealing with the investigative process - be recorded.

Ironically, the County of Volusia has gone on the record (in past cases) that these pre-disciplinary interviews are considered part of the investigative process. In the past, VolusiaExposed has been denied access to IA files until the completion of these pre-disciplinary hearings.

Is this record in the custody of another subsection of Volusia County Government? (Mr. Byron)

We (VolusiaExposed) has knowledge that the VCSO does record such pre-disciplinary hearings. Hopefully, the VCDC did not fail to record this interview - such could be a violation of the affected officer's Florida Officer's Bill of Rights (F.S. 112.531-112.535).

Therefore, in addition to our request for a copy of the recorded interview between Captain Hunter and Mr. Reckenwald (April 5, 2013), we (VolusiaExposed) request a copy of the recordings of Sgt. B. West's and Ofc. N. Schneider's April 15, 2013 interview with Mr. Reckenwald.

Thank You

VolusiaExposed.Com

volusiaexposed@cfl.rr.com

BCC - several

F.S. 112.532(1) (g) The formal interrogation of a law enforcement officer or correctional officer, including all recess periods, must be recorded on audio tape, or otherwise preserved in such a manner as to allow a transcript to be prepared, and there shall be no unrecorded questions or statements. Upon the request of the interrogated officer, a copy of any recording of the interrogation session must be made available to the interrogated officer no later than 72 hours, excluding holidays and weekends, following said interrogation.

On Wed, 2013-05-15 at 11:47 -0400, Scott Mason wrote:

> The Volusia County Division of Corrections does not possess requested record (Recording of April 5th, 2013 meeting between Hunter and Recktenwald)

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> Lt . Scott Mason

> Staff Development Supervisor

> Compliance Officer

> Volusia County Division of Corrections

> smason@volusia.org

> Office 386-258-4044

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> >>> VolusiaExposed <volusiaexposed@cfl.rr.com> 5/13/2013 1:35 PM >>>

> Thank You, Lt. Scott - also, per our understanding of Florida Statutes,

> the April 5th, 2013 meeting between Hunter and Recktenwald should have

> been recorded - therefore, we request that you add it (the recording of

> the meeting) to this PRR.

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> On Mon, 2013-05-13 at 12:56 -0400, Scott Mason wrote:
>> In accordance with F.S. 119.071, this is to acknowledge our receipt on [May 13 2013] of your
request
>> for the following record[s]:
>>
>> "Training video" of Captain Hunter playing the role of an inmate.
>>
>> I will advised when it is ready for pick up.
>>
>> Lt S Mason
>>
>> >>> VolusiaExposed <volusiaexposed@cfl.rr.com> 5/13/2013 12:43 PM >>>
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>>
>> Lt. Mason:
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>>
>> After reviewing the disciplinary letter of Captain Hunter, we make this
>> public record request for the "training video" of Captain Hunter playing
>> the role of an inmate, while using inappropriate language.
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>> This particular video was memorialized by Mr. Recktenwald, as part of
>> his rationale for taking disciplinary action against Hunter. Therefore,
>> we (VolusiaExposed.Com) would like to review it.
>>
>> Thank You
>>
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