

**Volusia County Department of Public Protection  
Internal Affairs  
Case number 2010-08-286  
Davis, C. Witness Interview**

August 31, 2010

Present:

Nikki Dofflemyer, Captain, Internal Affairs

Cory Davis, Firefighter/Paramedic, Division of Fire Services

Transcribed:

Rebecca Perryman, Senior Staff Assistant

Dofflemyer: This is Captain Dofflemyer with the Volusia County Department of Public Protection Internal Affairs Unit. Today's date is August 31<sup>st</sup>, the time is 0919 hours. We're conducting this interview with Mr. Cory Davis at the Historic Courthouse located in DeLand, Florida. This is a taped interview statement regarding Internal Affairs' case number 2010-08-286. Mr. Davis is not the subject of this investigation. He is currently on-duty, has been released from service for the purpose of this interview. Cory can you identify yourself please.

Davis: Yes, Cory Davis.

Dofflemyer: And Cory who are you employed by?

Davis: Volusia County Fire Services.

Dofflemyer: And what capacity?

Davis: I'm a paramedic firefighter at Station 14.

Dofflemyer: How long have you been with Volusia County?

Davis: Six years in December.

Dofflemyer: And how long have you been a paramedic?

Davis: Ah, little over a year and a half.

Dofflemyer: Do you have a contact phone number where you can be reached at?

Davis: Yes.

Dofflemeyer: Can you give it to me?

Davis:

Dofflemeyer: All right very good, Cory's been advised he is participating in an official administrative investigation for the Department of Public Protection. I will ask him questions specifically directed and nearly related to the performance of his official duties. He is entitled to all rights and privileges guaranteed by the Constitution of the United States and the laws of the State of Florida, including the right not to be compelled to incriminate yourself. He's further advised that if he refuses to testify or answer questions relating to the performance of his official duties, it will be considered an act of insubordination. If he does answer questions, neither his statements, nor any information or evidence which is gained by reason of such statements can be used against him in any subsequent criminal proceeding. Do you understand your Garrity rights?

Davis: Yes.

Dofflemeyer: You also understand this is an open and active internal affairs investigation. This time I am directing you not to discuss any part of this investigation with anyone until it comes to closure. Do you understand this is going to be a sworn statement given under oath?

Davis: Yes.

Dofflemeyer: Okay. You also understand in accordance with to Merit Rules and Regulations and the Firefighter Bill of Rights you have a right to have representation presents during this interview. At this time do you elect to have representation?

Davis: No.

Dofflemeyer: Okay, if that changes at any time during this interview Cory just let me know and we'll stop.

Davis: Okay.

Dofflemeyer: And let you get representation.

Davis: Thank you.

Dofflemeyer: All right, raise your right hand for me. Do you solemnly swear that the statement that you're about to give is the truth, the whole truth, and nothing but the truth, so help you God?

Davis: Yes I do.

Dofflemyer: Okay, where were you assigned June 2<sup>nd</sup>, 2010? Do you remember what station?

Davis: Station 14.

Dofflemyer: Is that where you're at now too?

Davis: Yes.

Dofflemyer: Okay, who was your partner on that day?

Davis: Girard Krallinger.

Dofflemyer: Do you remember an exchange of ah, the drug called Lorazepam?

Davis: Yes.

Dofflemyer: Took place on that day. Tell me how that transpired?

Davis: Ah, Captain Rawlins came in with the, the ah, new Ativan. Ah, what we had was going out of date. Ah, he took the old and gave me the new and ah, I signed the papers saying that he took and that was it.

Dofflemyer: Okay, is this the form that you, let me try this one. Is this one, is this the form you signed the controlled substance accountability form?

Davis: Yes it is.

Dofflemyer: Okay and just for the record here. We have ah, a drug that was expired.

Davis: Correct.

Dofflemyer: And it was showed that it was wasted?

Davis: Right.

Dofflemyer: Okay. And that's your signature?

Davis: Yes it is.

Dofflemyer: And Roy Rawlins witnessed it? How are, how are drugs suppose to be wasted? If you fill out this form here, what's suppose to be done?

Davis: Actually usually you take them and waste in the sink.

Dofflemyer: Okay.

Davis: And then dispose of the container that it was in, in the Sharps container.

Dofflemyer: And you would sign saying that you wasted them.

Davis: Correct.

Dofflemyer: And somebody witnesses. In this situation on June 2<sup>nd</sup>, is that the way it took place?

Davis: Ah, no it is not. He ah, he just took the ah, the old Ativan and stuck it in a Sharps container unwasted and took it with him that way.

Dofflemyer: Okay and is that in violation of...

Davis: Yes it is.

Dofflemyer: practice and policy?

Davis: Yes.

Dofflemyer: Did he direct you or order you to complete this form?

Davis: Yes.

Dofflemyer: Anybody witness that?

Davis: Ah, my partner Gerard Krallinger was at the table at the time.

Dofflemyer: Has that ever taken place before of?

Davis: Ah, not that I know of.

Dofflemyer: So Roy took the medication, what did he do with it?

Davis: What did he do with it?

Dofflemyer: Ah hum.

Davis: He put it in a red Sharps container that he had with him at the table and then took it with him.

Dofflemeyer: But normal procedure is to draw it into ah, I think it's called a carpujet?

Davis: Right those are already prefilled, you just shoot them into the...

Dofflemeyer: You shoot them into the sink.

Davis: Yeah, waste them out and then.

Dofflemeyer: In this situation here that's not the way that it, that the drugs were wasted?

Davis: Right.

Dofflemeyer: Did you report this to anybody?

Davis: No I did not. No, my partner and I discussed it after the fact, but I did not report it.

Dofflemeyer: But you were, you were directed by Captain Rawlins just to turn over the Lorazepam or?

Davis: Yes.

Dofflemeyer: To him?

Davis: Right.

Dofflemeyer: And receive the new stock.

Davis: Yes.

Dofflemeyer: Okay, so it was never wasted in the sink?

Davis: No.

Dofflemeyer: Okay that's all the questions that I have. Anything that I haven't asked you that you think I need to know?

Davis: No that's it.

Dofflemeyer: All right we are going officially off the record. It's still August 31<sup>st</sup>, the time is 0923 hours and we are officially off the record.

(Tape recording devices off)