

**DEPARTMENT OF PUBLIC PROTECTION
INTERNAL AFFAIRS**

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**Jamie Giraldo, Witness Interview
IA 2010-04-281**

June 8, 2010

Present:

Jamie Giraldo

Nikki A. Dofflemyer, Captain

Bonita McClough, Transcribing Secretary

Dofflemyer: Okay, this is Captain Nikki Dofflemyer with the Volusia County Department of Public Protection's Internal Affairs Unit. Today's date is June 8th. The time is 9:34 a.m. We are currently located at the EVAC ahm main station off of Mason Avenue and Carswell in Daytona Beach, Florida. Ah present is myself Captain Nikki Dofflemyer and Ms. Jamie Giraldo. Ahm Ms. Giraldo has ah volunteered to provide a statement associated with a complaint that was filed with Volusia County ah Fire Services in reference to a Mr. Ken Giraldo. Ahm Jamie, can you identify yourself for the record, please?

Giraldo: Jamie C. Giraldo.

Dofflemyer: And Jamie, who are you employed by?

Giraldo: The

Dofflemyer: And how long you been with the ?

Giraldo: Six years.

Dofflemyer: Ok ahm how are you related to Mr. Ken Giraldo?

Giraldo: He's my husband.

Dofflemyer: Ok ahm are you currently in the process of divorce at this time?

Giraldo: Yes.

Dofflemyer: Ok. You also understand that you're gonna be providing a sworn statement today that's gonna be given under oath?

Girlando: Yes.

Dofflemyer: Ok you also understand that we are recording this statement?

Girlando: Yes.

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

Girlando: I do.

Dofflemyer: Ok Jamie is there a (papers) contact phone number for you?

Girlando: that's my home number.

Dofflemyer: Ok ah before we get started just ahm advise you this is an open active Internal Affairs case number and I'm gonna ask you not to discuss any part of our conversation today with anybody until the case comes to closure.

Girlando: Ok.

Dofflemyer: Ok thank you. All right Jamie, ahm there was a police report filed ah associated with ahm Mr. Ken Girlando and you had contacted the Sheriff's Department. Can you tell me how that came about and the ah the circumstance leading up to you contacting the Sheriff's er contacting ah local law enforcement?

Girlando: I was cleaning out the house that I was moving out of at . Ahm I found my son running around with something in his hand; when I asked him what it was, he dropped it on the ground. (papers) I picked it up and looked at it. I noticed it was a single-use morphine ahm syringe pen and I also noticed that it was ahm cold. I did not know where he got it from. The refrigerator inside he couldn't get to because it of the ahm type of refrigerator it is there was no way he could have reached anything in there. So I went out to the garage refrigerator and started looking didn't really notice anything. Opened up the butter dish and found more ahm items in the butter dish in the garage refrigerator. Ah we use the garage refrigerator for soda so going in the butter dish was not something that...eh no place that I would be...everyday.

Dofflemyer: How old's your son?

Girlando: Two and a half.

Dofflemyer: Ok and I know you said you work for the , and you are a correct?

Girlando: Yes.

Dofflemyer: Do you hold any other certificates ahm related to the medical field?

Girlando: Yes.

Dofflemyer: Ok and what would those be?

Girlando: I am a Licensed Practical Nurse and an Emergency Medical Technician.

Dofflemyer: So you would be able to identify those items that were found

Girlando: Yes.

Dofflemyer: based upon your experience in the medical field.

Girlando: Yes.

Dofflemyer: Ok so you said the items there was items found in the refrigerator. Ahm what items were found in the refrigerator?

Girlando: Ahm there was more ah there was a open vial of morphine with a pinhole in the top ahm I'm not really sure how much was missing out of there; ahm there was epinephrine a couple vials of ef epinephrine and a couple ampoules of epinephrine ahm and I think some more Solu Medrol and Benadryl. While I was also cleaning out the house next to the stove in the kitchen on the left hand side ahm buried under oven mitts and towels and such I found ahm several vials of diphenhydramine which is the generic for Benadryl and ahm Solu Medrol.

Dofflemyer: Ok did you file a a a police report?

Girlando: Yes.

Dofflemyer: Ok ahm tell me about that the police report that you filed.

Girlardo: Ahm I gave em the same s actually the first night they came out

Dofflemyer: They come out more than one night?

Girlardo: They came out the first night ahm...

Dofflemyer: Remember when that was?

Girlardo: April sixteenth.

Dofflemyer: Ok

Girlardo: And that was the day that all that happened. Ahm they came out April sixteenth eh the deputy was on his way out there called me and asked me if I'd called Ken and asked him if the drugs belonged to him and when I told him I can't call him and tell him his son is sick, how am I gonna call him and ask him if the drugs belong to him he said he would call him ahm and when he did come out he ended up calling Ken and asking him to come over to the house. I had everything in a Ziploc bag. When Ken came over in the fire engine with himself and his partner ahm the deputy gave him the bag of medication and let him drive away with it.

Dofflemyer: Did you get a copy of the police report?

Girlardo: Yes.

Dofflemyer: Do you know what items were given to him that he drove away with?

Girlardo: The single-use morphine syringe; the open vial of morphine; ahm I can't remember if there was two or three amps (papers) of epi ahm I know there was some Solu Medrol and Benadryl I don't remember the exact counts off the top of my head. There was probably (sighs) five or six vials of Benadryl and probably four or five vials of Solu Medrol.

Dofflemyer: I'm gonna regress a little bit. The the item that your son dropped what was that again?

Girlardo: It was a single-use they call it a Carpuject pen single-use syringe of morphine sulfate.

Dofflemyer: And your son's two and a half?

Girlardo: Yes.

Dofflemyer: Was there any other items found in the house?

Girlando: Not that time.

Dofflemyer: Ok you said there was a second time that items were found?

Girlando: Yes.

Dofflemyer: Ok tell me about that.

Girlando: Ahm I came in to drop my paperwork off to come back to work. Ahm I was advised by the assistant commander to contact Roy Rawlins of Fire Services. Ahm he had some questions about the initial police report because they had ahm written in the initial police report that there was a second bag of items at the house. Ahm there was not a second bag; he told me that if I found anything else to call him let him know. On the twenty sixth or twenty seventh of April I found two more vials of Solu Medrol in the ba in the same refrigerator in the garage but stuffed back in the corner so I called him and told him I found them. Ahm he said that he would be at the house within thirty minutes to pick them up. In the meantime I started loading more stuff into the car, found a box that I thought was trash so I was gonna go through it. Ahm when I opened that box up I found a lot of IV setups, saline bags, ahm needles to start IVs there was a bag in there it was a WalMart bag white WalMart plastic bag tied up shut. Ahm when I opened the bag I found a sealed vial of morphine that was expired some more epi some more Benadryl, lidocaine, ahm two six milligram IV push Adenocards and then we went through I that was just opening the bag and then when they went through the bag is when I saw the actual counts of things.

Dofflemyer: Ok have you...Jamie did you ever see Ken bring this stuff th these items into the home?

Girlando: I never saw him bring those specific items into the home I know that he would bring home like expired stuff-medical supplies or whatever-in a big paper bag to go to the state college.

Dofflemyer: Ok.

Girlando: I don't know what was in the paper bag.

Dofflemyer: Do you know if he took those items on a regular basis to the college?

Girlardo: Any time that they came into the house they were only in the house maybe a day or two and they would sit out in the garage and as far as I know they went to the college.

Dofflemyer: Ok eh did anybody else see ah Ken bring anything into the home?

Girlardo: Ahm not that I'm aware of, no.

Dofflemyer: The items that were not controlled substances do you know what he was keeping those for?

Girlardo: I have no idea I don't know.

Dofflemyer: Did he ever discuss it with you?

Girlardo: No...eh my mom was...I'm sorry

Dofflemyer: That's ok

Girlardo: my mom was there and she would see the paper bag too but like I said she wouldn't go through it either there was no...there was no reason for her to go out there or be in it or anything.

Dofflemyer: Did you ever witness Ken use ahm a controlled substance?

Girlardo: No.

Dofflemyer: Did he ever indicate to you that he used morphine for any reason?

Girlardo: Other than giving it to somebody at work, no.

Dofflemyer: Ok you said Benadryl was found also?

Girlardo: Yes.

Dofflemyer: Ahm did you ever see Ken use the Benadryl for personal use?

Girlardo: Not the...vials of Benadryl.

Dofflemyer: Would there be anything that Ken would need the Benadryl for?

Girlardo: Allergies.

Dofflemyer: Has he ever been treated for allergies before?

Girlardo: Yes. He sees an allergy specialist and he does get allergy shots ah he used to get em on a weekly basis I'm not sure if that's still...

Dofflemyer: When you were together when you were still...how long have you guys been separated?

Girlardo: Ahm since March third.

Dofflemyer: Ok ah up to March third did he continue to get ah...

Girlardo: Yes.

Dofflemyer: shots...

Girlardo: Yes.

Dofflemyer: once a week

Girlardo: I was doing it I was doing them and then he started taking them to the station and getting them or giving them to himself at the station.

Dofflemyer: Did you ever use any County property to give Ken his injections?

Girlardo: I don't...he had a prescription to get needles, but I don't know if he did bring needles home for use for that. I'm not sure where he got them from sometimes.

Dofflemyer: The Solu Medrol

Girlardo: M hm

Dofflemyer: what is that used for?

Girlardo: Ah breathing difficulty.

Dofflemyer: Ok did you ever see Ken use it?

Girlardo: No.

Dofflemyer: Ahm did he ever say he was usin it?

Girlardo: No.

Dofflemyer: Would there be any reason that Ken would need it?

Girlardo: No.

Dofflemyer: How about the epinephrine?

Girlando: Same thing, no there's no reason for him to have it, I never saw him use it.

Dofflemyer: I think lidocaine was also found.

Girlando: Yes.

Dofflemyer: What's lidocaine used for?

Girlando: Numbing.

Dofflemyer: You ever see him use it?

Girlando: No.

Dofflemyer: He ever say he used it?

Girlando: No.

Dofflemyer: Ahm any reason for him to use it?

Girlando: No.

Dofflemyer: How about ah I think there was some IV tubes, ah syringes and some other items...

Girlando: M hm

Dofflemyer: ah ah sa was it saline bags also...

Girlando: M hm yes.

Dofflemyer: how many IV tubes do you think you found?

Girlando: I believe there was at least probably six or eight set ups for IVs including ahm five hundred bags, thousand bags, ahm big drip sets, little drip sets and oh probably every size needle that you can have to start an IV.

Dofflemyer: So you saw him actually bring the brown bags to the house.

Girlando: M hm

Dofflemyer: Did he tell you they were from Volusia County Fire Services to be taken to the college?

Girlando: Yes.

Dofflemyer: Did he ever indicate the kind of items even though you didn't see the items did he ever indicate what was in those bags?

Girlando: Eh just e expired stuff

Dofflemyer: Expired stuff

Girlando: or ahm like bandages you know old bandages that they didn't use or old gauze. Ahm I didn't know there was any medications in there at all.

Dofflemyer: Ok ah you said there was an Adenocard?

Girlando: M hm

Dofflemyer: What's that used for?

Girlando: That is used to stop and restart your heart.

Dofflemyer: Any reason Ken would need that?

Girlando: No.

Dofflemyer: Ever seen Ken do something of that nature?

Girlando: No.

Dofflemyer: Ken ever ask you to give him an injection? (papers)

Girlando: No...other than his allergy shots that I would give him at home, no.

Dofflemyer: You said there was two police reports filed?

Girlando: Yes

Dofflemyer: Tell me about the second police report.

Girlando: The second police report was the supplementary report filed by ahm I believe it was Captain Roy Rawlins. Ahm he was present he was the one who notified the Sheriff's Department for the supplementary report. They just added it to the first one.

Dofflemyer: (papers) They tell you they were gonna take any action on that police report mm for the criminal charges?

Girlando: No.

Dofflemyer: So there was two vials of morphine found?

Girlando: Yes. One was an open vial with that had a pinhole in the top ahm then there was the pen. The ah single-use syringe and then when I found the second box of stuff that vial was sealed with a cap on it and was expired.

Dofflemyer: I think that morphine is considered a Schedule II?

Girlando: Yes.

Dofflemyer: Any other controlled substance found in the home?

Girlando: He had a prescription for Demerol for the kidney stones but other than that, no.

Dofflemyer: Ok and that was a a prescription issued to him by a doctor?

Girlando: Yes at Halifax emergency room.

Dofflemyer: You said Ken was being treated with Demerol for the kidney stones?

Girlando: Yes; actually he was given morphine initially because he was at the fire station, they did transport him by ambulance to the hospital and he was given morphine and then he was given Demerol as a prescription to take home.

Dofflemyer: Ok did he ever use the Demerol that you know of?

Girlando: Maybe one pill but I don't know I don't believe he did if he took any it was one.

Dofflemyer: Do you know of anybody else who ahm would have information (papers) ah associated with the the possession of controlled substance that Ken had ah neighbors anybody see him bring the items into the home? Anybody he woulda discussed that with?

Girlando: Ahm I believe he spoke to the neighbor once that the gentleman that lived next door to us about ahm giving it to patients and not

giving them a full vial of morphine or a full dose of morphine and putting the rest in his pocket.

Dofflemyer: How'd you find out this information?

Girlando: My neighbor told me about that.

Dofflemyer: And the comment he said was that Ken would say he would not give

Girlando: a full dose of morphine I don't I'm not sure what the protocol for a full dose of morphine

Dofflemyer: M hm

Girlando: would be but he'd write it off that he gave it the whole dose to the patient and put what was left in a vial in his pocket.

Dofflemyer: Do you know the neighbor's name?

Girlando: Daniel Jones.

Dofflemyer: Do you have Daniel's address?

Girlando: 1445 Annapolis Avenue

Dofflemyer: And that's Daytona Beach?

Girlando: Yes.

Dofflemyer: Do you have a phone number for him?

Girlando: 566-8002

Dofflemyer: And when did the neighbor come tell you this?

Girlando: Ahm after I started finding all the drugs in the house.

Dofflemyer: Have you talked to Daniel Jones recently about this?

Girlando: No.

Dofflemyer: Did Ken ever discuss with you ah the prop or the procedures that were used to destroy or waste medication?

Girlardo: No but as an LPN I am aware that it needs to be destroyed and that you need to have two people and that the vial needs to be emptied out and you need to have witnesses and there's there's a procedure for it.

Dofflemyer: Did Ken ever discuss with you that he was ah at times assigned to destroy and or waste medication and he documented that he did but actually brought the s brought the items...

Girlardo: No.

Dofflemyer: away from Volusia County Fire Services?

Girlardo: No I know as a paramedic and things would go out of date he would probably have to destroy them, but he never discussed that with me. I know that's part of their protocol and their their job.

Dofflemyer: (papers) Do you know if ahm Ken ever offered to provide medical assistance to anybody outside of Fire Services? Family members...

Girlardo: Ahm he's if my mom my mom has a history of two strokes and some back pain and stuff and if she didn't feel good he'd tell her I'll give you a shot. I'll give you a shot. And we didn't know a shot of what or anything but...

Dofflemyer: Does your mom have medication that would require to be given to her ahm by syringe?

Girlardo: No.

Dofflemyer: Did he ever say what kind of shot he was willing to give her?

Girlardo: No.

Dofflemyer: Nobody...did anybody question him?

Girlardo: No. My mom just thought he wanted to use her for a pincushion. (laughs)

Dofflemyer: Any other items that you can that you can remember that were found in the in the residence?

Girlardo: Ahm as I was cleaning out I found like an excessive amount of needles. I found em

Dofflemyer: Excessive what's excessive?

Girlardo: Ahm to me a lot more than the shots that he would take for his ahm allergy shots

Dofflemyer: M hm

Girlardo: you know I could see because he would get one in each arm so you'd have to use two needles so I could see like twenty needles or something...

Dofflemyer: but

Girlardo: but there was a lot more than twenty needles twenty syringes there was there was several I found a bag of syringes in the garage and then...

Dofflemyer: Is it the same type of bag that you saw come home with Ken from Fire Services?

Girlardo: No it

Dofflemyer: the items

Girlardo: it was in a plastic like Ziploc bag.

Dofflemyer: Ok

Girlardo: And there was also another box that had ahm needles in it that also had syringes in there and that was all taken by the captain when he came.

Dofflemyer: You said Ken had to have ah shots for his allergies?

Girlardo: M hm

Dofflemyer: Did insurance cover the cost of

Girlardo: Yes.

Dofflemyer: the syringes and needles

Girlardo: Yes. The doctor would write him a prescription and you could take it to Walgreens or or wherever and they would fill it.

Dofflemyer: Ok so he didn't have to pay for the syringes.

Girlardo: You could he could get em and it would be like four dollars or something for you know twenty or thirty syringes. It was it was very inexpensive.

Dofflemyer: (papers) Jamie, have you ever removed any medical items from

Girlardo: No.

Dofflemyer: for Ken?

Girlardo: No.

Dofflemyer: Has Ken ever asked you to remove items from EVAC for him?

Girlardo: No.

Dofflemyer: Have you ever removed a controlled substance-morphine-from EVAC and taken it to your residence?

Girlardo: No.

Dofflemyer: Has Ken ever asked you...

Girlardo: No

Dofflemyer: to bring that home? Have you ever injected Ken with any controlled substance other than the medication that was prescribed by his physician?

Girlardo: No.

Dofflemyer: (Papers) Jamie, is there anything that I haven't asked you that you believe I need to know?

Girlardo: Not that I can think of right now.

Dofflemyer: Ok has ahm have you ever attempted to take things in the home to ahm...have you ever brought anything to the home that would be ah items removed from EVAC or Fire Services in an attempt to get Ken in trouble?

Girlardo: No.

Dofflemyer: All right we're going to end the interview. We are still located at ah EVAC on Carswell and Mason Avenue and the time is ah nine fifty four hours and we are going to go off the record.

(Recording devices off)