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**DEPARTMENT OF PUBLIC PROTECTION
INTERNAL AFFAIRS**

**Chuck Kamine, Witness Interview
IA 2010-05-281**

May 26, 2010

Present:

Fire Captain Charles Kamine

Nikki A. Dofflemyer, Captain

Bonita McClough, Transcribing Secretary

Dofflemyer: All right this is Captain Nikki Dofflemyer with the Volusia County ah Department of Public Protection Internal Affairs Unit. Today's date is May 26, 2010. The time is 1108 hours. Currently in the room is myself and Captain eh Charles Kamine from Volusia County Fire Services. Ah Captain Kamine is ah participating in ah as a witness in Internal Affairs Investigation 2010-04-281. Mr. Kamine is not the subject of the investigation. He is currently on duty ahm to provide this statement. Mr. Kamine has been advised that his statement will be a sworn statement given under oath. Ah Captain Kamine has also ah been advised that his statement will be recorded. Ah prior to moving ah further I want to make sure ah Captain Kamine understands that this is an open Internal Affairs investigation. It's an active investigation and not to discuss any part of ahm our discussions today with anybody until the case comes to closure. Ah Captain Kamine, can you identify yourself for the record, please?

Kamine: Ah Captain Charles Kamine...

Dofflemyer: And

Kamine: Volusia County Fire Services.

Dofflemyer: Ok and how long you been with Volusia County Fire Services?

Kamine: (clears throat) I believe comin up on eight years.

Dofflemyer: Ok and your position with Fire Services?

Kamine: Currently ah I'm a Captain assigned in a Battalion Commander's position.

Dofflemyer: Ok do you have any other duties that you perform

Kamine: Correct I

Dofflemyer: for Fire Services?

Kamine: on record I'm the EMS Captain.

Dofflemyer: Ok and how long you been in performance of those duties?

Kamine: About a year and a half, two years, somewhere in there.

Dofflemyer: Ok can I get a contact phone number from you?

Kamine:

Dofflemyer: M hm

Kamine:

Dofflemyer: And in your duties are you assigned to a particular ah station or...

Kamine: Battalion Thirty which is Squad Three.

Dofflemyer: And that is located

Kamine: Located on the West Southwest side of the county.

Dofflemyer: Ok very good. You understand that this statement is being recorded?

Kamine: Yes.

Dofflemyer: And you understand that your statement will be a sworn statement given under oath?

Kamine: Yes.

Dofflemyer: Ok

Kamine: (clears throat)

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

Kamine: Yes

Dofflemyer: Ok ahm originally we had this interview scheduled ahm you were given notice ah about a week and a half ago and we originally had th the interview scheduled for nine o'clock this morning but due to ahm ah circumstances outside of your control we have moved that time to eleven o'clock that correct?

Kamine: Correct

Dofflemyer: Ok ahm you were given a copy of the Firefighter Bill of Rights?

Kamine: Correct

Dofflemyer: Ok do you have any questions

Kamine: No

Dofflemyer: regarding the Firefighter

Kamine: no

Dofflemyer: Bill of Rights ah do you have any questions prior to us getting started?

Kamine: No ma'am

Dofflemyer: Ok all right we have a we had opened up an Internal Affairs investigation o of Volusia County Service employee and ah th the investigation was brought forth after a ah police report was filed by Volusia County Sheriff's Department. Ahm and it involves ah having equipment that possibly ah belongs to Volusia County Fire Services in the possession of a firefighter at his wa at his residence. Ahm I just wanna go over a couple of ah procedures and policies with you prior to to us actually moving forward. Destruction of wasted or ah expired medication. Can you go over for me what the procedure is?

Kamine: Ok those are two different ones. There's two for controlled substances one process and regular medication which are ah (clears throat) non controlled substance...

Dofflemyer: Let's talk about regular medication first.

Kamine: Ok regular medications would be none of the Schedule two through six I believe. None of those ah which are your morphine lorazepam and ah we treat etomidate as a controlled substance it's not classified by the DEA but we treat it due it due to some of the effects that it has.

Dofflemyer: Ok

Kamine: All the other medications we talked about are like ah cardiac medications ah breathing medications stuff like that ah the waste procedure for them is (clears throat) we used to have em – ahm when I first took over there really was never anything in writing on what to do with em ahm...

Dofflemyer: Is there something in writing now?

Kamine: I believe it's still in the works...

Dofflemyer: Ok

Kamine: ah I do not believe there's anything specific.

Dofflemyer: Ok

Kamine: What we have done in the past is ah with new paramedics ah pretty much the standard procedure everywhere I've ever worked ah you would keep the those type of medications (cell phone ringing) with you...at the station and you would use em for training you would ah teach your EMTs how to hook em up because they ah they come in various packages; teach the EMTs, medics how to use em how to train with em and stuff like that so they kept it at the station. Ah usually they would waste em ah...

Dofflemyer: Is there a log for that waste?

Kamine: Excuse me?

Dofflemyer: Is there a log?

Kamine: No there isn't not to my knowledge there never was.

Dofflemyer: Ok and that would...

Kamine: Still currently there isn't.

Dofflemyer: and that would include needles,

Kamine: Correct none of that would...

Dofflemyer: ah tubing and stuff of that nature

Kamine: No record it was just thrown away.

Dofflemyer: Ok so you could use it, throw away...

Kamine: (clears throat)

Dofflemyer: is there an inventory count?

(Knock at door)

Unknown: Oh, I'm sorry!

Dofflemyer: That's ok

Unknown: I'm so sorry

Dofflemyer: Is there an inventory count, Chuck, ahm that the stations are required or the paramedics are required to do once they report to a station?

Kamine: Every morning they're supposed to check correct

Dofflemyer: So is there a way if they use a this is for example use a needle ahm...

Kamine: No

Dofflemyer: or a syringe?

Kamine: it's not that detailed.

Dofflemyer: Not that detailed.

Kamine: Not detailed

Dofflemyer: So if I had came in in the morning there was fifty ah syringes I could use two of em to do training and the next shift...

Kamine: Are we talkin about wasted ones?

Dofflemyer: Wasted ones, right

Kamine: Wasted ones we usually just put into a box. Most if you go to most of the stations currently they're still in a cardboard box in the in the EMS supply rooms. Each station has a certain designated area.

Dofflemyer: Ok

Kamine: Ah and again they were (cell phone ringing) used numerous times for training and stuff like that.

Dofflemyer: How how was the log to show that maybe ah that ah for example two were removed from that stock and now there's gonna be forty eight when the next paramedic comes on to duty

Kamine: I don't believe there is one.

Dofflemyer: There's there's no...

Kamine: There is none. The only time you'd really notice much drugs was used would be at the end of the month when we do a re-inventory ah or every Sat I think it's every Sunday they do ah EMS checks and at that point they would report how much and so it wouldn't go more than a week and we would know but again we would never really ever see that information from anywhere from thirty to forty five days later when it would come through and get filed...

Dofflemyer: Ok so there's no way there there's nothing that you know of that's currently procedure of keeping track of tubing, ahm medication that's not considered controlled substances...

Kamine: No ma'am

Dofflemyer: syringes...

Kamine: no

Dofflemyer: so I could go into a station you could provide me training take two syringes out of ah stock...

Kamine: Absolutely

Dofflemyer: do training but we wouldn't log that we used two syringes?

Kamine: Even with ah current stuff that's not wasted that's not expired ah the station's are pretty much open to the world there's ah move ups and the EMS rooms are never locked so they can go in there and just take so another station could pull in there take a whole bunch of meds and they might not even be discovered you know not medication cause extra meds are remaining on the truck but like needles, tubing, stuff like that,that stuff remains...

Dofflemyer: There's no

Kamine: pretty much unsecured.

Dofflemyer: and no inventory control.

Kamine: Pretty much the only inventory control is when they go to reorder it. They would just and again there's never an explanation of why do you need twelve, fifteen of these things you pretty much order it and you receive it.

Dofflemyer: Ok all right how about the proper procedure for controlled substances

Kamine: (Clears throat)

Dofflemyer: wasted and or...

Kamine: Well each one's a little different.

Dofflemyer: expired

Kamine: The first one we talked about is etomidate. It's not a controlled substance but we treat it as a controlled substance

Dofflemyer: M hm

Kamine: due to some of the effects that it has. Ah lorazepam I believe is a Schedule IV which again we treat we treat all of them the same and then the morphine is a Schedule II which is ah falls under some other regulations of the DEA.

Dofflemyer: M hm

Kamine: (Clears throat) They're all pretty much wasted the same way at the station level at the end of the month if they're comin to expire at the top part of our ah Controlled Substance Accountability Form they would put in there twenty milligrams of etomidate wasted and at that point they would either have another medic or an EMT witness it ok may I show you here...

Dofflemyer: Sure

Kamine: that would happen in this area right in here

Dofflemyer: M hm ok

Kamine: Ok? They would actually write the patient's name or say they wasted it due to either being a broken seal if they come in the morning and the seal has been broken not saying it was ah by any fault of anybody just the case we have currently is a soft case every morning they're pulled out after a time some of these medicines have three years to expire. So every morning they're being pulled out and twisted so the seals break

quite common and pretty much we have them sign the log it was wasted, they do an incident report, and that's pretty much it.

Dofflemyer: Ok so they...what's the proper pr procedure for wasting?

Kamine: Ok ah under there's a new SOG that I believe that's just coming out about it under the old rule we just used to s squirt it down in the sink with a witness. Ah the Department of Health I believe there's a there's a memo out there that says we're not supposed to do that no more due to the fact that it's infectin putting narcotics in the water. Ah currently what we do is in our sharps container which is a big red hard plastic that you could puncture with a needle

Dofflemyer: M hm

Kamine: are you sure you know what I'm talkin about?

Dofflemyer: Sure

Kamine: Ah we usually throw a couple four by fours which are gauze in the bottom and then squirt em into the sharps container, witness that it was wasted and then dump em in there.

Dofflemyer: So it's required two parties...

Kamine: Correct

Dofflemyer: to accomplish that task?

Kamine: Correct

Dofflemyer: Ok and it's also required that documentation...

Kamine: Correct at the top of the Controlled Substance Accountability Form.

Dofflemyer: Ok in 2008, the policy would have been to ah dispose of the controlled substance by ah placin it into the toilet or a sink?

Kamine: Sink usually that or they even did it we've seen them go outside on the grass or whatever.

Dofflemyer: Would th would that still require two parties present...

Kamine: Absolutely. Yes

Dofflemyer: to ah to witness.

Kamine: M hm

Dofflemyer: Ok ahm let's talk about specifically morphine.

Kamine: Ok

Dofflemyer: Proper disposal for morphine?

Kamine: Same procedure, no different.

Dofflemyer: No different and in 2008?

Kamine: then the lorazepam and the etomidate and back in 2008 I'd have to look I'm not sure we still had lorazepam and valium did an exchange. We did ah we got rid of valium on the trucks and replaced it with lorazepam.

Dofflemyer: Ok

Kamine: So that's where you'll see some records of a lot of valium was wasted.

Dofflemyer: And morphine and the controlled substances when they're purchased by Volusia County ahm I keep on hearing the term lot number...

Kamine: M hm

Dofflemyer: can you kind of explain lot number to me?

Kamine: Absolutely you have a picture of one it'd make life easier for you.

Dofflemyer: Sure (papers)

Kamine: Any drug it doesn't matter where what you're looking at that would be an example. Nope there's not a picture on that it would be on the other side of the picture you're showing me.

Dofflemyer: Ok and...think that's the only photograph I have

Kamine: Of that? Well, no...if you looked at that really dark right there it would tell you the expiration date...

Dofflemyer: Ok

Kamine: and then underneath it it says Lot Number and what it is is pretty much that's the manufacturer's lot number for that mixture of medicine. That that is how we track it. Ah and everything is tracked by the expiration date and that ah lot number.

Dofflemyer: Ok the morphine that Volusia County purchases I'll show you a picture here is this the type of morphine that's used by Volusia County Fire Services?

Kamine: We haven't used that in years. It's been a few...quite a few years since we've bought the ah...every now and then the ah pur place we purchase from...

Dofflemyer: M hm

Kamine: the Medicine Shoppe would run out of the ah carpject

Dofflemyer: M hm

Kamine: and that's that needle prefilled needle and then we would once in a blue moon we we used to get that.

Dofflemyer: This would be considered ahm an in

Kamine: A vial.

Dofflemyer: a vial

Kamine: it's a vial.

Dofflemyer: an injectable correct

Kamine: Correct

Dofflemyer: it would be adjust and inserted in a patient through a syringe and needle?

Kamine: Correct.

Dofflemyer: Correct. Is there any other type of morphine that you're aware of? Is there a liquid form?

Kamine: That is liquid. That is a liquid.

Dofflemyer: I'm talkin about ah something taken orals. Excuse me.

Kamine: No every every type of morphine that we have is IV meds only.

Dofflemyer: IV meds you don't Volusia County Fire Services...

Kamine: No pills

Dofflemyer: doesn't purchase pills.

Kamine: N no absolutely

Dofflemyer: Do they purchase ahm something that would be taken by mouth?

Kamine: Ah aspirin I believe is our only thing we can take like that.

Dofflemyer: But not morphine ok got it...this log here, Chuck, if you could take a look at it for me...ah i it's a morphine log from March of 2008...

Kamine: M hm

Dofflemyer: ahm with the specific Lot Number 036104.

Kamine: M hm

Dofflemyer: Ah can you kinda go over the form and tell me exactly what that form tells us?

Kamine: Ok before we do I'm gonna take a few minutes. When I first took over EMS, as a conversation you and I had several years ago, there was no records. At all. There was zero records of ah record management.

Dofflemyer: Ok

Kamine: Ah when I came in never had any experience with a controlled substance so we put a lot of hours into coming up with a way of ahm controlling making these logs. The current log that you're lookin at for morphine ah was created...what we did was we would take the purchase of the drug that was found in other words if we went and purchased ten ten vials either in a carpject or in a vial form we would make a separate line item for each ah purchase of medication in other words this would be vial number one through twenty five. They'd come in a box so we would number and then we would be able to track what pretty much had happened with that drug all the way through to it either being wasted or where it went. Ok. This form we're currently looking at here morphine ah discarded. I believe...what date was it done? Purchased 01 with an expiration date of...correct. What had happened was when this was purchased, there was a lot of it purchased. And ah we have a p Department policy that we would never purchase a drug that didn't have at least one year expiration on it cause the chances are it might not ever get used. This was purchased on 1/04, with a two month expiration date. We would have never purchased should never have been purchased.

Dofflemyer: Ok

Kamine: Ah again when I came on board, this was purchased and was I believe in a s...let's see, an ex with an expiration date of 3-1 right, we questioned that. Ah anyway when I took the twenty five vials, there were still (what number are we at) twenty one of em in the box that were ah past their expiration date they needed to be destroyed we had no policy no procedure on how to waste it so I created a form called a (you might see it in here there it is) (papers) Controlled Substance Discard Form. And what we would do is we would write down the number of carpuments or vials by Lot Number, the concentration of the medication, the expiration date of it, and how much we're wasting. At that point we would have two paramedics witness the wasting of that and that was that form I created there.

Dofflemyer: Ok this form here the ah morphine discarded on 3-24-08

Kamine: M hm

Dofflemyer: tell me who discarded this medication.

Kamine: Ah the former EMS Captain, Susan Whitlock,

Dofflemyer: Ok

Kamine: and Paramedic Ken Giraldo.

Dofflemyer: Ok so that particular Lot Number 036104

Kamine: Correct

Dofflemyer: which is also on this form here

Kamine: M hm

Dofflemyer: Ahm according to records was disposed of discarded or destroyed by Susan Whitlock and Ken Giraldo.

Kamine: Correct.

Dofflemyer: Ok (papers) and for me again the proper s procedure for discarding of this medication.

Kamine: At this time I believe I had just I was not the EMS officer at that time; I was an EMS Supply Officer. All I was in charge of was ah EMS supplies.

Dofflemyer: Ok

Kamine: So Susan Whitlock still was I believe the EMS manager at that time. Ah pretty much they both would've known. Ken Giraldo was an FTO which is a Field Training Officer

Dofflemyer: M hm

Kamine: /QA kind of ah you know our second hand kind of a you know they help us run EMS ah they are empowered with a lot of trust obviously and ah Susan Whitlock again was pretty much overall in charge of this. They should have by without a doubt we gave em the procedures they needed to waste it following the SOG cause it even states how what SOG they're supposed to follow it

Dofflemyer: Is that SOG is that also governed by ah DEA and federal guidelines for destroying medication or wasting?

Kamine: Believe it or not there's not a whole bunch of d when I created these forms my biggest problem I had was there's not a whole bunch of information on how to maintain this cause we would have used that information; if they said do it exactly this way, we would've had that procedure. Ah if you went to the twelve or thirteen munic municipalities here in Volusia County we probably all do it a little bit different. This was the best system I could come up with with what we had.

Dofflemyer: Ok what I'm talkin about not so much the paperwork ahm Chuck but the actual physical action of discarding this medication cause...

Kamine: I believe it in statute it only states it must be discard it must be discarded and properly recorded. I think that's as s as vague it's very vague.

Dofflemyer: Ok so this form here would indicate though that it was destroyed and or wasted.

Kamine: Ok the form you're currently lookin at

Dofflemyer: Yes

Kamine: is just the log book. In other words this could've been different. If these vials would not have expired, they would've went to in other words ah this here instead of being distributed, would've went to Station Thirty Five...

Dofflemyer: M hm

Kamine: on this date and signed by somebody.

Dofflemyer: Right

Kamine: However they were already expired so we just discarded em.

Dofflemyer: Ok...

Kamine: And this

Dofflemyer: but this would be showing that they were discarded, not

Kamine: Correct

Dofflemyer: not they should be at this point be gone they're not on the inventory, they're...

Kamine: They would've been destroyed.

Dofflemyer: Destroyed

Kamine: they would've been put into the sharps container and sent away.

Dofflemyer: and sent away.

Kamine: And if you want to make notes to this here again there were some ah we had no records on on that same form and if you look on consecutive forms (papers) it was always at the bottom anywhere from three to four that would never account...

Dofflemyer: Mm

Kamine: we could never account for.

Dofflemyer: Ok if somebody was to document that they destroyed and or wasted this medication and failed to do that would that be falsifying a document?

Kamine: Absolutely.

Dofflemyer: Ok at any time did ah Mr. Giraldo speak to you and advise you that ahm medication was ah expired and ask to remove it from Volusia County Fire Services possession for his own personal use?

Kamine: I'm not clear...if you'd clarify that

Dofflemyer: Clarify did did Mr. Giraldo say look I I documented I discarded this I wanna take this vial with me is that ok

Kamine: Never of the controlled substance absolutely not.

Dofflemyer: Ok is there any reason Mr. Giraldo should have this controlled substance?

Kamine: Never.

Dofflemyer: Is it a violation of any type for him to have that controlled substance?

Kamine: I'm sure there's pages that would support that he should not have that.

Dofflemyer: How about other items from Volusia County ah say syringes, tubing, ahm ah...some epinephrine?

Kamine: Correct. All right Ken was in the unique position being our FTO and one of our phenomenal instructors that we had ah there was a policy came out when I first took over this we used to ask ah what do we do with all the meds that expire? If the stations say they would have a whole bunch of expired cardiac meds, respiratory meds, they would be what'll we do with em? I'm like send em to me send em to the Supply Room we would get em in a box or whatever and then per a ah Volusia County Fire Chiefs EMS Committee memo we were supposed to send em all to Daytona State College to support them. Ah Ken being a one of our instructors our FTO and one of Daytona's instructors, Ken would deliver them to (oh God, what is her name) Beth (Beth Beth Beth ahm...) used to be Beth Rafferty...Beth...Dalton, I believe her name is.

Dofflemyer: Dalton

Kamine: and what she would do is ah and Patty Meyer. They asked for em they loved it we were a great contributor to that, we would send all of our expired meds our old IV tubing, our old IV fluids, expired endotracheal tubes, all that stuff and so they would use it for training.

Dofflemyer: Do you have any documentation to show that that was taken to Daytona State College?

Kamine: Nev we we never have any documentation we never had documen ah coming from the station it was always just in a bag, we'd put it in a couple of boxes and it used to just get...

Dofflemyer: Do you know who approved that transaction to be a practice?

Kamine: That was oh before Chuck before Captain Kamine took over.

Dofflemyer: Do you remember who told you that was...

Kamine: That was Susan Whitlock

Dofflemyer: Ok Susan Whitlock

Kamine: Yeah

Dofflemyer: provided that information to you.

Kamine: and then it was re emphasized ah we would keep ah good portions up there cause when this when I first took over we were putting a lot of medics through school so we kept a large supply of it at the Training Center. Ah just to train with and then that memo came out from the Volusia County Fire Chiefs Training Comme EMS Training Committee and w I think we even ran it by Bailey he goes oh absolutely if we can support the college, support the college. We gave it to em...and Ken used to transport that from and he was instructed and usually only did it I'd say when you're going from from the Fire Station straight to the college take it with you, and that's what he did..ah that we thought he did for many years.

Dofflemyer: But what he was required to do and and instructed to do was take those items to the college and leave them at the college...

Kamine: Absolutely

Dofflemyer: and leave em at the college not take them with him to as his own personal use.

Kamine: No, absolutely not.

Dofflemyer: So at no time you w did you ever approve for him...

Kamine: No

Dofflemyer: to use this for his personal...

Kamine: Absolutely not.

Dofflemyer: personal use and what you just spoke of was stuff that was not considered a controlled substance.

Kamine: Correct it's not ah...

Dofflemyer: Did he ever tell you that it was he ever instructed or was it ah is it ah was he ever instructed to take any controlled substance to the college?

Kamine: Never. C cause the we will record the whole vial would have to go into the sharps container even during our complete training we would make up we would use an old vial of say an old vial of Benadryl and take a sticky like one of those little name tags and make that morphine so we could put it in our fake drug box so the student could actually pick it out and go ok this is morphine and we would have it so we would never even keep an a wasted controlled substance vial at our stations ahm just due to the fact of if somebody opened up the box and found it say hey there's a controlled substance it was not it was always a ah a dummy made type of ah...

Dofflemyer: Ok

Kamine: controlled substance.

Dofflemyer: Is there any conditions where that you know of that would allow a paramedic to have morphine ahm on their person outside of their normal work duties?

Kamine: Why would they?

Dofflemyer: Is there any reason that they should have that outside of their normal...

Kamine: Absolutely not! Absolutely not. Just due to the fact that when you administer there's a whole bunch of it in our protocol that have to be monitored. There's ah O2 saturation they could be required to be on oxygen ah blood pressure has to be constantly checked ah obviously the effects of what morphine'll do yeah you would you couldn't give it without being with ah complete advanced life support equipment.

Dofflemyer: Is some of that equipment that you're talking about that that went to the college would that have been also to include ahm syringes and needles?

Kamine: Abs ah correct we had a ah...(clears throat)

Dofflemyer: Do syringes have a life expectancy on em?

Kamine: Yes they have an expiration date on em.

Dofflemyer: Ok

Kamine: One of the things we did was when we went from what they call a needle-less system back around that time I can't tell you exactly the day

blood borne pathogens which we all teach for ah anybody in public protection they came out with...we had a lot of people get not our agency but a lot across the country we were getting needles stuck with needles because the needles were already attached to the syringe. We had a large amount of syringes that when I took over I really didn't follow ah the the culture of the way we were moving toward blood borne path we they were not what we call needle-less needles. In other words a needle-less needle was plastic, it wouldn't penetrate your skin but it was firm enough that it could penetrate an IV bag to mix medicine. So I believe we had quite a few boxes of ah these needles that we were no longer going to use and we sent those to the college ah I believe we gave a large amount of em to EVAC Ambulance ah...

Dofflemyer: Is there any documentation showing that those items were moved from Volusia County Fire Services Resources to Daytona State College or EVAC?

Kamine: None of it it was always put in boxes and just had...I actually called there might be an email I would have to I couldn't even tell you I think we personally called the EMS and probably said hey listen Volusia County no longer carries this type of stuff being a partnership with EVAC I said do you want them cause if not we're gonna send a lot of this stuff to the college cause it still had good dates on it. However in when we were doing our new blood borne pathogens we wanted to always stay ahead of everybody and say listen we're gonna go to a needle-less needle we don't need these needles anymore ah we don't want em. We can't send em we tried to we sent some back to the manufacturer what we couldn't do we offered EVAC Ambulance some if they still have a good expiration date if they were close to expiration we gave it to Daytona State College.

Dofflemyer: And

Kamine: Again this wasn't just me this was the the Department entirely did this.

Dofflemyer: Ok and do you know who else was aware of this practice?

Kamine: At this time when ah with some of the dates you were showing me in there ah Susan Whitlock was the EMS manager at that time.

Dofflemyer: Ok

Kamine: Ah I probably had it for I think maybe six or eight months after that and then it was transferred over to Roy Rawlins.

Dofflemyer: Ok when did you ah move into that that position of (unintelligible)

Kamine: Well let's look at that first day of ah the morphine. It'll give you a rough estimate I'm thinking it was like September of '08?

Dofflemyer: Ok

Kamine: Is that roughly? When did we waste it?

Dofflemyer: Ah March of '08

Kamine: March of '08? (pages turning) Yeah that's about somewhere in that I think February ah I think somewhere around February '08 is when I took over.

Dofflemyer: With two parties showing that this was disposed of, do you have any idea how if it's being documented that it was disposed of wasted destroyed how a party...

Kamine: (Clears throat)

Dofflemyer: would be able to walk away with a vial of morphine?

Kamine: I wasn't there to describe why they wouldn't have done it. Ah on the sheets that I created what we would do is my office was located inside obviously inside of the building we would give them we used to waste the stuff we would never waste it we didn't have where my office was in the supply room we couldn't waste it in it it was no water to wash your hands afterward the sharps containers were located so they always had to take em out of the station but they were signing for em.

Dofflemyer: M hm

Kamine: Ah and if you look on that form what I would do is (unintelligible) I said these all have been discarded yep they've all been discarded they've all been disposed of we would sign off on em as the pretty much the supply guy that they were disposed of properly with two paramedics witnessing and at that point ah there there's a trust level there. I mean these are two this is an EMS Captain and a Field Training Officer we gave the medicine to.

Dofflemyer: (Pause, pages) Chuck can you take a look at that packaging...

Kamine: (Clears throat)

Dofflemyer: is that the type of packaging that ahm that you recognize as being

Kamine: Correct this is

Dofflemyer: from the Volusia County Service

Kamine: Absolutely

Dofflemyer: Fire Services?

Kamine: These are what we call ah prefilled syringes they or you'll hear em referred to as saline flushes IV flushes normal saline flushes and it's just twelve ccs anywhere from ten to twelve ccs of ah normal saline which is nothing more than salt water that what we would use ah...these I've never seen before.

Dofflemyer: Does the does ahm they carry a lot number with these also?

Kamine: Yeah I believe there are...

Dofflemyer: Talking about the saline the saline flushes

Kamine: correct I believe there's a lot number on em.

Dofflemyer: Ok how about the packaging for th the lidocaine is that a common...

Kamine: Yes those are common we use regularly.

Dofflemyer: Ok and how about ah...the other vial

Kamine: Ok this here is ah diphenhydramine which is nothing more than Benadryl...

Dofflemyer: Ok

Kamine: and for IV administration or IM which would mean ah we can give it through your muscle...

Dofflemyer: These items that you would donate to ah...the college?

Kamine: The college would get the lidocaine, the Benadryl, the normal saline flushes

Dofflemyer: M hm

Kamine: I'm not sure if this one vial that you or this is called an ampoule we don't use them anymore because it's actually sealed glass you have to break

and sometimes it will cut your hand that could be packaged like that for epinephrine.

Dofflemyer: When's the last time that you remember using something of this nature?

Kamine: When I first came on board we had all three types. We had a ah when I first took over we were I didn't I didn't particularly care for the vial of morphine because that top lid, you could pop it off, withdraw the medication and put it back on. See to me they weren't safe. The ampoules were still being used; however there's a yeah there's a procedure it takes a little bit longer to use and if you have to use em in an emergency situation you have to break glass with your hand and then you have to use a filter to d draw it up to get the glass out

Dofflemyer: M hm

Kamine: I didn't like them either, so we went to a a ahm what pretty much the norm is across the country now with these things called carpujets. It's ah all sealed too, but once you break the seal, it it's a it's a syringe ready to go, it r doesn't require

Dofflemyer: How

Kamine: that you have to draw it up or anything like that.

Dofflemyer: How long ago did that take place...that change?

Kamine: They were faded out pretty much when I took over; I started fadin em out

Dofflemyer: About 2008?

Kamine: Yeah somewhere in there I think probably up if you look back through the records, you might see some still up until 2009 cause remember they have a anywhere up to a three year expiration date.

Dofflemyer: What are these called again?

Kamine: Ok the one with the yellow top is called a vial. This packaging system here is called a ah ampoule. And then the carpujet is kind of a...you don't have any pictured in this photograph. But these...ah I've been here seven years and I've never seen these two types of ah...

Dofflemyer: Ok

Kamine: n never seen them at all...in our system. (papers) (I didn't hit this by chance did I?)

Dofflemyer: (Turning pages) No

Kamine: Ok

Dofflemyer: Has ahm Mr. Giraldo attempted to talk to you or talked to you about ahm this investigation at this point has he made contact with you?

Kamine: One time he called me ah I was off duty and he made a comment that he w ah I've known Ken for many years; we worked at the same house for many years, and I know that he's having a lot of issues with his ex wife.

Dofflemyer: M hm

Kamine: Ah Ken would call (pages) I'd be a friend, he'd vent some of it in through my ear out through the other ear and he said she found some ah EMS supplies at my house and ah nothing more than that. I believe that the next day we talked to I talked to Chief Smith and he says yep we know about it, it's already been handled c again look just notify the chain of command. That night I didn't do it; ah...

Dofflemyer: But you made a notification once you were told.

Kamine: Oh when Ken called me, yeah. We it was like the next day in general conversation I said I gotta r I wasn't sure if Ken had been drinkin. Ah I know I actually was out I think it was right around I won't say for St. Patrick's Day but it was right around there.

Dofflemyer: M hm

Kamine: So I was I was actually out so I really wasn't in an environment of listening and I know I'd had a couple drinks just where I was at and then I I w he was acting really strange he was he was cryin pretty upset that she called the cops on me and blah blah blah and we had heard rumors after rumors and he told me some of the nightmares of that situation. So he goes yeah they came out and they they found some EMS supplies at my house and she called em and I'm like ok and he goes the ah SO had called me the the SO had showed up they looked through em and then they gave em back to me. And I said oh, ok they gave em back to you and I'm thinking ok must've maybe I mean everybody's allowed to have...I didn't really know the extent of what it was. So the next day I think I next day or next shift I spoke with Smith he goes yeah we know about it, it's already been reported, they gave em back and we we actually had little words about yeah they ah (laughs) gave him the stuff back. I'm like oh ah...

Dofflemyer: Did he

Kamine: that makes no sense.

Dofflemyer: Did he tell you...in the conversation what did he...when he explained about having EMS supplies. Did he tell you why he had those?

Kamine: No I don't I don't think it ever went that far.

Dofflemyer: But those EMS supplies he woulda had on hand woulda been something that ah to the best of your knowledge that he should not have should not have...

Kamine: Well this was three months ago. I haven't ah or within the I don't can't guarantee three months but I haven't dealt with EMS supply in a year and a half...

Dofflemyer: M hm

Kamine: so anything that he would've gotten from EMS ah would should've long been taken to the college.

Dofflemyer: Ok did he mention anything else that was found at the house?

Kamine: (Pause) No I don't believe I don't believe there was anything that was mentioned no

Dofflemyer: No conversation that you can remember over ah having controlled substance?

Kamine: Oh absolutely not. No that would've been a ok stop what I'm doin phone yeah. No. Nothin like that. Again it was just EMS supplies and ah you know I'm thinking maybe a jump bag of which every you know every firefighter has some type of a little first aid kit or something I didn't know what the extent of it was. No and ah really up until this meeting here this was the first time that I had any official notification that this was what you're saying has happened. This now through...

Dofflemyer: And kind of brief me on this Chuck who can possess legally possess morphine?

Kamine: Ah well from statute I'd have to look that up I'm I'm I would ah sh w you and I could have it...

Dofflemyer: A paramedic

Kamine: you and I could have morphine at home per a prescription to it...

Dofflemyer: but we'd have to have a prescription...

Kamine: but very...never in a IV format. IV...in all my years of dealing with hospice patients that that's always been under a y y in a work capacity. I've never seen anybody ever pst here here here's ten syrettes of ah morphine to take home with you I've never seen that in the liquid form. I've see it by mouth which is a liquid cause the ah patients can't swallow pills later on in life I've seen that but I've never seen it issued in an IV type...

Dofflemyer: And ah it's your testimony that at no time are you aware of ah a firefighter or paramedic being allowed to take a controlled substance to the college?

Kamine: Never. Never.

Dofflemyer: And Ken Giraldo specifically has he ever asked you to take medication, controlled substance to the college?

Kamine: Never.

Dofflemyer: And have you ever given him permission?

Kamine: Never.

Dofflemyer: Syringes, tubing, Benadryl, stuff that are that is not considered a controlled substance it's normal practice for that to be taken to the college once it's...

Kamine: It was up until I believe less than thirty days ago there was a memo put out that that practice stops everything needs to be sent to the Training Center.

Dofflemyer: Ok

Kamine: Or excuse me to the ah Logistics Center.

Dofflemyer: And there's no logs for this for the items?

Kamine: The non controlled substances

Dofflemyer: The non controlled items.

Kamine: Never.

Dofflemyer: Ok there is a log though for...(speaking at once) controlled substance.

Kamine: Controlled substance.

Dofflemyer: And if a log is completed which designates that an item was destroyed or discarded than that item should've been destroyed or discarded.

Kamine: Correct. One thing if I can bring up that you didn't mention to me or ask me that might help you out if you bring this one over here this here you and I are I'm a paramedic you're the EMT at the fire station. Today we come on the truck it's the first of January. We have one of our drugs ah expires. Ok see today say today is four eight. Ah the common practice would be is if it says four eight it expires on four th (what is it January February M April) four thirty one would ah (laughs) sorry would ah we would waste that drug the next morning. That information would be put up here witnessed and signed and then that drug is in a sharps container. Me if I was ah in charge for that day, I would never have even...I would not even know it was administered until this form would actually get turned in. Maybe a month, two months, three months later.

Dofflemyer: M hm

Kamine: However, what they would do is this number would change from thirty to twenty and then they would make it ah through the email system make a request to be resupplied with morphine then they would come up here they would write that it was added and then that number thirty would or twenty would go back to thirty. So you should see one wasted, one added on the forms.

Dofflemyer: When you get this form here, Chuck which shows that an item was wasted or discarded

Kamine: M hm

Dofflemyer: this form completed prior it being submitted to you or your office?

Kamine: M hm

Dofflemyer: Ok (papers) so th the parties ahm involved in the destruction or or removal of the item the controlled substance would have this completed and then turn that in to you.

Kamine: I would generate these cause I put control numbers on them.

Dofflemyer: Ok

Kamine: Here when the when it came down I would say ok these drugs if I remember correctly this was several years ago these were drugs that when I took over as the EMS supply these were in the safe expired. That's a dangerous thing to have. We can't have a s ah we need to get get rid of em. At that point these forms were never created. I said well what what'll we do we can't just go out and waste em. We have to have some type of documentation so again by the direction of Howard Bailey he said look come up with some good forms. What we did is we created this. There was nothing else. We called other agencies to try to find out what they're doing and there was nothing so we came up with this form and this seems to work well. We can ah pretty much track that medicine it was wasted. So I would give them this form would be blank I actually wrote down all the s the lot numbers and the number of carpujets or vials whatever they would count em, they would verify em, they would take em outside; destroy em, sign their name on it and then bring me this form back saying that it had been accomplished.

Dofflemyer: Ok

Kamine: Make sense?

Dofflemyer: Yes, it does. Any other conversation with Mr. Giralardo?

Kamine: Any other? In g regards to this?

Dofflemyer: Yes.

Kamine: No ah I had ah probably...I had actually spoke with...well after speaking with Jeff Smith on that the Division Chief Smith ah I went to see Chief Pocica which he already kind of knew about this so when we...he again Jeff Smith is my...(exhales) as the Battalion Leader, he is (laughs) my direct contact. However EMS Frank Pocica still is. So I went to Pocica and I said hey I heard a little what's goin on? He goes I've already heard about it at that point I said can you give me anything he says no I'm not allowed to discuss anything ah and at that point I said listen ok you know we had that little phone call he goes yep we know all about that - great. And that was it that was the last time I had any conversation with that. Ah and pretty much that point said do not make any contact with Ken. Ah Ken and I have been friends like I said probably mentioned for years ah there's never I don't think there's been one phone call since this whole issue or even an email or nothing. I think the only time the first time I've seen him was at the Training Center when I did my Physical Ability Test.

Dofflemyer: Ok have

Kamine: Other than that

Dofflemyer: Have you ever been in the classroom when Ken was teaching where he brought forward a controlled substance to show a class?

Kamine: No ah I don't teach EMS for Daytona State College

Dofflemyer: Ok

Kamine: Ah I teach the fire side of EMS

Dofflemyer: and

Kamine: or the fire side at Daytona State College. I never worked with him in that capacity.

Dofflemyer: Describe to me again what the normal practice is with ahm you said that you take a vial of something else and you label it as morphine?

Kamine: Yeah we'll

Dofflemyer: construction

Kamine: Absolutely. Ah if you had say that Benadryl package that was in the box

Dofflemyer: M hm

Kamine: we would just take like you know little sticky notes you put on top of files? Morphine. So what it would help and it would have the dosages on it. It was ah ten milligrams per milligram and when a student is going through the training it's we tell em to hold the drug in their hand kind of ok look you know it'll kinda maybe getcha in if you can't remember the dose oh it it comes packaged only one milligram the dose is one milligram. So we have training aids like that but never of a controlled substance. They were always mock if you understand what I'm sayin.

Dofflemyer: Sure

Kamine: you know stuff like that.

Dofflemyer: Is there any way to track where ah syringes were purchased at?

Kamine: Absolutely.

Dofflemyer: Ok any how about the tubing?

Kamine: Absolutely. And again we do it by different ah...in my system ah I don't know if you have any of the EMS supply forms ah we use our primary vendor we would use was ah Bountree Medical and the reason I used the same vendor would be for consistency of meds. Or consistency of medications and consistency of EMS supplies. Nothin's worse than you get on a scene and here's a new set of IV tubing that you've never seen before

Dofflemyer: M hm

Kamine: So we we would stay with the same vendor on that so we yeah we could track exactly how much of that was ever done.

Dofflemyer: Ok I don't have any other questions Chuck anything that you can think of that I did not ask you that that you would help out information that would help out in ah this investigation?

Kamine: No.

Dofflemyer: Ok all right first of all I appreciate you you ah participating we're going to officially go off the record. The date is still the twenty sixth of May the time is eleven forty eight we'll still located at the ah Historic Courthouse at DeLand we're officially off the record.

(Recording devices off)