

From: VolusiaExposed  
To: tod.goodyear@bcso.us  
Cc: parcher@sa18.state.fl.us, lhooper@sa18.state.fl.us, admin@bcso.us, wayne.ivey@bcso.us...  
Bcc: REDACTED  
Subject: Media Inquiry - NR 15-78 Loyd's Arrest  
Date: Fri, 04 Sep 2015 14:18:19 -0400

Major Tod Goodyear  
Brevard County Sheriff Department

Major Goodyear:

I thank you for your invitation to address questions relevant to the arrest of Dana Loyd. (Please see BCSO news release NR 15-78).

<http://www.brevardsheriff.com/home/nr-15-78-titusville-woman-arrested-for-making-false-report-to-dcf-hotline/>

We, VolusiaExposed.Com anticipate posting an additional article which will further explore the details of Loyd's arrest beyond what is currently available within NR 15-78.

In order to assist you in answering our questions / concerns – we have provided you with a link to our pending article in development – so that you can review the particular Florida Statutes that we shall reference in this email.

<http://volusiaexposed.com/temp2/defenseofdanadelaney.html>

As we are understanding it – Loyd has been charged by the BCSO of violating Florida Criminal Statutes F.S. 39.205.9 & F.S. 784.048.2 – in short, filing a false child abuse report & cyberstalking.

Per our review of the false report allegations – it appears to us that Florida Statutes 39.01(27) defines what constitutes a false abuse report. Apparently for there to be a false report – the defendant must have maliciously harassed, or personally financially gained, attempted to acquire custody of the child, or enjoyed a personal benefit of the false reporting.

Of further significance – the statute clearly states that - “the term “false report” does not include a report of abuse, neglect, or abandonment of a child made in good faith to the central abuse hotline”.

It would appear to us, that by your (BCSO) filing of the additional charge of cyberstalking (F.S. 784.048.2), that the BCSO is attempting to support their F.S. 39.205.9 charge by alleging the malicious harassment

element of the crime.

However, Florida Statute 784.048.1 appears to define the elements necessary to support a violation of F.S. 784.048.2.

We, VolusiaExposed.Com note that F.S. 784.048.1 excludes certain “constitutionally protected” activities regarding the “harassment” or “course of conduct” elements of the crime.

We, VolusiaExposed.Com suspect that Loyd was engaged in legitimate journalistic research for a pending article for her “on-line publication – BrevardsBestNews.Com” (BCSO NR 15-78)

We further suspect that BCSO NR 15-78 provides Loyd with exculpatory evidence supporting that her course of conduct was guided by her journalistic interests.

Based on your (BCSO) comments within NR 15-78, as well as the BCSO's history of providing BrevardsBestNews.Com with journalistic interviews – VolusiaExposed.Com holds the opinion that the BCSO should have been, or was well aware, that Loyd enjoyed a legitimate constitutionally protected interest in the matter she was covering.

We suspect that there is enough supportive evidence to conclude that the BCSO has recognized BrevardsBestNews.Com, and Dana Loyd as legitimate media assets.

Recently, VolusiaExposed.Com enjoyed the recognition of the Florida Supreme Court as a legitimate “local news organization”, regarding our coverage of a local circuit judge's untruthfulness to the Judicial Nominating Commission  
<http://volusiaexposed.com/jnc/judgerecksiedlereprimand/sc15-311.pdf>

However, it would not at all be a surprise to us, if the targeted judge perceived our activities to be harassing, or maybe even reaching the level of criminal stalking.

We are also aware (and concerned) that Loyd has published several articles critical of the BCSO's administration.

Now that you are aware of our concerns, here are our questions for our pending article:

Does the BCSO recognize BrevardsBestNews.Com as a legitimate local news publication?

Can / will the BCSO confirm that the charges against Loyd are in no way retaliatory for her past critical articles on the BCSO?

We also invite the BCSO to provide us with any further information or insight that it feels will assist us in providing a fair and balanced article.

We look forward to your response.

VolusiaExposed.Com  
volusiaexposed@cfl.rr.com

bcc / cc - several

--

"First they ignore you, then they laugh at you, then they fight you, then you win." - Mahatma Gandhi