



VOLUSIA SHERIFF'S OFFICE

MICHAEL J. CHITWOOD, SHERIFF

Office of Chief Deputy Brian M. Henderson – Internal Affairs

REPORT OF INVESTIGATION

REPORT NUMBER: IA 22-002

PERIOD COVERED: November 20, 2021 to November 21, 2021

DATE REPORTED: March 21, 2022

SUBJECT(S) NAME: Sergeant Timothy Pullin, #7837
Deputy Tyler St. John, #9066
Deputy Gregory Ingram, #9060

INVESTIGATING OFFICER: Sergeant Andrew Calkins #7929

BASIS FOR INVESTIGATION:

On March 7, 2022, the Volusia Sheriff's Office received a formal citizen complaint from Martin Narvaez. Narvaez alleged he was denied medical treatment when law enforcement took him into custody. Narvaez alleged that on November 20, 2021, Deputy Tyler St. John took him into custody for an incident at the McDonald's. Deltona Fire Rescue (DFR) responded and advised that he had high blood sugar and blood pressure. Narvaez stated that Deltona Fire personnel asked him to sign a document saying he was refusing medical attention. Narvaez alleged Sergeant Timothy Pullin was present on the scene, signed the document against his will, and denied him medical attention. Afterward, Deputy St. John took Narvaez to a gas station to complete the paperwork. Narvaez was then transported by Deputy Ingram to the Volusia County Branch Jail (VCBJ). Narvaez documented in the complaint that he intended to sue the Volusia Sheriff's Office for the negligence associated with his physical health.

The citizen complaint was assigned to Lieutenant Sawicki, who completed a supervisor investigation into the incident. Upon Lieutenant Sawicki's review, he observed possible body-worn camera violations for Deputy St. John, Sergeant Pullin, and Deputy Gregory Ingram, who transported Narvaez to the jail.

On April 2, 2022, Chief Deputy B. Henderson initiated an internal affairs investigation due to the nature of the allegations.

OFFENSES:

Volusia Sheriff's Office General Orders:

Sergeant Timothy Pullin

GO-026-02.IV.C.5.g – Failure to Follow General Order, Standard Operating Procedure, or Order – Employees shall adhere to all official general orders, standard operational procedures, and orders, and shall faithfully execute all the duties and responsibilities of their assigned position

GO-026-02.IV.D.9.p – Use of Equipment: BWC – Employees shall ensure proper maintenance and utilization of the VSO BWC (body-worn cameras) for its intended purpose and in accordance with general order GO-041-20 Body-Worn Cameras.

GO-026-02.IV.G.3.a – Supervisor Responsibility - Each supervisor shall provide guidance and training to subordinate staff for effective and efficient achievement of established goals and objectives. A supervisor has the responsibility and authority for assigning, reviewing, and monitoring activities of subordinate staff under their command. In addition, a supervisor shall provide clear directions to subordinates and address specific problems for completion of work assignments. The supervisor shall also ensure that assigned employees comply with applicable federal and state laws, Volusia County ordinances, and all VSO written direction as provided through general orders, Training Bulletins, policies and procedures

Deputy Tyler St. John

GO-026-02.IV.C.5.g – Failure to Follow General Order, Standard Operating Procedure, or Order – Employees shall adhere to all official general orders, standard operational procedures, and orders, and shall faithfully execute all the duties and responsibilities of their assigned position

GO-026-02.IV.D.9.p – Use of Equipment: BWC – Employees shall ensure proper maintenance and utilization of the VSO BWC (body-worn cameras) for its intended purpose and in accordance with general order GO-041-20 Body-Worn Cameras.

GO-026-02.IV.G.2.a – General Proficiency – VSO personnel are required to possess a sound working knowledge of the policies and procedures established by general orders and standard operating procedures.

Deputy Gregory Ingram

GO-026-02.IV.C.5.g – Failure to Follow General Order, Standard Operating Procedure, or Order – Employees shall adhere to all official general orders, standard operational procedures, and orders, and shall faithfully execute all the duties and responsibilities of their assigned position

GO-026-02.IV.D.9.p – Use of Equipment: BWC – Employees shall ensure proper maintenance and utilization of the VSO BWC (body-worn cameras) for its intended purpose and in accordance with general order GO-041-20 Body-Worn Cameras.

GO-026-02.IV.G.2.b – General Proficiency – Frequent, or repeated violation of policies and procedures established by general orders and standard operating procedures shall be deemed as indicative of careless disregard by the employee.

INVESTIGATION:

On April 2, 2022, Chief Deputy Brian Henderson assigned the above incident to the Internal Affairs Unit. This report details the Internal Affairs investigation conducted by Sergeant Andrew Calkins.

On April 4, 2022, Sergeant Calkins served Sergeant Pullin, Deputy St. John, and Deputy Ingram a Notification of Internal Investigation. Sergeant Pullin, Deputy St. John, and Deputy Ingram were also given a copy of their Florida Law Enforcement Officer's Bill of Rights.

Based on the citizen complaint (CC 22-010) authored by Lieutenant Sawicki, Sergeant Calkins observed the following information:

On March 21, 2022, Captain Kyle McDaniel requested Lieutenant Sawicki conduct a supervisor's inquiry into a citizen complaint filed by Narvaez. The complaint was on Sergeant Pullin and Deputy St. John. Narvaez listed his wife, Evita Garcia, and his juvenile son as witnesses. The "Nature of the Complaint," written by Narvaez, was, "*Denied me medical attention.*" Under the "Detail" section, Narvaez described his complaint in writing. The following is a summary of his complaint:

Narvaez wrote that on November 21, 2021, he had an incident at the McDonald's located on Deltona Boulevard due to his diabetes. After the incident, Narvaez wrote he traveled to his residence located at 778 Cloverleaf Boulevard in Deltona. Narvaez stated that multiple deputies arrived at his home, at which point they secured him in handcuffs. Narvaez alleged that he requested medical attention from the initial responding deputies prior to being secured in handcuffs. Narvaez stated that after being handcuffed, the deputies summoned Deltona Fire/Rescue (DFR) to his residence. Fire personnel, once on scene, determined that Narvaez had high blood sugar and high blood pressure. According to Narvaez's complaint, DFR personnel informed deputies that Narvaez needed further medical attention. Narvaez stated that a sergeant was contacted and refused medical treatment for him. Narvaez said fire personnel told him that he would need to sign a refusal for transport to a medical facility; however, Narvaez alleges he denied signing the refusal, as he wanted to be transported to a hospital. Narvaez further alleged that a VSO supervisor signed the refusal on his behalf without his explicit authorization. Narvaez wrote that deputies transported him to a Wawa gas station parking lot where they wrote reports. Narvaez wrote that the deputy told him that going to the hospital would delay the paperwork; therefore, the deputy did not take him to the hospital.

During his initial investigation, Lieutenant Sawicki searched and reviewed applicable body-worn camera (BWC) footage from deputies who contacted Narvaez. Lieutenant Sawicki indicated he located three videos for Deputy Tyler St. John. Lieutenant Sawicki found one video for Deputy Jaydel Bernard and Deputy Tyler Blackwell. Lieutenant Sawicki could not locate any BWC videos for either Sergeant Pullin or Deputy Ingram.

Lieutenant Sawicki reviewed available BWC footage and summarized the following:

Deputies made contact with Narvaez at his residence. Narvaez began the conversation by stating he wanted to press charges and informed deputies he wanted to go to the hospital due to his injuries (while holding up his right arm). Deputy St. John asked Narvaez if he would like the fire department to come to examine his injuries. Narvaez is then secured in handcuffs and escorted outside to his front porch to await the arrival of DFR. Upon the arrival of DFR, fire personnel conducted a vital check on Narvaez. Fire personnel advised that Narvaez had high blood pressure. DFR personnel took Narvaez's blood pressure a second time and advised it had gone down slightly; however, it was still too high. DFR personnel noted Narvaez as a stroke hazard due to high blood pressure and blood sugar. DFR personnel inquired with Narvaez about his vitals, to which he stated he has diabetes. DFR then checked Narvaez's blood sugar level, which DFR also determined to be high. Due to his injuries and vital statistics, DFR personnel asked Narvaez if he wished to go to the hospital via ambulance, to which he answered in the affirmative on two separate occasions.

Sergeant Pullin arrived on the scene and was briefed by Deputy St. John and DFR personnel. DFR personnel advised Sergeant Pullin and Deputy St. John that Narvaez should go to the hospital due to high blood pressure and high blood sugar. Deputy St. John then walked away from the group to retrieve his department-issued vehicle, at which point he deactivated his BWC.

At the start of Deputy St. John's second BWC video, the buffer captures him speaking to Sergeant Pullin; however, due to the buffer, there is no audio for the first 90-seconds. Deputies are seen placing Narvaez into Deputy St. John's vehicle. Deputy St. John is overheard telling Narvaez he would be transporting him to Halifax Hospital on Howland Boulevard. Deputy St. John explained the charges Narvaez was facing due to the incident at McDonald's.

As Deputy St. John began the transport, Narvaez asked the deputy where they were going. Deputy St. John responded by stating, "*Halifax Hospital.*" Narvaez responded by saying, "*you know what? I'll go as soon as I'm out; if you're going to take pictures, that's fine.*" Deputy St. John advised Narvaez that he was unsure if the jail would accept Narvaez given his high blood pressure. Deputy St. John and Narvaez have a conversation regarding the vital check conducted by DFR. Deputy St. John advised Narvaez he could talk to his sergeant regarding further medical attention.

At this time of the video, Deputy St. John called Sergeant Pullin via telephone. The conversation concludes with the determination that Deputy St. John would complete his report a lot "quicker" if they did not transport Narvaez to the hospital. Narvaez then agreed not to seek medical treatment, and Deputy St. John advised him to notify him if he felt his condition worsening. Narvaez and Deputy St. John then engage in what could be described as "small talk" for the remainder of the transport. Once on scene at the RaceTrac gas station Deputy St. John commenced typing his report for the incident.

While typing the report, Deputy St. John received a telephone call. While on the phone, Deputy St. John begins to complain about members of his shift not handling calls in their respective zone. Deputy St. John is overheard saying this is why he wants off the shift and go into the "detective life." For the remainder of the video, Deputy St. John, while intermittently working on his report, is overheard gossiping about coworkers to presumably Deputy Gregory Ingram. While gossiping, Deputy St. John deactivated his BWC while Narvaez remained in his patrol vehicle.

Sergeant Calkins conducted a further review of the BWC footage. While the same BWC footage reviewed by Lieutenant Sawicki, Sergeant Calkins noted additional information and clarified the following:

Deputy St. John arrives on the scene and makes contact with Narvaez. Although agitated, Narvaez appears to be conscious and alert while speaking with deputies. Narvaez immediately

indicates he sustained an injury from the incident at the McDonald's and shows his hand to deputies. Deputy St. John asks Narvaez why he did not stay on scene at the McDonald's, to which Narvaez responds that he was in pain and came home to change his clothes on the way to the hospital. Narvaez then rants about the incident at McDonald's while Deputy St. John attempts to deescalate and keep Narvaez calm. While Narvaez was speaking, Deputy St. John interrupted him and asked if he wanted DFR to come and check him out. Narvaez responds, "*Yea, my finger and my arm.*" At no point does Narvaez indicate he is having a medical episode or indicate he wished to have his vitals checked. This is dissimilar to what Narvaez described in the original written citizen's complaint. Narvaez is then detained while medical personnel are summoned to the scene.

It should be noted that while handcuffing Narvaez, Deputy St. John is observed taking his time to make sure he is not aggravating Narvaez's injury.

Sergeant Calkins observed Deputy St. John utilized his radio to advise dispatch that they need "*rescue to check out his injuries.*" Deputy St. John then continues with witness interviews while Deputy Blackwell and Deputy Bernal wait with Narvaez outside.

While reviewing Deputy Blackwell and Deputy Bernal's BWC, Sergeant Calkins noted that Narvaez never complained about his blood sugar or blood pressure while outside the porch. Narvaez is alert and coherent, speaking with deputies about the incident at McDonald's.

After completing his witness interviews, Deputy St. John makes contact with Narvaez again while DFR personnel provide medical attention. DFR personnel tells Narvaez they cannot do x-rays on his injury. Given their medical capabilities, they would not be able to provide substantial medical attention for his hand. DFR personnel tells Narvaez only thing they can do is check his vitals, to which he agrees. Narvaez immediately tells them he has high blood sugar and is diabetic. Medical personnel took Narvaez's blood pressure and advised it was slightly elevated, to which Narvaez stated he just needed to calm down and stay away from people. Medical personnel then take Narvaez's blood sugar, which is also slightly elevated. Medical personnel then ask Narvaez if he wants to go to the hospital via ambulance, to which he agrees. While awaiting the ambulance transport, Deputy St. John continues with the criminal investigation.

Sergeant Pullin arrives on the scene and makes contact with Deputy St. John while he walks back to his patrol vehicle. Sergeant Pullin and Deputy St. John talk about Narvaez's injuries and further medical treatment. Sergeant Pullin contacts DFR personnel, who advise that the injury is minor, but his blood pressure is slightly elevated. Deputy St. John then walks away from the conversation to collect his vehicle.

Sergeant Calkins reviewed Deputy Blackwell's BWC video. Deputy Blackwell was standing with Narvaez while Deputy St. John walked to his vehicle. Sergeant Pullin makes contact with Narvaez and asks him which finger is broken. Narvaez responds that it is not broken, just bent. Narvaez again did not mention any complaint regarding his blood sugar or blood pressure.

It should be noted that Sergeant Calkins could not locate a BWC video for Sergeant Pullin.

Deputy St. John returns to the scene and contacts Narvaez's wife to explain the situation and his bond. Sergeant Pullin can be heard in the background stating that Narvaez does not need ambulance transport for his medical issue and that Deputy St. John will transport him to Halifax Hospital. Deputy St. John returns to his vehicle and deactivates his BWC camera.

Deputy St. John's second BWC recording captures him talking with Sergeant Pullin in his patrol vehicle. There is no audio due to the 90-second buffer period. Deputy St. John makes contact with Narvaez, who is being seated in the backseat of his patrol vehicle by Deputy Blackwell and Deputy Bernard. Deputy St. John gets into the vehicle and tells Narvaez they are going to *"Halifax up there on Howland,"* to which Narvaez states, *"yup."*

Deputy St. John explains Narvaez his charges and details of the criminal investigation. Both Deputy St. John and Narvaez begin friendly conversation while sitting in the vehicle. As Deputy St. John starts to drive, Narvaez states, *"Uhh, were going to go now where?"* to which Deputy St. John responds a second time, *"Halifax Hospital."* Narvaez immediately says, *"you know what? Let's just, I'll, I'll go as soon as I come out if you're going to take the pictures, that's fine with me. It's already docked [sic], and its already on file."* Deputy St. John responds, *"I'm not sure that the jail is going to take you with that high of blood pressure, though,"* to which Narvaez responds, *"Do you want to try? Because I'm honestly, I'm gonna to try my best to calm down."* Deputy St. John implores Narvaez that it is a poor decision not to seek medical treatment and tries to convince him to change his mind. Deputy St. John then calls Sergeant Pullin to seek further clarification.

Deputy St. John contacts Sergeant Pullin via phone and advises him of the additional information regarding Narvaez's request to not go to the hospital. After the conversation, Deputy St. John tells Narvaez they will go to the jail and see if they will accept him. Deputy St. John indicates that he still needs to complete his report, and tells Narvaez numerous times that if he feels ill or his condition worsens, to let him know, and he will transport him to the hospital. Narvaez acknowledges Deputy St. John, and both begin a mutually friendly conversation.

During the discussion, Narvaez tells Deputy St. John that he *"knew"* this was going to happen, referencing being arrested, and that is why he went home to change his clothes. This statement also contradicts his original statement on scene that he changed his clothes to go to the hospital.

The rest of the conversation is pleasant, with Narvaez laughing with Deputy St. John about the incident. To complete his report, Deputy St. John drives to the RaceTrac, located at 3201 Howland Boulevard, Deltona.

It should be noted, the RaceTrac approximately one mile from Halifax Hospital.

As Deputy St. John types his report, he receives a phone call. The phone call was from Deputy Ingram, who was assigned to 42 zone where the original incident at the McDonald's involving Narvaez took place. Deputy St. John begins to banter with Deputy Ingram, stating Deputy Ingram *"doesn't care about his zone"* and that Deputy St. John had to, *"come from the other side of the city to do reports for him."* Deputy St. John jokes and says that is why he is going to the *"detective life"* and tells Deputy Ingram, *"It's all right. Obviously, everyone was busy."* While on the phone, Deputy Ingram pulls alongside Deputy St. John. Both begin discussing a form that was not completed on scene. Deputy St. John continues to type his report when the BWC ends. Before ending the video, Deputy St. John states he is going off [BWC], presumably to Deputy Ingram.

Sergeant Calkins observed the discussion between Deputy St. John and Deputy Ingram was normal, friendly banter, and Deputy St. John's statements to Deputy Ingram were sarcastic in nature – not belittling or offensive towards Deputy Ingram.

Sergeant Calkins observed Deputy St. John's third BWC video captures him finishing his report and exiting his vehicle when he activates his BWC. Deputy St. John tells Deputy Ingram that Narvaez has been cooperative and handcuffed him in the front due to the injury on his hand. Deputy St. John has Narvaez exit his patrol vehicle to transfer him to Deputy Ingram's vehicle. Deputy Ingram asks Narvaez, *"What's going on, man?"* Narvaez states, *"Good, good. How are you doing?"* As Narvaez enters Deputy Ingram's vehicle, he tells Deputy St. John to *"Take it easy,"* and to *"Be safe."*

Sergeant Calkins searched but could not locate a BWC video for Deputy Ingram's transport of Narvaez to the VCBJ.

Sergeant Calkins conducted an audit of the BWC's for Deputy St. John, Deputy Ingram, and Deputy Pullin. The audit revealed the following pertinent information:

Deputy St. John activates his BWC video by holding the event button at 2246 hours when he arrives on the scene at Narvaez's residence. Deputy St. John deactivates his BWC video by holding the event button approximately 29 minutes later at 2315 hours. This video is the initial contact with Narvaez on scene.

Deputy St. John reactivates his BWC video by holding the event button at 2318 hours and then deactivates his BWC video by way the event button at 2345 hours. This video captures Narvaez in the backseat of Deputy St. John's patrol vehicle, where he denies medical attention.

Deputy St. John reactivates his BWC video at approximately 0224 hours by holding the event button, and then deactivates the BWC video at 0225 hours. This video captures Narvaez's transfer to Deputy Ingram's vehicle.

Sergeant Calkins confirmed that neither Deputy Ingram nor Sergeant Pullin activated their BWC videos.

Sergeant Calkins noted that Deputy Ingram powered off his camera at 0257 hours, utilizing the power switch, which is the same time he arrived at the Branch Jail, according to the Computer-Aided Dispatch (CAD). This is common for deputies because, upon arrival, deputies are required to disarm, which would activate the signal side arm feature. The jail is also equipped with audio and video.

Sergeant Calkins reviewed CAD and made the following observations:

At 2251 hours, Deputy St. John, whose call sign is 1B45, advises he has a male in custody. At 2252 hours, there is a comment requesting that DFR respond to check on injuries. At 2328 hours, Deputy St. John changes his location to the RaceTrac on Howland Boulevard. The transport is complete at 0159 hours, which appears to be an error. Sergeant Calkins later confirmed, utilizing Deputy St. John's GPS, that he was stationary in the parking lot until 0244 hours, when he cleared the call.

Deputy Ingram, whose call sign is 1B42, transports Narvaez to the Branch Jail at 0239 hours and completes the transport at 0255 hours.

Sergeant Calkins reviewed the CAD report for DFR and made the following observations:

Engine 62 arrived on the scene at approximately 2257 hours after being requested by Volusia Sheriff's Office. At 2316 hours, when DFR goes in service, they added the comment VSO refusal. Engine 62 had three personnel on board Joshua Sievert, Nicholas Orozco, and Bruce Jason.

Sergeant Calkins would later conduct sworn recorded interviews with Sievert and Orozco. Sergeant Calkins was unable to make contact with Jason due to him being on an extended leave of absence.

Sergeant Calkins reviewed the report, generated by Deputy St. John, and noted the following pertinent information.

The report is documented under case number VSO #21-22015. Sergeant Calkins observed that Narvaez was charged with simple battery and had a one-thousand dollar bond. Deputy St. John documented in the report that DFR responded to the scene and performed a vitals check on Narvaez. The report states that Narvaez declined medical treatment.

Sergeant Calkins obtained from DFR the Refusal to Permit Emergency Medical Treatment/Transportation form. Sergeant Pullin presumably signs the form, dated November 20, 2021, with his initials and badge number. It should be noted, that the refusal form is utilized for refusing transport by ambulance, not refusal of medical care.

Sergeant Calkins attempted to obtain any surveillance video from the RaceTrac gas station, with negative results.

Interview with Martin Narvaez

On April 5, 2022, at approximately 1359 hours, Sergeant Calkins conducted a sworn recorded interview with Martin Narvaez. Sergeant Calkins conducted the interview at 123 West Indiana Avenue, DeLand, at the Sheriff's Office Administration Building. Present for the interview was Martin Narvaez, Sergeant Calkins, and Lieutenant Shivers. Below is a synopsis of the audio-recorded interview:

Narvaez advised that he submitted the citizen complaint on March 7, 2022, after an encounter with the Volusia Sheriff's Office in November 2021. Narvaez had the document notarized and sworn. Sergeant Calkins advised Narvaez that since his criminal case was still pending, the interview would revolve strictly around his contact with Volusia Sheriff's Office deputies.

When asked to explain what occurred, Narvaez advised deputies contacted him at his residence after an incident at a McDonald's in Deltona. Narvaez said he was placed in handcuffs by Deputy St. John and was told that he was being detained. Narvaez stated that deputies *"Took me outside and as soon as they pulled me outside, I told the officer watch my hand."* He said Deputy St. John asked him, *"... what's the matter?"* Narvaez stated he told Deputy St. John he had *"Scars from being hit and my fingertip was swollen, and it was bended."* Narvaez said Deputy St. John told him, *"...so what you want me to do?"* Narvaez indicated that he responded by saying, *"I said I want medical attention I don't feel too good, and it's not because of my finger or my arm. I'm not feeling too good. I'm diabetic."*

It should be noted, that Narvaez's statements contradict what was observed on Deputy St. John's BWC video. Sergeant Calkins observed in the BWC video that Narvaez does not mention his medical condition until after DFR takes his vitals. He also observed when Deputy St. John arrives on the scene and informed of the injury by Narvaez; Deputy St. John initiates medical attention for Narvaez regarding his hand.

Narvaez then told detectives that that law enforcement contacted DFR, who responded to the scene. When DFR arrived, he said they examined his hand. Narvaez stated he told DFR, "*... that's not the problem, please check my sugar in my blood.*"

Again, this statement contradicts what Sergeant Calkins observed in the BWC footage – specifically, after DFR checks Narvaez's hand, they ask him if he wants his vitals checked which he accepts. Narvaez never initiated or requested law enforcement or DFR to check his vitals.

Narvaez stated to detectives that he told DFR the last time he checked his blood sugar was in the morning, and that it was high. Narvaez said that DFR got the rest of his information and medical history for their report. Narvaez stated he felt Deputy St. John rushed him away from medical treatment, even though DFR completed their assessment, so that he could conduct a show-up for investigative purposes.

Narvaez stated DFR asked him if he wanted to be transported by ambulance, to which he affirmed. Narvaez said there was a discussion between Sergeant Pullin, Deputy St. John, and DFR personnel, which resulted in Sergeant Pullin signing a document that he wasn't going to be transported. Narvaez stated he was then transported to the RaceTrac, near Halifax Hospital while Deputy St. John completed his paperwork.

Narvaez stated that he asked Deputy St. John to utilize the restroom while in the backseat. Deputy St. John escorted Narvaez inside the RaceTrac and allowed him to use the facilities. Narvaez initially stated that he believed Deputy St. John covered his camera, indicating that Deputy St. John believed it was in operation to give him privacy. Narvaez then said he was unsure if Deputy St. John turned off the camera or covered it up with his hand.

While they were in the bathroom, Deputy St. John talked to him, "*not like a criminal and a cop, like people.*" Narvaez indicated Deputy St. John spoke to him on a personal level, "*off the record.*" Narvaez was asked if Deputy St. John had to assist him while he was utilizing the restroom, to which he responded, "*No, he stood right in front of the door, and he gave me the benefit of the doubt.*"

Narvaez stated after sitting in Deputy St John's vehicle. He was transferred to another deputy's (Deputy Ingram) vehicle and eventually transported to the VCBJ. Sergeant Calkins asked

Narvaez if he ever notified Deputy Ingram that he needed to go to the hospital, to which he stated, *"No."*

Sergeant Calkins asked Narvaez if he had any medical episode while in the back of the vehicle, to which he responded, *"No, I was just, I was just down. I was down."* When asked to elaborate, Narvaez stated, *"The high blood pressure and the sugar puts you weak. To me, the sugar just drops me. It makes me very, very weak, like I can't walk, I start seeing dizzy. When I start to read, everything is a blur. Every little thing. I cannot see no letters."* Narvaez added that he started *"...feeling woozy..."* soon as he was contacted by law enforcement.

Narvaez then contradicted himself when she stated he left the McDonald's to return home because he knew he would be arrested. Narvaez said, *"So at this point, I didn't care. I went home, and I took my meds, and I just changed my clothes and waited for them to just arrive because I called my kids."*

Narvaez was asked what medication he took before law enforcement's arrival. Narvaez stated he took *"little sugar pills"* and did not know the name of the medicine. Narvaez was asked if he was prescribed the medication, to which he stated, *"It's not mine's, I can't afford it,"* and, *"The lady across the street gave me a bottle..."* Narvaez noted that the medication lowers his blood sugar and calms him down. Narvaez indicated he took medicine a few minutes before law enforcement's arrival. Lieutenant Shivers asked Narvaez, *"So if that's the case, then why were you suffering from your blood sugar in the back of the car an hour or two later?"* indicating that if he took medication for his blood sugar, it should not have been elevated. Narvaez could not provide an answer and stated, *"It was higher than what I thought it was,"* and that *"It came down based on me calming myself down."*

Sergeant Calkins asked Narvaez if he went to the hospital after his release from the VCBJ, to which he responded *"No."* Narvaez was asked if they took his vitals at the jail, to which he stated, *"No."* Narvaez indicated he just sat down and meditated while at the VCBJ to calm himself.

After Narvaez's initial statement, detectives advised Narvaez that his recollection of events were not consistent with the BWC video. Detectives notified Narvaez again that material misstatements of facts during a sworn interview would constitute perjury and detectives asked if he wished to review the BWC video.

Sergeant Calkins and Lieutenant Shivers reviewed Deputy St. John's BWC footage with Narvaez. Sergeant Calkins explained to Narvaez what was observed in the BWC video, to which he replied, *"I don't recall and I'm gonna be, I haven't basically like I said I don't remember every detail. I remember what I tried to remember out of my head and I tried looking at the video and"*

going based on what did I do to deserve the way that I was basically what I went through. Because me personally I don't recall me saying I don't wanna go to the hospital."

Narvaez was then shown the portion of the video of him in the backseat of Deputy St. John's patrol vehicle while on the way to the RaceTrac gas station parking lot. This portion contains the conversation Narvaez had with Deputy St. John requesting that he not be taken to the hospital.

After the video, Sergeant Calkins and Lieutenant Shivers explain to Narvaez that the form Sergeant Pullin signed was not denying him medical treatment, only that he would not be transported to the hospital by ambulance.

Lieutenant Shivers asked Narvaez, given the new information observed in the BWC video coupled with the knowledge of the official process, what it would do to his citizen complaint. Narvaez stated, *"It basically terminates it. It terminates it. Because honestly, like I said, I did not recall the whole thing."*

Narvaez reiterated that at no time while in the backseat of Deputy Ingram or Deputy St. John's patrol vehicle did he mention he wanted to go to the hospital. Narvaez stated, *"I didn't, I just stood quiet, I didn't complain no more."* Narvaez indicated his complaint was not against Deputy St. John as it was with Sergeant Pullin signing the paperwork. Narvaez was unfamiliar with the form, which stemmed from most of his issues.

At the end of the interview, Narvaez added that *"... I'm not trying to sue."* Lieutenant Shivers informed Narvaez that he wrote that he intended to sue the Volusia Sheriff's Office in the complaint he filed, at which time Narvaez stated, *"...I even told my lawyer I don't want no money. The damage is done I don't want no money I don't need to get no money. I'm not broke I just don't like the way I was treated."* Narvaez concluded the interview by stating he felt upset because he perceived nobody explained anything to him while on the scene.

Sergeant Calkins later contacted Narvaez's wife, Garcia, who declined to be interviewed. Garcia also wished her son not to be interviewed since they did not witness anything pertinent to the citizen complaint.

Interview with Nicholas Orozco

On April 7, 2022, at approximately 0929 hours, Sergeant Calkins conducted a sworn recorded interview with Firefighter Nicholas Orozco. Sergeant Calkins conducted the interview at 1685 Providence Boulevard, Deltona, at Deltona Fire Station 61. Firefighter Orozco, Sergeant Calkins, and Lieutenant Shivers were present for the interview. Below is a synopsis of the audio-recorded interview:

Firefighter Orozco stated he has been employed with Deltona Fire Department for approximately three years. On November 20, 2022, Orozco responded to 778 Cloverleaf Boulevard, Deltona, at the request of the Volusia Sheriff's Office to examine an injury on Narvaez's hand. Firefighter Orozco noted that the hand was a minor injury and did not require any medical attention. While on the scene, he took Narvaez's vitals, which is standard procedure on medical calls. The vital check revealed that Narvaez's blood pressure and blood sugar were slightly elevated. Sergeant Calkins asked Firefighter Orozco how they proceeded with Narvaez. Orozco stated,

"So we, so there's really nothing we can do for high blood sugar. Once it gets past 300 we can give fluids, but it wasn't past that point so we advised the deputy that had him in custody that he needs to be checked out at a hospital. But his vitals were stable to the point where he doesn't really need to go by ambulance and the deputy said that he's fine with taking him to the hospital."

Firefighter Orozco was asked if Narvaez made any other statements, to which he replied,

"...we asked him about his blood sugar because it was high. We asked him if he was a diabetic and he said that he is and he's been seeing his doctor about it but he's I guess, actually the wife....I don't know if it was the girlfriend or his wife or someone on scene said that he's pretty stubborn, and like he refuses to take medications that were prescribed for the blood sugar. But that was as far as I can remember."

Firefighter Orozco indicated he did not have any further involvement or recall any further details.

Interview with Joshua Sievert

On April 7, 2022, at approximately 0947 hours, Sergeant Calkins conducted a sworn recorded interview with Joshua Sievert. Sergeant Calkins conducted the interview at 1685 Providence Boulevard, Deltona, at Deltona Fire Station 61. Joshua Sievert, Sergeant Calkins, and Lieutenant Shivers were present for the interview. Below is a synopsis of the audio-recorded interview:

Sievert stated he is a Lieutenant with the Deltona Fire Department and employed there for approximately fifteen years. Sievert also had prior experience with various other Fire Departments before being hired with Deltona. Sievert advised that on November 20, 2021, he recalled responding to 778 Cloverleaf Boulevard, Deltona, and contacting Narvaez. Sievert stated Narvaez was involved in an incident at a separate location, and DFR was requested to respond to the residence to check on his arm or finger injury.

Sievert stated he was responsible for documenting the vitals findings on the paperwork and did not attach any of the medical equipment. Sievert was unable to recall what the readings were. Sievert stated that someone signed the refusal for transport to the hospital by ambulance, and he believed he went back into service immediately after. Sievert was unable to recall any independent conversations with anyone on the scene.

It should be noted, there was a third Deltona Fire Department Paramedic, Jason Bruce, which responded with Lieutenant Sievert and FF Orozco to the scene. Detectives could not interview Paramedic Bruce because he was unavailable due to being out on leave.

Interview with Lieutenant Justin Sawicki

On April 7, 2022, at approximately 1029 hours, Sergeant Calkins conducted a sworn recorded interview with Lieutenant Sawicki. Sergeant Calkins conducted the interview at 1691 Providence Boulevard, Deltona, at District 4. Present for the interview was Lieutenant Sawicki, Sergeant Calkins, and Lieutenant Shivers. Below is a synopsis of the audio-recorded interview:

Lieutenant Sawicki advised that he was currently assigned to District 4 as the assistant commander and supervises the alpha/bravo rotation. Lieutenant Sawicki received the citizen complaint on March 21, 2022, and completed the supervisor inquiry. Lieutenant Sawicki reviewed all the available BWC footage, CAD, and incidents reports and documented his findings in the citizen complaint.

Sergeant Calkins asked Lieutenant Sawicki what he observed during his review of the BWC footage. Lieutenant Sawicki stated, *"So the conversation to my recollection watching the BWC camera footage after it was at some point determined that the ambulance would not transport Mr. Narvaez. The initial plan of action with Deputy St. John and Mr. Narvaez was for Deputy St. John to transport him to Halifax. And then there was a conversation about time and how long it would take to go to the hospital and also complete the report and that, the stop at the hospital adding time to Mr. Narvaez' time in custody. At that point Mr. Narvaez said well if it's gonna take that much longer I'll just take myself to the hospital after I bond out."*

It should be noted, Sergeant Calkins observed on Deputy St. John's BWC that before Narvaez made the statement declining to go to the hospital, there was no discussion between Deputy St. John and him about the hospital visit delaying his time in custody.

Lieutenant Sawicki stated he spoke to Narvaez by phone to ascertain further information for his supervisory investigation. Lieutenant Sawicki noted that during the conversation, Narvaez made a statement that Deputy St. John turned off his BWC and spoke *"off the record"* about Narvaez's criminal investigation.

It should be noted; that during Sergeant Calkins' interview with Narvaez, Narvaez was unsure if Deputy St. John had turned his camera off, or if Deputy St. John covered it with his hand while was utilizing the restroom, not while he was secured in the patrol vehicle.

Lieutenant Shivers asked Lieutenant Sawicki if he allowed Narvaez to review the BWC video, to which he replied, *"I did not, no. We just had a brief, brief telephone call."* Lieutenant Shivers asked Lieutenant Sawicki when the last time he reviewed the BWC video was, to which he replied, *"The day I received the complaint so what... 21st?"*

Lieutenant Shivers stated, *"Ok so it's safe to say that you just don't recall, you haven't seen, have you watched it since do you know?"* Lieutenant Sawicki responded *"No."*

Lieutenant Shivers asked Lieutenant Sawicki if it would have potentially changed Narvaez's mind regarding the citizen complaint if he had reviewed the BWC video during his initial contact with him during his supervisor's inquiry. Lieutenant Sawicki replied, *"It's a possibility because one thing he did, he did tell me, was that at no point after or during the report writing process did he ask to go get medical attention."*

Lieutenant Sawicki was asked if during his conversation with Narvaez if Narvaez indicated he wished for medical attention while in Deputy Ingram's custody, to which he replied, *"No."*

Interview with Deputy Tyler Blackwell

On April 7, 2022, at approximately 2053 hours, Sergeant Calkins conducted a sworn recorded interview with Deputy Blackwell. Sergeant Calkins conducted the interview at the New Smyrna Speedway located at 3939 State Road 44, New Smyrna Beach. Present for the interview was Deputy Blackwell and Sergeant Calkins. Below is a synopsis of the audio-recorded interview:

Deputy Blackwell advised in November of 2021, he was training with Deputy Bernard and assigned to District 6. Deputy Blackwell stated the following in regards to his contact with Narvaez:

Sergeant Calkins asked Deputy Blackwell if he recalled Narvaez having any injuries. Deputy Blackwell stated, *"Yes, he stated he did, so we were very careful with trying to handcuff him due to it, and then we had the fire department come check him out."* Sergeant Calkins asked Deputy Blackwell if they took Narvaez's vitals, to which he responded *"Yes."* Sergeant Calkins asked Deputy Blackwell if he could recall his vitals, to which he replied, *"I'm not a medical guy, but I know they were optimal. I mean fire department didn't need to transport or nothing, so."*

Deputy Blackwell stated he later escorted Narvaez to Deputy St. John's patrol vehicle and went in service. Deputy Blackwell was unable to provide any further relevant information.

Interview with Deputy Jaydel Bernard

On April 8, 2022, at approximately 0840 hours, Sergeant Calkins conducted a sworn recorded interview with Deputy Bernard. Sergeant Calkins conducted the interview at 123 West Indiana Avenue, DeLand, at the Sheriff's Office Administration Building. Present for the interview were Deputy Bernard and Sergeant Calkins. Below is a synopsis of the audio-recorded interview:

Deputy Bernard stated on November of 2021, Deputy Bernard was assigned to District 6, Debary, as a Deputy Training Officer. At the time, Deputy Bernard had Deputy Blackwell as a trainee when they responded to Narvaez's residence in Deltona. Deputy Bernard was unable to recall the specifics of the call because he was allowing his trainee to gain experience. Deputy Bernard stated they responded as a backup unit from District 6 and assisted while District 4 deputies handled the call. Deputy Bernard was unable to provide any further relevant information.

Interview with Deputy Gregory Ingram

On April 14, 2022, at approximately 1211 hours, Sergeant Calkins conducted a sworn recorded interview with Deputy Gregory Ingram. Sergeant Calkins conducted the interview at 123 West Indiana Avenue, DeLand, at the Sheriff's Office Administration Building. Deputy Ingram, Sergeant Calkins, Lieutenant Shivers, and Sergeant Brodie Hughes were present for the interview. Below is a synopsis of the sworn recorded interview:

Before conducting the interview, Deputy Ingram signed a copy of his Garrity Warning, acknowledging his understanding of the document in the presence of the previously mentioned personnel. Sergeant Calkins read Deputy Ingram a Volusia Sheriff's Office Administration of Oath / Perjury Warning. Deputy Ingram and Sergeant Calkins signed this document in the presence of the same previously mentioned personnel.

Deputy Ingram advised that he has been employed by the Volusia Sheriff's Office for approximately three years and is currently assigned to the canine unit. Deputy Ingram stated that in November 2021, he was assigned to bravo shift in District 4 as 1B42. Deputy Ingram advised that he first met Narvaez at the RaceTrac when transporting him to the VCBJ. Deputy Ingram took custody of Narvaez from Deputy St. John, who had taken the report in his zone.

Sergeant Calkins asked Deputy Ingram if Narvaez made any type of complaint or illness while in his custody, to which he stated "No." Sergeant Calkins asked Deputy Ingram if he activated his

BWC during his contact with Narvaez, to which he responded "No." Sergeant Calkins asked why he didn't have his BWC activated, to which Deputy Ingram responded, "It was just an oversight on my part. I didn't activate it for the transport."

Sergeant Calkins asked Deputy Ingram if anything happened during intake while transferring custody of Narvaez to VCBJ personnel. Deputy Ingram stated, "No. We went there just as normal and gave him paperwork, brought him in, they checked him out and took him in to get booked."

Sergeant Calkins asked Deputy Ingram about his relationship with Deputy St. John. Deputy Ingram advised that they were close and were good friends. Sergeant Calkins asked about the phone conversation between him and Deputy St. John, where Deputy St. John referenced his zone integrity. Deputy Ingram advised it was typical work humor between them and that it happens on a regular basis with each other.

Sergeant Calkins asked Deputy Ingram if he violated the following General Orders, and his responses are detailed below –

GO-026-02.IV.C.5.g – Failure to Follow General Order, Standard Operating Procedure, or Order	Yes
GO-026-02.IV.D.9.p – Use of Equipment: BWC	Yes
GO-026-02.IV.G.2.b – General Proficiency	Yes

Interview with Sergeant Timothy Pullin

On April 14, 2022, at approximately 1239 hours, Sergeant Calkins conducted a sworn recorded interview with Sergeant Timothy Pullin. Sergeant Calkins conducted the interview at 123 West Indiana Avenue, DeLand, at the Sheriff's Office Administration Building. Present for the interview was Sergeant Pullin, Sergeant Calkins, Lieutenant Shivers, and Sergeant Brodie Hughes. Below is a synopsis of the sworn recorded interview:

Before conducting the interview, Sergeant Pullin signed a copy of his Garrity Warning, acknowledging his understanding of the document in the presence of the previously mentioned personnel. Sergeant Calkins read Sergeant Pullin a Volusia Sheriff's Office Administration of Oath / Perjury Warning. Sergeant Pullin and Sergeant Calkins signed this document in the presence of the same previously mentioned personnel.

Sergeant Pullin advised that he has been employed with the Volusia Sheriff's Office for approximately 11 years and supervises bravo shift in District 4. Sergeant Pullin stated that he was initially in route to the McDonald's when he rerouted to Narvaez's residence. Sergeant Pullin advised he *"initially responded on scene just as a supervisor role to see if they needed any other you know any other resources or anything..."* and, *"... didn't have no intention on making contact with Mr. Narvaez."*

Sergeant Pullin advised that when he arrived on the scene, he spoke to DFR since Narvaez was already in custody. Sergeant Calkins asked Sergeant Pullin the details of the conversation, to which he advised, *"I remember they said that he had high blood pressure and something was wrong with his sugar, whether it was high or low, and they had called for an ambulance to escort him or to take him to the hospital."*

Sergeant Calkins asked Sergeant Pullin if he signed the refusal form for Narvaez to be transported by ambulance. Sergeant Pullin advised, *"I did. We were waiting on the ambulance for quite a while, and since we were taking him in that direction anyway, I just directed Dep. St. John just take him to the hospital on the way out to the jail, do your paperwork, and we'll just take him from there."* Sergeant Pullin advised that their initial intent was to take Narvaez to Halifax Hospital before heading to the VCBJ.

Sergeant Calkins asked Sergeant Pullin if he activated his BWC while on the scene, to which he replied, *"I don't believe so."* When asked why he did not activate his BWC, Sergeant Pullin advised, *"Like I said, I got there as a supervisor role just to talk to the deputies, and then fire EVAC was on the scene. I had no intention on interacting with the defendant at all."* Sergeant Calkins asked Sergeant Pullin if he recalled making contact with Narvaez and speaking with him about his injuries, to which he replied, *"I don't."*

Sergeant Calkins asked Sergeant Pullin if Deputy St. John called him after leaving the scene. Sergeant Pullin advised, *"I don't recall if he did. I believe he did but I'm not 100% sure."* Sergeant Pullin could not recall the specifics of the conversation with Deputy St. John.

Sergeant Calkins asked Sergeant Pullin if he would have done anything differently while on the scene. Sergeant Pullin stated, *"Looking back on it now, probably turn my BWC on just in case if something would have happened while on scene. Like I said, I initially got there just as a supervisory role, see if they needed any other resources and what the outcome was."*

While he was on the scene, Sergeant Pullin stated that Narvaez did not appear to be in distress and was coherent while in contact with deputies.

Sergeant Calkins asked Sergeant Pullin if he violated the following General Orders, and his responses are detailed below –

GO-026-02.IV.C.5.g – Failure to Follow General Order, Standard Operating Procedure, or Order	Yes
GO-026-02.IV.D.9.p – Use of Equipment: BWC	Yes
GO-026-02.IV.G.3.a – Supervisor Responsibility	No

Interview with Deputy Tyler St. John

On April 14, 2022, at approximately 1259 hours, Sergeant Calkins conducted a sworn recorded interview with Deputy Tyler St. John. Sergeant Calkins conducted the interview at 123 West Indiana Avenue, DeLand, at the Sheriff's Office Administration Building. Deputy St. John, Sergeant Calkins, Lieutenant Shivers, and Sergeant Brodie Hughes were present for the interview. Below is a synopsis of the sworn recorded interview:

Before conducting the interview, Deputy St. John signed a copy of his Garrity Warning, acknowledging his understanding of the document in the presence of the previously mentioned personnel. Sergeant Calkins read Deputy St. John a Volusia Sheriff's Office Administration of Oath / Perjury Warning. Deputy St. John and Sergeant Calkins signed this document in the presence of the same previously mentioned personnel.

Deputy St. John advised that he has been employed by the Volusia Sheriff's Office for approximately three years and is currently assigned to the Investigative Services Section. In November of 2021, Deputy St. John was assigned to bravo shift in District 4 as 1B45. Deputy St. John recalled the call for service at the McDonald's involving Narvaez.

Deputy St. John stated he made contact with Narvaez at his residence and observed he had some redness and an apparent injury to his hand. Deputy St. John said he immediately requested DFR respond to the scene to check on Narvaez. While medical personnel was on the scene, they took Narvaez's vitals as part of their care. Deputy St. John stated he could not recall what Narvaez's exact vitals were but recalled Narvaez telling him they were high. Deputy St. John advised that they decided for Narvaez to receive medical treatment before transport to the VCBJ. When Deputy St. John left the scene with Narvaez in his custody, he was on his way to complete the transport to Halifax Hospital.

Sergeant Calkins asked Deputy St. John if he spoke to Narvaez on the way to the hospital. Deputy St. John stated,

"Yes sir, one of the first things I told him when we started our travels was that I was gonna be taking him to the Halifax Hospital for treatment. He then told me something to the effect of you know what, I don't need medical treatment just take me to the jail, and if I need to get checked, I'll do it when I get out. I spent probably three to five minutes explaining to him that the fire department was pretty concerned about his levels and I should probably take him. I even told him that I wasn't sure the jail would take him, and he continued to decline to every reason I provided him to take him to the hospital."

Sergeant Calkins asked Deputy St. John if he ever told Narvaez that if he had a change in status to let him know, and they would continue to Halifax Hospital for treatment. Deputy St. John stated,

"Yes sir I did and that's why when we changed our transport I went to the RaceTrac gas station right across from the Halifax Hospital."

Sergeant Calkins asked Deputy St. John if he spoke to Sergeant Pullin by phone. Deputy St. John stated, *"I did. Once I got all that information and he told me he felt better as far as the defendant I notified my sergeant and just wanted to make sure that everything was good with what the defendant was saying and that he was ok with me going forward with our regular procedures."*

After the conversation with Sergeant Pullin, Deputy St. John stated, *"...I decided to take him [Narvaez] to the RaceTrac, complete my paperwork, and like I said, I positioned myself in an area where if something did change, I was right across from the hospital."*

Deputy St. John reiterated that his original intent was to take Narvaez to Halifax Hospital; only after Narvaez declined he needed medical assistance did he change his location to the RaceTrac. Deputy St. John reiterated that he specifically chose the location of the RaceTrac next to the hospital so that if there was an emergency, he was close enough to provide Narvaez immediate medical attention. Deputy St. John stated he was legitimately concerned with Narvaez's welfare.

Sergeant Calkins asked Deputy St. John if he spoke with Deputy Ingram during the call for service. Deputy St. John stated, *"Yes sir. He called me on the phone sometime during that call."* Sergeant Calkins asked Deputy St. John how his work relationship was with Deputy Ingram. Deputy St. John advised, *"I have a very good relationship with Dep. Ingram. We've been close friends since we got hired together."* Deputy St. John indicated, *"...We [Deputy Ingram] were in Deltona for quite a long time and have been somewhat in the same area since we got hired."*

Sergeant Calkins asked if the phone call between him and Deputy Ingram where he was heard talking about his zone integrity was typical work humor. Deputy St. John stated, *"Yes sir coz the*

nature of his call was he was apologizing coz he saw that I was there and I was messing with him and, kind of like we do normally just between us our humor and was trying to, trying to make him feel a little bit bad." Deputy St. John added, "...at the end of that, I went on to tell him that it is what it is and I wasn't worried about it at all, and he knows I don't care." Lieutenant Shivers stated, "So it was sarcasm and not like you weren't legitimately upset?" Deputy St. John responded, "No sir it was completely sarcasm."

Deputy St. John was asked if he activated his BWC during his entire contact with Narvaez. Deputy St. John stated, "No sir," and explained the following:

"When Deputy Ingram pulled up at the RaceTrac gas station at some point in time he wasn't there just for the purposes of hanging out with me while I typed a report. I had a lot of personal issues that kind of came to light a couple days before that incident and he was coming partially to come check in on me, make sure I was ok. At some point in time during that interaction, we had a pretty brief discussion about some of the stuff I was going through in life and during that time it's not stuff I wanted recorded on camera. I turned my BWC off and..."

Lieutenant Shivers asked Deputy St. John if he was outside the vehicle when the conversation took place. Deputy St. John was unsure if he stepped out but later advised it was more likely that he stepped out away from Narvaez so he could not hear the personal conversation between him and Deputy Ingram.

Lieutenant Shivers asked Deputy St. John, *"I mean would it have been better to have waited until you were outside done with the prisoner before you had this conversation or was it kind of like one of those things where he pulled up and you weren't expecting to talk about it?"*

Deputy St. John responded, *"No, it would have been better, although we wouldn't have had the chance to communicate in person by the time that that was completed. I don't think I even saw him for the remainder of that shift. He conducted that transport for me, and by the time he got to the jail I mean it was, it was pretty close to you know 0400 and I don't think I saw him after that."* Deputy St. John stated that particular night in Deltona was hectic and particularly busy.

Lieutenant Shivers and Deputy St. John had the following dialogue about the BWC.

Lieutenant Shivers: *"So just to be clear here, you didn't turn it off because you wanted to have an off the record conversation with the prisoner?"*

Deputy St. John: *"No sir."*

Lieutenant Shivers: *"It was to discuss a personal matter with another deputy or somebody that you confided in about your personal issues."*

Deputy St. John: *"Yes sir."*

Sergeant Calkins asked Deputy St. John if Narvaez ever made a medical complaint while in his custody. Deputy St. John stated, *"No sir."* Deputy St. John added, *"We even further talked about just kind of his medical issues and I was just trying to keep him, you know, calm. And we were just trying to have casual conversations because he was a little irate when we first contacted so we were talking about what he's been experiencing over the last couple of years but he never one time told me that he was starting to feel worse and he only eluded to feeling better and never requested further medical attention."*

Sergeant Calkins asked Deputy St. John if Narvaez was cognizant and responsive the entire time. Deputy St. John responded, *"He was. We were, I had him up and talking to me almost the entire time I was typing the report."* Sergeant Calkins asked Deputy St. John if he ever took Narvaez to the bathroom. Deputy St. John could not recall if he took Narvaez to the restroom.

Deputy St. John advised that he noticed his BWC was not activated when Deputy Ingram came to complete the transport to the VCBJ. Deputy St. John stated, *"...I looked down getting out and saw, immediately activated and transferred the defendant to Dep. Ingram."*

Deputy St. John was asked if he violated the following General Orders, and his responses are detailed below –

GO-026-02.IV.C.5.g – Failure to Follow General Order, Standard Operating Procedure, or Order	Yes
GO-026-02.IV.D.9.p – Use of Equipment: BWC	Yes
GO-026-02.IV.G.2.a – General Proficiency	No

On April 20, 2022, the Internal Affairs investigation was presented to Chief Deputy Brian Henderson and the executive command staff. Upon completion of the presentation, Chief Deputy Henderson sustained the following aforementioned General Order violations:

Sergeant Timothy Pullin

GO-026-02.IV.C.5.g – Failure to Follow General Order, Standard Operating Procedure, or Order	Not Sustained
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GO-026-02.IV.D.9.p – Use of Equipment: BWC Sustained
GO-026-02.IV.G.3.a – Supervisor Responsibility Not Sustained

Deputy Tyler St. John

GO-026-02.IV.C.5.g – Failure to Follow General Order, Standard Operating Procedure, or Order Not Sustained

GO-026-02.IV.D.9.p – Use of Equipment: BWC Sustained

GO-026-02.IV.G.2.a – General Proficiency Not Sustained

Deputy Gregory Ingram

GO-026-02.IV.C.5.g – Failure to Follow General Order, Standard Operating Procedure, or Order Not Sustained

GO-026-02.IV.D.9.p – Use of Equipment: BWC Sustained

GO-026-02.IV.G.2.a – General Proficiency Not Sustained

EXHIBITS:

- A. Official Correspondence
- B. Citizen Complaint CC 22-010
- C. Original Citizen Complaint
- D. Computer Aided Dispatch Report – VSO 21-22015
- E. Computer Aided Dispatch Report – Deltona Fire - #F213240325
- F. Volusia Sheriff's Office Reports
- G. Refusal to Permit Emergency Medical
- H. Deltona Fire Documents
- I. Jail Intake
- J. Body-Worn Camera Audit
- K. Transcript of Interview with Martin Narvaez
- L. Transcript of Interview with Nicholas Orozco
- M. Transcript of Interview with Joshua Sievert
- N. Transcript of Interview with Lieutenant Justin Sawicki
- O. Transcript of Interview with Deputy Tyler Blackwell
- P. Transcript of Interview with Deputy Jaydel Bernard

- Q. Transcript of Interview with Deputy Gregory Ingram
- R. Transcript of Interview with Sergeant Timothy Pullin
- S. Transcript of Interview with Deputy Tyler St. John
- T. Digital Evidence

WITNESSES:

Martin Narvaez
778 Cloverleaf Boulevard
Deltona, FL 32738
(386) 490-0497

Deltona Fire Department
1685 Providence Boulevard
Deltona, FL 32725
(386) 575-6901

Nicholas Orozco Joshua Sievert

Volusia Sheriff's Office
123 W. Indiana Avenue
DeLand, FL 32720
(386) 736-5961

Lieutenant Justin Sawicki Deputy Tyler Blackwell
Deputy Jaydel Bernard Deputy Gregory Ingram
Sergeant Timothy Pullin Deputy Tyler St. John

Under penalties of perjury, I declare that I have read the foregoing document and that the facts stated in it are true to the best of my knowledge and belief.

AND

I, the undersigned, do hereby swear, under the penalty of perjury, that, to the best of my personal knowledge, information, and belief, I have not knowingly or willfully deprived, or allowed another to deprive, the suspect of the investigation of any rights contained in ss. 112.532 and 112.533, Florida Statutes.

DETECTIVE: A Calkins DATE: 5/9/22

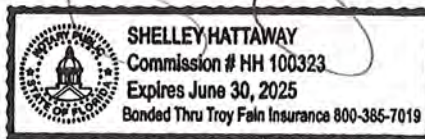
**Sergeant Andrew Calkins
Internal Affairs Sergeant**

**STATE OF FLORIDA
COUNTY OF VOLUSIA**

Sworn to (or affirmed) and subscribed before me by means of physical presence or online Notarization this 9th day of May, 2022 by Sergeant Andrew Calkins



SIGNATURE OF NOTARY PUBLIC, STATE OF FLORIDA



PRINT, TYPE, OR STAMP COMMISSIONED NAME OF NOTARY PUBLIC

PERSONALLY KNOWN OR PRODUCED IDENTIFICATION

TYPE OF IDENTIFICATION PRODUCED

APPROVED BY: B Henderson DATE: 5-09-2022

**CHIEF DEPUTY BRIAN HENDERSON
VOLUSIA COUNTY, FLORIDA**

[Print](#)

Volusia Sheriff Office Supervisor Discipline Report

Incident Details

Date Received	Date of Occurrence	Time of Occurrence
04/28/2022	11/20/2021	22:18
Record ID Number	Agency Case #	File #
29450	21-22015	SD 22-061
Date/Time Entered	Entered By	
04/28/2022 12:43	SGT Andrew Calkins - 7929	
Volusia SO BlueTeam Assigned Investigator	IAPro Assigned Investigator	
[Pending assignment]	Un-assigned	

Incident Summary

Letter of Reprimand (LOR)

Employee Name – Sergeant Timothy Pullin
ID# - 7837
Division – Law Enforcement Operations Division (LEOD)
District - Four

1. List Violations of the Volusia County Sheriff's Office General Orders -

GO-026-02.IV.E.9.p. Improper Conduct Offense-Use of Equipment BWC: Employees shall ensure proper maintenance and utilization of the VSO BWC (body -worn cameras) for its intended purpose and in accordance with general order GO-041-20 Body-Worn Cameras.

2. Documented behavior and dates of the incident(s) supporting the violations-

On November 20, 2021, you responded to 778 Cloverleaf Boulevard, Deltona, reference a battery complaint. The defendant later filed a citizen complaint about the call. During a review of the citizen complaint, it was discovered that you failed to activate your BWC. A subsequent review of other deputies' BWC's revealed you not only made contact with Deltona Fire Response personnel but also made contact with the defendant to examine and inquire about his injuries.

During your interview reference IA 22-002, you admitted to violating the General Order and stated you should have had it activated.

This incident was reviewed and it was determined you failed to properly maintain and utilize your BWC. Sergeant Pullin this Letter of Reprimand is a reminder that you are expected to adhere to all Sheriff's Office General Orders and you are expected to use your Body Worn Camera as directed. Violations of these General Orders are not acceptable.

Any subsequent activity of a similar nature will result in more severe administrative action up to and including dismissal. Take due care and govern yourself accordingly. Be especially aware of Progressive Discipline GO-026-01.

According to GO-026-01, you may submit written comments to be included in your official personnel file within ten (10) days of receipt of this letter of reprimand. For Collective Bargaining employees, you may informally appeal this LOR to your respective Division Chief within ten (10) days of receipt. The request must be in writing; an email through the agency email system is acceptable.

Incident Location

Addresses

Latitude, Longitude = [28.88396, -81.26469]
778 Cloverleaf Boulevard, Deltona, FL, 32725

- Location of Occurrence: District 4

Incident Employees

SGT Timothy Pullin - 7837

Assignment at time of incident: SGT 4PDN [None Entered]

Role: Supervisor

Linked Allegations

• null - Sustained - 05/04/2022

Tasks

No tasks to show

Running Sheet Entries

No running sheet entries to show

Attachments

No Attachments

Assignment History

Date/Time Sent	From	To	Activity
05/04/2022 15:36	Lie D Shivers		Field status changed in IAPro from To IA to Released
05/04/2022 15:36	Lie D Shivers		Released back to IAPro

Chain of Command History

Routing Number: 1

From: SGT Andrew Calkins

To: SGT Timothy Pullin

Cc:

Date/Time Sent: 04/28/2022 13:42

Instructions From [SGT Andrew Calkins] To [SGT Timothy Pullin]

Please acknowledge with your name and DID.

Comments/Response From [SGT Timothy Pullin]

Sergeant Timothy Pullin 7837

Routing Number: 2

From SGT Timothy Pullin
To SGT Andrew Calkins
Cc:
Date/Time Sent 04/28/2022 13:44

Instructions From [SGT Timothy Pullin] To [SGT Andrew Calkins]

Acknowledged

Comments/Response From [SGT Andrew Calkins]

For your review

Routing Number: 3

From SGT Andrew Calkins
To LT Daniel Shivers
Cc:
Date/Time Sent 04/28/2022 15:07

Instructions From [SGT Andrew Calkins] To [LT Daniel Shivers]

For your review

Comments/Response From [LT Daniel Shivers]

[Forwarded by LT Daniel Shivers]

Routing Number: 4

From LT Daniel Shivers
To Admin Group
Cc:
Date/Time Sent 04/29/2022 08:00

Instructions From [LT Daniel Shivers] To [Admin Group]

Concur. Employee acknowledged in routing #2.

Comments/Response From [Admin Group]

[Forwarded by CAPT Eric Westfall]

Routing Number: 5

From CAPT Eric Westfall
To DCHF Louis Marino

Cc:

Date/Time Sent

04/29/2022 10:24

Instructions From [CAPT Eric Westfall] To [DCHF Louis Marino]

FYR. The employee acknowledged in routing #2.

Comments/Response From [DCHF Louis Marino]

[Forwarded by DCHF Louis Marino]

Routing Number: 6

From

DCHF Louis Marino

To

CHDP Brian Henderson

Cc:

Date/Time Sent

05/04/2022 14:36

Instructions From [DCHF Louis Marino] To [CHDP Brian Henderson]

Acknowledged by employee. Concur. FYR.

Comments/Response From [CHDP Brian Henderson]

[Forwarded by CHDP Brian Henderson]

Routing Number: 7

From

CHDP Brian Henderson

To

IA Admin

Cc:

Date/Time Sent

05/04/2022 15:34

Instructions From [CHDP Brian Henderson] To [IA Admin]

concur

Comments/Response From [IA Admin]

[Forward to IAPro by LT Daniel Shivers]

[Print](#)

Volusia Sheriff Office Supervisor Discipline Report

Incident Details

Date Received	Date of Occurrence	Time of Occurrence
05/02/2022	11/20/2021	23:28
Record ID Number	Agency Case #	File #
29459	21-22015	SD 22-063
Date/Time Entered	Entered By	
05/02/2022 13:17	SGT Benjamin Gordon - 7744	
Volusia SO BlueTeam Assigned Investigator	IAPro Assigned Investigator	
[Pending assignment]	Un-assigned	

Incident Summary

Letter of Reprimand (LOR)

Employee Name - Gregory Ingram
ID# - 9060
Division – Support Operations Division (SOD)
District - Special Operations

1. List Violations of the Volusia County Sheriff’s Office General Orders -

GO-026-02.IV.E.9.p. Improper Conduct Offense-Use of Equipment BWC: Employees shall ensure proper maintenance and utilization of the VSO BWC (body -worn cameras) for its intended purpose and in accordance with general order GO-041-20 Body-Worn Cameras.

2. Documented behavior and dates of the incident(s) supporting the violations-

On November 21, 2021, you responded to the RaceTrac to assist Deputy St. John with prisoner transport. The defendant in the case later filed a citizen complaint about his interaction with deputies. While reviewing the citizen complaint, it was discovered that while transporting the defendant, you failed to activate your BWC.

During your interview reference IA 22-002, you admitted violating the General Order. You further stated it was an oversight and should have had it activated.

This incident was reviewed and it was determined you failed to properly maintain and utilize your BWC. Deputy Ingram, this Letter of Reprimand is a reminder that you are expected to adhere to all Sheriff’s Office General Orders and you are expected to use your Body Worn Camera as directed. Violations of these General Orders are not acceptable.

Any subsequent activity of a similar nature will result in more severe administrative action up to and including dismissal. Take due care and govern yourself accordingly. Be especially aware of Progressive Discipline GO-026-01.

According to GO-026-01, you may submit written comments to be included in your official personnel file within ten (10) days of receipt of this letter of reprimand. For Collective Bargaining employees, you may informally appeal this LOR to your respective Division Chief within ten (10) days of receipt. The request must be in writing; an email through the agency email system is acceptable.

Incident Location

Addresses

Latitude, Longitude = [28.94799, -81.24935]
3201 Howland Boulevard, Deltona, FL, 32725

- Location of Occurrence: District 4

Incident Employees

DEP Gregory Ingram - 9060

Assignment at time of incident: DEP SOK9 [None Entered]

Role: Primary

Linked Allegations

- null - Sustained - 05/04/2022

Tasks

No tasks to show

Running Sheet Entries

No running sheet entries to show

Attachments

No Attachments

Assignment History

Date/Time Sent	From	To	Activity
05/04/2022 15:38	Lie D Shivers		Field status changed in IAPro from To IA to Released
05/04/2022 15:38	Lie D Shivers		Released back to IAPro

Chain of Command History

Routing Number: 1

From SGT Benjamin Gordon

To DEP Gregory Ingram

Cc:

Date/Time Sent 05/02/2022 15:05

Instructions From [SGT Benjamin Gordon] To [DEP Gregory Ingram]

Please sign and acknowledge by typing your name and DID

Comments/Response From [DEP Gregory Ingram]

Deputy Gregory Ingram #9060

Routing Number: 2

From DEP Gregory Ingram
To SGT Benjamin Gordon
Cc:
Date/Time Sent 05/02/2022 15:10

Instructions From [DEP Gregory Ingram] To [SGT Benjamin Gordon]

As per instructed.

Comments/Response From [SGT Benjamin Gordon]

[Forwarded by SGT Benjamin Gordon]

Routing Number: 3

From SGT Benjamin Gordon
To LT Daniel Shivers
Cc:
Date/Time Sent 05/02/2022 15:32

Instructions From [SGT Benjamin Gordon] To [LT Daniel Shivers]

FYR

Comments/Response From [LT Daniel Shivers]

[Forwarded by LT Daniel Shivers]

Routing Number: 4

From LT Daniel Shivers
To Admin Group
Cc:
Date/Time Sent 05/02/2022 15:33

Instructions From [LT Daniel Shivers] To [Admin Group]

Concur. Employee acknowledged in the bottom of routing #1.

Comments/Response From [Admin Group]

[Forwarded by CAPT Eric Westfall]

Routing Number: 5

From CAPT Eric Westfall
To DCHF Louis Marino

Cc:

Date/Time Sent

05/02/2022 18:10

Instructions From [CAPT Eric Westfall] To [DCHF Louis Marino]

FYR. The employee acknowledged in routing #2 (comments)

Comments/Response From [DCHF Louis Marino]

[Forwarded by DCHF Louis Marino]

Routing Number: 6

From

DCHF Louis Marino

To

CHDP Brian Henderson

Cc:

Date/Time Sent

05/04/2022 14:34

Instructions From [DCHF Louis Marino] To [CHDP Brian Henderson]

Acknowledged by employee. Concur. FYR.

Comments/Response From [CHDP Brian Henderson]

[Forwarded by CHDP Brian Henderson]

Routing Number: 7

From

CHDP Brian Henderson

To

IA Admin

Cc:

Date/Time Sent

05/04/2022 15:35

Instructions From [CHDP Brian Henderson] To [IA Admin]

concur.

Comments/Response From [IA Admin]

[Forward to IAPro by LT Daniel Shivers]

[Print](#)

Volusia Sheriff Office Supervisor Discipline Report

Incident Details

Date Received	Date of Occurrence	Time of Occurrence
04/29/2022	11/20/2021	23:28
Record ID Number	Agency Case #	File #
29455	21-22015	SD 22-062
Date/Time Entered	Entered By	
04/29/2022 09:46	SGT Andrew Calkins - 7929	
Volusia SO BlueTeam Assigned Investigator	IAPro Assigned Investigator	
[Pending assignment]	Un-assigned	

Incident Summary

Letter of Reprimand (LOR)

Employee Name – Deputy Tyler St. John
ID# - 9066

Division – Law Enforcement Operations Division (LEOD)
District - Investigative Services Section

1. List Violations of the Volusia County Sheriff's Office General Orders -

GO-026-02.IV.E.9.p. Improper Conduct Offense-Use of Equipment BWC: Employees shall ensure proper maintenance and utilization of the VSO BWC (body -worn cameras) for its intended purpose and in accordance with general order GO-041-20 Body-Worn Cameras.

2. Documented behavior and dates of the incident(s) supporting the violations-

On November 20, 2021, you were working patrol and responded to a battery complaint. The defendant in the case later filed a citizen complaint about his interaction with deputies. While reviewing the citizen complaint, it was discovered that you deactivated your BWC while the defendant was still in your custody in the backseat.

During your interview reference IA 22-002, you admitted violating the General Order and stated you should have had it activated during your entire encounter. Even though you said that you deactivated it to further a private conversation with Deputy Ingram, you failed to reactivate it after concluding the discussion.

This incident was reviewed and it was determined you failed to properly maintain and utilize your BWC. Deputy St. John, this Letter of Reprimand is a reminder that you are expected to adhere to all Sheriff's Office General Orders and you are expected to use your Body Worn Camera as directed. Violations of these General Orders are not acceptable.

Any subsequent activity of a similar nature will result in more severe administrative action up to and including dismissal. Take due care and govern yourself accordingly. Be especially aware of Progressive Discipline GO-026-01.

According to GO-026-01, you may submit written comments to be included in your official personnel file within ten (10) days of receipt of this letter of reprimand. For Collective Bargaining employees, you may informally appeal this LOR to your respective Division Chief within ten (10) days of receipt. The request must be in writing; an email through the agency email system is acceptable.

Incident Location

Addresses

Latitude, Longitude = [28.94799, -81.24935]
3201 Howland Boulevard, Deltona, FL, 32725

- Location of Occurrence: District 4

Incident Employees

INV Tyler St John - 9066

Assignment at time of incident: INV EDU [None Entered]

Role: Primary

Linked Allegations

• null - Sustained - 05/04/2022

Tasks

No tasks to show

Running Sheet Entries

No running sheet entries to show

Attachments

No Attachments

Assignment History

Date/Time Sent	From	To	Activity
05/04/2022 15:37	Lie D Shivers		Field status changed in IAPro from To IA to Released
05/04/2022 15:37	Lie D Shivers		Released back to IAPro

Chain of Command History

Routing Number: 1

From SGT Andrew Calkins

To INV Tyler St John

Cc:

Date/Time Sent 04/29/2022 11:27

Instructions From [SGT Andrew Calkins] To [INV Tyler St John]

Please acknowledge with name and DID.

Comments/Response From [INV Tyler St John]

Tyler St John #9066

Routing Number: 2

From INV Tyler St John
To SGT Andrew Calkins
Cc:
Date/Time Sent 04/29/2022 11:31

Instructions From [INV Tyler St John] To [SGT Andrew Calkins]

Tyler St John #9066

Comments/Response From [SGT Andrew Calkins]

For your review

Routing Number: 3

From SGT Andrew Calkins
To LT Daniel Shivers
Cc:
Date/Time Sent 04/29/2022 13:11

Instructions From [SGT Andrew Calkins] To [LT Daniel Shivers]

For your review

Comments/Response From [LT Daniel Shivers]

[Forwarded by LT Daniel Shivers]

Routing Number: 4

From LT Daniel Shivers
To Admin Group
Cc:
Date/Time Sent 05/02/2022 11:01

Instructions From [LT Daniel Shivers] To [Admin Group]

Concur. Employee acknowledged in routing #2.

Comments/Response From [Admin Group]

[Forwarded by CAPT Eric Westfall]

Routing Number: 5

From CAPT Eric Westfall
To DCHF Louis Marino

Cc:

Date/Time Sent

05/02/2022 18:08

Instructions From [CAPT Eric Westfall] To [DCHF Louis Marino]

FYR. The employee acknowledged in routing #2.

Comments/Response From [DCHF Louis Marino]

[Forwarded by DCHF Louis Marino]

Routing Number: 6

From

DCHF Louis Marino

To

CHDP Brian Henderson

Cc:

Date/Time Sent

05/04/2022 14:35

Instructions From [DCHF Louis Marino] To [CHDP Brian Henderson]

Acknowledged by employee. Concur. FYR.

Comments/Response From [CHDP Brian Henderson]

concur.

Routing Number: 7

From

CHDP Brian Henderson

To

IA Admin

Cc:

Date/Time Sent

05/04/2022 15:34

Instructions From [CHDP Brian Henderson] To [IA Admin]

concur.

Comments/Response From [IA Admin]

[Forward to IAPro by LT Daniel Shivers]