

AFFIDAVIT OF SEPARATION

Incorporated by Reference in Rules
11B-20.001(3)(a)5. a., and 11B-27.002(3)(a)15., F.A.C.



**CJSTC
61**

1. Social Security Number: _____	Employment Class <input checked="" type="checkbox"/> Law Enforcement <input type="checkbox"/> Correctional <input type="checkbox"/> Correctional Probation <input type="checkbox"/> Concurrent <input type="checkbox"/> Special Elected or Appointed <input type="checkbox"/> Instructor Employment Type <input checked="" type="checkbox"/> Full time <input type="checkbox"/> Part time <input type="checkbox"/> Auxiliary
2. Name: <u>Davis</u> Last <u>James</u> First <u>J</u> MI	
3. Agency Name: <u>Ormond Beach Police Department</u>	
4. Agency ORI: <u>FL060400</u>	
5. Date Employed: <u>02/05/1996</u>	
6. Separation Date: <u>01/13/2014</u>	

7. Separation Reasons

7A. ADMINISTRATIVE - ROUTINE <input type="checkbox"/> Voluntary separation not involving misconduct <input type="checkbox"/> Transfer within agency. No break in service <input type="checkbox"/> Retired. Not involving misconduct <input type="checkbox"/> Deceased <input type="checkbox"/> Budgetary constraints. Local and Federal grants not renewed <input type="checkbox"/> Extended leave of absence Type: _____ Periods of Time: _____ <input type="checkbox"/> Military leave of absence Periods of Time: _____ <input type="checkbox"/> Suspension Periods of Time: _____ <input type="checkbox"/> Administrative termination not involving misconduct <input type="checkbox"/> Special elected or appointed Position: _____ Anticipated term: _____ <input type="checkbox"/> Instructor request for change of affiliation	7C. ADMINISTRATIVE - SUBSTANDARD PERFORMANCE <input type="checkbox"/> Failure to satisfactorily complete the agency field-training program (training performance issues). <input type="checkbox"/> Failure to perform assigned tasks satisfactorily. 7D. OTHER - EXAMPLE <input type="checkbox"/> Excessive absenteeism, failure to report for duty, sleeping on duty, etc. 7E. UNFAVORABLE - MISCONDUCT <input type="checkbox"/> Voluntary separation or retirement while being investigated for violation of agency or training school policy not involving a moral character violation defined in Rule 11B-27.0011, F.A.C. <input type="checkbox"/> Voluntary separation or retirement in lieu of termination for violation of agency or training school policy not involving a moral character violation defined in Rule 11B-27.0011, F.A.C. <input checked="" type="checkbox"/> Terminated for violation of agency or training school policy not involving a moral character violation defined in Rule 11B-27.0011, F.A.C. NOTE: The agency administrator or designee shall provide written documentation of the internal or criminal investigation upon request by Commission staff.	7F. Form CJSTC-61A must be completed and submitted with form CJSTC-61 for any of the following: <input type="checkbox"/> Voluntary separation or retirement while being investigated for violation of Section 943.13(4), F.S., or violation of moral character standards defined in Rule 11B-27.0011, F.A.C. <input type="checkbox"/> Voluntary separation or retirement in lieu of termination for violation of Section 943.13(4), F.S., or violation of moral character standards as defined in Rule 11B-27.0011, F.A.C. <input checked="" type="checkbox"/> Terminated for violation of Section 943.13(4), F.S., or violation of moral character standards as defined in Rule 11B-27.0011, F.A.C. NOTE: The agency administrator or designee shall provide written documentation of the internal or criminal investigation upon request by Commission staff.
--	---	---

NOTICE: Section 943.139(2), F.S., requires the execution of an Affidavit of Separation by the employing agency in a case of officer separation. If the officer is separated, whether voluntarily or involuntarily, for failure to comply with provisions of Section 943.13, F.S., the agency is required to so specify when completing the Affidavit of Separation Supplement form CJSTC 61A. **WARNING:** Intentional false execution of this Affidavit of Separation constitutes a misdemeanor of the second degree.

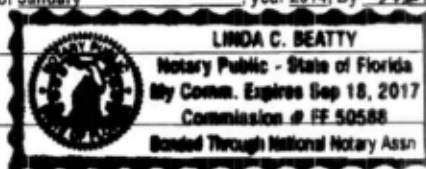
<u>[Signature]</u> Agency Administrator or Designee's Signature	<u>Henry A Osterkamp</u> 9. Agency Administrator or Designee's Printed Name	<u>01/31/2014</u> 10. Date
<u>Chief of Police</u> 11. Agency Administrator or Designee's Title		

12. OATH Pursuant to Section 117.05(13)(a), Florida Statutes

STATE OF Florida COUNTY OF Volusia
Sworn to (or affirmed) and subscribed before me this 31 day of January, year 2014, By HENRY OSTERKAMP

[Signature]
Signature of Notary Public - State of Florida

Linda C. Beatty
Print, Type, or Stamp Commissioned name of Notary Public
Personally Known OR Produced Identification



Type of Identification Produced N/A



Florida Department of Law Enforcement

**AFFIDAVIT OF SEPARATION
SUPPLEMENT**

Incorporated by Reference in Rules
11B-20.001(3)(a)5.b., and 11B-27.002(3)(a)15., F.A.C.



**CJSTC
61A**

Form CJSTC-61A must be completed and submitted with form CJSTC-61 for any of the following:

- Voluntary separation or retirement while being investigated for violation of Section 943.13(4), F.S., or violation of moral character standards defined in Rule 11B-27.0011, F.A.C.
- Voluntary separation or retirement in lieu of termination for violation of Section 943.13(4), F.S., or violation of moral character standards as defined in Rule 11B-27.0011, F.A.C.
- Terminated for violation of Section 943.13(4), F.S., or violation of moral character standards as defined in Rule 11B-27.0011, F.A.C.

1. Officer or Instructor's Name: James J Davis

2. Officer or Instructor's Address: _____

City: _____ State: FL Zip Code: _____

3. Officer or Instructor's Telephone Number: _____
Area Code and Telephone Number

4. Agency or training school contact person (For more information): Lt. Jesse Godfrey

5. Contact Telephone Number: 386 676-3525
Area Code and Telephone Number

6. Detailed Description of Misconduct: Do not use generic terminology in this section such as conduct unbecoming, failed to meet agency standards, violation of agency operating procedures, etc. Detailed information describing the act of misconduct is needed for efficient processing.

1) Admitted under oath to an act of domestic violence against his wife (also an LEO) where both claimed to be the victim and both produced photographs on injuries they sustained. Officer also admitted under oath to engaging in "shoving matches" with his wife each time they got into an argument 2) Untruthfulness (not under oath / Investigation) to Chief of Police when asked about his "on-duty" relationship with a female not his wife and unprofessional conduct in the presence of his subordinates & the general public (flirting / kissing-hugging / inappropriate touching) 3) Untruthfulness while under oath / investigation in regards to a meeting with a female subject not his wife while on duty, outside of his jurisdiction, on a posted construction site.

7. Criminal Charges Filed: Yes No

CHARGE(S): N/A - DV incidents occurred within another LE jurisdiction