

VOLUSIA COUNTY SHERIFF'S OFFICE

INCIDENT REPORT

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<input type="checkbox"/> Juvenile <input type="checkbox"/> Gang <input type="checkbox"/> Domestic Violence <input type="checkbox"/> Endangered / Other		<input type="checkbox"/> Hate Crime <input type="checkbox"/> Elderly Abuse / Exploitation VOR _____		Agency ORI Number FL0640000		Zone # 26		Telephone Handled Call? (T.H.C.) 1. Yes 2. No <input checked="" type="checkbox"/>															
Reported: Day Wednesday		Date 01-19-2011		Time (mil.) 1105		Time Dispatched (mil.) 1338		Time Arrived (mil.) 1443		Time Completed (mil.) 1601		Nature of Call (Report Type) 83 Miscellaneous											
Incident Type: 1. Felony 2. Traffic Felony		3. Misdemeanor 4. Traffic Misdemeanor		5. Ordinance 9. Other		Incident Day Wednesday		Date 01-19-2011		Time (mil.) 0910		Day Wednesday											
Offense #1		Type		Statute Violation Number		Description		Occurred During: D - Day N - Night		U - Unknown		D											
#2								A - Attempted C - Committed															
Incident Location (Street, Apt. Number) S.R. 44 / INTERSTATE 4												City DELAND		Zip 32121									
Business Name / Area Identifier				# Prem. Entered		Drug Related 0. N/A 1. Yes 2. No <input checked="" type="checkbox"/>		Alcohol Related 0. N/A 1. Yes 2. No <input checked="" type="checkbox"/>		Forced Entry 1. Yes 3. Attempted 2. No		Arson-Inhabited 1. Occupied 3. Abandoned 2. Unoccupied		Arson-Attempted 1. Yes 2. No									
Location Type		Location Type Codes 01. Residence-Single 02. Apartment/Condo 03. Residence/Other 04. Hotel/Motel		05. Convenience Store 06. Gas Station 07. Liquor Sales 08. Bar/Nightclub		09. Supermarket 10. Dept/Discount Store 11. Specialty Store 12. Drug Store/Hospital		13. Bank/Financial Inst. 14. Commercial/Office Bldg. 15. Industrial/Mfg. 16. Storage		17. Govt/Public Bldg. 18. School/University 19. Jail/Prison 20. Religious Bldg.		21. Airport 22. Bus/Rail Terminal 23. Construction Site 24. Other Structure		25. Parking Lot/Garage 26. Highway/Roadway 27. Park/Woodlands/Field 28. Lake/Waterway									
V/V Code V-Victim W-Witness R-Reporting Person		N-Next of Kin O-Other		Victim/Subject Type 0. N/A 1. Juvenile 2. L.E. Officer 3. Adult		4. Business 5. Government 6. Church 9. Other		Address/Phone Type B. Business/Work C. Cell H. Home		M. Message N. Next of Kin O. Other		P. Pager S. School V. Vacation		Race W-White B-Black I-American Indian									
Means of Attack F-Firearm K-Knife/Cutting Inst.		O-Other Dangerous H-Hands, Fists, Feet, Etc.		Extent of Injury 00. N/A 01. Gunshot 02. Stabbed		03. Laceration 04. Unconscious 05. Poss. Broken Bones		06. Poss. Internal Injury 07. Loss of Teeth 08. Burns		09. Abrasions/Bruises 10. No Visible Injury 99. Other Serious Injury		Domestic Violence 1. Yes 2. No		Victim Relationship to Offender S-Spouse P-Parent C-Child									
Offense Indicator 1. #1 2. #2		V/V Code V		# 1		V. Type 3		Nature of Call (for Victim, if different from Incident) 83 Miscellaneous		Name (Last/Business) [REDACTED]		(First) [REDACTED]		(Middle) [REDACTED]									
Address (Street, Apt. Number) [REDACTED]				City DELTONA		State FL		Zip [REDACTED]		Residence Phone (386) [REDACTED]													
Business/School/Other Address (Street, Apt. Number) UNEMPLOYED				City [REDACTED]		State [REDACTED]		Zip [REDACTED]		Address Type H		Business/School/Other Phone [REDACTED]		Phone Type [REDACTED]									
Other Contact Info (Time Available, Interpreter, etc.)				Synopsis of Involvement																			
If Victim Type 1, 2, or 3		Race W		Sex F		Date of Birth [REDACTED]		Age [REDACTED]		Ethnicity [REDACTED]		Res. Type [REDACTED]		Res. Status [REDACTED]		Means of Attack [REDACTED]		Extent of Injury [REDACTED]		Domestic Violence [REDACTED]		Relationship [REDACTED]	
Offense Indicator 1. #1 2. #2		V/V Code O		# 1		V. Type 2		Nature of Call (for Victim, if different from Incident) 83 Miscellaneous		Name (Last/Business) WILLARD		(First) CARL		(Middle) [REDACTED]									
Address (Street, Apt. Number) VOLUSIA COUNTY S.O. SPECIAL SERVICES				City DELAND		State FL		Zip 32720		Residence Phone (386) 239-6542													
Business/School/Other Address (Street, Apt. Number)				City [REDACTED]		State [REDACTED]		Zip [REDACTED]		Address Type B		Business/School/Other Phone [REDACTED]		Phone Type [REDACTED]									
Other Contact Info (Time Available, Interpreter, etc.)				Synopsis of Involvement																			
If Victim Type 1, 2, or 3		Race W		Sex M		Date of Birth [REDACTED]		Age [REDACTED]		Ethnicity N		Res. Type [REDACTED]		Res. Status [REDACTED]		Means of Attack [REDACTED]		Extent of Injury [REDACTED]		Domestic Violence [REDACTED]		Relationship [REDACTED]	
Offense Indicator 1. #1 2. #2		V/V Code O		# 2		V. Type 2		Nature of Call (for Victim, if different from Incident) 83 Miscellaneous		Name (Last/Business) GAETA		(First) KORY		(Middle) [REDACTED]									
Address (Street, Apt. Number) VOLUSIA COUNTY S.O. DISTRICT IV (DELTONA)				City DELTONA		State FL		Zip [REDACTED]		Residence Phone [REDACTED]													
Business/School/Other Address (Street, Apt. Number)				City [REDACTED]		State [REDACTED]		Zip [REDACTED]		Address Type B		Business/School/Other Phone [REDACTED]		Phone Type [REDACTED]									
Other Contact Info (Time Available, Interpreter, etc.)				Synopsis of Involvement																			
If Victim Type 1, 2, or 3		Race W		Sex M		Date of Birth [REDACTED]		Age [REDACTED]		Ethnicity U		Res. Type [REDACTED]		Res. Status [REDACTED]		Means of Attack [REDACTED]		Extent of Injury [REDACTED]		Domestic Violence [REDACTED]		Relationship [REDACTED]	
Offense Indicator 1. #1 2. #2		V/V Code [REDACTED]		# [REDACTED]		V. Type [REDACTED]		Nature of Call (for Victim, if different from Incident) [REDACTED]		Name (Last/Business) [REDACTED]		(First) [REDACTED]		(Middle) [REDACTED]									
Address (Street, Apt. Number)				City [REDACTED]		State [REDACTED]		Zip [REDACTED]		Residence Phone [REDACTED]													
Business/School/Other Address (Street, Apt. Number)				City [REDACTED]		State [REDACTED]		Zip [REDACTED]		Address Type [REDACTED]		Business/School/Other Phone [REDACTED]		Phone Type [REDACTED]									
Other Contact Info (Time Available, Interpreter, etc.)				Synopsis of Involvement																			
If Victim Type 1, 2, or 3		Race [REDACTED]		Sex [REDACTED]		Date of Birth [REDACTED]		Age [REDACTED]		Ethnicity [REDACTED]		Res. Type [REDACTED]		Res. Status [REDACTED]		Means of Attack [REDACTED]		Extent of Injury [REDACTED]		Domestic Violence [REDACTED]		Relationship [REDACTED]	
Offense Indicator 1. #1 2. #2		V/V Code [REDACTED]		# [REDACTED]		V. Type [REDACTED]		Nature of Call (for Victim, if different from Incident) [REDACTED]		Name (Last/Business) [REDACTED]		(First) [REDACTED]		(Middle) [REDACTED]									
Address (Street, Apt. Number)				City [REDACTED]		State [REDACTED]		Zip [REDACTED]		Residence Phone [REDACTED]													
Business/School/Other Address (Street, Apt. Number)				City [REDACTED]		State [REDACTED]		Zip [REDACTED]		Address Type [REDACTED]		Business/School/Other Phone [REDACTED]		Phone Type [REDACTED]									
Other Contact Info (Time Available, Interpreter, etc.)				Synopsis of Involvement																			
If Victim Type 1, 2, or 3		Race [REDACTED]		Sex [REDACTED]		Date of Birth [REDACTED]		Age [REDACTED]		Ethnicity [REDACTED]		Res. Type [REDACTED]		Res. Status [REDACTED]		Means of Attack [REDACTED]		Extent of Injury [REDACTED]		Domestic Violence [REDACTED]		Relationship [REDACTED]	

INCIDENT REPORT (CONT.)

SUBJECT / MISSING SECTION

Offense Indicator 1. #1 2. #2 3. Both	Subject Code S-Suspect D-Defendant V-Victim (Missing Person)	Code #	Subj. Type	Name (Last)	(First)	(Middle)	Race	Sex	Ethnicity
Date of Birth	Age	To Age	Height	To Height	Weight	To Weight	Eye Color	Hair Color	Maiden Name
Nickname / Street Name			Place of Birth - City		County	State	Employer/Other/School		Occupation
Last Known Address (Street, Apt. Number)					City	State	Zip	Address Type	Phone
Other Address (Street, Apt. Number)					City	State	Zip	Address Type	Phone
Driver's License State/Number			Social Security Number			Other ID Number		ID Type	
Clothing (Describe)					Scars/Marks/Tattoos (Type/Describe)			Scars/Marks/Tattoos (Type/Describe)	
Hair Length /Style		Skin	Build	Facial Features		Speech/Voice	Deformity	Glasses	
If Subject:	Demeanor	Mask	Weapon Type		If Arrested:			Subject Was Already in Custody?	Warrant From:
Date of Last Contact	Date of Emancipation	Caution	Caution Reason		Personal Habits (Drugs / Alcohol)				
May Be With:		Physical Condition:		Mental Condition:		Doctor Name:		Dentist Name:	
Incident Type 1. Runaway 2. Parents 3. Involuntary 4. Disabled 5. Endangered		6. Disaster Victim 7. Voluntary Adult 8. Unknown		Foul Play Suspected? 1. Yes 2. No 8. Unknown		Missing Before? 1. Yes 2. No 8. Unknown		Fingerprints Available? 1. Yes 2. No	
Photo Available? 1. Yes 2. No		Dental Record Available? 1. Yes 2. No							
I, _____ (Printed) _____ (Signature) certify that I have reported the above person as a missing person; and this agency has my permission to enter this person in a statewide alert.									

SUBJECT / MISSING SECTION

Offense Indicator 1. #1 2. #2 3. Both	Subject Code S-Suspect D-Defendant V-Victim (Missing Person)	Code #	Subj. Type	Name (Last)	(First)	(Middle)	Race	Sex	Ethnicity
Date of Birth	Age	To Age	Height	To Height	Weight	To Weight	Eye Color	Hair Color	Maiden Name
Nickname / Street Name			Place of Birth - City		County	State	Employer/Other/School		Occupation
Last Known Address (Street, Apt. Number)					City	State	Zip	Address Type	Phone
Other Address (Street, Apt. Number)					City	State	Zip	Address Type	Phone
Driver's License State/Number			Social Security Number			Other ID Number		ID Type	
Clothing (Describe)					Scars/Marks/Tattoos (Type/Describe)			Scars/Marks/Tattoos (Type/Describe)	
Hair Length /Style		Skin	Build	Facial Features		Speech/Voice	Deformity	Glasses	
If Subject:	Demeanor	Mask	Weapon Type		If Arrested:			Subject Was Already in Custody?	Warrant From:
Date of Last Contact	Date of Emancipation	Caution	Caution Reason		Personal Habits (Drugs / Alcohol)				
May Be With:		Physical Condition:		Mental Condition:		Doctor Name:		Dentist Name:	
Incident Type 1. Runaway 2. Parents 3. Involuntary 4. Disabled 5. Endangered		6. Disaster Victim 7. Voluntary Adult 8. Unknown		Foul Play Suspected? 1. Yes 2. No 8. Unknown		Missing Before? 1. Yes 2. No 8. Unknown		Fingerprints Available? 1. Yes 2. No	
Photo Available? 1. Yes 2. No		Dental Record Available? 1. Yes 2. No							
I, _____ (Printed) _____ (Signature) certify that I have reported the above person as a missing person; and this agency has my permission to enter this person in a statewide alert.									

NARRATIVE

1 ON THE AFORESAID DATE AND TIME INV. GRAVES WAS NOTIFIED TO RESPOND TO THE VOLUSIA COUNTY BRANCH JAIL
 2 REFERENCE TO AN ALLEGATION BEING MADE BY AN INMATE AGAINST A DEPUTY OF THE VOLUSIA COUNTY SHERIFFS OFFICE.
 3
 4 PLEASE SEE SUBSEQUENT INVESTIGATIVE SUPPLEMENT FOR ADDITIONAL INFORMATION.

ADMINISTRATIVE

Final Case Status:	Final Case Status Codes: 1.Arrest/Adult 2.Arrest/Juv. 3.Exceptional/Adult 4.Exceptional/Juv. 5.Closed 6.Unfounded	<input type="checkbox"/> Victim Advocate	<input type="checkbox"/> Tried	<input type="checkbox"/> SA Referral
<input type="checkbox"/> DCF Hotline	Date:	Time:	<input type="checkbox"/> FCIC / NCIC Entry	<input type="checkbox"/> T.T. BOLO
<input type="checkbox"/> CAC	Spoke With:		<input type="checkbox"/> FCIC / NCIC Cancel	Date:
Connecting Report Number	Agency	Additional Forms Attached: <input type="checkbox"/> Narrative <input type="checkbox"/> SA 707 <input type="checkbox"/> Persons <input type="checkbox"/> Property <input type="checkbox"/> Veh./Tow Sheet <input type="checkbox"/> Other Describe:		
Officer Reporting - Printed Graves, Richard	Officer Reporting - Signature	ID. Number 2188	Unit 1F31	Date 01-20-2011
Officer Reviewing - Printed (If Applicable)	Officer Reviewing - Signature (If Applicable)	ID. Number	Unit	Date

VOLUSIA COUNTY SHERIFF'S OFFICE

NARRATIVE / SUPPLEMENT

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Report Date	Report Time	Orig. Reported Date	Nature of Call (for Incident)	Agency Report Number	1.Original
01-19-2011	1300	01-19-2011	83	110001787	<input checked="" type="checkbox"/>

NARRATIVE / CONTINUATION

1 ON 011911 AT APPROXIMATELY 1300HRS INV. GRAVES WAS REQUESTED BY SGT. SHANK TO RESPOND TO THE VOLUSIA COUNTY

2 BRANCH JAIL AND MAKE CONTACT WITH AN INMATE: █████(V1), WHO WISHED TO REPORT A SEXUAL BATTERY ALLEGEDLY

3 COMMITTED BY A VOLUSIA COUNTY SHERIFFS DEPUTY WHILE IN THE MIDST OF BEING TRANSPORTED TO THE JAIL EARLIER THIS

4 DATE.

5

6

7 GRAVES RESEARCHED THE CALL AND DETERMINED THAT █████(V1) WAS ARRESTED AT 0738HRS THIS DATE PURSUANT TO A

8 DOMESTIC BATTERY THAT OCCURRED AT █████ FL. (SEE VCISO 11-01728). THE ARREST WAS INITIATED

9 BY DEP. GAETA(O2) AND PER THE CALL HISTORY HE SUBSEQUENTLY TRANSPORTED █████(V1) TO THE VOLUSIA COUNTY

10 FAIRGROUNDS WHERE HE MET VOLUSIA COUNTY SHERIFFS DEPARTMENT DEPUTY C. WILLARD(O1) WHO WAS THE ASSIGNED

11 "PRISONER TRANSPORT DEPUTY". THE CALL HISTORY SHOWED THAT DEP. WILLARD(O1) TOOK CUSTODY OF █████(V1) AT

12 0910HRS AND THAT HE PROVIDED DISPATCH A STARTING MILEAGE OF "865". A FURTHER REVIEW OF THE CALL HISTORY

13 INDICATED THAT DEP. WILLARD(O1) ARRIVED AT THE BRANCH JAIL AT 0930HRS AND WAS CLEAR OF THE CALL AT 1008HRS.

14

15 GRAVES THEN RESEARCHED GOOGLE MAPS AND DETERMINED THAT THE DISTANCE FROM THE FAIR GROUNDS TO THE BRANCH

16 JAIL UTILIZING INTERSTATE 4 WAS 14.5MILES AND CONSISTED OF A 19 MINUTE TRAVELING TIME.

17

18 INV. GRAVES AND INV. LAMEE THEN PROCEEDED TO THE VOLUSIA COUNTY BRANCH JAIL FOR THE PURPOSE OF CONTACTING

19 AND INTERVIEWING █████(V1).

20

21 ON 011911 AT 1430HRS INV. GRAVES AND INV. LAMEE MET █████(V1). █████(V1) WAS INTERVIEWED DURING WHICH TIME SHE

22 ADVISED THE FOLLOWING:

23

24 █████(V1) STATED THAT SHE WAS ARRESTED REFERENCE TO AN ALTERCATION WITH HER ELDERLY FATHER. SHE CONFIRMED

25 HER ARREST AT HER RESIDENCE AND THAT THE DEPUTY: DETERMINED TO BE GAETA(O2), COMPLETED THE PAPERWORK AT THE

26 RESIDENCE AND THEN TOOK HER TO THE VOLUSIA COUNTY FAIRGROUNDS WHERE THEY MET "THE OTHER CAR" REFERRING TO

27 A DEPUTY DETERMINED TO BE DEP. WILLARD(O1). █████(V1) STATED THAT DURING THE INITIAL ARREST AND TRANSPORT SHE

28 WAS CUFFED IN THE BACK. SHE STATED THAT SHE WAS THEN MOVED TO THE VEHICLE OF DEP. WILLARD(O1) STILL CUFFED IN

29 THE BACK AND THAT AT THAT TIME BOTH VEHICLES DROVE "ACROSS THE STREET" TO GET GASOLINE AT SOME PUMPS.

30 █████(V1) ADVISED THAT DEP. GAETA(O2) GASSED UP HIS VEHICLE FIRST AND THEN LEFT. SHE STATED THAT AFTER GAETA(O2)

31 LEFT DEP. WILLARD(O1) TOOK HER OUT OF THE VEHICLE AND PROCEEDED TO "MOVE HER CUFFS TO THE FRONT OF HER". SHE

32 STATED THAT WHEN HE DID SO HE BEGAN TO RUB AND SQUEEZE HER BREAST AND THEN RAN HIS HANDS DOWN HER BODY AND

33 UP HER LEGS AND THAT WHEN HE REACHED HER "PRIVATES": WHICH SHE DESCRIBED VIA THE WORD "PRIVATES" WHILE

34 INDICATING WITH HER HANDS HER VAGINAL AREA, HE RUBBED HER THERE AND PATTED THE AREA WITH HIS HANDS. SHE STATED

35 THAT HE THEN STOPPED AND BEGAN TO SPEAK VERY NICELY AND PLACED THE CUFFS ON HER IN THE FRONT AND PUT HER IN

36 THE REAR SEAT OF THE PATROL VEHICLE. ,

37

38 GRAVES ASKED █████(V1) IF THE CUFFS WERE ON HER DURING THIS "PHYSICAL CONTACT" AT WHICH TIME SHE STATED THAT

39 THEY WERE NOT IN THAT HE TOOK THE CUFFS OFF BUT DID NOT PUT THEM BACK ON IN THE FRONT UNTIL WHICH TIME HE

40 STOPPED TOUCHING HER. GRAVES THEN ASKED HER TO DESCRIBE HER POSITION DURING THE ALLEGED TOUCHING AT WHICH

41 TIME SHE DESCRIBED HERSELF STANDING WITH HER BACK TO DEP. WILLARD(O1) AND HER HANDS ON THE ROOF OF THE CAR

42 ABOVE THE REAR DOOR. THE LEFT OR RIGHT SIDE OF THE CAR WAS NOT DETERMINED AT THE TIME OF THE INTERVIEW. _

43

44 █████(V1) WENT ON TO SAY THAT DEP. WILLARD(O1) SPOKE VERY NICELY AFTER THE "TOUCHING" ALTHOUGH WHEN SHE WAS

45 ASKED HOW HE SPOKE PRIOR TO THE "TOUCHING" SHE STATED THAT HE WAS NOT RUDE OR MEAN BUT SHE CLARIFIED HER

46 STATEMENT STATING THAT HE WAS SPEAKING; AFTER THE FACT, THAT HER CHARGES WERE NOT SERIOUS AND THAT SHE

47 SHOULD BE OKAY.

48

49 █████(V1) STATED THAT AT NO TIME DID DEP. WILLARD(O1) TOUCH HER BARE SKIN OR PUT HIS HANDS INSIDE HER CLOTHING.

50 GRAVES ASKED █████(V1) IF DEP. WILLARD(O1) EVER SPOKE DURING THE INCIDENT SUCH AS MAKING STATEMENTS THAT SHE

51 WAS "PRETTY" OR "SHE HAD A NICE BODY" TOO WHICH █████(V1) RESPONDED IN THE NEGATIVE. GRAVES THEN ASKED HER IF

52 SHE FELT DEP. WILLARD(O1) WAS EXCITED BY THE CONTACT TO WIT DID HE HAVE AN ERECTION, ETC. TO WHICH SHE STATED

53 THAT SHE FELT HE WAS EXCITED BUT SHE STATED THAT SHE DID NOT NOTICE IF HE HAD AN ERECTION OR WAS STIMULATED IN

54 ANY WAY BY THE CONTACT. GRAVES ALSO CLARIFIED THAT DEP. WILLARD(O1) NEVER EXPOSED HIMSELF NOT DID HE MAKE ANY

55 REQUEST OF █████(V1) TO ENGAGE IN SEXUAL ACTIVITY WITH HIM OR PERFORM IN FRONT OF HIM.

56

57 GRAVES THEN ASKED █████(V1) IF THE OFFENSE OCCURRED AS DEP. WILLARD(O1) WAS IN THE PROCESS OF GASSED UP HIS

58 VEHICLE AND SHE STATED THAT SHE WAS NOT SURE. GRAVES ASKED HER IF DEP. WILLARD(O1) IN FACT HAD GASSED UP HIS

Final Case Status:		Final Case Status Codes:						Additional Forms			Other		
		1.Arrest/Adult	2.Arrest/Juv.	3.Exceptional/Adult	4.Exceptional/Juv.	5.Closed	6.Unfounded	FCIC / NCIC Entry	FCIC / NCIC Cancel	T.T. BOLO	Victim Advocate	Triad	SA Referral
<input type="checkbox"/> DCF Hotline	<input type="checkbox"/> CAC							<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Connecting Report Number		Agency		Additional Forms Attached:									
				<input type="checkbox"/> Narrative <input type="checkbox"/> SA 707 <input type="checkbox"/> Persons <input type="checkbox"/> Property <input type="checkbox"/> Veh./Tow Sheet <input checked="" type="checkbox"/> Other								Describe: SEE NARRATIVE	
Officer Reporting - Printed		Officer Reporting - Signature						ID. Number	Unit	Date			
Graves, Richard								2188	1F31	02-06-2011			
Officer Reviewing - Printed (If Applicable)		Officer Reviewing - Signature (If Applicable)						ID. Number	Unit	Date			

VOLUSIA COUNTY SHERIFF'S OFFICE

NARRATIVE / SUPPLEMENT

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Report Date	Report Time	Orig. Reported Date	Nature of Call (for Incident)	Agency Report Number	1. Original	2. Supplement
01-19-2011	1300	01-19-2011	83	110001767		2

59 VEHICLE TO WHICH SHE RESPONDED THAT SHE RECALLED SEEING HIM PUSHING BUTTONS WHICH INV. GRAVES RECOGNIZED AS
60 BEING CONSISTENT WITH THE INITIAL STEPS TAKEN PRIOR TO DISPENSING FUEL AT THE VARIOUS COUNTY FUEL DEPOTS.
61 (V1) WAS THEN ASKED TO DESCRIBE THE FUEL DEPOT AT WHICH TIME SHE STATED THAT SHE RECALLED TREES ON ONE
62 SIDE AND MANY TRUCKS. SHE WAS ALSO ASKED IF SHE OBSERVED ANYONE ELSE COME IN AND OUT OF THE FUEL STATION AND
63 SHE STATED THAT SHE DID NOT SEE ANY OTHER ACTIVITY.
64
65 GRAVES ASKED (V1) TO DESCRIBE THE TRAVEL BETWEEN THE FUEL PUMPS AND THE BRANCH JAIL AT WHICH TIME SHE
66 INDICATED THAT SHE REALLY DID NOT RECALL SUCH IN THAT SHE WAS IN A DAZE BY WHAT SHE HAD JUST EXPERIENCED.
67 GRAVES ASKED HER IF SHE RECALLED THE ROUTE TAKEN I.E. INTERSTATE, ETC. AND SHE STATED THAT SHE DID NOT RECALL
68 TRAVERSING INTERSTATE 4 AND SAID THAT SHE THOUGHT IT WAS BACK ROADS.
69
70 GRAVES EXPLAINED THAT HER DESCRIPTION OF EVENTS DID NOT MEET THE CRITERIA FOR A PHYSICAL EXAMINATION OF HER
71 PERSON THUS SUCH WOULD NOT BE REQUIRED OR SCHEDULED FOR SUCH. GRAVES ALSO ASKED (V1) IF SHE
72 UNDERSTOOD THE POTENTIAL SEVERITY OF HER ALLEGATIONS AND SHE STATED THAT SHE DID. (V1) WAS QUERIED ABOUT
73 PREVIOUS CRIMINAL HISTORY AND SHE ACKNOWLEDGE A PAST DOMESTIC VIOLENCE ARREST AND SHE DENIED EVER BEING
74 ACCUSED OR CHARGED WITH FILING FALSE REPORTS. GRAVES CONCLUDED BY ASKING (V1) IF SHE WAS COMFORTABLE
75 TALKING TO INV. GRAVES AND IF SHE HAD TOLD THE TRUTH ABOUT THE ALLEGATION TO WHICH SHE ANSWERED IN THE
76 AFFIRMATIVE ON BOTH.
77
78 THE INTERVIEW WAS CAPTURED ON DIGITAL AUDIO RECORDER WHICH WILL BE DOWNLOADED TO DISC.
79
80 INV. GRAVES AND INV. LAMEE THEN PROCEEDED TO THE FLEET MANAGEMENT FACILITY WHERE THE FUEL RECORDS FOR THIS
81 DATE WERE OBTAINED FOR THE PUMP STATION LOCATED ACROSS FROM THE FAIRGROUNDS. A REVIEW OF THE DOCUMENT
82 (ATTACHMENT #A) REVEALED THAT THE VEHICLE ASSIGNED TO DEP. GAETTA(O2): #174800, HAD RECEIVED FUEL AT 1012HRS AND
83 THE VEHICLE ASSIGNED TO DEP. WILLARD(O1): #162619, HAD RECEIVED FUEL AT 1013HRS. IT WAS ALSO NOTED THAT THE FUEL
84 PUMPS RECORDS APPEARED TO BE 1 HOUR AHEAD.
85
86 GRAVES THEN CONFIRMED THAT THE VOICE RECORDS RELATED TO THE OFFENSE: RADIO TRANSMISSIONS, HAD ALREADY BEEN
87 REQUESTED BY SGT. SHANK AND WILL BE MADE PART OF THE INVESTIGATION.
88
89 ON 012011 AT 0800HRS INV. GRAVES TRANSFERRED THE DIGITALLY CAPTURED INTERVIEW WITH (V1) TO DISC.
90
91 ON 020111 AT APPROXIMATELY 1300HRS INV. GRAVES CONTACTED WILLARD(O1) WHO AGREED TO COME IN A LATTER DATE FOR
92 AN INTERVIEW REFERENCE TO THE INCIDENT.
93
94 ON 020211 AT 0745HRS INV. GRAVES MET WILLARD(O1) AT THE VCSO DISTRICT III OFFICE. INV. GRAVES CONDUCTED A
95 NON-CUSTODIAL INTERVIEW WITH WILLARD(O1) DURING WHICH WILLARD(O1) RECOUNTED THE EVENTS. WILLARD(O1) CONCEDED
96 THAT HE IN FACT HAD VIOLATED POLICIES WITH REGARD TO THE PROPER TRANSPORT OF PRISONERS CITING THE FACT THAT HE
97 HAD TAKEN THE CUFFS OFF OF (V1) AND REPLACED THEM ON THE FRONT BUT HE DENIED ANY INAPPROPRIATE TOUCHING
98 HAVING TAKEN PLACE. WILLARD(O1) ADVISED THAT HE HAD MET DEP. GAETTA AT THE FAIRGROUNDS AND THAT HE THEN
99 FOLLOWED GAETTA(O2) TO THE GAS PUMPS LOCATED ACROSS HIGHWAY 44 FROM THE FAIRGROUNDS. WILLARD(O1) ADVISED
100 THAT GAETTA(O2) INITIATED RE-FUELING OF HIS VEHICLE FIRST AND WHILE GAETTA(O2) WAS DOING SO HE INITIATED SUCH VIA
101 MAKING THE TOUCH PAD CODE ENTRIES AND THEN ACTIVATING AND PUMPING THE FUEL. HE ADVISED THAT GAETTA(O2)
102 FINISHED AND DROVE OFF AND HE THEN RESPONDED TO A PREVIOUS COMPLAINT OF (V1) THAT HER CUFFS WERE "TIGHT"
103 WILLARD(O1) ADMITTED THAT HE WAS NOT THREATENED BY (V1) AND THUS AGREED TO REPOSITION THE CUFFS.
104 WILLARD(O1) STATED THAT HE REMOVED (V1) FROM THE BACK SEAT AND REMOVED THE CUFFS WHICH HE DETERMINED
105 DID NOT APPEAR OR SEEM TIGHT. HE THEN ASKED (V1) TO PLACE HER HANDS ON THE ROOF OF THE PATROL VEHICLE AT
106 WHICH TIME HE CONDUCTED A SEARCH OF (V1).
107
108 WILLARD(O1) ADVISED THAT HE USED HIS INDEX FINGERS TO RUN ALONG THE NECK OF THE SHIRT. HE THEN DESCRIBED USING
109 HIS THUMBS AND PULLING FORWARD THE FRONT OF THE BRA AND THEN ALONG THE BOTTOM OF THE BRA CREATING A SMALL
110 EXPANSE BETWEEN SKIN AND BRA WHICH WOULD FACILITATE ANY ARTICLE TO POTENTIALLY BE HIDDEN THERE TO FALL OUT.
111 WILLARD(O1) THEN CHECKED THE INSIDE WAIST BAND AS HE WOULD WITH ANY OTHER PRISONER AND UPON DOING SO HE
112 FOUND NO WEAPONS OR CONTRABAND. WILLARD(O1) STATED THAT HE THEN SECURED (V1) IN THE FRONT WITH THE
113 CUFFS AND PROCEEDED TO TAKE HER TO THE VOLUSIA COUNTY BRANCH JAIL. GRAVES THEN ASKED WILLARD(O1) IF AT ANY
114 TIME HE RAN HIS HANDS DOWN THE INSIDE OR OUTSIDE PANTS LEGS OF (V1) AND HE STATED THAT HE DID NOT. GRAVES
115 THEN ASKED WILLARD(O1) WHY HE DID NOT DO SO IN THAT HE WAS THOROUGH UP TO THAT POINT. WILLARD(O1) RESPONDED
116 THAT (V1) WAS WEARING PAJAMA TYPE PANTS THAT APPEARED VERY LOOSE AND THAT HE WAS COMFORTABLE THAT IF

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<input type="checkbox"/> DCF Hotline <input type="checkbox"/> CAC	Spoke With:	Date:	Time:	<input type="checkbox"/> FCIC / NCIC Entry <input type="checkbox"/> FCIC / NCIC Cancel	<input type="checkbox"/> T.T. BOLO	Date:	By:			
Connecting Report Number	Agency	Additional Forms Attached:		<input type="checkbox"/> Narrative <input type="checkbox"/> SA 707 <input type="checkbox"/> Persons <input type="checkbox"/> Property <input type="checkbox"/> Veh./Tow Sheet <input checked="" type="checkbox"/> Other Describe: SEE NARRATIVE						
Officer Reporting - Printed Graves, Richard		Officer Reporting - Signature		ID. Number 2188	Unit 1F31	Date 02-06-2011				
Officer Reviewing - Printed (If Applicable)		Officer Reviewing - Signature (If Applicable)		ID. Number	Unit	Date				

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117 ANY WEAPONS OR CONTRABAND WAS HELD IT WOULD HAVE BEEN DISCOVERED AROUND THE WAISTBAND.

118

119 WILLARD(O1) THE DESCRIBED THE "RIDE TO THE JAIL" WHICH HE DESCRIBED AS NOTHING SPECTACULAR IN THAT THE PAIR

120 TALKED AND DISCUSSED HER CASE AND THE LIKELY ACTIONS THAT WOULD BE TAKEN BY THE JUDGE AT FIRST APPEARANCE. HE

121 STATED THAT HE FOUND (V1) TO BE UPSET BUT FRIENDLY ADDING THAT AT NO TIME DID SHE "BAD MOUTH" THE POLICE OF

122 ATTEMPT TO DISPEL RESPONSIBILITY FOR HER ACTIONS. (V1) GAVE SEVERAL SCENARIOS THAT WERE OCCURRING IN THE

123 RESIDENCE IN WHICH SHE LIVED SPEAKING OF FAMILY MATTERS THAT CAUSED FRICTION BETWEEN SHE AND HER FATHER AND

124 SUBSEQUENTLY ARGUMENTS WHICH ESCALATED TO THE POINT WHICH IN TURN LED TO HER ARREST THIS DATE.

125

126 GRAVES THEN ASKED WILLARD(O1) ABOUT THE "MILEAGE ISSUE" REFERRING TO THE FACT THAT HE FAILED TO PROVIDE AN

127 ENDING MILEAGE AS IS THE CUSTOM AND POLICY IN SUCH MATTERS WHERE A PRISONER OF THE OPPOSITE SEX OR A JUVENILE

128 ARE TAKEN TO THE JAIL. WILLARD(O1) COULD NOT RECALL IF HE HAD OR HAD NOT PROVIDED SUCH AND DID NOT RECALL A

129 SITUATION WHERE IN THE CHANNEL HAD "EMERGENCY TRAFFIC" ONLY WHICH WOULD HAVE HINDERED SUCH. WILLARD(O1) DID

130 STATED THAT WHEN HE IS PERFORMING HIS DUTIES IT IS NOT UNUSUAL TO BE SCANNING MULTIPLE CHANNELS IN THAT HE IS

131 RESPONSIBLE FOR PROVIDING TRANSPORT SERVICES TO THE ENTIRE COUNTY.

132

133 THE INTERVIEW WAS TERMINATED AT THIS POINT.

134

135 THE INTERVIEW WITH WILLARD(O1) WAS CAPTURED ON DIGITAL AUDIO RECORDER.

136

137 WILLARD(O1) WAS VISIBLY SHAKEN AND WHEN ASKED WHY HE WAS SO UPSET HE RESPONDED "I DID NOT TOUCH THAT WOMAN

138 INAPPROPRIATELY, I DID MY JOB". GRAVES RESPONDED THAT HE HAD DONE SO AND THAT HE ONLY VIOLATED PROCEDURAL

139 ELEMENTS THAT IF HE HAD FOLLOWED WOULD SUCCESSFULLY NEGATE ANY COMPLAINT. WILLARD(O1) RESPONDED BY STATING

140 THAT HE WAS AWARE OF SUCH BUT HE AGAIN ADDED THAT HE HAD NOT DONE ANYTHING WRONG AND DID NOT GIVE IT ANY

141 THOUGHT TILL WHICH TIME HE WAS MADE AWARE OF THE COMPLAINT AND UPON REFLECTION HE REALIZED THE PROCEDURES

142 THAT SHOULD HAVE BEEN FOLLOWED. GRAVES AGAIN RESPONDED THAT THUS FAR THERE WAS NOT PROBABLE CAUSE TO

143 SUPPORT A CRIMINAL CHARGE AND WILLARD(O1) SHOULD NOT WORRY ABOUT SUCH.

144

145 ON 020211 AT 1115HRS INV. GRAVES FORWARDED AN E-MAIL TO DEP. GAETTA(O2) REQUESTING CONTACT FOR THE PURPOSE OF

146 ARRANGING AN INTERVIEW.

147

148 ON 020411 AT 1130HRS INV. GRAVES MET DEP. GAETTA(O2) AT THE VCSO DISTRICT III OFFICE. GAETTA(O2) WAS QUERIED

149 REFERENCE TO HIS CONTACT WITH (V1). GAETTA(O2) ADVISED THAT HE RESPONDED TO THE HOME OF (V1)

150 REFERENCE TO A DOMESTIC VIOLENCE CALL AND UPON HIS ARRIVAL HE SUBSEQUENTLY ARRESTED (V1) AS THE

151 AGGRESSOR. HE ADVISED THAT HE SEARCHED AND SECURED (V1) ADDING; UPON QUERY, THAT THE HANDCUFFS WERE

152 PLACED BEHIND (V1). GAETTA(O2) STATED THAT HE REMAINED AT THE RESIDENCE COMPLETING PAPERWORK FOR

153 APPROXIMATELY 40 MORE MINUTES AND THEN CALLED FOR PRISONER TRANSPORT AT WHICH TIME HE RESPONDED TO THE

154 FAIRGROUNDS IN THAT ARRANGEMENTS FOR THE TRANSFER WERE AT THAT LOCATION. GAETTA(O2) STATED THAT WHEN HE

155 ARRIVED THE PRISONER TRANSPORT DEPUTY WAS THERE WAITING.

156

157 GAETTA(O2) STATED THAT (V1) WAS MOVED FROM HIS VEHICLE TO THAT OF WILLARD(O1) AND AT THAT TIME THE CUFFS

158 WERE STILL POSITIONED BEHIND (V1). WILLARD(O1) PROVIDED GAETTA(O2) WITH A PAIR OF CUFFS AND THE PAPERWORK

159 AND THEN PROCEEDED TO THE FUEL PUMPS LOCATED ACROSS THE STREET. GAETTA(O2) STATED THAT HE WAS AT THE PUMPS

160 FUELING WHEN WILLARD(O2) ARRIVED AND INITIATED SUCH. HE STATED THAT HE COMPLETED FUEL DELIVERY AND THEN LEFT

161 HEADING BACK TO HIS ZONE RESPONSIBILITIES IN DELTONA. GAETTA(O2) STATED THAT WHEN HE LEFT WILLARD(O1) WAS STILL

162 FUELING AND THERE WAS NO DISCUSSION OF THE CUFFS BEING MOVED.

163

164 GRAVES THEN ASKED GAETTA(O2) TO DESCRIBE HIS INTERACTION WITH (V1) AND HE STATED THAT HE ONLY THING HE

165 FOUND UNUSUAL WAS THAT WHEN HE ARRIVED AT HE DISTURBANCE HE WAS IMMEDIATELY CONFRONTED BY (V1) WHO

166 ADMITTED TO "HITTING EVERYONE" WHICH GAETTA(O2) FOUND UNUSUAL. GAETTA(O2) FURTHER ADVISED THAT HE NOTICED

167 NOTHING STRANGE DURING HIS CONTACT WITH (V1) IN THAT SHE DID NOT SPEAK MUCH AND ANSWERED WHAT

168 QUESTIONS HE HAD WHEN ASKED I.E. DATE OF BIRTH, HEIGHT, WEIGHT, ETC. GRAVES ASKED GAETTA(O2) IF HE THOUGHT

169 (V1) WAS DRUNK OR UNDER THE INFLUENCE OF ANYTHING AND HE RESPONDED IN THE NEGATIVE BUT ADDED THAT THE

170 FIGHT HE HAD RESPONDED TOO WAS OVER HER POSSIBLY HAVING DRANK AND BEING CONFRONTED WITH SUCH BY HER

171 ELDERLY FATHER. GRAVES ASKED GAETTA(O2) IF (V1) EVER MADE ANY MENTION OF DISCOMFORT WITH HER CUFFS TO

172 WHICH GAETTA(O2) RESPONDED IN THE NEGATIVE.

173

174 THE INTERVIEW WITH GAETTA(O2) WAS CAPTURED ON AUDIO / VIDEO DVD.

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<input type="checkbox"/> DCF Hotline <input type="checkbox"/> CAC	Spoke With:	Date:	Time:	<input type="checkbox"/> FCIC / NCIC Entry <input type="checkbox"/> FCIC / NCIC Cancel	<input type="checkbox"/> T.T. BOLO	Date:	By:			
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Officer Reporting - Printed	Officer Reporting - Signature	ID. Number	Unit	Date						
Graves, Richard		2188	1F31	02-06-2011						
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175 AS A RESULT OF THE INTERVIEWS CONDUCTED WITH [REDACTED] (V1), WILLARD(O1) AND GAETTA(O2) THERE IS NO PROBABLE CAUSE
176 TO SUPPORT CRIMINAL CHARGES IN RELATION TO THE ALLEGATION.

177

178 NO FURTHER ACTION BY INV. GRAVES AT THIS TIME.

179

180 ATTACHMENTS:

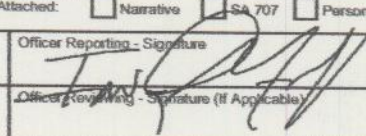
181 FUEL LOG FOR S.R. 44 / FAIRGROUND FUEL STATION

1PG

182

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Officer Reporting - Printed Graves, Richard	Officer Reporting - Signature 	ID. Number 2188
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		Date 02-06-2011

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1 REFERENCE TO ALLEGATION REPORTED 011911 REGARDING A POSSIBLE SEXUAL BATTERY THAT WAS COMMITTED BY A VOLUSIA COUNTY SHERIFFS DEPUTY WHILE ENGAGED IN THE PERFORMANCE OF HIS DUTY.

2

3

4

5 ON 020911 AT 1700HRS INV. GRAVES ATTEMPTED TO CONTACT (V1) VIA PX REFERENCE TO A FOLLOW UP INTERVIEW. A

6 FEMALE WHO ANSWERED THE PHONE AND IDENTIFIED HERSELF AS THE MOTHER OF (V1) STATED THAT (V1) WAS

7 BEING REPRESENTED BY ATTORNEY M. POLITIS AND THAT ALL REQUEST FOR CONTACT WITH (V1) WERE TO BE MADE

8 THROUGH HIM.

9

10 GRAVES THEN CONTACTED THE OFFICES OF M. POLITIS AND HIS ANSWERING SERVICE ADVISED THAT HE WOULD BE PROVIDED

11 THE MESSAGE AND WOULD RE-CONTACT INV. GRAVES.

12

13 ON 021011 AT APPROXIMATELY 1300HRS INV. GRAVES WAS CONTACTED BY ATTY. M. POLITIS. POLITIS CONFIRMED THAT HE WAS

14 REPRESENTING (V1) AND WHEN ASKED ABOUT A POTENTIAL FOLLOW UP MEETING IT WAS STATED BY POLITIS THAT HE

15 WAS CURRENTLY ARRANGING A MEETING WITH VCSO STAFF AND LEGAL REFERENCE TO THE CASE. POLITIS ADVISED THAT HE

16 WAS SURE "SOMETHING HAD HAPPENED" TO (V1). GRAVES PROVIDED POLITIS WITH A BRIEF EXPLANATION OF THE

17 INTERVIEW WITH (V1) AT WHICH TIME HE RESPONDED THAT (V1) HAD INDICATED TO "HIS PEOPLE" THAT SHE WAS

18 FONDLED AND THAT WILLARD(O1) HAD "DRY HUMPED HER" AND HAD AN ERECTION IN HIS PANTS. GRAVES ATTEMPTED TO HAVE

19 POLITIS PROVIDE ADDITIONAL INFORMATION NOTING THAT (V1) HAD NEVER DIVULGED SUCH DESPITE SPECIFIC

20 QUESTIONS ASKED ABOUT SUCH BUT POLITIS DECLINED TO PROVIDE MORE INFORMATION AT THIS TIME IN THAT HE WOULD LOOK

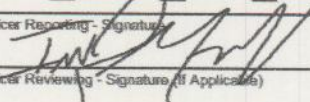
21 INTO IT. POLITIS ADVISED THAT HE WOULD RE-CONTACT INV. GRAVES AFTER FURTHER CONSULTATION WITH HIS CLIENT.

22

23 NO FURTHER ACTION BY INV. GRAVES.

24

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		Date 02-11-2011

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