

**PINELLAS COUNTY SHERIFF'S OFFICE
PROFESSIONAL STANDARDS BUREAU
INTER-OFFICE MEMORANDUM**

DATE: APRIL 18, 2017

TO: DISTRIBUTION

FROM: CAPTAIN RAY WHITELEY *Rw*
Professional Standards Bureau

SUBJECT: SHERIFF'S FINDING

Per Sheriff Gualtieri, Deputy Elie Prophete, #58797, will receive the following as a result of AI-17-006:

1. Per General Order 10-2a, a Written Reprimand, reduced by Education Based Discipline, is amended to a PMP Requires Improvement entry.
2. Educational Based Discipline: A review of Applicable Protocols, Policies and Standard Operating Procedures, as well as, Required Participation in Miranda and Crime Scene Training.

DISTRIBUTION:

Sheriff Bob Gualtieri
Chief Deputy Dan Simovich
Assistant Chief Deputy Sean Jowell
Assistant Chief Deputy George Steffen
Colonel Paul Halle
Major Stefanie Campbell
Major Dave Danzig
Major Bill Hagans
Major Rich Nalven
Major Lora Smith
Lieutenant Deanna Carey
Director Jennifer Crockett
Director Nancy Duggan
Director Susan Krause
Director Jason Malpass
Director Julie Upman
Shannon Lockheart, General Counsel
Payroll
Purchasing-Uniform Supply
Deputy Elie Prophete

RW/kmm

**PINELLAS COUNTY SHERIFF'S OFFICE
INTER-OFFICE MEMORANDUM**

DATE: APRIL 7, 2017
TO: DEPUTY ELIE PROPHETE, #58797
FROM: SHERIFF BOB GUALTIERI
SUBJECT: CHARGES RE: AI-17-006

An investigation has been conducted by the Administrative Investigation Division, Professional Standards Bureau, of the Pinellas County Sheriff's Office. As a result of this investigation, the Administrative Review Board has determined you committed the following violation:

While on duty in Pinellas County Florida on February 15, 2017, you violated the Pinellas County Sheriff's Civil Service Act Laws of Florida, 89-404 as amended by Laws of Florida 08-285, Section 6, Subsection 4, by violating the provisions of law or the rules, regulations, and operating procedures of the Office of the Sheriff.

1. You violated Pinellas County Sheriff's Office General Order 3-1.3, Rule and Regulation 3.4(d), Performance of Duty.

Synopsis: You responded to a law enforcement call for service, an armed subject who had committed a felony offense, wherein the suspect was taken into custody. You read the suspect his Miranda Rights, who subsequently invoked his right to the presence of an attorney.

You failed to communicate this information, specifically the request for counsel, to supervision, or investigators who had responded and assumed control of the criminal investigation.

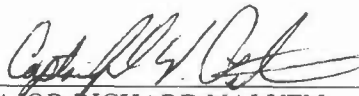
You admitted to this violation.

Disciplinary Points and Recommended Discipline Range:

You were found to be in violation of one (1) Level 3 Rule/Regulation, totaling fifteen (15) points. These points, which were affected by no modified points from previous discipline, resulted in fifteen (15) progressive discipline points. The recommended discipline ranges are from a Reprimand to three (3) days Suspension.

Disciplinary action shall be consistent with progressive discipline, for cause in accordance with the provisions of the Pinellas County Civil Service Act.

INS 17-0029

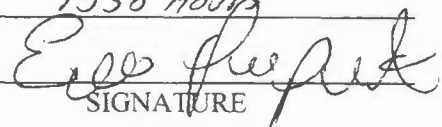

#52552
MAJOR RICHARD NALVEN
PATROL OPERATIONS BUREAU
FOR BOB GUALTIERI, SHERIFF

Signed for Major Nalven 4-17-17

I have received a copy:

Date 4-17-17

Time 1538 Hours


SIGNATURE

BG:TLR:kmm