

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

DATE: DECEMBER 21, 2018

TO: DISTRIBUTION

FROM: CAPTAIN RAY WHITELEY *Rw*
Professional Standards Bureau

SUBJECT: SHERIFF'S FINDING

Per Sheriff Gualtieri, Deputy Richard Curry, #59212, will receive the following as a result of AI-18-031:

1. Forty (40) hours Suspension to be served on:

December 22, 2018, January 2, 2019, January 3, 2019 and January 16, 2019 (10 hrs/day).

DISTRIBUTION:

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

RW/kmm

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

DATE: DECEMBER 14, 2018

TO: DEPUTY RICHARD CURRY, #59212

FROM: SHERIFF BOB GUALTIERI

SUBJECT: CHARGES RE: AI-18-031

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:

On, but not limited to, July 5, 2018, while on duty in Pinellas County, Florida, 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 3-1.1, Rule and Regulation 5.4, Duties and Responsibilities.

Synopsis: While assigned to the Violent Crimes Task Force (VCTF), you responded to the area of a vehicle that fled from another VCTF member after attempting to conduct a traffic stop on the vehicle.

Your driving in response to the suspect's vehicle location exhibited a disregard for the safety of the citizens traveling on the roadway within Pinellas County. The probable cause for the initial traffic stop, prior to the suspect vehicle fleeing, was determined to be a seatbelt violation.

While attempting to catch up to the vehicle as other units surveilled, it was captured on your in-car video system, that you traveled through intersections without utilizing your emergency equipment and reached speeds in excess of one hundred (100) miles per hour.

Upon coming into contact with the suspect vehicle, you attempted a Precision Immobilization Technique (P.I.T) that was unsuccessful. You then engaged in a pursuit of the vehicle without activating any of your agency vehicle's emergency equipment (lights and siren).

As the pursuit ensued, you made physical contact with the suspect's vehicle a second time. This action was not a P.I.T. maneuver, but an intentional act which resulted in the suspect's vehicle hitting a curb and flipping over.

INS 18-0049

Specifically, a vehicle fled from a traffic stop for the driver not wearing a seatbelt at 34th Street South and 22nd Avenue South. The suspect's vehicle fled eastbound on 22nd Avenue South. VCTF units conducted a mobile surveillance on the suspect's vehicle. A pursuit was not initiated by law enforcement at this point.

You began to respond to the suspect's location from 37th Street South and 12th Avenue South and continued to 4th Street South and 20th Avenue South, where you first observed the suspect's vehicle.

Your driving response to that location included the following:

- You turned east (left) onto 15th Avenue South from 37th Street South at a red light, without activating emergency lights and siren.
- You traveled east through a green light at 18th Avenue South at 28th Street South at ninety-nine (99) miles per hour.
- You continued east on 18th Avenue South, and at Walton Street South, your GPS measured your speed to be one-hundred and five (105) miles per hour.
- You passed two civilian vehicles on the left at a high rate of speed on 18th Avenue South.
- You traveled east through a green light at 18th Avenue South and 22nd Street South. At 18th Avenue South and 21st Street South, your GPS measured your speed to be one-hundred and two (102) miles per hour.
- You then passed two additional civilian vehicles on the right at a high rate of speed on 18th Avenue South.
- You followed an unmarked law enforcement vehicle through a red light at 18th Avenue South and 16th Street South without activating your siren.
- You made a southbound (right) turn onto Martin Luther King Street South (9th Street South) from 18th Avenue South from the center lane, through a red light. You did this without stopping and without any emergency equipment activated.
- You drove south on 9th Street South in the middle of the road splitting the southbound and northbound lanes without activating your emergency lights and siren.
- You passed a civilian van on the left that was traveling southbound while you were traveling southbound in the northbound lanes without activating your emergency lights and siren.
- You passed three civilian vehicles that were traveling southbound on the left while you were traveling southbound in the northbound lanes of 9th Street South with your emergency lights and siren activated.
- You passed three civilian vehicles on the left as you traveled eastbound in the westbound lanes of 22nd Avenue South without activating your emergency lights and siren.
- You turned north (left) from the westbound lanes of 22nd Avenue South onto 4th Street South on a red light without activating your emergency lights and siren.

At this time, you were northbound on 4th Street South when the suspect's vehicle emerged from 20th Avenue South and made a northbound turn onto 4th Street South directly in front of you. You conducted a P.I.T. maneuver that was unsuccessful and the suspect's vehicle continued northbound on 4th Street South.

At this time, you engaged in pursuit of the suspect's vehicle north on 4th Street South. You traveled northbound into the southbound lanes passing two southbound civilian vehicles. You did not activate your emergency lights and siren for the duration of the pursuit.

You made contact with the rear of the suspect's vehicle causing the vehicle to veer to the left, striking a curb, and rolling over. Your second contact with the suspect's vehicle was not an approved P.I.T. maneuver.

You acknowledged you engaged in pursuit of the vehicle on the aforementioned roadways which was unauthorized and in violation of policy as the vehicular pursuit did not involve a forcible felony, an imminent and/or continuous threat, or any extremely dangerous driving.

You also acknowledged your actions, while responding to the area, were reckless and without regard for the safety of citizens.

You admitted to this violation.

Disciplinary Points and Recommended Discipline Range:

You were found to be in violation of one (1) Level Five Rules and Regulations violation totaling fifty (50) points. These points, which were affected by no modified points from previous discipline, resulted in fifty (50) progressive discipline points. At this point level, the recommended discipline range is from five (5) days Suspension to Termination.

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



MAJOR PAUL HALLE
PATROL OPERATIONS BUREAU
FOR BOB GUALTIERI, SHERIFF

I have received a copy:

Date 12/20/18

Time 1823



SIGNATURE