


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

DATE: APRIL 19, 2023

TO: DISTRIBUTION

FROM: CAPTAIN DEANNA CAREY 
Professional Standards Bureau

SUBJECT: SHERIFF'S FINDING

Per Sheriff Gualtieri, Sergeant Sean Dziubinski, #56362, will receive the following as a result of AI-22-037:

1. Written Reprimand

DISTRIBUTION:

Sheriff Bob Gualtieri
Chief Deputy Paul Halle
Assistant Chief Deputy Dave Danzig
Assistant Chief Deputy Dennis Komar
Colonel Paul Carey
Major Adrian Arnold
Major Dennis Garvey
Major Joe Gerretz
Major Nick Lazaris
Major Jennifer Love
Director Jennifer Crockett
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Director Jason Malpass
Director Michelle Posewitz
Shannon Lockheart, General Counsel
Payroll
Purchasing-Uniform Supply
Sergeant Sean Dziubinski

DC/blb

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

DATE: APRIL 17, 2023
TO: SERGEANT SEAN DZIUBINSKI #56362
FROM: SHERIFF BOB GUALTIERI
SUBJECT: CHARGES RE: AI-22-037

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, December 4, 2022, 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 3-1.3, Rule and Regulation 3.4(d), Performance of Duty.

Synopsis: On December 4, 2022, while on duty at the Pinellas County Jail, you were assigned as the Squad One supervisor.

You responded to cell 2H4-A4 upon seeing members struggling with an inmate. After the inmate was secured, the lieutenant approved the inmate's placement in the Pro-Straint Safety Chair so he could deescalate. During the Pro-Straint Safety Chair placement, you witnessed a member place his hands around the inmate's jawline and mouth area, which is not an acceptable control technique. You verbally instructed the member to remove his hands while motioning toward him.

After the Pro-Straint Safety Chair placement was completed, you interviewed the members involved in the use of force as a group, instead of individually. During your interviews, you did not ask the members what provoked the inmate to push the broom with his foot, which ultimately resulted in a use of force. When reviewing the video of the use of force, you fast forwarded to the point the use of force started instead of reviewing the incident in its entirety. You also did not review the video of the Pro-Straint Safety Chair placement to further review the deficiency you noticed with one of the members, resulting in you missing additional deficiencies with the same member.

During your review of one of the member's supplement reports, you had some "hesitation" regarding the phrase "aggressively kicked" when describing the inmate's action towards

the broom. Despite this concern, you Level 1 approved the report instead of discussing it further with the member. You brought up your concern to your lieutenant, but neither of you took any further action. During the shift you were made aware by your corporal that one of the members was seen on video brushing over the inmate's foot with the broom. Even after notification of this action, you did not review the video again, speak to the member involved, or take that into consideration when reviewing and approving the reports, even though you considered the action "completely inappropriate."


During your Administrative Interview, you admitted you failed to take appropriate action as a supervisor. You testified you should have reviewed the video from the time members entered the cell until they walked out. You stated you did not address the information provided to you by your corporal about the inmate's foot being brushed because you "just got tied up, got busy, complacent and I failed." You testified when you witnessed the member with his hands around the inmate's jawline, you should have removed him from participating in the chair placement or "at a minimum I should have continued to keep my eyes on him." You stated you should have later reviewed the Pro-Strait Safety Chair placement video and discussed the incident with the member.

You admitted to the violation.

Disciplinary Points and Recommended Discipline Range:

You were found to be in violation of one (1) Level Three Rules and Regulations violation totaling fifteen (15) points. These points, which were affected by no modified points from previous discipline, resulted in fifteen (15) progressive discipline points. At this point level, the recommended discipline range is from Reprimand to twenty-four (24) hour Suspension.

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


COLONEL PAUL CAREY
DEPARTMENT OF DETENTION AND CORRECTIONS
FOR BOB GUALTIERI, SHERIFF

I have received a copy:

Date 4-19-2023

Time 0643

 6362
SIGNATURE

BG:MLD:blb