

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

DATE: MAY 15, 2018

TO: DISTRIBUTION

FROM: CAPTAIN RAY WHITELEY *Rw*
Professional Standards Bureau

SUBJECT: SHERIFF'S FINDING

Per Sheriff Gualtieri, Criminal Justice Specialist Christopher Swaim, #59521, will receive the following as a result of AI-18-003:

1. Eight (8) hours Suspension to be served on:
May 29, 2018

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
Shannon Lockheart, General Counsel
Payroll
Purchasing-Uniform Supply
CJS Christopher Swaim

RW/kmm

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

DATE: MAY 7, 2018

TO: CRIMINAL JUSTICE SPECIALIST CHRISTOPHER SWAIM, #59521

FROM: SHERIFF BOB GUALTIERI

SUBJECT: CHARGES RE: AI-18-003

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:

Between, but not limited to, October 20, 2017 to January 1, 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 3-1.3, Rule and Regulation 3.4(d), Performance of Duty.

While Pinellas County Sheriff's Office Supervision was conducting a comprehensive procedural and compliance review of all areas of the maximum security portion of the Pinellas County Jail, it was discovered, via digital video recording, complete and proper inmate counts were not conducted as required.

As it pertains to your duties, you are responsible for the care, custody, and control of inmates housed within the Pinellas County Jail. Agency Policy states that accountability of all inmates is the primary duty of staff, and members are responsible for the completion and verification of an accurate inmate count.

It is your responsibility to accurately record inmate counts based upon information received from counts completed by deputies. You acknowledged you knew inmate counts were not being conducted as required.

Your failure to accurately record inmate counts as required, compromised the integrity of the secured facility.

INS 18-0019

You acknowledged at the time of this incident, you were employed with the Pinellas County Sheriff's Office for approximately four (4) months and successfully completed the Field Training Program.

You admitted you were aware of policies and procedures dictating when and how inmate counts were to be conducted and recorded.

During the Administrative Interview you made the following admissions:

- You acknowledged to knowing inmate counts weren't always conducted as required and admitted, "I should have asked them at that point, you know, hey, did you do the count? I didn't."
- You admitted, "I think it was complacency on my part as well."
- You admitted, "I didn't want to be that guy that would snitch on people."
- You admitted, "There were days that I knew stuff was not getting done properly."

At the time of the Administrative Review Board you provided the following testimony:

- You acknowledged it was your responsibility to enter the inmate counts into the Jail Inmate Management System (JIMS)
- You testified, if you recognized inmate counts were not conducted, you would go into JIMS and count the inmates "manually" rather than a detention deputy physically conducting the counts for you to record.
- You admitted, "I should have talked to them first," referring to the deputies on the floor.
- You admitted, "I know I didn't do my job properly."

You admitted to this violation.

Disciplinary Points and Recommended Discipline Range:

You were found to be in violation of one Level Three Rule/Regulation 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 a Reprimand to Three (3) Day Suspension.

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

May 2018 3161

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

I have received a copy:

Date 5/10/2018

Time 1822

[Signature]
SIGNATURE

BG:TLR:kmm