



## GAINESVILLE POLICE DEPARTMENT

### INTERNAL AFFAIRS INVESTIGATIVE REPORT

FILE CLASS:	Administrative Review	DATE OCCURRED:	October 28, 2021
TYPE OF COMPLAINT:	Internal	INTERNAL AFFAIRS #:	21-054
DATE RECEIVED:	November 2, 2021	DATE CLOSED:	Choose date
RELATED CASES:	21-15416	ASSIGNED TO:	Sgt. Tracy Fundenburg

#### LOCATION OF COMPLAINANT

ADDRESS:	545 NW 8th Ave	CITY:	Gainesville	ADDITIONAL INFO:	
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#### ASSOCIATED NAMES

CO:	Cpl. R. McCazzio	RACE:	White	SEX:	Male	DOB:	Enter DOB
SO:	Unknown	FINDINGS:	None	ACTIONS:	No Action		

#### APPLICIBLE RULE OF CONDUCT

**Gainesville Police Department General Order 82.1: Department Records Management**

#### COMPLAINT / NOTES / SUMMARY

##### COMPLAINT:

On January 12, 2022, I was assigned to investigate an Administrative Investigation Referral Form (AIR). The AIR was submitted by Detective Corporal R. McCazzio (Det. Cpl.) on November 2, 2021. The following is a summary of the complaint: On October 28, 2021, Keith Joiner informed Officer (Ofc.) C. Martinez he was being followed by three individuals who had threatened to kill him. One of the individuals was Tases Mills. On October 29, 2021, Det. L. Allen located a social media post on Mills' Instagram account. The post was a picture of a Gainesville Police Department (GPD) report narrative (21-15416). According to Det. Cpl. McCazzio, the photo had to have been taken by someone with access to the GPD Report Management System (RMS). It is unknown who took the photograph and/or who provided the photograph to individuals outside of GPD. Det. Cpl. McCazzio reported the social media post to Det. Sergeant (Sgt.) D. Blizzard. They discovered that on October 28, 2021, the report was approved by Sgt. V. Nicoloff at 0649hrs. Det. Sgt. Blizzard spoke GPD with Information Technology (IT) personnel and was advised report access could not be audited in RMS. However, Det. Cpl. McCazzio, Cpl. Rarey, and Ofc. B. Hickey were the only individuals shown to have accessed the report via Mobile Computer Terminal (MCT). Additionally, IT informed Det. Sgt. Blizzard that Records Supervisor, R. Wilson, also inquired about the same report.

I utilized the following documents to complete this investigation:

- Ofc. C. Martinez original report
- Instagram screen photographs
- GPD System Audit notes

#### **INVESTIGATION OF COMPLAINT:**

According to Ofc. Martinez's report documented under GPD CR 02-21-015416, on October 28, 2021 at approximately 0300hrs, Joiner requested an ASO deputy made contact with him at the Alachua County Sheriff's Office (ACSO) in reference to a report of suspicious activity. The deputy then followed Joiner to Tiger Bay, 2415 SE 4<sup>th</sup> Ln. which was the site of the suspected suspicious activity. The ASO deputy requested GPD respond since this location is located within the city limits of Gainesville. Ofc. Martinez and Ofc. Mesa responded. As the officers drove into the apartment complex, they observed a grey Kia sedan leave the area at a high rate of speed. While speaking to the officers, Joiner identified the occupants of the Kia as Eric Robinson, Tydarius Sheppard, and a black male he believed to be Tases Mills. Joiner explained to Ofc. Martinez and Ofc. Mesa that his mother picked him up from work and, as they approached Tiger Bay apartments, he observed a grey Kia sedan with a dent in the driver side front door. Joiner told his mother to drive to ASO and the Kia sedan followed them. When Joiner's mother pulled into ASO, the Kia left but drove by 2 -3 more times. Joiner told the officers he was reporting the incident to GPD because Sheppard had recently threatened to kill him. Joiner said the death threat had been reported to GPD and he was already working with Detectives. Ofc. Martinez noted in his report that Robinson was known to drive a Kia Forte sedan with a dent in the driver side front door and, at that time, was wanted for Attempted Homicide. Ofc. Mesa drove Joiner and his mother around the area of Lincoln Estates in an effort to locate/identify the vehicle. Additional officers checked other possible locations but the vehicle was not located.

On October 29, 2021 at 2147hrs, Det. Allen located an Instagram post with a photo of a GPD report narrative documenting the above incident. She took screen shots of the post and immediately emailed the information to Det. Cpl. R. McCazzio.

Based on the minimal background seen in the photo, it appears the photo of the report narrative was accessed from a GPD computer program. The photo was posted by "Snipergangtaz" and showed a large portion of the completed narrative. A section of the narrative is circled in white and describes why Joiner contacted GPD and reported being followed. Above the outlined area is "SMH" (Shaking My Head) and a clown face emoji. At the bottom of the photo is "Niggas police asf (possibly "as fuck")."

Det. Allen noted the post was made 3-4hrs prior to her locating it at 2147hrs Det. Allen discovered the Instagram account belonged to Tases Mills. During an unrelated interview with Mills, Det. Cpl. McCazzio inquired about the Instagram post. Mills told Det. Cpl. McCazzio he saw the photo on Facebook, from a post belonging to "Gravedigga," and reposted it on his Instagram account. The Facebook account "Gravedigga" belongs to Calvin Ghee.

Ofc. Martinez completed the report that is the subject of this investigation at 0455hrs on October 28, 2021. Sgt. Nicoloff approved the report at 0649hrs the same day.

I spoke with GPD Information Technology (IT) Senior Technical Systems Analyst, C. Griffin. He explained that once approved, the report, including the narrative, can be accessed by **any** member of the department. This type of access is not recorded and therefore, no records exist identifying who accessed the report. Griffin did advise that if the user performs certain functions while accessing the report, then it is recorded and can be audited. However, again, simply accessing the narrative does not create this type of record.

Between the approval of the report on October 28, 2021 at 0455hrs and the discovery of the Instagram post on October 29, 2021 at approximately 2147hrs, only Cpl. J. Rarey and Det. Cpl. R. McCazzio performed one of the functions (such as printing the report) that causes the access to be recorded while viewing the report. However, as stated above, any member of GPD could have accessed this report during this time frame without leaving an audit trail. Since Cpl. McCazzio is the individual who reported this possible misconduct and Cpl. Rarey was assigned to a unit created to investigate these types of criminal acts, there is no reason to believe they, over anyone else at GPD, had reason to release the narrative that is the subject of this investigation.

On March 29, 2022, this internal investigation was tolled and given to the Criminal Investigations Division for further inquiry. On May 11, 2022, Det. Sgt. Blizzard advised Lt. Durst that detectives did not have an active "Death Threats" investigation involving Mr. Joiner. Det. Sgt. Blizzard completed a supplemental report (CR 21-15416) documenting his conversations with Mr. Joiner. Due to the fact Joiner never followed up with detectives regarding the original report of death threats, there is no active criminal investigation being conducted therefore, no further criminal investigative leads can be taken at this time.

I spoke with Records Supervisor, Mr. Wilson. and asked what prompted him to contact IT about a report access audit for this report, prior to the AIR being completed. Mr. Wilson referred me to Records Shift Supervisor, Veronica Rochelle. Mrs. Rochelle specifically recalled receiving a phone call on a Friday night (October 29, 2021), from Records Tech, Shawna Blom, who reported Det. Allen called her and described the social media post. Mrs. Rochelle then informed Mr. Wilson, who inquired with IT about an audit.

Lt. Durst conducted a search of all department issued cellular phone text messages from October 28, 2021 at 0300hrs to October 29, 2021 2200hrs and did not discover any texts that included a screen shot of the narrative from the report. Additionally, Lt. Durst audited messages sent/received in RMS and the screen shot of the narrative was not sent/received. He also audited P2C, accessed through the GPD website, which provides public access to reports. Lt. Durst discovered that when a report is viewed through the P2C portal, it is redacted and the narrative is not released.

There are no further investigative steps IA/CID can take and this case will be closed with no action. If any additional information is discovered or presented this case will be reopened.

Under penalties of perjury, I declare that I have read the foregoing document and that to the best of my knowledge and belief the facts stated in it are true. Furthermore, I, the undersigned, do hereby swear, under penalty of perjury, that, to the best of my personal knowledge, information, and belief, I have not knowingly or willfully deprived, or allowed another to deprive, the subject of the investigation of any of the rights contained in ss. [112.532](#) and [112.533](#), Florida Statutes.

IA#: 21-054

Investigator:



Date:

05/25/22

IA Commander:

T. DUBST

Date:

5.25.2022

Bureau Commander:

Paris Odeen #362

Date:

5/26/22

Chief Inspector:

Arme Murrell

Date:

5-25-22

Assistant Chief:

Jim R #65

Date:

5.25.2022

Chief:

Jonni Smith

Date:

5/25/22