

INTEGRITY
ACCOUNTABILITY
SERVICE



SHERIFF
DAVID E. VINCENT

CITRUS COUNTY SHERIFF'S OFFICE INTERNAL AFFAIRS INVESTIGATION

25-03

**INVESTIGATING OFFICER
LT. SHELLEY CLARK**

**SUBJECT OFFICERS
Dep. Brandon Brunk**

Date: January 7, 2026

I hereby attest that I received a complete unredacted copy of Internal Affairs
Investigation IA 25-03 on December 30, 2025


#1779

Dep. Brandon Brunk

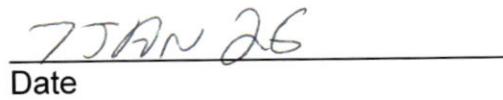

Date

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CITRUS COUNTY SHERIFF'S OFFICE

IA 25-03

FINDINGS

Overview

On Wednesday, November 5, 2025, Dep. Garrison responded to a traffic crash that became a DUI investigation located at 3502 N Lecanto Hwy, Beverly Hills, FL, as reported in CCSO case 2025-00010290. Dep. Garrison requested backup due to a subject on scene interfering with the DUI investigation.

While Dep. Garrison was attempting to administer field sobriety tasks on a female suspect driver, a male, later identified as the suspect's paramour, was standing in the area yelling instructions at the suspect, which was interfering with Dep. Garrison's administration of the tasks. Garrison's investigation, while recording with his cell phone.

Deputies Danner, Brunk, and Douglas made contact with the male subject, later identified as Brian Daniel, and attempted to explain that his behavior was causing the female to shift her focus away from Dep. Garrison's instructions and interfering with his investigation. After an exchange with Dep. Brunk and Dep. Danner, Sgt. Miller then spoke with Daniel, at which point he complied.

Dep. Garrison concluded his DUI investigation and subsequently arrested the female suspect. As Dep. Garrison was placing her belongings inside her vehicle, Daniel advised that he did not consent to a search of the vehicle. Dep. Brunk then instructed Daniel to remove his hands from his pocket, to which he complied. Daniel then placed his right hand back in his pocket and pulled it out, where an item fell to the ground. He then put his left hand in his pocket and pulled out his pocket. Dep. Brunk then approached Daniel and asked for his identification. Daniel stated that he did not have it and Dep. Brunk asked him his name, to which Daniel replied that he did not need to provide it. At that time, Dep. Brunk asked again, and Daniel refused. Dep. Brunk advised Daniel that he was going to jail and Dep. Douglas placed Daniel in handcuffs. Dep. Brunk then informed Daniel that he needed his name to write him a citation for littering. Daniel stated that he was not littering but emptying his pockets to show that he was not a threat. Daniel was then subsequently arrested.

On Wednesday, December 10, 2025, a YouTube video began circulating regarding the incident and arrest.

On Friday, December 12, 2025, after review of the body-worn camera (BWC) footage from the deputies on scene, Capt. Carey initiated a memo through the chain of command, requesting an internal investigation regarding Dep. Brunk's report related to the body-worn camera footage. Later that day, Dep. Brunk was put on administrative leave.

On Monday, December 15, 2025, Dep. Brunk was formerly notified of this investigation and provided with the appropriate paperwork.

Interviews

On Thursday, December 18, 2025, at approximately 1809 hours, I conducted a sworn, digitally recorded interview with Traffic Dep. Tim Garrison at the Citrus County Sheriff's Operations Center. Dep. Garrison was provided with the Confidential Agreement and the Oath to which he swore to tell the truth.

After I provided the initial synopsis of the events that transpired, Dep. Garrison advised that he believed Daniel was impaired and felt that he may have had to take action to prevent Daniel from driving away from the scene, as the female suspect disclosed that she and Daniel had been drinking together. Dep. Garrison advised that he did make the statement to another deputy that he believed Daniel was impaired and would not let him drive away. He did not hear anyone make any statements that they were going to take any action against Daniel. Dep. Garrison reiterated that he specifically told Daniel to step away from his investigation, to which he complied. However, when he started administering field sobriety tasks (FSTs), Daniel began yelling to the female that the tasks were voluntary, in a way that Dep. Garrison felt he was trying to coach her, which directed her focus away from Dep. Garrison. At that time, Dep. Garrison spoke directly to Daniel and informed him that if he did not stop interfering with his investigation, he would place him under arrest, at which time Dep. Garrison called for backup. A short time later, Dep. Danner arrived as backup and Dep. Garrison briefed him about Daniel's actions and warned him to stop interfering. Dep. Garrison recalled that Sgt. Miller arrived and, a short time later, Dep. Brunk and his trainee, Dep. Douglas arrived. Dep. Garrison advised that while attempting to administer FSTs, Daniel began yelling statements to the female. At that time, Dep. Brunk, Dep. Douglas, and Dep. Danner walked over to Daniel. During that interaction, Dep. Garrison told Sgt. Miller that he was prepared to arrest Daniel for directly interfering with his investigation.

Dep. Garrison arrested the female driver and placed her into his vehicle, and placed her personal belongings in her vehicle. At that time, Daniel told Dep. Garrison that he could not search the vehicle. It was at that time, Dep. Brunk told Daniel that he could not stand with his hands in his pockets and later approached him. Dep. Garrison advised that he did not observe that interaction as he had walked back to his vehicle to complete a tow sheet and had a conversation with the gas station store clerk. Dep. Garrison advised that he had observed something was happening with Daniel and inferred that he was "finally" being arrested for impeding the investigation. It was not until later, after the investigation had concluded, when they were off camera, that Dep. Brunk informed him that Daniel had littered and refused to identify himself. Dep. Garrison advised that he thought to himself that was not the way he saw it going. Dep. Garrison had reviewed his BWC and advised that no other incidents or conversations, other than those we discussed, occurred off-camera.

On Thursday, December 18, 2025, at approximately 1733 hours, I conducted a sworn, digitally recorded interview with K9 Dep. Rudy Danner at the Citrus County Sheriff's Operations Center. Dep. Danner was provided with the Confidential Agreement and the Oath to which he swore to tell the truth.

After providing Dep. Danner, a brief synopsis of the events that took place regarding the call, including his warning to Daniel to stop interfering with Dep. Garrison's investigation. I asked Dep. Danner, if he believed Daniel was impaired, to which he affirmed. Given that belief, I asked if any conversations or plans had taken place regarding how Daniel was going to be allowed to leave the scene. Dep. Danner advised that Dep. Garrison stated that Daniel arrived in a separate vehicle but did not physically observe him in control of that vehicle, as he was already at the scene before Dep. Garrison's arrival. Dep. Danner advised that there were no plans or conversations regarding that.

Dep. Danner did recall Dep. Brunk addressed Daniel about standing with his hands in his pockets, and was either talking with Sgt. Miller or Dep. Garrison when Dep. Brunk and Dep. Douglas approached Daniel and placed him in handcuffs. He did not see or hear what precipitated their response to Daniel. Dep. Danner then made contact with Daniel and clarified with him that he had been told not to put his hands in his pocket, but he had put his hands back in his pocket anyway. At that time, Daniel told Dep. Danner that he was not littering but emptying his pockets to show Dep. Brunk he was not a threat to him. Dep. Danner advised that, because he had not reviewed his BWC, he remembered the interaction but could not specifically recall what was said. However, he advised that after multiple attempts to inform Daniel of the Halo Law and directing him to stop interfering, Dep. Danner felt Daniel was doing everything he could to push those boundaries. Dep. Danner had not reviewed his BWC but advised that no other incidents or conversations, other than those we discussed, occurred off-camera.

On Thursday, December 18, 2025, at approximately 1713 hours, I conducted a sworn, digitally recorded interview with Dep. James Douglas at the Citrus County Sheriff's Operations Center. Dep. Douglas was provided with the Confidential Agreement and the Oath to which he swore to tell the truth.

Dep. Douglas advised that he and Dep. Brunk self-initiated as backup to the call. I asked if any actions or conversations took place off-camera regarding the incident. Dep. Douglas advised that he had questioned the legality of the charges and the arrest for obstruction "that way," rather than relying on the Halo Law, and asked, "How did we get to where we got?" Dep. Douglas advised that Dep. Brunk told him that because he was giving Daniel lawful orders to identify himself, and he refused, the only way he could 'make him' identify himself was because Daniel had littered. This conversation took place off-camera when they were either working on the report or completing his field training report.

I asked Dep. Douglas, if he observed Daniel litter. He stated that he remembered observing Daniel "bladed off" and Dep. Brunk told him to take his hands out of his pockets, but he did not

see what fell to the ground. When he and Dep. Brunk approached Daniel, but he did not notice what was on the ground as he was placing handcuffs on Daniel. Dep. Brunk picked up Daniel's belongings and the piece of litter, which was put into evidence.

I asked Dep. Douglas, if he believed Daniel was intoxicated, to which he stated that he did. He also stated that he felt Daniel was obstructing Dep. Garrison's investigation by the loud statements that distracted the female suspect. I asked, due to his belief that Daniel was intoxicated, if there were any conversations about how Daniel was going to leave the scene. Dep. Douglas advised that he recalled hearing another deputy say that Daniel was intoxicated and he was not driving "out of here." I asked Dep. Douglas, if he was present when Dep. Brunk informed Sgt. Laborda about his charges. Dep. Douglas stated that he could not recall whether it was on the scene or a phone call, but that Dep. Brunk did say that it was a "weak arrest, but it was true PC" and that the "State Attorney's office might drop it." He then stated he was not sure who the conversation was with. Dep. Brunk then added, "We gave him plenty of warnings, and it was time to take action." Dep. Douglas did not review his BWC, but he provided the aforementioned information that occurred off-camera.

On Friday, December 19, 2025, at approximately 1034 hours, I conducted a sworn, digitally recorded interview with K9 Sgt David Miller at the Citrus County Sheriff's Operations Center. Sgt. Miller was provided with the Confidential Agreement and the Oath to which he swore to tell the truth.

After a brief synopsis of the case, I asked Sgt. Miller if he had reviewed his BWC footage, to which he affirmed. I asked if any actions or conversations were not recorded. Sgt. Miller advised that once everything had settled down, he shut off his camera and left. He advised that he and Dep. Danner had just concluded K9 training and was in the area when the call was dispatched. The location was on their way home, and when Dep. Garrison requested backup, and they stopped to assist.

When Sgt. Miller arrived, he observed Dep. Garrison was in the process of explaining the FSTs to the female suspect and had briefed Dep. Danner about Daniel's behavior. Sgt. Miller stood near Dep. Garrison while Dep. Danner warned Daniel about his actions. Sgt. Miller explained that he had two scenes happening simultaneously and was trying to manage both to ensure that nothing escalated. When Dep. Brunk and Dep. Douglas arrived, he observed them, and Dep. Danner make contact with Daniel. He could hear loud voices, but he could not make out what was being said, as he was also trying to monitor Dep. Garrison's investigation. After the deputies returned to where he was standing, he then approached Daniel and informed him that he had the right to be there and record, but further explained that his actions were obstructing the Dep. Garrison's investigation. Sgt. Miller advised that Daniel then complied for some time, but did make a couple of statements in an elevated voice to the moon, and he did hear the word 'voluntary.'

Sgt. Miller advised that he recalled hearing Dep. Brunk tell Daniel not to stand with his hands in his pockets, and Daniel complied. He was still monitoring Dep. Garrison and then looked back at Daniel and saw that his pockets were turned out. He had then heard a reference to Daniel littering, but did not see that action as his focus was still on Dep. Garrison. Sgt. Miller advised that he assumed that Dep. Brunk was going to write him a ticket, but there was never a predetermination to take any action towards Daniel.

Sgt. Miller advised that he could not determine if Daniel was under the influence, as there were no conversations or actions that took place off the recording. He further stated that once the female suspect was detained, the interaction with Daniel started, and by then, Sgt. Laborda was on scene as the shift supervisor. Sgt. Miller left shortly after his camera turned off.

Sgt. Miller advised that he did not speak with Dep. Brunk about the arrest. At the time, he did not know the resisting charge was for failure to identify and not the obstruction charge. He felt there was more probable cause for the obstruction charge.

It should be noted that the date is misquoted on the recording.

On Thursday, December 18, 2025, at approximately 1635 hours, I conducted a sworn, digitally recorded interview with Sgt. Mike Laborda at the Citrus County Sheriff's Operations Center. Sgt. Laborda was provided with the Confidential Agreement and the Oath to which he swore to tell the truth.

Sgt. Laborda's BWC was not activated, but he did view Dep. Brunk's footage with Maj. Lambert during a meeting. Sgt. Laborda advised that when he arrived, he was some distance away from Daniel and observed him recording with his phone, making a couple of statements intended for the female suspect, but he said them as if he were talking to the moon.

I asked Sgt. Laborda, if there any conversations about how Daniel was leaving the scene. Sgt. Laborda explained that when he arrived on the scene, he was briefed about Daniel's behavior and that they had advised him of the Halo Law, backed him up, and now Daniel was standing by, recording. There were no conversations about arresting him; instead, the focus was on keeping him from interfering with Dep. Garrison. Sgt. Laborda advised that one of the other deputies (Danner) stated that he felt Daniel was impaired and that he was not going to be allowed to drive away from the scene.

Sgt. Laborda advised that he did not see what precipitated the arrest. He saw Dep. Brunk and Dep. Douglas approached Daniel, initiating a conversation, and then Daniel was handcuffed. Once Daniel was secured in Dep. Brunk's vehicle, Dep. Brunk informed Sgt. Laborda said that Daniel started throwing trash on the ground and that he was going to issue him a citation for littering. When he asked Daniel for his identification, he failed to provide it, and he was now going to jail for "failure to ID."

On Monday, December 22, 2025, at approximately 1158 hours, I conducted a sworn, digitally recorded interview with Dep. Brandon Brunk at the Citrus County Sheriff's Operations Center. Dep. Brunk was previously provided with the Notice of Investigation, the Officer Bill of Rights, the Citizen Comment Form, the Garrity Warning, the Confidential Agreement, and the Oath to which he swore to tell the truth. Prior to starting the recording, Dep. Brunk also reviewed all the digital and evidentiary documents. FOP Chris Cornell was also present during the interview.

Dep. Brunk advised that he responded to the scene, as he knew the K9 units had training that day and would be securing early. The location is in his zone, and he had a trainee with him. Dep. Brunk did hear Dep. Garrison's radio traffic indicated a backup, but he did not recall hearing him advise that a subject was on the scene, interfering with the investigation.

Dep. Brunk remembered seeing Daniel when he arrived on scene, and that he was standing there with a light, and Dep. Danner had stated that Daniel was recording. He then heard Daniel being loud, at which time he approached him and attempted to inform him to keep his distance and stop interfering with the investigation. Dep. Brunk agreed that he tried to explain the law again, as well as Sgt. Miller. Dep. Brunk confirmed that he and Dep. Douglas stood by while Dep. Garrison administered the FSTs away from Daniel.

During this time, Dep. Brunk did not have any contact with Daniel or a visual of him. There was no plan to interact or engage with Daniel since the DUI investigation was over. When Dep. Garrison concluded his investigation, he observed Daniel "bladed off" with his hand in his pocket. Dep. Brunk advised that since he had not had visual contact with him for several minutes, he had officer safety concerns, especially with a trainee present.

We then reviewed the series of events and Dep. Brunk's actions that led to the arrest of Daniel when he was taken into custody and handcuffed after not providing his name. I asked Dep. Brunk asked if Daniel would have given him his name if he would have still written him a citation, to which he stated, "Yes, and we would have gone about our day." I asked Dep. Brunk if he considered requesting Daniel to pick up his plastic, to which he stated that he did not. I then reminded him that, since being employed by this agency for the past two and a half years, he had issued a total of 1,195 verbal and written traffic warnings.

I then pointed out that the State Attorney's Office's Announcement of No Information letter stated the evidence was legally insufficient to prove guilt. I then explained the definitions of the litter law statute. The definition for "dump" does not include the word "fall," which was written in the arrest affidavit. The word 'fall' reads as if the act was unintentional, therefore not fulfilling the elements of the statute.

I then further broke down the series of where Daniel was standing in the area, observing and recording. When he was asked for his identification, Daniel was not legally obligated to provide it because he had the right to record in public. When he was asked to provide his name, Daniel was not legally obligated to do so; it was at that point a consensual encounter. It was only after

he was placed in custody, or "seized," and was no longer free to leave that he was informed he was being issued a citation for littering and subsequently arrested for resisting without violence. I also explained that his report read as though Daniel was arrested for failing to provide his name after being informed he was receiving a citation. That was also how he explained it to Sgt. Laborda. Daniel was arrested and then told he was receiving a citation for littering.

Dep. Brunk admitted that he was confused regarding the reason for this investigation and now has a better understanding. He expressed his apologies and advised that his actions were not intentional to cause any wrongdoing.

Summary

On Wednesday, November 5, 2025, at approximately 2116 hours, Traffic Dep. Garrison was dispatched to a traffic accident located at 3205 N Lecanto Hwy, Beverly Hills, as reported in CCSO case 2025-00010290. When Dep. Garrison arrived on the scene and began his investigation, he believed the at-fault female driver of the accident was impaired. Also on scene was the female suspect's paramour, later identified as Brian Daniel. When Dep. Garrison completed his traffic crash investigation, he began the DUI investigation, at which Daniel started to interfere by staying close to the female and making remarks. Dep. Garrison informed Daniel that he was not part of the investigation and to remove himself. He also warned Daniel that if he continued to impede the investigation, he would be subject to arrest. It was at that time that he requested backup. Daniel continued to make statements to the female suspect to coach her and redirect her focus away from Dep. Garrison. Dep. Garrison warned Daniel again. A short time later, K9 Dep. Danner arrived on scene and was briefed by Dep. Garrison as to Daniel's behavior. Dep. Danner then warned Daniel to stop interfering with the investigation, or he would be arrested. At that same time, Sgt. Miller arrived on scene at which time Dep. Garrison informed him of Daniels' actions and stated that he was going to arrest him for impeding his investigation. Dep. Brunk and Dep. Douglas (trainee) self-initiated as backup and responded to the scene. Shortly after they arrived, Daniel made another loud statement directed towards the female suspect, at which time, Deputies Brunk, Douglas, and Danner approached Daniel and warned him against interfering with Dep. Garrison's investigation by explaining the Halo Law of obstructing justice. Daniel repeatedly interrupted and overtalked Dep. Brunk and then Dep. Danner as they were trying to explain. Dep. Brunk became frustrated and walked away while Dep. Danner informed Daniel that if he caused the female's attention to be directed away from Dep. Garrison that he would be arrested. Daniel was outside the 25-foot perimeter. Dep. Brunk returned to Daniel and attempted to explain to Daniel that he needed to stop talking and making statements and allow Dep. Garrison to conduct his investigation, and if the female was not impaired, then everyone was free to leave. Daniel was still being beligerant. A short time later, Sgt. Miller contacted Daniel and explained the Halo Law in detail. Daniel responded with "fair enough" and generally complied for about 16 minutes. Dep. Garrison moved the female suspect to a more level and well-lit area of the parking lot to continue the FSTs while Dep. Brunk and Dep. Douglas stood by. Sgt. Laborda then arrived on scene.

Daniel continued recording, walking back and forth in the parking lot, and made a couple more statements directed towards the female suspect, but guised them as if he were "talking to the moon." Once Dep. Garrison completed his DUI investigation, he arrested the female suspect, and secured her in the back of his patrol vehicle. He then took her personal belongings and placed them inside her vehicle, at which time Daniel stated that he did not consent to a search of the vehicle. Dep. Garrison informed him that he was not searching the vehicle but rather placing her belongings inside.

It was at this time, Dep. Brunk yelled to Daniel not to stand with his hands in his pockets. Daniel complied and removed his hand. Daniel then made the statement to Dep. Brunk that he was "high strung" and Dep. Brunk responded by saying, "Just doing my job." Daniel then asked if it would help if he emptied his pockets, at which time he reached back into his right pocket and turned it out; a piece of paper fell. Dep. Brunk yelled, "No, stop, just stop." Dep. Brunk then said, "Good," and gave Daniel a thumbs up. Daniels then stated, "Are you scared of this and reached into his left pocket and turned it out and stated, "literally nothing, empty pockets." It was at that time, Dep. Brunk with Dep. Douglas, following, approached Daniel. Dep. Brunk asked Daniel if he had his ID on him, and he said, "I do not." Dep. Brunk asked, "What's your name?", and Daniel stated that he did not have to give it to him. Dep. Brunk asked his name again, and Daniel refused again. It was at that time, Dep. Brunk told Daniel he was going to jail and told Dep. Douglas to put handcuffs on him. Dep. Brunk then informed Daniel that he needed his name so that he could write him a citation for littering. Daniel rebuked and stated that he was not littering, then emptied his pockets to show Dep. Brunk he was not a threat to him.

Daniel was arrested for resisting without violence and was issued a litter citation.

On November 7, 2025, Daniel was notified by the Clerk of Courts to pay the litter citation.

On December 12, 2025, the State Attorney's Office filed an Announcement of No Information, citing that the evidence was legally insufficient to prove guilt.

Conclusion

All witness deputies on the scene corroborated Daniels' behavior. They agreed that he had been warned multiple times and that he had initially fulfilled the elements of the Halo Law for obstructing justice. However, when Sgt. Miller informed him about his behavior, Daniel complied. He remained on scene as a free citizen with the right to record but not interfere. When Dep. Brunk advised him to remove his hands from his pocket, and the piece of plastic fell out, Dep. Brunk approached Daniel, asked for his ID, and then his name, to which Daniel refused. Dep. Brunk then seized Daniel by placing him into handcuffs and then informing him that he was under arrest for not providing his identification or name. After Daniel was in handcuffs, Dep. Brunk informed him that he had asked for his name so that he could issue a citation for littering.

Furthermore, the elements of the litter statute were not fulfilled. The litter statute defines litter as "dump," which means to dump, throw, discard, place, deposit, drain, discharge, or dispose of. In Dep. Brunk's arrest affidavit and report narrative described that he observed a piece of plastic "fall" from Daniel's pocket. Fall is not defined in the litter statute and leans to the act of being unintentional. Since being hired in 2023 with this agency, Dep. Brunk has given a total of 395 verbal warnings and issued 800 warning citations. This was the only litter citation he has written.

Dep. Brunk's arrest affidavit and report narrative appeared to be out of order regarding the sequence of events, leading the reader to believe there were discrepancies in the report as compared to the BWC footage. The report reads as though Dep. Brunk was going to issue the litter citation and when Daniel refused to provide his name, he was arrested for resisting without violence.

At the conclusion of Dep. Brunk's interview, it appeared that he did not fully understand the incorrectness of his actions. Dep. Brunk was remorseful and stated that his actions were unintentional and not a result of any wrongdoing. He expressed his thankfulness for having everything explained and now has a better understanding of the policies and statutes.

When the YouTube video was brought to the agency's attention, it prompted a review of the entire incident. The agency was overwhelmed with social media comments, phone calls, and emails that had an impact on the agency personnel's ability to conduct business and raised questions about the credibility, fairness, and concern for the rights of citizens.

FINDING – BASED ON THE INFORMATION PROVIDED, SUFFICIENT EVIDENCE WAS FOUND WHERE DEP. BRANDON BRUNK **DID** VIOLATE GENERAL ORDER 108.00: VI, SECTION A. 27:

As a result of the finding:

Code of Conduct VI, A. 27 which states:

A. RULES AND REGULATIONS

27. Negligence – Not Endangering Others or Property

Personnel will not ignore or violate official written directives, orders, or supervisory instructions, or knowingly fail to properly execute the duties and responsibilities of their assigned position.

SUSTAINED

FINDING – BASED ON THE INFORMATION PROVIDED, SUFFICIENT EVIDENCE WAS FOUND WHERE DEP. BRANDON BRUNK **DID** VIOLATE GENERAL ORDER 108.00: VI, SECTION B, 63:

As a result of the finding:

Code of Conduct VI, B, 63 which states:

B. IMPROPER CONDUCT

63. Conduct Unbecoming

Conduct unbecoming to personnel of the Sheriff's Office is defined as any conduct or act which has an adverse impact upon the operation and/or reputation of the Sheriff's Office and causes a loss of respect and confidence by the public in the Office of the Sheriff and its personnel. Such conduct may include but is not limited to participation in any immoral, indecent, or disorderly conduct; conduct that causes substantial doubts concerning a person's credibility, honesty, fairness; or disrespect for the rights of others or the laws of the state or nation, regardless of whether such act or conduct constitutes a crime.

SUSTAINED

FINDING – BASED ON THE INFORMATION PROVIDED, SUFFICIENT EVIDENCE WAS FOUND WHERE DEP. BRANDON BRUNK **DID** VIOLATE GENERAL ORDER 108.00: VI, SECTION E, 1. b:

As a result of the finding:

Code of Conduct VI, E, 1, b: which states:

E. JOB KNOWLEDGE AND PERFORMANCE

1. General Proficiency

b. Sworn members will maintain and demonstrate their knowledge of the law and criminal procedure, and will maintain proficiency in required interpersonal skills, care and use of vehicles and equipment, and the use of firearms by demonstrating proficiency in accordance with established standards and qualification requirements.

SUSTAINED

FINDING – BASED ON THE INFORMATION PROVIDED, SUFFICIENT EVIDENCE WAS FOUND WHERE DEP. BRANDON BRUNK **DID** VIOLATE GENERAL ORDER 108.00: VI, SECTION G. 8:

As a result of the finding:
Code of Conduct VI, G. 8: which states:

G. CANON OF ETHICS FOR SWORN PERSONNEL (LAW ENFORCEMENT)

8. Conduct on Arresting and Dealing with Law Violators

Law enforcement officers will use powers of arrest strictly in accordance with the law and with due regard for the rights of the citizens concerned. Their office gives them no right to judge the violator nor to administer punishment for the offense. They shall, at all times, have a clear appreciation of their responsibilities and limitations regarding detention of the violation.

SUSTAINED

FINDING – BASED ON THE INFORMATION PROVIDED, SUFFICIENT EVIDENCE WAS FOUND WHERE DEP. BRANDON BRUNK **DID** VIOLATE GENERAL ORDER 601.00: IV, POLICY

As a result of the finding:

Arrest Procedures/Search and Seizure/Rights of Arrestees 601.00: IV, Policy which states:

I. POLICY

Arrests will be made in conformance to law and this order to ensure officer safety and to protect the rights of arrestees and other citizens.

Deputies will also adhere to the “legal guidelines” included in the agency-issued statute book and any distributed legal advisories that may update or supplement those guidelines.

SUSTAINED

FINDING – BASED ON THE INFORMATION PROVIDED, SUFFICIENT EVIDENCE WAS FOUND WHERE DEP. BRANDON BRUNK **DID** VIOLATE GENERAL ORDER 601.00: VI, SECTION A, 2:

As a result of the finding of:

Arrest Procedures/Search and Seizure/Rights of Arrestees 601.00: VI, A. 2 which states:

A. ARREST WITHOUT A WARRANT

2. When effecting a warrantless arrest, the deputy must inform the person to be arrested of:
 - a. The basis of his/her authority.
 - b. The cause of the arrest, except when:
 - 1) The arrestee flees or forcibly resists before the officer informs him/her.
 - 2) Giving the information would imperil the arrest.
 - c. If notification is not given before, it must be given as soon after the arrest as is reasonable.

SUSTAINED

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.

Investigator Shelley R Clark/401

Date Completed 12/23/25

STATE OF FLORIDA
COUNTY OF CITRUS

Sworn to (or affirmed) and subscribed before me this 23 day of December 2025 by

Shelley Clark

Signature of Notary Joanna Brightwell



JOANNA BRIGHTWELL
Notary Public
State of Florida
Comm# HH309261
Expires 9/6/2026

Approved by:

Sheriff David E. Vincent

D.E. VT

Date 12/30/25

CITIZEN COMMENT FORM

The Citrus County Sheriff's Office strives to provide the best possible service to the citizens of Citrus County. Citizens are encouraged to bring forward favorable comments as well as legitimate complaints regarding the Sheriff's Office or Sheriff's Office personnel.

This form has been designed to document such comments and to initiate an investigation of alleged misconduct. Your input, favorable or unfavorable, will enable us to better serve you. However, please know that knowingly filing a false complaint alleging misconduct may result in civil action against the complainant.

Name of Complainant/Citizen: Capt. Lee Carey Date: 12/12/25

Address: 1 Dr. Martin Luther King Jr. Avenue Inverness, FL 34453

Home Phone: _____ Work Phone: _____ Alternate Phone: _____

Date/Time of Incident/Occurrence: 11/05/25 9:16pm

Location of Incident/Occurrence: Shell Gas Station 350 N Lecanto Hwy, BH

Name(s) of Employee(s) Involved: Dep. Brandon Brunk

Statement:

See Attached

FOR AGENCY USE ONLY

ADMINISTRATIVE CONTROL# _____ INTERNAL AFFAIRS CASE# _____ AGENCY CASE# _____

Citizen Comment Form Received by: Clark Unit ID #: 401

Date Received: 12/12/25 Time Received: 1500

Method Received: _____ Mail _____ Email _____ Phone _____ In-person

Forwarded to Division Commander/Director: _____ Date: _____

Assigned Supervisor Conducting Review: _____ Date: _____

Recommended Action: _____

Supervisor's Signature: _____ Date: _____

Forward to Division Commander/Director: _____ Date: _____

Agree Disagree (Forward to Major for Action, Send Copy to HR Manager)

Action Taken (Describe, attach additional sheets if necessary):

See Attached

Assigned to Internal Affairs for Investigation

Detective Assigned to Investigation: Shelley B Clark Date: 12/15/25

Complaint Sustained Unfounded Not Sustained Exonerated Policy Failure

Investigator's Signature: _____ Date: _____

Action Taken:

No additional action to be taken.

Human Resource Manager's Signature: _____ Date: _____

Division Commander's Signature: _____ Date: _____

Major's Signature: _____ Date: _____

Sheriff's Signature: _____ Date: _____

Forward to Internal Affairs for Filing

To: Major Lambert
From: Captain Lee Carey 0753
Date: December 11, 2025
Subject: Request for Internal Affairs Review – Case 2025-00010290

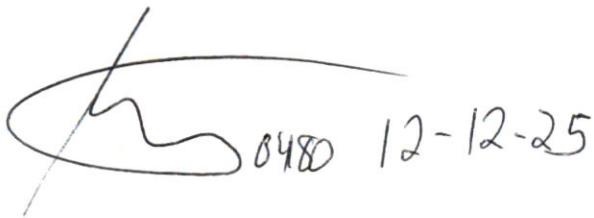
Major Lambert,

I am requesting that Case 2025-00010290 be referred to Internal Affairs for a comprehensive review of Deputy Brunk's actions. The purpose of this Internal Affairs investigation is to allow questioning of Deputy Brunk on his judgement and actions during this interaction, and to further discuss Deputy Brunk's written report statements compared to what is observed on his body worn camera footage.

Thank you,



Captain Lee Carey 0753



0480 12-12-25

Citrus County Sheriff's Office

EVIDENCE LIST

25-03

ITEM #	TYPE	DESCRIPTION
1	USB	Radio Traffic CFS 2025-00153157
2	USB	Dep. Garrison Audio Recorded Statement
3	USB	K9 Dep. Danner Audio Recorded Statement
4	USB	Dep. Douglas Audio Recorded Statement
5	USB	Sgt. Miller Audio Recorded Statement
6	USB	Sgt. Laborda Audio Recorded Statement
7	USB	Dep. Brunk Audio Recorded Statement
7	Evidence.com	Dep. Garrison Body Worn Camera File
8	Evidence.com	Dep. Danner Body Worn Camera File
9	Evidence.com	Dep. Brunk Body Worn Camera File
10	Evidence.com	Sgt. Miller Body Worn Camera File
11	Evidence.com	Dep. Douglas Body Worn Camera File
12	Document	CFS 2025-00153157
13	Document	Case 2025-00010290
14	Document	Uniform Traffic Citation AMD8VWE (copy)
15	Document	Clerk of Court Citation Payment Notice (copy)
16	Document	Announcement of No Information Case 2025-MM-001108-A
17	Document	General Order 108.00 Code of Conduct
18	Document	General Order 601.00 Arrest Procedures/Search and Seizure/Rights of Arrestees

**WITNESS LIST
IA 25-03**

Dep. Tim Garrison (352) 726-4488
1 Dr. Martin Luther King Jr., Avenue
Inverness, FL 34453

K9 Dep. Rudy Danner (352) 726-4488
1 Dr. Martin Luther King Jr., Avenue
Inverness, FL 34453

Dep. James Douglas (352) 726-4488
1 Dr. Martin Luther King Jr., Avenue
Inverness, FL 34453

Sgt. David Miler (352) 726-4488
1 Dr. Martin Luther King Jr., Avenue
Inverness, FL 34453

Sgt. Mike Laborda (352) 726-4488
1 Dr. Martin Luther King Jr., Avenue
Inverness, FL 34453

INTERVIEWS

Dep. Tim Garrison

IA25-03

CONFIDENTIAL AGREEMENT

Communication or Imparting Confidential Information – CCSO personnel will not communicate or impart confidential law enforcement information, either in writing or verbally, to unauthorized persons. This includes information obtained during the course of employment and to other agencies, over any communication network and to the public. Personnel will not disclose any information regarding administrative investigations or disciplinary actions, including but not limited to the nature of the questions asked, information revealed, or documents shown to you until such matter becomes public record as provided in FSS 112.533 and Directive 360 (VI)(H)(1).

I have read and understand the above.

SIGNATURE:  1520 DATE/TIME: 12/18/25 18:07
WITNESS:  401 DATE/TIME: 12/18/25 18:07

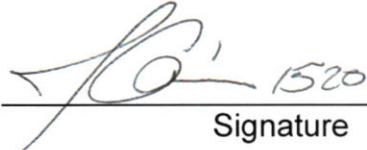
IA 25-03

OATH

This is a sworn, digitally recorded interview taken by a law enforcement officer pursuant to FSS 117.10.

Please raise your right hand. Do you swear or affirm that the statement you are about to give will be the truth, the whole truth, and nothing but the truth?

Yes, I do swear or affirm.

 1520
Signature

Timothy Austin Garrison
Print Full Name

12/18/2025
Date

 401
Witness

K9 Dep. Rudy Danner

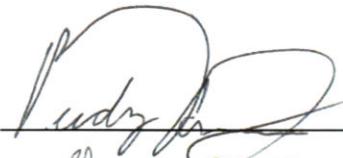
CONFIDENTIAL AGREEMENT

JA25-03

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I have read and understand the above.

SIGNATURE:



DATE/TIME: 12/18/25 1730

WITNESS:



DATE/TIME: 12/18/25 1732

JA25-03

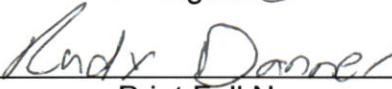
OATH

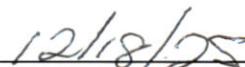
This is a sworn, digitally recorded interview taken by a law enforcement officer pursuant to FSS 117.10.

Please raise your right hand. Do you swear or affirm that the statement you are about to give will be the truth, the whole truth, and nothing but the truth?

Yes, I do swear or affirm.


Signature


Print Full Name


Date


Witness

Dep. James Douglas

INTEGRITY
ACCOUNTABILITY
SERVICE



SHERIFF
DAVID E. VINCENT

IA 25-03

OATH

This is a sworn, digitally recorded interview taken by a law enforcement officer pursuant to FSS 117.10.

Please raise your right hand. Do you swear or affirm that the statement you are about to give will be the truth, the whole truth, and nothing but the truth?

Yes, I do swear or affirm.

James Dugay 1934
Signature

James Cody Douglas
Print Full Name

18 Dec 2025

Date

Shelley R Clark /401
Witness

CONFIDENTIAL AGREEMENT

IA 25-03

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I have read and understand the above.

SIGNATURE: Jonne Dagle 1934 DATE/TIME: 18 Dec 2025 1712 hours

WITNESS: Shelley R Clark 401 DATE/TIME: 12/18/25 17 12 hrs

Sgt. David Miller

CONFIDENTIAL AGREEMENT

IA 25-03

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I have read and understand the above.

SIGNATURE: J. D. Miller / 1337 DATE/TIME: 12/19/25 1033

WITNESS: Shelley R Clark / 401 DATE/TIME: 12/19/25 1034

IA 25-03

OATH

This is a sworn, digitally recorded interview taken by a law enforcement officer pursuant to FSS 117.10.

Please raise your right hand. Do you swear or affirm that the statement you are about to give will be the truth, the whole truth, and nothing but the truth?

Yes, I do swear or affirm.

J. D. Martin/1337
Signature

Dawn Moore
Print Full Name

12/19/25
Date

Shelley Clark/401
Witness

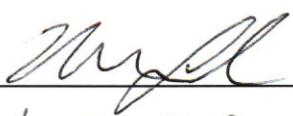
Sgt. Mike Laborda

CONFIDENTIAL AGREEMENT

IA2503

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I have read and understand the above.

SIGNATURE:  DATE/TIME: 12/18/25 1630 hrs

WITNESS:  DATE/TIME: 12/18/25 1632 hrs

IA 25-03

OATH

This is a sworn, digitally recorded interview taken by a law enforcement officer pursuant to FSS 117.10.

Please raise your right hand. Do you swear or affirm that the statement you are about to give will be the truth, the whole truth, and nothing but the truth?

Yes, I do swear or affirm.



Signature

MICHAEL LABORDA

Print Full Name

12/18/2025

Date

Shelley D Clark 1401

Witness

Dep. Brandon Brunk

EMPLOYEE NOTICE OF INTERNAL INVESTIGATION

DATE: December 15, 2025

TRACKING NUMBER: IA 25-03

TO: Deputy Brandon Brunk
FROM: Lieutenant Shelley R. Clark

The Citrus County Sheriff's Office has initiated an internal investigation in reference to an incident that occurred on November 5, 2025. The purpose of the internal investigation is to determine if any Citrus County Sheriff's Office policies were violated.

You will be notified when to appear to answer questions fully and truthfully and to present all information and/or evidence relevant to this inquiry.

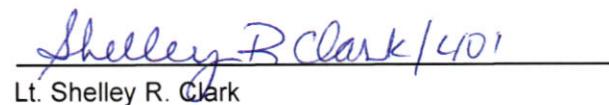
This proceeding will be administrative; therefore, you are ordered to fully cooperate with the investigation. You are entitled to review the complaint and any and all known evidence immediately prior to your interview, if you wish. It is your responsibility to request this at the time you are called for this administrative interview. Additionally, if you wish, you may have counsel or a representative of your choosing with you during questioning.

All information concerning this investigation is to remain confidential until the case becomes public record. If you divulge information prior to it becoming public record, you are in violation of CCSO Directive 360 (VI) (H) (1) as well as FSS 112.33.

Upon completion of the investigation, you will be notified of the results and action, if any, to be taken.


Dep. Brunk

15 Dec 25
Date


Lt. Shelley R. Clark

12/15/25
Date

cc: Sheriff Vincent
Chief Adams
Major Lambert
General Counsel Hughes

12.532 Law enforcement officers' and correctional officers' rights.--All law enforcement officers and correctional officers employed by or appointed to a law enforcement agency or a correctional agency shall have the following rights and privileges:

(1) **RIGHTS OF LAW ENFORCEMENT OFFICERS AND CORRECTIONAL OFFICERS WHILE UNDER INVESTIGATION.**--Whenever a law enforcement officer or correctional officer is under investigation and subject to interrogation by members of his or her agency for any reason that could lead to disciplinary action, suspension, demotion, or dismissal, the interrogation must be conducted under the following conditions:

(a) The interrogation shall be conducted at a reasonable hour, preferably at a time when the law enforcement officer or correctional officer is on duty, unless the seriousness of the investigation is of such a degree that immediate action is required.

(b) The interrogation shall take place either at the office of the command of the investigating officer or at the office of the local precinct, police unit, or correctional unit in which the incident allegedly occurred, as designated by the investigating officer or agency.

(c) The law enforcement officer or correctional officer under investigation shall be informed of the rank, name, and command of the officer in charge of the investigation, the interrogating officer, and all persons present during the interrogation. All questions directed to the officer under interrogation shall be asked by or through one interrogator during any one investigative interrogation, unless specifically waived by the officer under investigation.

(d) The law enforcement officer or correctional officer under investigation must be informed of the nature of the investigation before any interrogation begins, and he or she must be informed of the names of all complainants. All identifiable witnesses shall be interviewed, whenever possible, prior to the beginning of the investigative interview of the accused officer. The complaint, all witness statements, including all other existing subject officer statements, and all other existing evidence, including, but not limited to, incident reports, GPS locator information, and audio or video recordings relating to the incident under investigation, must be provided to each officer who is the subject of the complaint before the beginning of any investigative interview of that officer. An officer, after being informed of the right to review witness statements, may voluntarily waive the provisions of this paragraph and provide a voluntary statement at any time.

(e) Interrogating sessions shall be for reasonable periods and shall be timed to allow for such personal necessities and rest periods as are reasonably necessary.

(f) The law enforcement officer or correctional officer under interrogation may not be subjected to offensive language or be threatened with transfer, dismissal, or disciplinary action. A promise or reward may not be made as an inducement to answer any questions.

(g) The formal interrogation of a law enforcement officer or correctional officer, including all recess periods, must be recorded on audio tape, or otherwise preserved in such a manner as to allow a transcript to be prepared, and there shall be no unrecorded questions or statements. Upon the request of the interrogated officer, a copy of any recording of the interrogation session must be made available to the interrogated officer no later than 72 hours, excluding holidays and weekends, following said interrogation.

(h) If the law enforcement officer or correctional officer under interrogation is under arrest, or is likely to be placed under arrest as a result of the interrogation, he or she shall be completely informed of all his or her rights before commencing the interrogation.

(i) At the request of any law enforcement officer or correctional officer under investigation, he or she has the right to be represented by counsel or any other representative of his or her choice, who shall be present at all times during the interrogation whenever the interrogation relates to the officer's continued fitness for law enforcement or correctional service.

(j) Notwithstanding the rights and privileges provided by this part, this part does not limit the right of an agency to discipline or to pursue criminal charges against an officer

(2) **COMPLAINT REVIEW BOARDS.**--A complaint review board shall be composed of three members: One member selected by the chief administrator of the agency or unit; one member selected by the aggrieved officer; and a third member to be selected by the other two members. Agencies or units having more than 100 law enforcement officers or correctional officers shall utilize a five-member board, with two members being selected by the administrator, two members being selected by the aggrieved officer, and the fifth member being selected by the other four members. The board members shall be law enforcement officers or correctional officers selected from

any state, county, or municipal agency within the county. There shall be a board for law enforcement officers and a board for correctional officers whose members shall be from the same discipline as the aggrieved officer. The provisions of this subsection shall not apply to sheriffs or deputy sheriffs.

(3) CIVIL SUITS BROUGHT BY LAW ENFORCEMENT OFFICERS OR CORRECTIONAL OFFICERS.--Every law enforcement officer or correctional officer shall have the right to bring civil suit against any person, group of persons, or organization or corporation, or the head of such organization or corporation, for damages, either pecuniary or otherwise, suffered during the performance of the officer's official duties, for abridgment of the officer's civil rights arising out of the officer's performance of official duties, or for filing a complaint against the officer which the person knew was false when it was filed. This section does not establish a separate civil action against the officer's employing law enforcement agency for the investigation and processing of a complaint filed under this part.

(4)(a) NOTICE OF DISCIPLINARY ACTION.--A dismissal, demotion, transfer, reassignment, or other personnel action that might result in loss of pay or benefits or that might otherwise be considered a punitive measure may not be taken against any law enforcement officer or correctional officer unless the law enforcement officer or correctional officer is notified of the action and the reason or reasons for the action before the effective date of the action.

(b) Notwithstanding s. 112.533(2), whenever a law enforcement officer or correctional officer is subject to disciplinary action consisting of suspension with loss of pay, demotion, or dismissal, the officer or the officer's representative shall, upon request, be provided with a complete copy of the investigative file, including the final investigative report and all evidence, and with the opportunity to address the findings in the report with the employing law enforcement agency before imposing disciplinary action consisting of suspension with loss of pay, demotion, or dismissal. The contents of the complaint and investigation shall remain confidential until such time as the employing law enforcement agency makes a final determination whether or not to issue a notice of disciplinary action consisting of suspension with loss of pay, demotion, or dismissal. This paragraph does not provide law enforcement officers with a property interest or expectancy of continued employment, employment, or appointment as a law enforcement officer.

(5) RETALIATION FOR EXERCISING RIGHTS.--No law enforcement officer or correctional officer shall be discharged; disciplined; demoted; denied promotion, transfer, or reassignment; or otherwise discriminated against in regard to his or her employment or appointment, or be threatened with any such treatment, by reason of his or her exercise of the rights granted by this part.

(6) LIMITATIONS PERIOD FOR DISCIPLINARY ACTIONS.--

(a) Except as provided in this subsection, disciplinary action, suspension, demotion, or dismissal may not be undertaken by an agency against a law enforcement officer or correctional officer for any act, omission, or other allegation of misconduct if the investigation of the allegation is not completed within 180 days after the date the agency receives notice of the allegation by a person authorized by the agency to initiate an investigation of the misconduct. If the agency determines that disciplinary action is appropriate, it shall complete its investigation and give notice in writing to the law enforcement officer or correctional officer of its intent to proceed with disciplinary action, along with a proposal of the specific action sought, including length of suspension, if applicable. Notice to the officer must be provided within 180 days after the date the agency received notice of the alleged misconduct, except as follows:

1. The running of the limitations period may be tolled for a period specified in a written waiver of the limitation by the law enforcement officer or correctional officer.
2. The running of the limitations period is tolled during the time that any criminal investigation or prosecution is pending in connection with the act, omission, or other allegation of misconduct.
3. If the investigation involves an officer who is incapacitated or otherwise unavailable, the running of the limitations period is tolled during the period of incapacitation or unavailability.
4. In a multijurisdictional investigation, the limitations period may be extended for a period of time reasonably necessary to facilitate the coordination of the agencies involved.

5. The running of the limitations period may be tolled for emergencies or natural disasters during the time period wherein the Governor has declared a state of emergency within the jurisdictional boundaries of the concerned agency.

6. The running of the limitations period is tolled during the time that the officer's compliance hearing proceeding is continuing beginning with the filing of the notice of violation and a request for a hearing and ending with the written determination of the compliance review panel or upon the violation being remedied by the agency.

(b) An investigation against a law enforcement officer or correctional officer may be reopened, notwithstanding the limitations period for commencing disciplinary action, demotion, or dismissal, if:

1. Significant new evidence has been discovered that is likely to affect the outcome of the investigation.
2. The evidence could not have reasonably been discovered in the normal course of investigation or the evidence resulted from the predisciplinary response of the officer.

Any disciplinary action resulting from an investigation that is reopened pursuant to this paragraph must be completed within 90 days after the date the investigation is reopened.

History.--s. 2, ch. 74-274; s. 2, ch. 82-156; s. 2, ch. 93-19; s. 721, ch. 95-147; s. 1, ch. 98-249; s. 1, ch. 2000-184; s. 1, ch. 2003-149; s. 3, ch. 2005-100; s. 1, ch. 2007-110; s. 1, ch. 2009-200.

Brandon Brunk
Printed Name of Employee


Signature of Employee

1779
Unit I.D. #

Shelley R Clark
Signature of Employee Conducting Hearing

401
Unit I.D. #

150cc25
Date

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I have read and understand the above.

SIGNATURE:  DATE/TIME: 12/05/25 12:30 pm

WITNESS:  DATE/TIME: 12/15/25 12:29 pm

CITRUS COUNTY SHERIFF'S OFFICE

GARRITY WARNING

The purpose of this interview is to solicit responses that will assist in determining whether disciplinary action is warranted, and the answers furnished may be used in disciplinary proceedings that could result in administrative action against you, including dismissal.

All questions relating to the performance of official duties must be answered fully and truthfully, and disciplinary action, including dismissal, may be undertaken if you refuse to answer fully and truthfully.

No answer given, nor any information gained by reason of such statements, may, as a matter of constitutional law, be admissible against you in any criminal proceeding filed as a result of the actions we are investigating today. **However, should you engage in lying, untruthfulness, misstatement, or should you fail to respond to, or omit responding to, any question asked you, fully and truthfully, you can be prosecuted for perjury, giving false statements, or obstruction of justice.**

I have read and understand the above.

SIGNATURE:  #1779

DATE/TIME: 12/05/25 12:30pm

WITNESS: Shelly R Clark /401

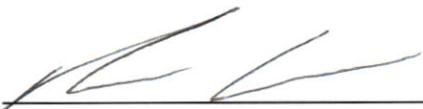
DATE/TIME: 12/15/25 12:29pm

OATH

This is a sworn, digitally recorded interview taken by a law enforcement officer pursuant to FSS 117.10.

Please raise your right hand. Do you swear or affirm that the statement you are about to give will be the truth, the whole truth, and nothing but the truth?

Yes, I do swear or affirm.



Signature

Brandon Brunk
Print Full Name

15 DEC 25 1230 PM
Date

Shelley D Clark 401
Witness

Calls for Service

Create Date/Time
11/5/2025 9:16:04 PM

Calls for Service
CCSO2025-00153157

Incident Number:
CCSO2025-00153157

Case Number:
2025-00010290

Location

Coordinate X	-82.47185566		
Coordinate Y	28.91533396		
Location	N Lecanto Hwy / Truman Blvd		
Location Name			
At Location or In Front	At Location		
Location Description			
City	BEVERLY HILLS	Postal City	
State	FL	Zip	34465
Subdivision		Building	
Floor		Apartment Unit	
Area	EAST	Sector	
Beat	2E		

Incident Information

Incident Type	ACCIDENT NO INJURY		
Modifying Circumstance			
Priority	2 - 2	Alarm Level	
User ID	1613	Device ID	EOC-COM-003
First Unit Dispatched Date/Time	11/5/2025 9:17:12 PM		
First Unit Enroute Date/Time	11/5/2025 9:17:15 PM		
First Unit Arrived Date/Time	11/5/2025 9:19:21 PM		
Incident Closed Date/Time	11/6/2025 1:11:46 AM		

Subject Information

Person Role	Is Primary Caller	Contact	Unknown
First Name		Last Name	
Phone			
City		Apartment	
Misc. Info		Gender	
DOB		Weight	
Build		Eye	
Driver License	DL State		
Person Role	Is Primary Caller	Contact	Unknown
First Name		Last Name	DANIEL
Phone			
City		Apartment	
Misc. Info		Gender	Male
DOB	White	Weight	
Build		Eye	
Driver License	DL State	Florida	

Vehicle Information

Calls for Service

Create Date/Time 11/5/2025 9:16:04 PM	Calls for Service CCSO2025-00153157	Incident Number: CCSO2025-00153157	Case Number: 2025-00010290
Role VEHICLE	License Plate License Exp.	License State Make	General Motors Corp. Red
Type	Year Veh #	2017	Color Misc. Info
Model	Property Seized	No	Probable Cause
Style			
Search Type			
State Fed Entry #		Created Date/Time	11/5/2025 9:16:04 PM
Role VEHICLE	License Plate License Exp.	License State Make	
Type	Year Veh #		Color Gray
Model	Property Seized	No	Misc. Info
Style			Probable
Search Type			Cause
State Fed Entry #		Created Date/Time	11/5/2025 9:16:04 PM

Report Number

Report Number Agency	2025-00010290 CCSO	Is Foreign Report #	No
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Disposition

Disposition	C1 ASSISTANCE RENDERED	Unit ID	CCSO/1441
Primary Unit Disposition	No C1 ASSISTANCE RENDERED	Disposition Comments Unit ID	CCSO/1337
Primary Unit Disposition	No R2 Arrest Report Required	Disposition Comments Unit ID	CCSO/1779
Primary Unit Disposition	No R2 Arrest Report Required	Disposition Comments Unit ID	CCSO/1520
Primary Unit	Yes	Disposition Comments	

Comments

Date/Time	11/5/2025 9:16:04 PM	User ID	1613	Device ID	EOC-COM-003
Comments:	CASE #: 30431 (FIRE)				

PROBLEM: TWO VEH MVA AT INTERSECTION
DISPATCH LEVEL: 77002
CAD RESPONSE: CODE 1

(VEHICLE 1 INFO) (DESCRIPTION: VEHICLE) (COLOR: RED) (YEAR: 2017) (MAKE: GMC)
(MODEL: YUKON)

Calls for Service

Create Date/Time
11/5/2025 9:16:04 PM

Calls for Service
CCSO2025-00153157

Incident Number:
CCSO2025-00153157

Case Number:
2025-00010290

(VEHICLE 2 INFO) (DESCRIPTION: VEHICLE) (COLOR: GRY) (MAKE: CHEVY) (MODEL: TAHOE)

1. AT LOC (1ST PTY).
2. TWO VEH.
3. 2 VEHS INV.
4. SUV/CROSSOVER.
5. NO VEHS ON FIRE.
6. NO ONE TRAPPED/PINNED.
7. NO ONE THROWN OUT.
8. CONFIRMED NO INJ.
9. NOT A DIFFICULT-TO-ACCESS AREA.
10. VEH DESC:
11. NO FUEL/FLUID LEAK.
12. NO OTHER HAZARDS INV.
13. VEH NOT BLOCKING TRAFFIC.

Date/Time	11/5/2025 9:16:17 PM	User ID	1613	Device ID	EOC-COM-003
Comments:	PULLED INTO THE SHELL PARKING LOT				
Date/Time	11/5/2025 9:18:42 PM	User ID	1828	Device ID	EOC-COM-017
Comments:	X39 FHP				
Date/Time	11/5/2025 9:53:38 PM	User ID	1828	Device ID	EOC-COM-017
Comments:	S54 CODE 1				
Date/Time	11/5/2025 10:25:10 PM	User ID	1828	Device ID	EOC-COM-017
Comments:	X70 PRECISION				
Date/Time	11/5/2025 10:29:21 PM	User ID	1828	Device ID	EOC-COM-017
Comments:	A/F X15 1051 CJ SM 12800				
Date/Time	11/5/2025 10:36:29 PM	User ID	1828	Device ID	EOC-COM-017
Comments:	97 CJ EM 12805				
Date/Time	11/5/2025 10:37:46 PM	User ID	1828	Device ID	EOC-COM-017
Comments:	X15 @ 2229 HRS				
Date/Time	11/5/2025 10:52:08 PM	User ID	1828	Device ID	EOC-COM-017
Comments:	1779 X15 @ 2252 HRS				

Calls for Service

Create Date/Time
11/5/2025 9:16:04 PM

Calls for Service
CCSO2025-00153157

Incident Number:
CCSO2025-00153157

Case Number:
2025-00010290

Unit Assignment

Unit ID	CCSO/1337	Agency	CCSO	Primary	No
Dispatch Date/Time	11/5/2025 9:53:54 PM		Enroute Date/Time		11/5/2025 9:54:15 PM
Arrival Date/Time	11/5/2025 9:54:16 PM		Clear Date/Time		11/5/2025 10:49:31 PM

Officer

1337 - Miller, David

Unit ID	CCSO/1441	Agency	CCSO	Primary	No
Dispatch Date/Time	11/5/2025 9:53:54 PM		Enroute Date/Time		11/5/2025 9:53:55 PM
Arrival Date/Time	11/5/2025 9:54:18 PM		Clear Date/Time		11/5/2025 10:43:48 PM

Officer

1441 - Danner, Rudy

Unit ID	CCSO/1520	Agency	CCSO	Primary	Yes
Dispatch Date/Time	11/5/2025 9:17:12 PM		Enroute Date/Time		11/5/2025 9:17:15 PM
Arrival Date/Time	11/5/2025 9:19:21 PM		Clear Date/Time		11/6/2025 1:11:46 AM

Officer

1520 - Garrison, Timothy

Unit ID	CCSO/1779	Agency	CCSO	Primary	No
Dispatch Date/Time	11/5/2025 9:53:13 PM		Enroute Date/Time		11/5/2025 9:53:22 PM
Arrival Date/Time	11/5/2025 9:58:39 PM		Clear Date/Time		11/6/2025 1:11:24 AM

Officer

1779 - Brunk, Brandon

Thomas

1934 - Douglas, James

Cody

Notes

On 11/13/2025, a copy of the 911 Call, CAD Log and CFS were provided to Audrey Paul with the SAO as per her request. DDinkins/1429

On 11/17/2025 CFS, CAD data pull and 911 call audio was provided to Audrey Paul at the State Attorney's Office via email. SBrooke/1774

On 12/16/2025, a copy of the radio traffic and the teletype traffic was provided to Lieutenant Clark (0401), as per her request. DDinkins/1429

CASE REPORT

Entered On Date/Time:
11/6/2025 12:21:24 AM

Reported On Date/Time:
11/5/2025 9:16:04 PM

Case Number:
2025-00010290

Case Report Number:
2025-00010290-001

Administrative

Incident Occurred Type: Driving Under the Influence

Entered By: Garrison, Timothy

Reporting Deputy: Garrison, Timothy

Assisted By:

Occurred On: 11/5/2025 9:16:00 PM

Or Between:

Use of Force Incident: No

Related Cases:

Address: N Lecanto Hwy / Truman Blvd

CSZ: BEVERLY HILLS, FL 34465

Location Name:

Area: EAST
Status: Closed

Beat: 2E
Disposition: Arrest

Assigned Bureau B3

CASE REPORT

Entered On Date/Time:
11/6/2025 12:21:24 AM

Reported On Date/Time:
11/5/2025 9:16:04 PM

Case Number:
2025-00010290

Case Report Number:
2025-00010290-001

Offenses

Offense: **DUI - ALCOHOL/DRUGS/OR CHEMICAL IMPAIRMENT**
Statute: 316.193(1)(A) IBR Code: IBR Group:
Crime Against: Completed: Yes
Location Type Parking Lot/Garage
Hate/Bias: None (No Bias) Using: Alcohol
Indicators Weapons
Criminal Activity

Offense: **DUI - W/DAMAGE TO PROPERTY OF PERSON OF ANOTHER DUI**
Statute: 316.193(3)(C)(1) IBR Code: 90D IBR Group:
Crime Against: Completed: Yes
Location Type Parking Lot/Garage
Hate/Bias: None (No Bias) Using: Alcohol
Indicators Weapons
Criminal Activity

Offense: **RESIST OFFICER W/O VIOLENCE**
Statute: 843.02 IBR Code: 90Z IBR Group: B
Crime Against: Person, Property, Completed: Yes
Society
Location Type Service/Gas Station
Hate/Bias: None (No Bias) Using: Not Applicable
Indicators Weapons
Criminal Activity

CASE REPORT

Entered On Date/Time:
11/6/2025 12:21:24 AM

Reported On Date/Time:
11/5/2025 9:16:04 PM

Case Number:
2025-00010290

Case Report Number:
2025-00010290-001

Arrestee Information

Name:	PEREDA, AQUAMARINE		Registered Sex Offender:	No
Alias	Alias DOB		Alias SSN Number	
Address Type	Address		CSZ	County
Home	11 Nicotiana Ct Apt 1		HOMOSASSA, FL	Citrus
34446				
Phone Type:	Phone Number			
Mobile	[REDACTED]			
Race:	White	Sex:	Female	DOB: 6/17/1992
Height:	5' 4"	Weight:	130	Build: Average/Medium
Eyes:	Brown	Hair:	Multi Colored	Age: 33
SSN:	[REDACTED]	DLN:	[REDACTED]	DL State: Florida
Scar, Marks, Tattoo	Location	Description		Type
Attire:	DISABLED	Occupation/Grade		N/A
Employer/School		CSZ		
Employer Address				
Warrant Number	Charge	Case Number		
Arrested For	316.193(1)(A) - 5407 - DUI - ALCOHOL/DRUGS/OR CHEMICAL IMPAIRMENT			
	316.193(3)(C)(1) - 5407 - DUI - W/DAMAGE TO PROPERTY OF PERSON OF			
	ANOTHER DUI			
Arrest Number	AR25-003888	Arrest Type	On-view	
Armed With	Unarmed	Multi-Clearance	Count Arrestee	
Arrest Date	11/5/2025	Arrest Location		
Force Level		OBTS Number	0901120314	
FBI Number		State Number		
Inmate Number		Booking Number		
Fingerprints		Photos		
Miranda Read		Miranda Waived		
Number of Warrants				
Notes:				

CASE REPORT

Entered On Date/Time:
11/6/2025 12:21:24 AM

Reported On Date/Time:
11/5/2025 9:16:04 PM

Case Number:
2025-00010290

Case Report Number:
2025-00010290-001

Arrestee Information

Name:	DANIEL, BRIAN JEFFREY		Registered Sex Offender:	No
Alias	Alias DOB		Alias SSN Number	
Address Type	Address	CSZ	County	
Home	211 S Tyler St	BEVERLY HILLS, FL 34465	Citrus	
Phone Type:	Phone Number			
Mobile	[REDACTED]			
Race:	White	Sex:	Male	DOB: 12/13/1985
Height:	5' 7"	Weight:	160	Build: Average/Medium
Eyes:	Brown	Hair:	Black	Age: 39
SSN:	[REDACTED]	DLN:	[REDACTED]	DL State: Florida
Scar, Marks, Tattoo	Location	Description	Type	
Attire:	Occupation/Grade		UNK	
Employer/School	UNK	CSZ		
Employer Address				
Warrant Number	Charge	Case Number		
Arrested For	843.02 - 4801 - RESIST OFFICER W/O VIOLENCE			
Arrest Number	AR25-003887	Arrest Type	On-view	
Armed With	Unarmed	Multi-Clearance	Count Arrestee	
Arrest Date	11/5/2025	Arrest Location		
Force Level	OBTS Number		0901120317	
FBI Number	State Number			
Inmate Number	Booking Number			
Fingerprints	Photos			
Miranda Read	Yes	Miranda Waived	No	
Number of Warrants				
Notes:				

CASE REPORT

Entered On Date/Time:
11/6/2025 12:21:24 AM

Reported On Date/Time:
11/5/2025 9:16:04 PM

Case Number:
2025-00010290

Case Report Number:
2025-00010290-001

Victim Information

Victim Type Individual

Marsy's Law Form Yes

Results Invoke

Obtained Reason form was not obtained

Name: KOMENDA, MARK JOHN

Registered Sex Offender:

Entity Name:

Victim Of 316.193(3)(C)(1) - 5407 - DUI - W/DAMAGE TO PROPERTY OF PERSON OF
ANOTHER DUI

Alias

Alias DOB

Alias SSN Number

Address Type Address
Home [REDACTED]

CSZ
Homosassa

County
Citrus

Phone Type:
Mobile

Phone Number
[REDACTED]

Race: White Sex: Male DOB: 7/28/1956
Height: 6' 0" Weight: [REDACTED] Age: 69
Eyes: Blue Hair: Gray SSN: [REDACTED]
DLN: [REDACTED] DL State: Florida

Scar, Marks, Tattoo Location

Description

Type

Attire:
Employer/School retired
Employer Address
Notes:

Occupation/Grade
CSZ

CASE REPORT

Entered On Date/Time:
11/6/2025 12:21:24 AM

Reported On Date/Time:
11/5/2025 9:16:04 PM

Case Number:
2025-00010290

Case Report Number:
2025-00010290-001

Property

Property	Other Motor Vehicle (not Stolen or Recovered)		
Property Description			
IBR Type	24		
Offense	316.193(1)(A) - 5407 - DUI - ALCOHOL/DRUGS/OR CHEMICAL IMPAIRMENT		
Property Status	Suspect's Vehicle		
Quantity	1	Value	
Manufacturer	Model		
VIN	1GNEC13T1YJ208376	Owner Applied #	
Finish	Condition		
Identifying Marks			
Bicycle			
Make	Model		
Speed	Wheel Size		
Color			
Vehicle			
Type	Year	2000	
Odometer Reading	Body Style	Sport Utility Vehicle	
License Plate	License Exp. Date	06-2026	
Color Type	Color Type		
Boat			
Boat Name	Type		
HIN	Hull Shape		
Propulsion	Length		
Drug			
Type	Quantity		
Measure			
Recovered Date	Owner	A - PEREDA, AQUAMARINE	
Disposition	Evidence Tag		
Notes:			

CASE REPORT

Entered On Date/Time:
11/6/2025 12:21:24 AM

Reported On Date/Time:
11/5/2025 9:16:04 PM

Case Number:
2025-00010290

Case Report Number:
2025-00010290-001

Property

Property	Other Motor Vehicle (not Stolen or Recovered)		
Property Description			
IBR Type	24		
Offense	316.193(3)(C)(1) - 5407 - DUI - W/DAMAGE TO PROPERTY OF PERSON OF ANOTHER DUI		
Property Status	Victim's Vehicle		
Quantity	1	Value	
Manufacturer		Model	
VIN	1GKS1GKC3HR252469	Owner Applied #	
Finish		Condition	
Identifying Marks			
Bicycle			
Make		Model	
Speed		Wheel Size	
Color			
Vehicle			
Type	Year	2017	
Odometer Reading	Body Style	Sport Utility Vehicle	
License Plate	License Exp. Date	07-2026	
Color Type	Color Type		
Boat			
Boat Name	Type		
HIN	Hull Shape		
Propulsion	Length		
Drug			
Type	Quantity		
Measure			
Recovered Date	Owner	V - KOMENDA, MARK JOHN	
Disposition	Evidence Tag		
Notes:			

CASE REPORT

Entered On Date/Time:
11/6/2025 12:21:24 AM

Reported On Date/Time:
11/5/2025 9:16:04 PM

Case Number:
2025-00010290

Case Report Number:
2025-00010290-001

Property

Property	Other	
Property Description	Small Clear Piece of Plastic	
IBR Type	77	
Offense	843.02 - 4801 - RESIST OFFICER W/O VIOLENCE	
Property Status	Evidence (Seized)	
Quantity	1	
Manufacturer	Value 00.00	
VIN	Model	
Finish	Owner Applied #	
Identifying Marks	Condition	
Bicycle		
Make	Model	
Speed	Wheel Size	
Color		
Vehicle		
Type	Year	
Odometer Reading	Body Style	
License Plate	License Exp. Date	
Color Type	Color Type	
Boat		
Boat Name	Type	
HIN	Hull Shape	
Propulsion	Length	
Drug		
Type	Quantity	
Measure		
Recovered Date	Owner	A - DANIEL, BRIAN JEFFREY
Disposition Notes:	Evidence Tag	

ARREST AFFIDAVIT / FIRST APPEARANCE FORM
CITRUS COUNTY SHERIFF'S OFFICE

MARSY'S LAW - CONFIDENTIAL INFORMATION

OBTS NO: 0901120317 COURT CASE NO: 2025MM1108 ARREST NO: AR25-003887	AGENCY Citrus County Sheriff's Office 2025-00010290	ORI FL0090000
----------------------------------------------------------------------------	-----------------------------------------------------------	------------------

ARREST TYPE: Misdemeanor Arrest

DEFENDANT DANIEL, BRIAN JEFFREY	DOB 12/13/1985	SEX Male	RACE White	HGT 5' 7"	WGT 160	HAIR Black	EYES Brown
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ALIAS

DRIVER LICENSE D540070854530 RESIDENCY	DRIVER LICENSE STATE Florida PLACE OF BIRTH Michigan	SOCIAL SECURITY NUMBER [REDACTED]
----------------------------------------------	---------------------------------------------------------------	--------------------------------------

ADDRESS TYPE	ADDRESS	CSZ	COUNTY	COUNTRY
Home	211 S Tyler St	BEVERLY HILLS, FL 34465		

PHONE TYPE	NUMBER
Mobile	352 422 5427

SCAR-MARKS	LOCATION	DESCRIPTION

PLACE OF EMPLOYMENT	UNK	OCCUPATION	UNK
DATE OF ARREST	11/5/2025 10:52:07	LOCATION OF ARREST	3502 N Lecanto Hwy, Beverly Hills, FL 34465
ALCOHOL INFLUENCE	PM	DRUG INFLUENCE	No
WEAPON SEIZED	No	TYPE	
DOMESTIC RELATED?	No		

CHARGES

STATUTE	OFFENSE	ATTEMPTED	COUNTS	BOND
843.02	RESIST OFFICER W/O VIOLENCE	Yes	1	1,000.00

Complaint Arrest
Affidavit Continuation
Defendant Name:
DANIEL, BRIAN JEFFREY

COURT CASE NO
2025MM1108
Date of Birth:
12/13/1985

AGENCY CASE NO.
2025-00010290

MARSY'S LAW - CONFIDENTIAL INFORMATION

PROBABLE CAUSE AFFIDAVIT: (specify probable cause for each charge)

Before Me, the undersigned authority personally appeared _____ who being duly sworn alleges, on information and belief, that on the _____ day of _____, _____ in Citrus County, Florida the defendant did:

Submitted by: Brunk, Brandon 1779 (AR25-3887)

Did unlawfully resist, obstruct or oppose Deputy Brandon Brunk, a patrol deputy with the Citrus County Sheriffs Office, who was then and there in the lawful execution of a legal duty, or execution of legal process, to-wit: the defendant failed to provide identification upon request so that Deputy Brunk could issue the defendant a citation, without offering or doing violence to the person of such officer, in violation of Florida Statute 843.02;

On 11052025, I responded to The Shell Gas Station located at, 3502 N Lecanto Hwy, Beverly Hills to back up another Deputy who was conducting a DUI Investigation.

Upon arrival, Contact was made with Deputy Garrison who was attempting to conduct Field Sobriety Testing on a DUI Suspect. The defendant, who was later identified as Mr. Brian Daniel, kept interjecting and yelling at the suspect, which was interfering with the suspect being able to focus on the task at hand.

Contact was made with the defendant who was advised that he can record peacefully however he cannot yell and interject. The defendant continued to interject until a supervisor spoke with him and advised him against doing that.

Once Deputy Garrison concluded his investigation and placed the DUI Suspect in the back of his patrol car, he approached the suspect's vehicle to place her keys in the vehicle. While placing those keys in the vehicle, the defendant began yelling he does not consent to a search of the vehicle.

I observed the defendant in a bladed off his stance with his right side away from me and his right hand in his right pocket. For officer safety, I ordered the defendant to remove his hand from his pocket at which point he did. He then became upset and placed both hands inside his pockets and emptied his pockets on to the ground. I observed a piece of plastic fall from his pocket as he emptied them. I approached the defendant and requested his name so that I could provide him a citation for littering. He refused and I informed him that he was going to be arrested if he didn't provide it. I asked him for his name again and he refused at which time he was handcuffed, double-locked behind the back and placed in the rear seat of my patrol vehicle.

The defendant was advised he was being placed under arrest for one count of resisting without violence.

The defendant was transported to the Citrus County Detention Facility for booking and processing.

Upon arrival of the jail, the defendants bond was set at \$1000 per the bond schedule.

The defendant was provided with a Uniform Traffic Citation (AMD8VWE) for littering.

"If you are a person with a disability who needs any accommodation in order to participate in this proceeding, you are entitled, at no cost to you, to the provision of certain assistance. Please contact the ADA Coordinator at the Office of the Trial Court Administrator, Citrus County Courthouse, 110 North Apopka Avenue, Inverness, Florida 34450, Telephone (352) 341-6700, at least 7 days before your scheduled court appearance, or immediately upon receiving this notification if the time before the schedule appearance is less than 7 days; if you are hearing or voice impaired, call 711."

SWORN to and SUBSCRIBED before me

This _____ day of _____, _____

AFFIANT

Notary Public- Certified Officer

Citrus County Sheriff's Office
ARRESTING AGENCY

Complaint Arrest
Affidavit Continuation
Defendant Name:
DANIEL, BRIAN JEFFREY

COURT CASE NO
2025MM1108
Date of Birth:
12/13/1985

AGENCY CASE NO.
2025-00010290

MARSHY'S LAW - CONFIDENTIAL INFORMATION

FIRST APPEARANCE FINDING & ORDERS

Based upon the foregoing affidavit and/or Sworn Testimony of the undersigned finds and determines:

As to charges(s) ___, ___, ___, ___, ___, that there was at the time of arrest and is probable cause to believe the defendant has committed the offense with which he/she is accused, and it is hereby Ordered and Adjudged that defendant is to be detained or post bond as otherwise affixed pending further proceedings.

As to the charges(s) ___, ___, ___, ___, ___, that there is lack of evidence that the defendant committed the offense with which he/she is accused, and it is hereby Ordered and Adjudged that the Sheriff or Chief of Police having custody is directed to forthwith release defendant from custody on defendant's own recognizance, subject to defendant appearing at all subsequent court proceedings upon proper notice.

As to the charges(s) ___, ___, ___, ___, ___, that is it hereby Ordered and Adjudged the matter of probable cause is hereby continued until the next First Appearance Hearing after date hereof, at which Hearing the Arresting Agency shall present any further proof of probable cause that it may possess.

RELEASE ORDER:

The above named Defendant was brought before the undersigned on this date at ___ o'clock, ___ for a first appearance hearing and the undersigned thereupon informed him/her of the charge against him/her and provided him/her with a copy thereof and also adequately advised him/her that (1) he/she was not required to say anything and that anything he/she did say might be used against him/her, (2) if he/she was financially unable to afford an attorney that the Court would appoint one to represent him/her, and (3) he/she had the right to communicate with his/her attorney, his/her family, or his/her friends and if necessary reasonable means would be provided to enable him/her to do so; and the undersigned having considered all available relevant factors necessary to determine whether bail is necessary to assure Defendant's future appearance, and found that same is ___ necessary, it is upon the consideration thereof ORDERED AND ADJUDGED that the defendant

Be released on his/her own recognizance upon the condition that he/she appear as agreed below.

Be admitted to bail in the amount of \$ _____ as to charge A, \$ _____ as to charge B, \$ _____ as to charge C, \$ _____ as to charge D, \$ _____ as to charge E, upon condition that he/she appear as agreed below.

Special Conditions of Bail:

The defendant may not consume or possess alcohol.

The defendant may not operate a motor vehicle.

The defendant must comply with any other written provisions.

DETERMINATION OF SOLVENCY

The undersigned determines that the Defendant is solvent, is not indigent within the meaning of Rule 3.111 (b)(4)FRCP and is not entitled to services of the Office of Public Defender.

ORDER OF INDIGENCY AND APPOINTMENT OF PUBLIC DEFENDER

The above-named Defendant appearing in Open Court, and the said Defendant having filed in this Court his Affidavit of Indigency; testimony having been taken before this Court; and the Court being otherwise fully advised in the premises, It is thereupon:

ORDERED AND ADJUDGED as follows:

1. That the Defendant be, and he/she is hereby declared to be indigent within the meaning of Rule 3.111(b)(4) of the Florida Rules of Criminal Procedure; and

2. That the office of the Public Defender for the fifth Judicial Circuit in and for Citrus County, Florida or _____ a private counsel, is hereby appointed to represent said Defendant in the above styled cause and in any other controversy pending between the State of Florida and the said Defendant.

ORDERED this _____ day of _____, _____, at Citrus County, Florida

Judge

Officer Narrative

Entered Date/Time:
11/6/2025 5:19:21 AM

Narrative Type:
Supplement

Entered By:
1779 - Brunk,
Brandon Thomas

Case Number:
2025-00010290

Narrative:

Submitted by: Brunk, Brandon 1779 (2025-10290) Supplement

On 11/05/2025, I responded to the Shell Gas Station located at, 3502 N Lecanto Hwy, Beverly Hills, to back up Deputy Garrison (1520) who was conducting a DUI Investigation.

Upon arrival, Contact was made with Deputy Garrison who was attempting to conduct Field Sobriety Testing on a DUI Suspect, Ms. Aquamarine Pereda, who was involved in a crash. I observed a male subject, who was later identified as the defendant, Mr. Brian Daniel, who was standing off to the side recording the interaction. I was informed that he was the significant other of the suspect and observed him to be interjecting and yelling at the suspect, which was interfering with the suspect being able to focus on following Deputy Garrison's directions.

Contact was made with the defendant who was advised that he can record peacefully; however, he cannot yell and interject. When making contact with the defendant there was a strong odor of alcohol emitting from his breath. The defendant continued to interject stating he had 1st amendment rights, until a supervisor spoke with him and advised him against interjecting any further. The Defendant then began yelling "Hey moon you can say no".

Once Deputy Garrison concluded his investigation and placed the DUI Suspect in the back of his patrol car, he approached the suspects' vehicle to place her keys in the vehicle. While placing those keys in the vehicle, the defendant began yelling he does not consent to a search of the vehicle.

I observed the defendant to be in a bladed off stance with his right side away from me and his right hand in his right pocket. For officer safety, I ordered the defendant to remove his hand from his pocket at which point he did. He then became upset and placed both hands inside his pockets and emptied his pockets on to the ground as I told him to stop. I observed a piece of clear plastic fall from his pocket as he emptied them as well as some personal belongings. I approached the defendant and requested his license so that I could provide him a citation for littering, but he advised that he didn't have it. I then requested his name and he advised that he didn't have to give it to me, at which time he was informed that he was going to go to jail. I asked him for his name again and he refused, stating Florida is not a stop and ID state, at which time he was handcuffed, double-locked behind the back and placed in the rear seat of my patrol vehicle.

The defendant was read his Miranda Rights, to which he advised that he pleads the fifth.

The defendant was advised he was being placed under arrest for one count of resisting without violence.

Throughout the interaction, the defendant was extremely vulgar with this deputy.

The defendant was transported to the Citrus County Detention Facility for booking and processing.

Upon arrival of the jail, the defendant's bond was set at \$1,000 per the bond schedule.

The defendant was provided with a Uniform Traffic Citation (AMD8VWE) for littering.

Officer Narrative

Entered Date/Time:
11/6/2025 5:19:21 AM

Narrative Type:
Supplement

Entered By:
1779 - Brunk,
Brandon Thomas

Case Number:
2025-00010290

The defendant's phone, Air Pod Case, One Air Pod and Vape were turned over to jail staff.

The plastic was collected and later submitted to evidence.

No further action.

Officer Narrative

Entered Date/Time:
11/7/2025 9:29:07 AM

Narrative Type:
Records

Entered By:
0203 - Leahy, Sherri

Case Number:
2025-00010290

Narrative:

Records Dept Supplement:

On 11/07/2025, a copy of the DUI packet was mailed to review board in Tampa. SLeahy/0203

On 11/12/2025, a copy of the Offense Report was placed in a secure FTP folder at the State Attorney's Office for Diane Melhado. KPrice/1720

On 11/13/2025, a copy of all digital evidence was shared with the State Attorney's Office via Evidence RMS (Evidence.com) per the request of Audrey Paul. DDinkins/1429



2025-00153157

AMD8VWE

COMPLAINT

WHEN PRESENTED TO VIOLATOR, THE FOLLOWING AMOUNT WAS ENTERED.

PAY A CIVIL PENALTY IN THE AMOUNT OF \$

CASE NO. _____

DOCKET NO. _____ PAGE NO. _____

ORIDA UNIFORM TRAFFIC CITATION

COUNTY OF 47 CITRUS	(1) F.H.P <input type="checkbox"/> (2) P.D <input checked="" type="checkbox"/> (3) S.O <input type="checkbox"/> (4) OTHER
CITY(IF APPLICABLE) 00 UNINCORPORATED	AGENCY NAME CITRUS COUNTY SHERIFFS O
AGENCY # 4700	

IN THE COURT DESIGNATED BELOW THE UNDERSIGNED CERTIFIES THAT HE/SHE HAS JUST AND REASONABLE GROUNDS TO BELIEVE AND DOES BELIEVE THAT ON				COMPLAINT (Retained By Court)
DAY OF WEEK WED	MONTH 11	DAY 5	YEAR 2025	11:30 PM

NAME (PRINT) FIRST BRIAN	MIDDLE JEFFREY	LAST DANIEL
STREET 211 S TYLER ST		

CITY BEVERLY HILLS	STATE FL	ZIP CODE 34465					
TELEPHONE NUMBER	DATE OF BIRTH 12 13	MO 12	DAY 13	YR 1985	RACE W	SEX M	HGT 5' 07"

DRIVER LICENSE NUMBER	STATE FL	CLASS E	CDL LICENSE <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO	YR LICENSE EXP. 2029	COMMERCIAL VEHICLE <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO
-----------------------	--------------------	-------------------	------------------------------------------------------------------------------------	--------------------------------	-------------------------------------------------------------------------------------------

YR VEHICLE 1900	MAKE UNK	STYLE UT	COLOR UNK	PLACARDED HAZ. MATERIAL <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO
---------------------------	--------------------	--------------------	---------------------	------------------------------------------------------------------------------------------------

VEHICLE LICENSE N UNK	TRAILER TAG N NONE	STATE FL	YEAR TAG EXP. <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO	> 16 PASSENGERS <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO
---------------------------------	------------------------------	--------------------	--------------------------------------------------------------------------------------	----------------------------------------------------------------------------------------

UPON A PUBLIC STREET OR HIGHWAY, OR OTHER LOCATION, NAMELY 3472 N LECANTO HWY 28.914542 -82.473330- TRAVELING U				MOTORCYCLE <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO
---------------------------------------------------------------------------------------------------------------------------	--	--	--	-----------------------------------------------------------------------------------

FT _____	MILES _____	<input type="checkbox"/> N <input type="checkbox"/> S <input type="checkbox"/> E <input type="checkbox"/> W OF NODE _____
----------	-------------	---------------------------------------------------------------------------------------------------------------------------

DID UNLAWFULLY COMMIT THE FOLLOWING OFFENSE. CHECK ONLY ONE OFFENSE EACH CITATION.

<input type="checkbox"/> UNLAWFUL SPEED _____ MPH	SPEED APPLICABLE _____ MPH
(<input type="checkbox"/> INTERSTATE <input type="checkbox"/> SCHOOL ZONE <input type="checkbox"/> CONSTRUCTION WORKERS PRESENT)	

SPEED MEASUREMENT DEVICE:

<input type="checkbox"/> CARELESS DRIVING	<input type="checkbox"/> CHILD RESTRAINT	<input type="checkbox"/> EXPIRED DRIVER LICENSE SIX (6) MONTHS OR LESS
<input type="checkbox"/> VIOLATION OF TRAFFIC CONTROL DEVICE	<input type="checkbox"/> SAFETY BELT VIOLATION	<input type="checkbox"/> EXPIRED DRIVER LICENSE MORE THAN SIX (6) MONTHS
<input type="checkbox"/> FAILURE TO STOP AT A TRAFFIC SIGNAL	<input type="checkbox"/> IMPROPER OR UNSAFE EQUIPMENT	<input type="checkbox"/> NO VALID DRIVER LICENSE
<input type="checkbox"/> IMPROPER LANE CHANGE OR COURSE	<input type="checkbox"/> EXPIRED TAG SIX (6) MONTHS OR LESS	<input type="checkbox"/> DRIVING WHILE LICENSE SUSPENDED OR REVOKED
<input type="checkbox"/> NO PROOF OF INSURANCE	<input type="checkbox"/> EXPIRED TAG MORE THAN SIX (6) MONTHS	<input type="checkbox"/> DRIVING UNDER THE INFLUENCE
<input type="checkbox"/> VIOLATION OF RIGHT-OF-WAY	<input type="checkbox"/> IMPROPER PASSING	<input type="checkbox"/> Passenger Under 18 Yrs

OTHER VIOLATIONS OR COMMENTS PERTAINING TO OFFENSE:

AMOUNT NOT EXCEEDING 15 LBS./27 CUBIC FT. (NONCOMMERCIAL) (ADDITIONAL PENALTIES MAY BE IMP				RE-EXAM <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO
				DL SEIZED <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO

<input type="checkbox"/> AGGRESSIVE DRIVING	IN VIOLATION OF STATE STATUTE	SECTION 403.413	SUB-SECTION (4)
---------------------------------------------	-------------------------------	---------------------------	---------------------------

CRASH <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO	PROPERTY DAMAGE <input type="checkbox"/> YES \$ _____	INJURY TO ANOTHER <input type="checkbox"/> NO <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO	SERIOUS INJURY TO ANOTHER <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO	FATAL <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO
------------------------------------------------------------------------------	----------------------------------------------------------	----------------------------------------------------------------------------------------------------------------------	--------------------------------------------------------------------------------------------------	------------------------------------------------------------------------------

CRIMINAL VIOLATION, COURT APPEARANCE REQUIRED, AS INDICATED BELOW.				
<input type="checkbox"/> INFRACTION, COURT APPEARANCE REQUIRED, AS INDICATED BELOW.				
<input checked="" type="checkbox"/> INFRACTION WHICH DOES NOT REQUIRE APPEARANCE IN COURT.				

AMD8VWE

CIVIL PENALTY IS **\$160.50**

COURT INFORMATION DATE _____ TIME _____

CITRUS COUNTY CLERKS OFFICE/CITRUS COUNTY COURTHOUSE

COURT
110 N APOKA AVE
INVERNESS
LOCATION
FL34450 (352) 341-6424 WWW.CITRUSCLERK.ORG

Additional Comments:

ARREST DELIVERED TO _____ DATE _____

I AGREE AND PROMISE TO COMPLY AND ANSWER TO THE CHARGES AND INSTRUCTIONS SPECIFIED IN THIS CITATION. WILLFUL REFUSAL TO ACCEPT AND SIGN THE CITATION MAY RESULT IN ARREST. I UNDERSTAND MY SIGNATURE IS NOT AN ADMISSION OF GUILT OR WAIVER OF RIGHTS. IF YOU NEED REASONABLE FACILITY ACCOMMODATIONS TO COMPLY WITH THIS CITATION, CONTACT THE CLERK OF THE COURT

SIGNATURE OF VIOLATOR (SIGNATURE IS REQUIRED IF INFRACTION REQUIRES APPEARANCE IN COURT)

DEP. **B** BRUNK 1779 1779

RANK-NAME OF OFFICER BADGE NO ID NO TROOP UNIT

 I CERTIFY THIS CITATION WAS DELIVERED TO THE PERSON CITED ABOVE AND CERTIFY THE CHARGE ABOVE

Additional Officer:

RANK-NAME OF OFFICER BADGE NO ID NO TROOP UNIT

HSMV 75901 (REV. 06/22)

DATE	COURT ACTION AND OTHER ORDERS
	BAIL FIXED AT \$ _____ OR CASH DEPOSIT OF \$ _____ SIGNATURE OF PERSON GIVING BAIL SIGNATURE OF PERSON TAKING BAIL
	FINE IN THE AMOUNT OF _____ RECEIVED AS REQUIRED BY COURT SCHEDULE. SIGNATURE OF CLERK
	CONTINUANCE TO _____ REASON _____ CONTINUANCE _____ REASON _____
	BOND ESTIMATE
	WARRANT ISSUE VIOLATOR FAILED TO APPEAR-DRIVER LICENSE SUS
	VIOLATOR ARRAIGNED _____ (DATE) Plea: _____
	FINDING _____
	ADJUDICATION SENTENCE: FIN _____ COST _____ JAILED _____ DAYS
	DRIVER IMPROVEMENT SCH _____
	OTHER _____
	DRIVER LICENSE SUSPENDED OR REVOK _____ DAYS RECOMMEND DRIVER LICENSE SUSPENSI _____ DAYS RECOMMEND RE-T _____
	SIGNATURE OF JUDGE TESTIMONY - JUDGE'S NOTES (OR OTHER COURT ORDERS):
	APPEAL BOND OF _____
	VIOLATOR'S FINGERPRINT WHEN APPLICABLE →



TRACI PERRY, CPM
CLERK OF THE CIRCUIT COURT AND COMPTROLLER
CITRUS COUNTY, FLORIDA

110 North Apopka Avenue, Inverness, Florida 34450
www.citrusclerk.org | @CitrusFLClerk

Telephone: (352) 341-6424
Fax: (352) 341-6413

2025 TR 015210 A/AMD8VWE
BRIAN JEFFREY DANIEL
211 S TYLER ST
BEVERLY HILLS, FL 34465

November 07, 2025

The above citation has been issued to you by law enforcement and is a payable violation in the amount of \$210.50. This amount must be paid no later than 12/12/2025 to avoid late fees and the suspension of your driver's license. The due date above is for this violation only and does not apply to any other citations that may have been issued at the same time.

Please be advised that the law enforcement officer who issued the above citation provided an incorrect civil penalty amount. Florida Statutes preclude this office from accepting an amount other than authorized by law.

Citrus County Clerk of Court and Comptroller accepts cash, money orders, cashier's checks, personal checks, & credit cards. There will be a service charge from the credit card vendor.

If there are any additional questions, please call (352) 341-6424.

Respectfully,

TRACI PERRY, CPM
Clerk of the Circuit Court and Comptroller

Shanna Eadler

By: _____, Deputy Clerk

IN THE COUNTY COURT OF THE FIFTH JUDICIAL CIRCUIT,
OF THE STATE OF FLORIDA, IN AND FOR CITRUS COUNTY

STATE OF FLORIDA

CASE NO. 2025-MM-001108-A

VS.

AGENCY #: CCSO25-10290

BRIAN JEFFREY DANIEL/

CHARGE:

1 - RESIST LAW ENFORCEMENT
OFFICER W/O VIOLENCE[FDLE: 4801]

ANNOUNCEMENT OF NO INFORMATION

Comes now the State of Florida, by and through its undersigned Assistant State Attorney, and announces that it will file no information in the above-entitled cause based on the following grounds:

Evidence legally insufficient to prove guilt.

DATED this the 12th day of December, 2025.

I HEREBY CERTIFY that a copy of the above has been furnished to Office of the Public Defender SARAH GAZULLI 110 N APOPKA AVE INVERNESS, FL 34450, and the CITRUS COUNTY DETENTION CENTER (JAIL) 2604 W WOODLAND RIDGE DR Lecanto, FL 34461 by hand or mail delivery or electronic service or facsimile this 12th day of December, 2025.

WILLIAM M. GLADSON
STATE ATTORNEY
FIFTH JUDICIAL CIRCUIT OF FLORIDA

BY /s/ TATE TOWNSEND
TATE TOWNSEND
Assistant State Attorney
Fla. Bar No. 1064426
110 N APOPKA AVE
3RD FLOOR RM 2-37
INVERNESS, FL 34450-4231
(352) 341-6670
eservicecitrus@sao5.org

General Order Number:	Subject:
108.00	CODE OF CONDUCT
Effective Date:	06/27/25
Review Date:	06/02/25 (Periodically)
Revised from Date:	02/25/10, 12/31/13, 08/01/15 per S.O. 2016-3, 06/06/16, 10/09/17, 10/16/17, 03/01/19, 12/12/19, 07/01/21, 06/13/23, 02/14/25
Rescinds/Amends:	112.00
Confidential:	No
Authority of Sheriff Vincent	Signed

I. PURPOSE

This general order will provide the basic code of conduct, rules, and regulations for Sheriff's Office personnel.

II. SCOPE

This general order applies to all Sheriff's Office personnel.

III. DISCUSSION

Sheriff's Office personnel are members of a team working together to serve the community. It is essential that agency personnel follow the law, agency rules, regulations, and written directives governing conduct to best serve the Sheriff's Office and the citizens of Citrus County.

IV. POLICY

Sheriff's personnel will not commit any acts or omissions that constitute a violation of law, agency written directives, and orders.

Members/employees will be accountable for the compliance of this general order in accordance with General Order 370.00, Misconduct and Disciplinary Process.

Members engaged in covert operations will be exempt from the written directives and orders to the lawful extent necessary to protect covert investigations and personnel from exposure or harm, as determined by the Criminal Investigations Division Commander or a higher authority. Compliance with accreditation standards will be maintained.

V. DEFINITIONS

- A. **EMPLOYEE** – Any civilian employed by the Citrus County Sheriff's Office.
- B. **GUARANTOR** – With respect to bail bonds, a person who agrees to cover the cost of a bail bond, should the defendant abscond or fail to show up for required court appearances.

- C. MEMBER – Any sworn law enforcement officer or corrections officer appointed by the Sheriff to work for the Citrus County Sheriff's Office. (Important Note: The term "member" refers to all agency personnel and volunteers in accreditation standards and must be considered when comparing standards to agency written directives.)
- D. PERSONNEL – Sworn members and employees employed/appointed by the Sheriff's Office.
- E. ROMANTIC RELATIONSHIP – Casual dating, consisting of one or more dates, committed dating, casual sexual involvement where the parties have no intention of carrying on a long-term relationship, cohabitation, and any other conduct or behavior normally associated with romantic or sexual relationships.
- F. TOBACCO/ TOBACCO USE – Smoking cigarettes, cigars, pipes, E-cigarettes (vaping), chewing tobacco, using dip, or any variations of these products.
- G. WRITTEN DIRECTIVES – Any rule, policy, procedure, order, or other directive issued through the authority of the Sheriff or his designee and distributed in written form.

Additional definitions may be found in General Order 100.00, Definitions.

VI. POLICY AND PROCEDURE

A. RULES AND REGULATIONS

1. Personal Appearance

Sheriff's Office personnel will maintain a neat and clean appearance in conformance with established grooming and dress requirements while on duty and/or in uniform.

Employees may have visible tattoo body ornamentation on one or both arms and/or one or both legs. Tattoos on the arms will not exceed past the wrist bone with the exception of a tattoo on the ring finger in lieu of a traditional wedding band.

Any tattoo body ornamentation considered to be obscene, vulgar, or advocate sexual, racial, gender, ethnic, religious, age, color, disability, or national origin discrimination will be prohibited. Tattoos will not identify with or be associated with any form of Extremism that advances, encourages, or advocates the use of force, violence, or criminal activity or otherwise advances efforts to deprive individuals of their civil rights (e.g., Militia groups, Three Percenters, Anti-Government groups, White Supremacy groups, Anti-Semitic groups, hate groups, or gangs, etc.). Tattoos that advocate intolerance or discrimination, violate standards of decency or morality, or bring discredit to the conservative, professional image of the agency or profession will be prohibited. (See General Order 220.01 – Physical Appearance and Grooming)

All personnel will be prohibited from having any type of temporary or permanent body ornamentation on the neck, face, head, or hands with the exception of a tattoo on the ring finger in lieu of a traditional wedding band, normal piercing of the lower ear lobe as defined in policy, and/or permanent make-up when used as a cosmetic technique to resemble normal make-up applications.

2. Identification to be Carried

All agency personnel will be issued a photographic identification and electronic access card for access to agency facilities. This will constitute agency identification.

Sworn members will carry their badge and agency identification card on their person at all times when carrying a concealed firearm, except when engaged in covert assignments or when made impractical by the nature of the activities being performed.

3. Identification to be Displayed or Provided

Agency personnel will display agency identification or wear a visitor's badge conspicuously while in or about Sheriff's Office facilities unless exempted by their division commander or, higher-ranking personnel, or if wearing an agency uniform with a visible name tag.

Agency identification will be displayed upon request of the public, except when it will clearly jeopardize member/employee safety.

Agency personnel, including Communications personnel, will identify themselves verbally by name upon request and when answering telephone calls from the public or within the agency. Agency identification numbers may be used in exigent circumstances, such as when receiving a threatening call.

Undercover personnel may be issued and display "alias" identification, as authorized by the division commander or higher-ranking personnel.

4. Agency personnel will maintain a valid driver's license in accordance with General Order 632.00, Agency Vehicles – Routine Operation.

5. Care and Maintenance of Firearms

Members, who are required to carry firearms in the performance of official duties, will maintain such firearms in a clean and serviceable condition and will store firearms in a secure manner in compliance with General Order 600.01 Firearms and Weapons.

6. Notification of Correct Address, Telephone Number, and Emergency Contacts

Personnel will keep the Sheriff's Office informed of their current residential address, telephone number, and emergency contact information. Human Resources Division personnel will be notified in writing on a form established by the division.

7. Absence from Duty – Proper Notification

Personnel will report for duty in accordance with their assigned work schedules and will not be absent from duty without authorization or having made effective and proper notification. Effective notification will be construed as notification where there is a response or acknowledgment from the supervisor within a reasonable time before the absence takes place.

Personnel who are unable to report for duty due to illness or other emergency will notify their supervisor as follows:

- a. Personnel who work shifts will notify their supervisor, or the on-duty supervisor-in-charge, in a manner specified by their division commander or director. If not otherwise specified, members/employees will contact the supervisor at least one hour prior to the start of the shift.
- b. Personnel who do not work shifts will notify their supervisor, or the on-duty supervisor-in-charge, at least one hour prior to the start of their workday unless otherwise specified by their division commander/director or higher-ranking personnel.

Exceptions to notification may be made for persons unable to notify supervisors in serious medical situations or exigent circumstances. Each day of unauthorized absence will constitute an independent violation of the rule.

8. Reporting for Duty

Personnel will be circumspect in their private activities and will not intentionally subject themselves to circumstances such that they are unfit or unable to report for duty at the designated time.

9. Tardiness

Personnel will report for duty promptly and properly prepared at the time and place required by assignments or orders. If a member/employee expects to be or is running late, he/she will effectively notify his/her immediate supervisor within a time frame established by the supervisor. The type of notification may be based on the degree and nature of lateness.

Effective notification will be construed as notification where there is a response or acknowledgment from the supervisor at the time of the notification.

10. Responding to Subpoena

Personnel will report to the specified location at the time and date required by a subpoena. Personnel unable to respond to a subpoena: due to sickness, injury, or other such causes; or because of conflict with another subpoena will attempt to notify the appropriate authority to obtain a release from the subpoena. (This will usually be the issuing attorney or judicial authority.) Personnel will follow contact instructions on subpoenas that do not include specific dates and times to appear.

11. Court Appearances

- a. Personnel subpoenaed to testify for the defense in a criminal case will notify their immediate supervisor and the State Attorney's Office of the subpoena upon receipt or by the next business day.

Personnel subpoenaed to testify against the Sheriff's Office, its personnel, or another government agency in a civil action; or an action where the Sheriff's Office is a defendant; will notify their division commander/director or higher-ranking personnel via their supervisor upon receipt of the subpoena or by the next business day.

- b. Personnel will not voluntarily appear or give testimony as a character witness for any defendant in a criminal trial or inquiry without the written approval of the Sheriff or his designee.

12. Overtime or Special Duty Hours

Personnel will promptly report for duty in appropriate uniform or attire or remain on duty when assigned to work overtime, special hours, special shifts, or extra-duty details.

All CCSO employees are considered "essential workers" and are subject to working in any capacity/hours deemed necessary by the Agency during activation, including but not limited to in-county and out-of-county deployments.

13. Illness or Injury

Personnel will not feign illness or injury; falsely report themselves ill or injured; or otherwise, deceive any superior or supervisor of the Sheriff's Office as to the condition of their health for purposes of avoiding normal duties through the use of accumulated sick leave. Performance of activity in conflict with the stated purpose of sick leave use will constitute evidence of abuse.

A record of claiming sick time in conjunction with days off, holidays, or weekends off may be considered abuse. Absences that qualify under the Family Medical Leave Act will be excluded. Personnel will not feign illness or injury, falsely report themselves or immediate family member ill or injured, or otherwise deceive or attempt to deceive any supervisor as to their health for purposes of making a fraudulent claim for family medical leave, insurance, workers' compensation, or disability retirement benefits.

When deemed necessary the division commander or higher-ranking personnel may require proof of any illness at his/her discretion. Proof of illness is defined as a physician's statement of physical condition.

14. Reporting Personal Injury

Personnel sustaining any personal injury or other impairment that might affect their fitness for duty, whether sustained on or off-duty, will promptly notify their supervisor before reporting to, or continuing work. Injuries sustained on duty or during extra duty will be reported to Human Resources Division personnel within 24 hours.

15. Reporting Loss of Equipment, Badge, or Identification Card

Personnel will immediately notify their supervisor of any damage to or loss of badge, identification card, or other Sheriff's Office equipment.

16. Reporting a Motor Vehicle Accident

Personnel will immediately report any motor vehicle accident in which they are involved with a Sheriff's Office vehicle in accordance with General Order 636.01, Traffic Crash Response, General Order 630.50, Motor Vehicle Accident Review Board, or if applicable, General Order 465.04, Volunteer Traffic Crash Reporting and Review Board.

17. Assigned Work Area

Personnel will remain at, or within, their assigned work areas during working hours unless otherwise authorized by a supervisor.

18. Rest Periods

Personnel will take only the specified amount of time for meals or rest periods as established by procedures or authorized by a supervisor.

19. Following Agency Written Directives and Orders

Personnel will adhere to agency written directives and orders and will faithfully execute all duties and responsibilities of their assigned position.

Personnel will be required to review all new and revised agency written directives applicable to them on a timely basis. (See General Order 200.00, Written Directive System for time limits.)

20. Submitting Reports and Documents

Responding personnel will submit all initial offense/incident reports and associated documents required in the execution of their duties before concluding a tour of duty, except as authorized by a supervisor. Returns for service on civil process will be submitted by the end-of-shift, or on the next business day, except as authorized by a supervisor.

21. Following Complaints of Misconduct Procedures

Personnel will courteously and promptly receive and/or investigate complaints of misconduct by agency personnel in accordance with General Order 360.00, Internal Affairs and Complaint Process.

22. Monitoring the Radio

Personnel with duties requiring a response to incidents or calls-for-service while operating radio-equipped Sheriff's Office vehicles will monitor the appropriate active voice frequency or talk group of the radio while on or off-duty and in the vehicle.

Communications personnel will always monitor the assigned radio when on post.

This section will apply to assigned Communications personnel as well.

23. Responding to Radio Calls

Personnel will respond promptly to radio calls or silent dispatch calls when operating Sheriff's vehicles while on or off duty.

Communications personnel will respond to radio calls promptly.

24. Rendering Assistance

Personnel will respond to calls for assistance from citizens or other Sheriff's Office personnel and will take appropriate action in emergencies or criminal occurrences while on or off duty. Such responses will become on-duty activity if action is required.

25. Duty to Intervene

Personnel will be required to report situations or take action where agency policies and procedures are being violated by an agency member whether on or off duty. Sworn agency personnel have a duty to intervene or take action to prevent the use of excessive force and immediately render aid to prevent unjust injury and save lives. Non-sworn personnel have a duty to intervene or take action, only when safe to do so, to render aid and to prevent unjust injury and save lives.

26. Willful Disregard of Duties

Personnel will perform all aspects of their duties and will avoid any appearance of loafing, loitering, or otherwise neglecting work.

27. Negligence – Not Endangering Others or Property

Personnel will not ignore or violate official written directives, orders, or supervisory instructions, or knowingly fail to properly execute the duties and responsibilities of their assigned position.

28. Negligence – Endangering Others or Property

Personnel will be attentive to job duties and will not knowingly refrain or cause another to refrain from the performance of lawful duties required for the safety of persons or property.

Personnel will take appropriate action in response to emergencies where there is a known danger to the lives of others, and in response to serious crimes, particularly those of a violent nature, which come to their attention while on or off-duty.

29. Search of Arrested Persons

Deputies will adhere to agency arrest procedures and will exercise proper care in the arrest, transportation, and detention of prisoners to prevent escape, injury to self or others, or damage to property. Upon arrest, prisoners will be searched carefully by or at the direction of the arresting deputy. Weapons, contraband, or evidence will be immediately confiscated and properly documented. When a prisoner cannot be thoroughly searched before transport or custody, the arresting deputy will notify the deputy or officer receiving the prisoner. Such notification will be documented in the incident report or on other forms that may be used to document the transfer. (See General Orders 633.00, Transportation of Detainees, and 815.85, Transportation of Prisoners and Inmates.)

30. Cowardice

Deputies will not avoid their required duties because of fear or cowardice. Deputies are not expected or required to enter imminently hazardous situations without assistance, except in extreme situations, as required by agency directives (Example: General Order 737.00, Active Shooter). Deputies will not fail to come to the aid of another member of the Sheriff's Office who is already engaged in an imminently hazardous situation. Deputies will respond to the aid of persons in danger unless the probability of serious injury or losing their own life exceeds the probability of a successful rescue.

31. Sleeping on Duty

Unless otherwise provided for in agency written directives, personnel shall remain awake while on duty. If unable to do so, they shall report to their supervisor who shall determine and order the proper course of action.

32. Civil Court

Employees/members that become personally involved in civil cases shall notify their division commanders in writing within five working days, providing the pertinent details. They will notify the Sheriff via the chain of command as needed.

Division commanders or supervisors of a higher rank who become personally involved in civil cases will notify the Sheriff, via the chain of command.

B. IMPROPER CONDUCT

Agency personnel shall not engage in improper conduct. The following offenses will be regarded as improper conduct for disciplinary purposes:

1. Discourtesy

Personnel will be polite and courteous while making contact with the public and other Sheriff's Office personnel.

2. Use of Profanity

Personnel will not use profanity or vulgarity in speech or gestures while representing the Sheriff's Office in any manner.

- a. Exception: Sworn employees may use strong language only during incidents when necessary to de-escalate a volatile situation while lawfully performing their duties.

3. Gossip

Personnel will not engage in or convey gossip detrimental to other personnel, the public, or the Sheriff's Office.

4. Conflicts of Interest in Personal, Civil, or Domestic Disputes

Personnel will avoid official involvement in personal, civil, domestic, or family disputes. Such disputes will be referred for investigation by impartial on-duty deputies. Deputies will not attempt to exercise authority or make an arrest in their own quarrels but will contact a supervisor who will cause the matter to be investigated and action to be taken by impartial deputies having no personal interest in the dispute.

5. Association with Criminals

Personnel will avoid association or dealings with persons, other than immediate family, who are known to have a lifestyle of continuing criminal activity, (i.e., racketeering, drug use, sexual offenses, burglary, theft, or dealing in stolen property), or are known to be under investigation by the Sheriff's Office, or another law enforcement agency for felony activities.

6. Accepting Gifts from Persons of Questionable Character

Personnel will not accept anything of value, or any article whatsoever as a gift or as the result of purchase or trade from persons known to be inmates, suspects, or the family or friends of inmates or suspects.

7. Membership in or Advocacy of "Extremism"

Sheriff's Office personnel will not be members of, attend meetings of, or be an advocate for any group or organization that can be considered to be obscene, vulgar, or advocate sexual, racial, gender, ethnic, religious, age, color, disability, or national origin discrimination. Personnel will not identify with any type of Extremist groups that advance, encourage, or advocate the use of force, violence, or criminal activity or otherwise advance efforts to deprive individuals of their civil rights (e.g., Militia groups, Three Percenters, Anti-Government groups, White Supremacy groups, Anti-Semitic groups, hate groups, or gangs, etc.). Extremist Organizations/Groups that advocate intolerance or discrimination, violate standards of decency or morality or bring discredit to the conservative, professional image of the agency or profession. Or affects the member's ability to perform his or her duties, will be prohibited.

8. Name to Be Given Upon Request

Sworn members will give their name, rank, or position in a respectful and courteous manner to any person requesting such identification while the member is on duty, in uniform, or when otherwise recognized as a member of the Sheriff's Office, unless engaged in covert duties.

9. Dependability and Reliability

Personnel will carry out the responsibilities of their position and/or assignment in a dependable and reliable manner.

This will require that personnel refrain from repeated unscheduled absences from scheduled work that hinder efficient or safe operation of the agency.

10. Correspondence

Personnel will limit their use of the Sheriff's Office or any of its facilities as a mailing address for private or personal purposes.

Sheriff's Office letterhead will not be used for private or personal correspondence.

11. Chain of Command

Personnel will adhere to the organizational chain of command in the course of regular duties unless doing so would compromise the Sheriff's Office mission or a written directive provides a different specific procedure for a specific situation.

12. Wearing Uniform While Under Disciplinary Suspension

Personnel will not wear the official uniform, or other articles of clothing that bear the official insignia or otherwise identify the person as personnel of the Sheriff's Office, while under disciplinary suspension.

13. Abuse of Official Identification

Personnel will maintain the security of official Sheriff's Office identification and will not lend their identification card or badge to another person.

14. Abusiveness/Threats

- a. Personnel will not use abusive language or gestures toward any agency personnel.
- b. Personnel will not use threatening language or gestures toward any agency personnel.

15. Derogatory Remarks

Personnel will not make derogatory remarks concerning the race, sex, sexual orientation, religion, age, gender, ethnicity, color, disability, or national origin of any person.

16. Harassment

Personnel will not harass, threaten, or coerce agency personnel. (See General Order 212.10, Work Environment Harassment.)

17. Sexual Harassment

Personnel will not engage in conduct defined by law and/or Sheriff's Office policy as sexual harassment.

18. Racial Harassment

Personnel will not engage in any conduct defined by law or Sheriff's Office policy as racial harassment.

19. Fraternization

Members and employees (sworn or non-sworn) holding or acting in a supervisory capacity shall be prohibited from dating or engaging in romantic or sexual relationships with any employee/member under his/her supervision. This will include supervisors in the chain of command as well as the direct supervisor of the employee/member.

20. Exposing Others to Communicable Diseases

Personnel will not knowingly expose others to a serious communicable disease.

21. Home Address and Telephone Number

Confidentiality of the home addresses, telephone numbers, dates of birth, and photographs for all active and former law enforcement, corrections deputies, and active and former civilian personnel will be maintained by the Human Resources Division as stated in Florida Statute 119.071.

Additionally, the names, home addresses, telephone numbers, photographs, dates of birth, and places of employment of the spouses and children of active and former law enforcement, corrections deputies, and active and former civilian personnel; and the names and locations of schools and daycare facilities attended by the children of such personnel are exempt from s. 119.07(1).

22. Interference with Official Investigations

Members will not involve themselves or interfere with cases being investigated by other deputies of the Sheriff's Office or other governmental agencies, nor undertake any investigation or other official action not part of their regular duties unless ordered to do so by a superior, or if the exigencies of the situation require immediate action. In the latter case, the member's supervisor will be notified immediately thereafter. (See General Order 610.00, Criminal Investigative Methods.)

23. Employees/members shall not access an agency report, arrest report, or document unless an employee/member position authorizes report review, or the employee/member is directly involved with the case. Accessing an agency report, arrest report, or other documents for mere curiosity is prohibited.

24. Misdirected Action of Member Under Investigation

Personnel against whom a complaint has been made will not attempt, directly or indirectly, to influence the outcome of an administrative, internal, or criminal investigation.

25. Dissemination of Information

Personnel will treat the official business of the Sheriff's Office as confidential to the extent allowed by law. Information regarding official business will be disseminated only to those for whom it is intended and in accordance with established procedures and laws. Personnel may remove or copy official records or reports only in accordance with established procedures and laws.

26. Without the expressed consent of the Sheriff or his designee: Agency personnel using personal cellular phones or other recording devices shall not disseminate to the public, upload to any social media, or save for personal use:

- a. Any photographs, videos, or material depicting agency activities that reveal law enforcement tactics, intelligence information; or
- b. Information or activities deemed, sensitive, exempt, or confidential in nature. This includes materials that are acquired on scenes (criminal, emergency, fire); or
- c. Information deemed derogatory towards an employee or the agency.

Materials forwarded to Public Information Officers from personal recording devices should be deleted from the originating device afterward.

27. Communicating Confidential Law Enforcement Information

Personnel will maintain the security of confidential information and will not intentionally communicate or provide confidential law enforcement information to another that may aid a person to escape arrest, delay the apprehension of a criminal suspect, or secure the removal of stolen money or other property. Personnel will not divulge the identity of criminal informants except as required by law and authorized by the Sheriff.

28. Exposure of Undercover Deputies

Personnel will protect the identity of deputies who are engaged in covert operations.

29. Political Activity

Personnel will not engage in political activities while on duty. Specifically:

- a. Members/employees may not participate in any political campaign for an elective office while on duty.
- b. No member/employee shall use his/her official authority or influence to interfere with an election, nomination, or another person's vote.
- c. No member/employee will, directly or indirectly, coerce or command another member/employee to contribute to a political organization, party, committee, or person. Off-duty, non-coercive suggestions will be permitted.) (See F.S.S, 104.31.)
- d. Agency personnel may not represent the Sheriff's Office as a registered or unregistered lobbyist, except as authorized by the Sheriff and not otherwise prohibited by law or conditions of a grant.

30. Election/Polling Places

Deputies will not enter or remain within an official polling place without permission from elections officials, except to cast a ballot or in the performance of their official duties.

31. Misrepresentation/Speeches with Adverse Effect

Personnel will secure the consent of the Sheriff or designee before making any statement, public appearance, publishing any article, or releasing official information when such speech, appearance, or publication has or is likely to have, an adverse effect upon the Sheriff's Office. (See also General Order 108.10, Social Media.)

32. Testimonials

Personnel will obtain the approval of the Sheriff or designee before authorizing the use of their names, photos, or official titles that identify them as personnel of the Sheriff's Office in testimonials, advertisements of any commodity, or commercial enterprises.

33. Smoking and Use of Tobacco Products

- a. Members/employees, while on or off duty will **NOT** use any tobacco products or variations thereof:
 - 1) In any agency-owned vehicle;
 - 2) While in uniform;
 - 3) In any agency facility or on agency property;
 - 4) While performing any agency function or representing the agency; or
 - 5) During any work hours.

b. Assistance to discontinue the use of tobacco products may be obtained through the Employee Assistance Program or the agency-provided health insurance plan.

34. Use of Alcohol While On-Duty

Personnel will not consume, ingest, or partake in intoxicating liquors or alcoholic beverages of any kind while on duty, except as authorized in the performance of official duties. Personnel will not report for duty with the odor of alcoholic beverages on their breath, or while under the influence of alcohol which would adversely affect their job performance, unless necessary in the performance of covert duties.

35. Use of Drugs

Personnel will not use any controlled substance except when prescribed in the treatment of an illness by a physician or dentist. Personnel will inform their supervisor before reporting for duty when controlled substances are prescribed or other medications are used that might affect their ability to perform their duties.

36. Entering or Frequenting "Adult" Entertainment and/or Liquor Establishments

While on duty, personnel will not enter or frequent places established primarily for the sale, storage, or consumption of alcoholic beverages; the sale or display of sexually explicit pictures or materials; or nude or seminude performances, except in the discharge of official duties.

37. Misuse of Identification While Consuming Alcoholic Beverages

Personnel, while off-duty and partaking of alcoholic beverages or frequenting premises established primarily for consumption or sale of alcoholic beverages, will do so only as private individuals, and will not display Sheriff's Office identification unless necessary to perform official duties.

38. Defacing Sheriff's Office Facilities or Equipment

Personnel will not intentionally mark (inappropriately) mar, alter, or deface any Sheriff's Office facility or equipment.

39. Defacing or Marring Bulletin Boards

Personnel will not place unauthorized material on agency bulletin boards or intentionally mark, mar, alter, deface, or remove printed or written notices placed upon Sheriff's Office bulletin boards.

40. Transferring Issued Property

Personnel will not permanently transfer issued agency property except in accordance with General Order, 481.02 Agency Property Issuance.

41. Unauthorized Use of Property and Equipment

Personnel will not appropriate any Sheriff's Office property for their own use, either on a temporary or permanent basis.

42. Restricted Areas/Equipment

Personnel will obtain authorization from a supervisor before using Sheriff's Office equipment not regularly assigned, or before entering any locked or restricted area of Sheriff's facilities.

43. Use of Telephones

Personnel will use agency telephones in accordance with established procedures and will not use long-distance lines or charge long-distance calls to the agency for personal, social, or unofficial purposes unless authorized by their supervisor. Such use should be limited to emergencies.

On-duty personal cellular telephone use and texting may be limited as directed by supervisors as needed. Such limitations will be based on productivity, safety concerns, records requirements, security, and work environment.

44. Social Media

Members/employees will not post to social media during on-duty hours, except as part of their official duties, in compliance with General Order 108.10, Social Media.

Agency personnel will not knowingly access internet websites or other materials that promote or advocate extremist activities, unless it is required in the performance of their job, to include:

- a. Knowingly displaying paraphernalia, words, or symbols in support of extremist activities such as flags, clothing, tattoos, and bumper stickers whether on or off duty;
- b. Engage in electronic and cyber activities regarding extremist activities, or groups that support extremist activities, including posting, liking, sharing, re-tweeting, or otherwise distributing content when such action is taken with the intent to promote or otherwise endorse extremist activities;
- c. Agency personnel are responsible for the content they publish on all personal and public internet domains, including social media sites, blogs, websites, and applications; and
- d. Knowingly taking any other action in support of, or engaging in, extremist activities, when such conduct brings discredit to the conservative, professional image of the agency and profession.

45. Radio Transmissions

Personnel will use official radio talk groups in accordance with established procedures and will avoid the use of sarcasm, impertinent remarks, or other improper radio transmissions. Personnel will not violate Federal Communications Commission regulations while using transceiver-type radios of any kind while on duty.

46. Use and Handling of Weapons

Sheriff's Office personnel will use and handle weapons in a careful, safe, and prudent manner on and off duty. Weapons will be used in accordance with the law and established Sheriff's Office procedures. (See General Order 600.01, Firearms and Weapons.)

47. Handling Money and Property

Money or other property coming into the possession of Sheriff's Office personnel, which does not belong to such personnel nor the agency, will be delivered to the proper custodian and a report made of the transaction on the established forms or receipts. (See General Orders 720.00, Property Control System, and 720.02, Lost and Abandoned Property.)

48. Processing Property and Evidence

Property and evidence, received in connection with official Sheriff's Office duties, will be processed in accordance with established procedures. Personnel will not convert to their own use, manufacture, conceal, falsify, destroy (without authorization), remove, tamper with, or withhold any property or evidence held in connection with an investigation or other official action. (See General Order 706.00, Evidence Collection and Processing.)

49. Handling of Equipment

Personnel will utilize Sheriff's Office equipment for its intended purpose in accordance with established procedures and will not subject such equipment to loss or damage through careless handling or abuse.

50. Intentional Abuse or Neglect of Sheriff's Equipment/Vehicles

Personnel will utilize Sheriff's Office equipment for its intended purpose in accordance with established procedures, and will not intentionally abuse, misuse, or damage Sheriff's equipment or vehicles.

51. Motor Vehicle Operation

Personnel will operate Sheriff's Office motor vehicles in a careful, safe, and prudent manner and in accordance with agency written directives. (See General Orders 630.01, Mobile Response Program; 632.00, Agency Vehicles – Routine Operation; and 630.70, Traffic Stops.)

Exceptions to routine operation will be permitted by agency directives. (See General Orders 630.00, Pursuit; 641.00, Checkpoints/Roadblocks; 635.02, Push Bumper Use; and 636.01, Traffic Crash Response.)

52. Response to Resistance

Deputies will respond to resistance in accordance with agency written directives and will not violate or exceed statutory provisions governing response to resistance. (See General Order 620.01, Response-To-Resistance – General.)

53. Conflicting Statements

Personnel will not knowingly make statements that contradict or are inconsistent with each other in an official or administrative inquiry. Proof of which statement is false will not be necessary. It will be a defense that the individual making the statements believed each statement to be true at the time it was made.

54. Untruthfulness

Personnel will not knowingly make untrue statements except as authorized in the performance of duties and as necessary to maintain covert operations during the investigation of criminal activities.

55. Untruthfulness in an Official Inquiry

Personnel will not knowingly make false statements or omit critical facts to a supervisor, an Internal Affairs investigator, or any official of a government agency during any official or administrative inquiry.

56. Answering Questions in Official Investigations

Personnel must answer questions specifically, directly, and narrowly related to the performance of their duties unless the questions relate to an internal or criminal investigation of the member/employee, in which case General Order 360.00, Internal Affairs and Complaint Process, shall apply.

57. Improper Use of Official Position

- a. Personnel will not use their official position or identification to gain free or reduced cost for any commodity, event, or place of amusement and will not allow their position to be used to gain favors or unfair advantage.
- b. Personnel will not use their official position to harass, threaten, or coerce any person.

58. Statement of Responsibility

Personnel who become involved in personal injury or property damage resulting from vehicle crashes while on duty or while operating a Sheriff's Office vehicle, will avoid statements of liability and will not make statements concerning the responsibility for such crashes, or inform parties that the county or Sheriff's Office will pay for damages, regardless of fault. Persons involved should be referred to their own insurance companies, or to the Sheriff's Office administration.

59. Recommending Attorneys or Bail Bondsmen

Personnel will not recommend or suggest to any person arrested, prisoner, or any other person concerned with a prisoner in custody, the employment services of any specific attorney or bail bondsmen. Personnel will not become guarantors or furnish bail for any person arrested or charged with a crime except members of their immediate family, and then only upon notification to their supervisor.

60. Recommending Private Business or Company

Personnel will not refer or recommend any private business or company to the public while acting in their official capacity or representing the Sheriff's Office.

61. Improper Acts that Incur Liability (Tortuous Acts)

Personnel will not commit, by act of commission or omission, any flagrant or tortuous act while in the performance of their duties. (Examples include violations of civil rights acts under color of law as covered in Title 18 United States Code 241 and 242.)

62. Code of Ethics for Public Offices and Personnel

Personnel will not violate the Code of Ethics for Public Officers and Employees as set forth in F.S.S. 112.313.

63. Conduct Unbecoming

Conduct unbecoming to personnel of the Sheriff's Office is defined as any conduct or act which has an adverse impact upon the operation and/or reputation of the Sheriff's Office and causes a loss of respect and confidence by the public in the Office of the Sheriff and its personnel. Such conduct may include but is not limited to participation in any immoral, indecent, or disorderly conduct; conduct that causes substantial doubts concerning a person's credibility, honesty, fairness; or disrespect for the rights of others or the laws of the state or nation, regardless of whether such act or conduct constitutes a crime.

64. Fiscal Responsibility – Failure to Pay Just Debts

Personnel will handle their financial affairs in a reasonable and prudent manner to avoid unpaid debts that should have been paid or not incurred.

65. Falsification of Official Records

Personnel will not intentionally create a false official record nor amend, append, or alter official records in such a way as to intentionally cause an existing record to be false. Official records will include, but not be limited to offense/incident reports, citations, affidavits, evidence receipts and computer entries, supervisor's reports, payroll submissions, purchase orders, check requests, bid documents, training and qualification rosters/forms, and reports of work-related accidents. (See also: F.S.S. 839.13.)

66. Failure to Report Criminal Activity

Personnel with knowledge of criminal activity will report it through the chain of command or to the proper authority within the Sheriff's Office.

67. Reporting Violation of Written Directives or Orders

Personnel having knowledge of a violation of Sheriff's Office written directives or orders will report the violation to their immediate supervisor or to personnel assigned to conduct internal investigations.

C. INSUBORDINATION

Violation of the following will be regarded as insubordination:

1. Respect Toward Superiors

Personnel will display respect and address supervisors and superior officers by proper rank or title when conducting official business, in public when on duty, or in uniform.

2. Compliance with Direct Order of a Superior

Personnel will comply with the direct order or instructions given by a supervisor or superior officer and will not refuse to comply when such orders or instructions are lawful and proper. This includes orders or instructions relayed from a supervisor by personnel of the same or lesser rank.

3. Compliance with a Direct Order of an Internal Affairs Investigator

Personnel will obey the lawful orders of Internal Affairs investigators or supervisors to answer questions related to any investigation.

Personnel who are suspected of illegal use of drugs, violation of rules, or procedures concerning the use of alcohol will obey orders from Internal Affairs investigators, the Human Resources Division Manager, or a supervisor to take tests or examinations for alcohol or drugs. Personnel may be ordered to submit to such tests, in compliance with General Order 360.00, Internal Affairs and Complaint Process and/or General Order 211.00, Substance Abuse Program.

4. Criticism of Orders or Policies

Personnel will support the policies, orders, and procedures of the Sheriff's Office and will not criticize or ridicule the Sheriff's Office, its policies, orders, or personnel in speech, writing, or by other expression while on-duty or while representing the Sheriff's Office in their official capacity.

5. Concerted Curtailment of Work

Personnel will not engage in concerted curtailment or restriction of work output, or interfere with work in or about other Sheriff's work stations including but not limited to, instigating, leading, or participating in any walkout, strike, sit-down, stand-in, slowdown, refusal to return to duty at the scheduled time, or otherwise instigate, lead, or contribute to job actions that undermine supervisory authority and seriously affect discipline, morale, or organizational effectiveness.

6. Signing of Documents

Personnel will comply with direct instructions given by a supervisor in regard to signing any official Sheriff's Office document. Unless otherwise specified, affixing one's signature to the document serves as an acknowledgment and/or receipt of the document and does not necessarily indicate agreement with its content. In circumstances when personnel disagree with the content of a document, a written rebuttal may be submitted for attachment to the document.

D. UNLAWFUL CONDUCT

Disciplinary measures resulting from unlawful conduct may be imposed independently of, or concurrent with, civil and criminal prosecutions. The administration of internal disciplinary measures for unlawful conduct depends upon individual case circumstances and will be determined by the Sheriff or designee.

1. Non-Criminal Violations

Personnel will adhere to all federal, state, and local laws and ordinances including those punishable by no other penalty than a fine, forfeiture, or other civil penalty. This includes, but is not limited to, traffic infractions.

2. Commission of Misdemeanor

Personnel will adhere to all federal, state, and local laws, and will not commit any act or crime defined in Florida law as a misdemeanor.

3. Commission of Felony

Personnel will adhere to all federal, state, and local laws and will not commit any act or crime defined by Florida law as a felony, whether chargeable or not.

Agency personnel shall report any arrest, incarceration, involuntary or voluntary commitment, indictment, summons, or notice to appear for a criminal violation to the Sheriff/Designee. The report shall be made via the chain of command by the next

business day or as soon as practical, if unable to re-port by the next business day. The report will be made as soon as practical in the case of a felony charge.

Information regarding mental health commitments will be handled in a confidential manner consistent with laws regarding medical confidentiality.

E. JOB KNOWLEDGE AND PERFORMANCE

1. General Proficiency

- a. Personnel will be required to maintain the specific job knowledge and skills necessary for the performance of their official duties.
- b. Sworn members will maintain and demonstrate their knowledge of the law and criminal procedure, and will maintain proficiency in required interpersonal skills, care and use of vehicles and equipment, and the use of firearms by demonstrating proficiency in accordance with established standards and qualification requirements.

Employees/members may be retested for proficiency as provided by Sheriff's Office policy or law, with each subsequent failure to qualify constituting an additional offense. Failure to maintain job skills after instruction or training will result in increasing the severity of disciplinary actions. (See General Order 684.03, Remedial Training.)

2. Careless Disregard

Repetitious violation of Sheriff's Office rules and regulations, official directives, and/or procedures will be indicative of careless disregard. Such careless disregard may be established whenever three or more sustained violations occur within one year.

3. Supervisor Responsibility

- a. Supervisors will provide guidance and assistance to their subordinates and shall instill positive work ethics.
- b. Supervisors will be cognizant that such responsibility includes maintaining a working knowledge of the goals and objectives of the Sheriff's Office, and continuously working toward these goals and objectives.
- c. Supervisors will effectively monitor subordinates to provide the necessary level of supervisory assistance with prioritization, time management, and planning commensurate with the subordinate's position or assignment.
- d. Supervisors shall exemplify leadership qualities consistent with the Sheriff's Mission, Vision, and Values Statements.

F. CANON OF ETHICS FOR ALL PERSONNEL

Agency personnel are expected to demonstrate unfailing honesty, respect for the dignity of all human beings, and commitment to professional service. To this end, agency personnel will:

1. Carry out duties and responsibilities in a manner that will ensure all persons are treated equally, fairly, and consistent with their constitutional rights of liberty, equality, and justice.
2. Never permit personal feelings, prejudice, animosities, or friendships to influence decisions.
3. Strive to conduct private life in a manner consistent with the highest ethical standards expected of all personnel working in the law enforcement profession.
4. Be exemplary in obeying the laws of the land and the policies and procedures promulgated by the Sheriff.
5. Maintain everything seen or heard of a confidential nature in an official capacity secret unless revelation is necessary in the performance of duty.
6. Endeavor to perform duties in a competent and diligent manner consistent with the direction and guidance given in training and by supervisors.
7. Recognize employment by the Sheriff's Office carries with it the responsibility to serve all members of the public.
8. Acknowledge employment as a symbol of public faith and accept it as a public trust showing allegiance to the canon of ethics.

G. CANON OF ETHICS FOR SWORN PERSONNEL (LAW ENFORCEMENT)

Additional Canons of Ethics for sworn personnel will include:

1. Primary Responsibility of Job

The primary responsibility of the law enforcement service, and of the individual law enforcement officer, is the protection of the people of the United States.

2. Limitation of Authority

The first duty of a law enforcement officer, as upholder of the law, is to know the bounds the law established for its enforcement. The American system of government does not give absolute power to any person or any institution. The officers must take care not to pervert its character, especially since they are the prime defenders of that system.

3. Duty to be Familiar with the Laws and with Responsibilities of Self and Other Public Officials

Law enforcement officers will study the principles of the laws, their responsibilities in the particulars of law enforcement, and their relationship to public officials, especially on the matters of jurisdiction.

4. Utilization of Proper Means to Gain Proper Ends

Law enforcement officers shall not employ illegal means, no matter how worthy the end. If the law is to be honored, it must first be honored by those who enforce it.

5. Cooperation with Public Officials in the Discharge of Their Authorized Duties

Law enforcement officers shall cooperate fully with other public officials in the discharge of authorized duties, regardless of political party affiliation or personal prejudice.

6. Private Conduct

Law enforcement officers shall lead the lives of decent and honorable persons. They will conduct their private lives in such a way that the public will regard them as examples of stability, fidelity, and morality.

7. Conduct Toward the Public

Law enforcement officers, mindful of their responsibilities to the whole community, will conduct their official lives in a manner such as will inspire confidence and trust. They will give service to the people from neither personal preference nor prejudice but rather as duly appointed officers of the law, discharging their sworn obligations.

8. Conduct on Arresting and Dealing with Law Violators

Law enforcement officers will use powers of arrest strictly in accordance with the law and with due regard for the rights of the citizens concerned. Their office gives them no right to judge the violator nor to administer punishment for the offense. They shall, at all times, have a clear appreciation of their responsibilities and limitations regarding detention of the violation.

9. Gifts and Favors

Law enforcement officers, representing government, shall be firm in refusing gifts, favors or gratuities, large or small, which can, in the public eye, be interpreted as capable of influencing their judgment in the discharge of their duties. They will, therefore, guard against placing themselves in a position in which any person can expect special consideration or in which the public can reasonably assume that special consideration is being given.

10. Presentation of Evidence

Law enforcement officers will be concerned equally in the prosecution of the wrongdoer and the defense of the innocent. They shall ascertain what constitutes evidence and should present such evidence impartially and without malice. The officers shall make special efforts to increase perception and skill of observation because in many situations, theirs is the only impartial testimony to the facts of a case.

11. Attitude Toward Profession

Law enforcement officers will regard the discharge of their duties as a public trust and recognize their responsibilities as public servants. They shall strive to make the best possible application of science to the solution of crime and strive for effective leadership and public safety. They shall appreciate the importance and responsibility of their office, and hold police work to be an honorable profession, rendering valuable service to their community and country.

H. CANNON OF ETHICS FOR SWORN PERSONNEL (CORRECTIONS)

1. Members will respect and protect the civil and legal rights of all individuals.
2. Members will treat every professional situation with concern for the person's welfare and with no intent of personal gain.
3. Relationships with colleagues will be such that they promote mutual respect within the profession and improve the quality of service.
4. Public criticisms of colleagues or their agencies will be made only when warranted, verifiable and constructive in purpose.
5. Members will respect the importance of all disciplines within the criminal justice system and work to improve cooperation with each segment.
6. Subject to the individual's right to privacy, members will honor the public's right to know and will share information with the public to the extent permitted by law.
7. Members will respect and protect the right of the public to be safeguarded from criminal activity. Members will not use their positions to secure personal privileges or advantages.
8. Members will not, while acting in an official capacity, allow personal interest to impair objectivity in the performance of duty.
9. No member will enter into any activity or agreement, formal or informal, which presents a conflict of interest or is inconsistent with the conscientious performance of his or her duties.

10. No member will accept any gift, service or favor that is or appears to be improper or implies an obligation inconsistent with the free and objective exercise of his or her professional duties.
11. In any public statement, members will clearly distinguish between personal views and those statements or positions made on behalf of an agency or the American Corrections Association.
12. Each member will report to the appropriate authority any corrupt or unethical behaviors where there is sufficient cause to initiate a review.
13. Members will not discriminate against any individual because of race, gender, creed, national origin, religious affiliation, age or any other type of prohibited discrimination.
14. Members will preserve the integrity of private information; they will neither seek data on individuals beyond that needed to perform their responsibilities, nor reveal nonpublic data unless expressly authorized to do so.
15. Any member who is responsible for agency personnel actions will make all appointments, promotions, or dismissals in accordance with established civil service rules, applicable contract agreements and individual merit, and not in furtherance of partisan interests.

I. TRAINING REQUIREMENT

All agency personnel will attend or complete ethics training upon hire and biennially thereafter. The training may be in the form of classroom, shift briefing, orientation, computer based/on-line training and bulletins, or any combination of methods.

General Order Number: 601.00	Subject: ARREST PROCEDURES/SEARCH AND SEIZURE/RIGHTS OF ARRESTEES
Effective Date:	07/14/25
Review Date:	02/27/24, 02/12/25 (Periodically)
Revised from Date:	4/1/08 S.O. 2008-1, 2/25/10 S.O. 2010-3, 6/20/12 S.O. 2012-5, 12/30/14 S.O. 2014-11, 3/8/19, 7/20/21, 12/3/21
Rescinds/Amends:	
Confidential:	No
Authority of Sheriff Vincent	Signed

I. PURPOSE

To establish guidelines that will be utilized during arrests, search and seizure procedures, and the rights of an arrestee.

II. SCOPE

This order applies to all law enforcement members.

III. DISCUSSION

Arrests may be made with or without a warrant, depending on the circumstances and the nature of the crime, as described in Florida state statutes. Although this order provides general guidelines and procedures for effecting arrests, every deputy with arrest powers will be issued a criminal law handbook for ready reference, as well as other legal and training bulletins as they become available.

IV. POLICY

Arrests will be made in conformance to law and this order to ensure officer safety and to protect the rights of arrestees and other citizens.

Deputies will also adhere to the "legal guidelines" included in the agency-issued statute book and any distributed legal advisories that may update or supplement those guidelines.

Nothing in this general order is intended to create or does create an enforceable legal right or private right of action. Further, this general order is for the use and benefit of the Citrus County Sheriff's Office, its members, and employees, only, and is expressly not to create any third-party beneficiaries.

V. DEFINITIONS

- A. BODY CAVITY SEARCH – Any search involving not only visual inspection of skin surfaces, but the internal physical examination of body cavities and in some instances, organs such as the stomach cavity or subcutaneous areas for implants.
- B. CAPIAS – A writ issued by a judge that commands an officer to take the body of a defendant into custody.
- C. CONSENT – A voluntary agreement to a request.
- D. FRESH PURSUIT – An ongoing attempt to effect the arrest of a person who has fled and is pursued by a law enforcement officer on foot or by vehicle. The term is also called "hot pursuit."
- E. PROBABLE CAUSE – A set of facts, information, circumstances, or conditions that would lead a reasonable person to believe that a crime has been committed, is being committed, or about to be committed, and that the accused committed the offense.
- F. PROTECTIVE SWEEP – A protective sweep is a limited search of the home, without a warrant, if deputies have reasonable suspicion to search for dangerous who may destroy evidence or pose a threat to a deputy.
- G. REASONABLE SUSPICION – Degree of proof that is less than probable cause. Reasonable suspicion must be anchored on specific objective facts and logical conclusions based on an officer's knowledge and experience.
- H. STRIP SEARCH – Any search of an individual requiring the removal or rearrangement of some or all his or her clothing to permit a visual or manual inspection of the genitals, buttocks, anus, breasts, in the case of a female, or undergarments of such person.
- I. WARRANT – A judicial writ authorizing a deputy to execute a judgment, or make a search, seizure, or arrest.

VI. PROCEDURE

A. ARREST WITHOUT A WARRANT

- 1. A law enforcement officer may arrest a person without a warrant when:
 - a. The person has committed a felony, misdemeanor, or violated a county ordinance in the presence of the deputy. An arrest for the commission of a misdemeanor, or violation of a county ordinance must be made immediately or in fresh pursuit.

- b. The deputy reasonably believes a felony has been committed or is being committed, and the person to be arrested has committed or is committing it.
 - c. A warrant for arrest has been issued and is held by another law enforcement officer for execution.
 - d. A misdemeanor violation of § 316, Fla. Stat. (Uniform Traffic Control) has been committed in the presence of the officer. Such an arrest may take place immediately in fresh pursuit circumstances.
 - e. The deputy has probable cause to believe the person to be arrested has committed:
 - 1) Having in his or her care, custody, possession, or control any firearm or ammunition when the person has been issued a final injunction that is currently in force and effect, restraining that person from committing acts of domestic violence, as issued under § 741.30, Fla. Stat. or from committing acts of stalking or cyberstalking, as issued under § 784.0485, Fla. Stat.
 - 2) A criminal act according to § 741.31, Fla. Stat. (Violation of an Injunction for Protection against Domestic Violence) or,
 - 3) A criminal act according to § 784.047, Fla. Stat. (Violation of an Injunction).
 - 4) A criminal act according to § 825.1036, Fla. Stat. (Violation of an Injunction Against Exploitation of a Vulnerable Adult).
 - 5) A criminal act according to a foreign protection order accorded full faith and credit pursuant to § 741.315, Fla. Stat. (over the objection of the petitioner, if necessary).
 - f. The person has committed an act of domestic violence, child abuse, or battery, and the deputy reasonably believes there is danger of violence if there is not an arrest without delay. (A deputy, who acts in good faith and exercises due care in making an arrest under this section, is immune from civil liability that otherwise might result by reason of his action.)
2. When effecting a warrantless arrest, the deputy must inform the person to be arrested of:
- a. The basis of his/her authority.
 - b. The cause of the arrest, except when:
 - 1) The arrestee flees or forcibly resists before the officer informs him/her.

- 2) Giving the information would imperil the arrest.
 - c. If notification is not given before, it must be given as soon after the arrest as is reasonable.
- B. ARREST WITH A WARRANT OR CAPIAS
1. Origination- An arrest warrant is issued by a judge if, after review, he/she reasonably believes the person complained against has committed an offense within his/her jurisdiction.
 2. Jurisdiction- Warrants will be directed to all Sheriffs and all other law enforcement officers of the state. They should be executed by the Sheriff of the county in which the arrest is made unless the arrest is made in "fresh pursuit."
 3. Authority- Only deputies with arrest powers will execute an arrest warrant or capias.
 4. Warrant Application- An application for an arrest warrant requires the following:
 - a. Completion of a Citrus County offense/incident report stating the probable cause for the arrest.
 - b. Approval by the State Attorney's Office, when available.
 - c. If approved, the sworn affidavit will be presented to a judge for signature.
 5. When effecting an arrest with a warrant, the deputy making the arrest must inform the person to be arrested of:
 - a. The cause of the arrest and,
 - b. That a warrant has been issued, except when:
 - 1) The person flees, or
 - 2) Forcibly resists, or
 - 3) Doing so would imperil the arrest.
 - c. The officer need not have the warrant on his/her person, but upon request of the person arrested, will show it to him/her as soon as practicable.
 6. Warrant Entry- If a warrant is received by the deputy during the normal operating hours of the Clerk of the Circuit Court's Office, the deputy will ensure that the warrant is entered in the CJIS computer by delivering the original to the Judicial Division's Duty Office.
 - a. During normal operating hours, the deputy will contact the Judicial Division and provide the necessary information for warrant entry into the NCIC/FCIC computer systems. The original warrant will be provided to the Judicial and Juvenile Services Division.

- b. After normal operating hours, the deputy will notify the Judicial Division that a "walk-through" warrant was issued. Entry into the NCIC/FCIC computer systems will be accomplished by the duty officer.
 - c. The deputy may serve the original warrant after normal operating hours. However, if the wanted person is not found and served, the deputy will send the original warrant to the Judicial Division prior to the end of the deputy's shift.
- 7. Warrant Execution- For execution purposes, the term "warrant" will include a capias. A deputy conducting a criminal investigation will do an NCIC/FCIC computer check for any outstanding warrants. A computer check will be done through the Communications Division or Judicial Division. Confirmation of an outstanding warrant will be done on all computer checks.
 - a. Citrus County warrants will be confirmed through the Communications Division with verification from the Judicial Division. A Citrus County warrant will be confirmed before an arrest is made.
 - b. Warrants issued outside Citrus County jurisdiction will be confirmed through the Communications Division or the Judicial Division. The issuing agency will be contacted to verify active status. An arrest will not be made without verification from the issuing agency.
 - 1) Out-of-state warrants will be verified by the issuing agency for status and extradition purposes. Warrants confirmed for extradition status will be processed as a "fugitive from justice" (§ 941.02, Fla. Stat.) with no bond. The person will be released if the verifying agency refuses to extradite them on the warrant.
 - 2) Non-Citrus County warrants issued within the State of Florida may have limitations on the geographical pickup area. If Citrus County is outside the verified pickup area, the person will be released.
- 8. Documentation- All warrant arrests will be documented on a Citrus County Complaint Affidavit. Copies of the warrant will be attached to the Complaint Affidavit when available. If a copy is not available, the deputy will attach the original teletype printout of the NCIC/FCIC computer check and the verification of the warrant status.

C. SEARCH OF PERSON ARRESTED

- 1. The person arrested and the area within the person's immediate presence may be searched for the purpose of:
 - a. Officer safety,
 - b. Preventing escape, and
 - c. Discovering the fruits of the crime.

2. A deputy making a lawful search without a warrant may seize all instruments, articles, or things discovered on the person arrested or within his/her immediate control.
3. Strip Searches and Body Cavity Searches of Persons Arrested
 - a. Strip searches and body cavity searches will be performed in accordance with § 901.211, Fla. Stat., whether based on an arrest warrant, other order, or probable cause arrest. Strip searches or body cavity searches not authorized based on probable cause or the conditions outlined in § 901.211, Fla. Stat. will require a search warrant.
 - b. Strip searches and body cavity searches may only be performed after receiving written authorization from the lieutenant or other higher-ranking on-call sworn supervisor. Strip and body cavity searches performed within a custodial or medical facility at the request or direction of agency members will also require written authorization from the on-duty supervisor-in-charge of the facility.
 - c. Body cavity searches, when practical and time permits, a search warrant will be required unless exigent circumstances exists.
 - d. In correctional institutions or county jails, only certified staff will be requested or directed to complete strip searches.
 - e. Each strip search shall be performed by a person of the same gender as the arrested person and on premises where the search cannot be observed by persons not physically conducting or observing the search, pursuant to this section. Any observer shall be of the same gender as the arrested person.
 - f. Only authorized personnel, under sanitary conditions, will be permitted to perform any body cavity search.
 - g. The deputy initiating the search will document the reasons and conditions of the search in an offense/incident report. If the search is based on probable cause, the probable cause will be stated in the report. Electronic mail, memorandums, or forms may be used to document authorization.
 - h. Written authorizations will be forwarded to the Records Section for inclusion in the incident/offense report file. A copy will be forwarded to the Accreditation Section for filing and assessor inspection.
 - i. Strip Searches and Body Cavity Searches of Juvenile Offenders will follow GO 601.00 with special considerations given based on the presence of parent/guardian, offender age, mental capacity, and level of offense committed.

D. STRIP AND/OR BODY CAVITY SEARCH OF PERSON- NOT ARRESTED

The requirements listed for strip and body cavity searches of persons arrested will also apply to those not arrested but searched based on probable cause or search warrant.

E. RESIDENCE ENTRY

1. Warrant Requirement- Entry into a residence is one of the most scrutinized areas of police actions. A valid arrest warrant, signed by a judge or magistrate, is the legal foundation for an intrusion into an arrestee's home to effect the arrest.
 - a. The deputy must have independent reasonable belief that the location to be searched is the suspect's dwelling, and
 - b. The deputy must have reason to believe that the suspect is within the dwelling at the time the deputy intends to search.
 - c. A search warrant is also required for entry into a third-party residence to effect the arrest of a person who does not reside at the specific residence, except with consent as outlined in 2.e below.
2. Warrantless Entry- The courts have allowed certain exceptions to the warrant requirement for an arrest to be made inside a residence. These warrantless entry exceptions include:
 - a. When a suspect has committed a violent crime inside a residence, is armed, and there is a likelihood that the person will escape.
 - b. When a deputy is in "fresh pursuit" and the suspect enters his or her residence, the deputy may follow the suspect into the residence to effect the arrest.
 - c. Consent is obtained to enter the premises from an owner or lessor.
 - d. A person agrees to leave the residence voluntarily. (A deputy may use deception or trickery to have the person voluntarily leave the home. However, trickery and deception will not be used to gain admittance to the residence.)
 - e. Exception: Ruling in *Payton v. New York*, 445 U.S. 573 (1980) prohibits warrantless and non-consensual entries into a suspect's home in order to make a routine felony arrest. An arrest warrant for the person, coupled with reasonable grounds to believe the person is in the residence is necessary to effect an arrest of the person in his residence. There is no *Payton* violation if the suspect agrees to step out onto his front porch/curtilage of the property or at the threshold as long as it is consensual. If the suspect to be arrested is believed to be located at a third party's residence, an arrest warrant as well as a search warrant is required. *Steagald v. United States*, 451 U.S. 204 (1981).
3. Forced Entry- § 901.19, Fla. Stat. authorizes a deputy to force entry into a building to make an arrest either by a warrant or when authorized to make an arrest for a felony without a warrant (approved warrant exception). A deputy may use all force necessary and reasonable to enter the building. Authorization is permitted after:
 - a. The deputy has announced his or her authority.

- b. The deputy has announced the purpose of the entry and fails to gain admittance.
 - c. The deputy observes or reasonably believes the person to be inside the building.
 - d. Forced entry into a building will only be accomplished after authorization from a supervisor or as the result of fresh pursuit.
 - e. Exception: Florida courts recognize two exceptions to the above statute. They are:
 - 1) Where the officers are justified in the belief that persons within are in imminent peril of bodily harm; or
 - 2) Where those within are engaged in activities that justify the officer's belief that an escape or destruction of evidence is being attempted or would be attempted. *Benefield v. State*, 160 So. 2d 706,709 (Fla. 1964); *State v Kelly*, 287 So. 2nd 13 (Fla. 1974).
4. Protective Sweep- A deputy may make a warrantless entry into a residence as part of a protective sweep.
- a. A protective sweep may be conducted after the arrest of a person inside a residence. (There must be articulable facts constituting reasonable grounds to believe that a sweep is necessary).
 - b. A protective sweep may be conducted after the arrest of a person immediately outside the premises (Outside, meaning at the threshold of the residence) when there is reason to believe that others are inside the residence. The sweep may be performed only in areas where a person could be concealed. (These areas do not include drawers, files, or other small areas.)
 - c. Any contraband or evidence observed in plain view may be seized.

F. STOP AND FRISK

1. Stops

The Florida Stop and Frisk Law, § 901.151 Fla. Stat., allows for the temporary detention of a person under circumstances that reasonably indicate that the person has committed, is committing, or is about to commit a violation of criminal law. These temporary detentions will be used for ascertaining the identity of the person and the circumstances surrounding the person's presence. Limitations to the Stop and Frisk Law will include:

- a. The detention will not be longer than the reasonably necessary time to determine identification and to inquire about the circumstances creating the reasonable suspicion.
- b. The person will be released if probable cause does not exist for an arrest.

- c. The detention will not extend beyond the initial stop or the immediate area.

2. Frisk

A person who is temporarily detained may be frisked for weapons under circumstances that reasonably indicate the person is armed with a dangerous weapon and is a threat to the safety of the deputy or any other person. The frisk may be conducted only to the extent necessary to disclose or reveal the presence of a weapon.

- a. A weapon discovered during a frisk may be seized as evidence when a crime has been committed.
- b. If a deputy plainly feels the presence of what is immediately apparent to be contraband or evidence of a criminal offense, the deputy may remove the contraband or evidence and charge the person accordingly. The frisk may not extend beyond the scope of a weapon search in order to discover any other contraband in accordance with *Minnesota v. Dickerson*, 508 U.S. 366 (1993).
- c. A frisk may be extended to a bag or container in the person's possession.

3. Search

If probable cause exists for the arrest of the detained person, the deputy will arrest the person and search the person and the area within the person's immediate presence incident to arrest.

4. Citizen Contacts

A deputy may, at any time, request to talk to a citizen as long as the encounter is with the citizen's consent. No documentation is required for a citizen encounter.

5. Frisks and Searches

Pat-downs, frisks, and searches of a person will be conducted by sworn personnel of the same sex when practical.

G. SEARCHES OF VEHICLES

1. Warrantless Searches (Warrant Exceptions)

Due to the mobile nature of vehicles on public roadways, vehicles may be searched without a warrant pursuant to legal guidelines that include:

- a. Incident to Arrest- A deputy may search the passenger compartment of a vehicle for safety purposes however such a search will only be authorized if the arrested person is unsecured and within reaching distance of the passenger compartment. (Once the scene is secure, this warrant exception will no longer be available.)

A search of the passenger compartment under this exception may also be conducted when the deputy reasonably believes evidence of the crime for which the arrest is made may be found in the passenger compartment. Such a reasonable belief shall be articulated in any subsequent reports.

(This section is based on *Arizona v. Gant*, 556 U.S. (2009). It is important to note that this decision does not address non-arrested occupants of a vehicle.)

A search of the vehicle's trunk will generally not fall within the scope of the "incident to arrest search" exception. Independent probable cause (contraband or other evidence of a crime) must be established as the result of the overall investigation in order to search the trunk or any closed containers outside the interior compartment or in the trunk. Independent probable cause may include any information established in the search of the interior compartment area.

- b. Auto Search- A deputy may search any portion of a vehicle, including closed containers, as long as the deputy has probable cause to search that particular area of the vehicle or container for contraband, weapons, or evidence of a crime. Probable cause can be established through an alert from a canine during an exterior sniff, direct observation, or other legally established investigative methods.
 - c. Plain View- A deputy may seize contraband discovered in plain view inside a vehicle, and search the entire vehicle and any open or closed containers found within the vehicle. However, a deputy must view the contraband from a legal vantage point, and the ILLEGAL nature of the contraband must be immediately apparent to the deputy.
 - d. Impound- Subsequent to an impound, a deputy will inventory an entire vehicle and its contents, including any open or closed containers. An impound will be accomplished in accordance with General Order 615.00 Vehicle/Vessel Impound and Towing.
 - e. Consent- A vehicle's driver and/or owner may consent to a search of the vehicle. A consent to search must be voluntary, and not based upon any form of coercion.
2. Warrant Searches- The search of a vehicle based upon a valid warrant will be executed in accordance with the conditions established in the search warrant. A vehicle search warrant is required when the vehicle to be searched is:
 - a. On private property, and/or
 - b. Is immobile and not traveling on public roadways.

H. ARRESTEES RIGHTS

1. Miranda Warning- In *Miranda v. Arizona*, the U.S. Supreme Court ruled that a suspect in custody must be advised of the Miranda Warning and a waiver obtained before any interrogation.
 - a. Custody- The courts have held that custody begins when a person does not reasonably believe that he/she is free to leave, or his/her freedom of movement has been curtailed by the words and/or actions of a deputy. It is the mindset of the person being questioned that will determine a custodial interrogation, not the mindset of the deputy.
 - b. Interrogation- Miranda Warning cards are provided to deputies. The Miranda Warning will be read to suspects who are questioned while in custody. A Miranda Warning is not required during investigations that include:
 - 1) Routine traffic stops.
 - 2) General interviews used in the fact-finding area of an investigation. (Miranda may be required if the fact-finding phase becomes accusatory, restricting the freedom of movement of a suspect.)
 - 3) No questioning of a suspect is required.
 - 4) A Stop and Frisk encounter. Miranda will be required if a probable cause or warrant arrest is made and the questioning of a suspect continues.
2. Invocation of Rights- When an arrestee asserts his or her Miranda warnings, the deputy will discontinue questioning when:
 - a. The arrestee invokes the right to remain silent. (Questioning may resume if the arrestee reinitiates the process.)
 - b. An arrestee requests the presence of an attorney.
 - c. The rights of an arrestee will be adhered to at all times during any investigation.

I. CONSULATE NOTIFICATION

When law enforcement actions are being taken, or are to be taken with foreign citizens, members will comply with the limitations and consulate notification requirements imposed by federal law and international treaties. Members will consult the U.S. Department of State publication "Consular Notification and Access, Part 1: Basic Instructions" for direction. (See also General Order 631.01 Traffic Arrest Exemptions. See the online training page for training materials.)