

# Florida Department of Corrections



## Office of the Inspector General

### CRIMINAL INVESTIGATION

Case # 18-06802



FLORIDA DEPARTMENT OF CORRECTIONS  
OFFICE OF THE INSPECTOR GENERAL  
**CASE SUMMARY REPORT**



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**CASE SUMMARY REPORT**



**Case Number:** 18-06802

**Inspector:** Inspector Kenneth Smith

**Date Assigned or Initiated:** 04-16-2018

**Complaint Against:** Inmate Eddie Banks DC#210551

**Location of Incident – Institution/Facility/Office:** Reception and Medical Center West Unit

**Complainant:** Officer Jeremy Posey

**Use of Force Number:** N/A

**PREA Number:** N/A

**Classification of Incident:** Inmate Death (Accidental)

**Confidential Medical Information Included:**  Yes  No

**Whistle-Blower Investigation:**  Yes  No

**Equal Employment Opportunity Investigation:**  Yes  No

**Chief Inspector General Case Number:** N/A



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**I. AUTHORITY**

The Florida Department of Corrections, Office of the Inspector General, by designation of the Secretary and § 944.31, Florida Statutes, is authorized to conduct any criminal investigation that occurs on property owned or leased by the department or involves matters over which the department has jurisdiction.

The testimony references included in this report are summations of oral or written statements provided to inspectors. Statements contained herein do not necessarily represent complete or certified transcribed testimony, except as noted. Unless specifically indicated otherwise, all interviews with witnesses, complainants, and subjects were audio or video recorded.

**II. METHODOLOGY**

The investigation reviewed the derivations of the allegation advanced by the complainant. The scope of this investigation does not seek to specifically address tort(s), but violations of criminal statutes. The criterion used to evaluate each contention or allegation was limited to the following standard of analysis:

1. Did the subject's action or behavior violate Florida criminal statutes?

**III. ANALYSIS**

The standard and analysis in this investigation is predicated with the burden of proving any violation of law, established by probable cause. The evidence considered for analysis is confined to the facts and allegations stated or reasonably implied. The actions or behavior of the subject are presumed to be lawful and in compliance with the applicable Florida law, unless probable cause indicates the contrary.



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#### **IV. DEFINITIONS**

**Unfounded:**

Refers to a disposition of a criminal case for which a preponderance of the evidence exists to suggest the suspect's alleged behavior or action did not occur.

**Closed by Arrest:**

Refers to a disposition of a criminal case for which probable cause exists that an identified subject committed the offense and one for which an arrest or formal prosecution has been initiated.

**Exceptionally Cleared:**

Refers to a disposition of a criminal case for which probable cause exists that an identified suspect committed the offense, but one for which an arrest or formal charge is not initiated, or in the case of a death investigation, one for which no evidence exists that the death was the result of a crime or neglect.

**Open-Inactive:**

Refers to a disposition of a criminal case for which a criminal investigation commenced, but where evidence is insufficient to close as unfounded, closed by arrest, or exceptionally cleared.



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**V. PREDICATE**

On April 11, 2018, at approximately 2028 hours, Reception and Medical Center West Unit Inmate Eddie Banks DC#210551 was pronounced deceased of Natural Causes [REDACTED] [REDACTED]. FDLE was notified per the MOU. FDLE indicated they would not be responding [REDACTED]. This information was entered into MINS#848472 on April 12, 2018, and assigned as Criminal Case 18-06802 on April 16, 2018, to Inspector Kenneth Smith.

**VI. SUMMARY OF INVESTIGATIVE FINDINGS**

Based on the exhibits, witnesses' testimony, subject officer's statements, and the record as a whole, presented or available to the primary inspector, the following findings of facts were determined:

On April 12, 2018, Gainesville Medical Examiner William Hamilton submitted the final autopsy report for Inmate Banks. Doctor Hamilton [REDACTED]  
[REDACTED]

The Manner of Death was listed as an Accident [REDACTED]

No Administrative violations were noted during this investigation.

**VII. CHARGES**

List alleged violations of Florida Law:

1. N/A

**VIII. CONCLUSION**

Based on the information gathered during this investigation, it is the recommendation of Inspector Kenneth Smith this case be closed. The Gainesville Medical Examiner listed Inmate Banks's death as Accidental [REDACTED] [REDACTED]).

1. Exceptionally Cleared