

Florida Department of Corrections



Office of the Inspector General

**CRIMINAL INVESTIGATION
INVESTIGATIVE ASSIST
CASE # 18-03702**



FLORIDA DEPARTMENT OF CORRECTIONS
OFFICE OF THE INSPECTOR GENERAL
INVESTIGATIVE ASSIST SUMMARY REPORT



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Case Number: 18-03702

OIG Inspector: Inspector Tracy Burge

Outside Agency: Florida Department of Law Enforcement

Outside Agency Investigator: Special Agent Christopher Dickson

Date Assigned or Initiated: February 22, 2018

Complaint Against: N/A

Location of Incident – Institution/Facility/Office: North West Florida Reception Center Main Unit

Deceased: Inmate Terry Murr DC# Q28850

Outside Agency Case #: PE 37 0122

Use of Force Number: N/A

PREA Number: N/A

Classification of Incident: Inmate Death

Confidential Medical Information Included: Yes No

Whistle-Blower 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 probable cause does not exist to suggest the suspect's behavior or action occurred nor is an arrest or formal charge being initiated.

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.

Investigative Assist Closed

Refers to a disposition of an investigative assist, where the conduct being investigated by the outside agency did not concern allegations against a Department employee, contractor, inmate, offender, or other person either employed or under the supervision of the Department.



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V. PREDICATE

On February 22, 2018, the Department of Corrections Office of the Inspector General (OIG) received notification Inmate Terry Murr DC# Q28850, had been pronounced deceased at Northwest Florida Main Unit after being found [REDACTED] Florida Department of Law Enforcement (FDLE) notification was made, and Inspector Tracy Burge responded to North West Florida Main Unit, and provided investigative assistance to FDLE Special Agent Charles Dickson.

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 February 22, 2018, Inspector Burge assisted Captain Crutchfield in obtaining fixed wing video, logs, and facilitating inmate interviews for FDLE Christopher Dickson. Inspector Burge took photographs of Inmate Murr [REDACTED].

Dr. Jay Radtke, Medical Examiner Whit Majors, and FDLE Dickson reported to E-Dormitory to take pictures of Inmate Murr's bunk area; after which, Dr. Radtke and ME Majors took possession of Inmate Murr's body, and departed Northwest Florida Reception Center. [REDACTED] for Inmate Murr were forwarded to District 14 Medical Examiner's office, Whit Majors.

On March 22, 2018, a copy of the fixed wing video DVD was received by Inspector Burge and placed in the temporary storage locker.

An electronic complaint form was received from Sandy Murr, Inmate Murr's grandmother, asking for information on how Inmate Murr died. Inspector Burge forwarded a response to Ms. Murr, FDLE Dickson, and FDLE Livesay, and informed Ms. Murr Inmate Murr [REDACTED] then pronounced deceased [REDACTED]. Ms. Murr was informed FDLE and the Medical Examiner's office were investigating possible [REDACTED]

Dr. Radtke [REDACTED] conducted an autopsy. [REDACTED] The autopsy report for Inmate Murr reflected Inmate Murr's Manner of death was an accident and his cause of death [REDACTED]

On September 25, Inspector Burge received the investigative reports (attached) from FDLE Special Agent Dickson, which contained the information pertaining to the death of Inmate Murr (PE-37-0122).

Special Agent Dickson noted through investigation, [REDACTED] as a result of use of force or foul play were found. All other information gathered indicated that Inmate Murr's death [REDACTED]

There were no items maintained in evidence related to this investigation.



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Investigator's note: *No case summary report was completed as FDLE does not complete a case summary report unless the matter was presented to the State Attorney's office for consideration of criminal prosecution.*

VII. CHARGES

There were no charges. Doctor Radtke ruled Inmate Murr's death was an accident [REDACTED].

VIII. CONCLUSION

- **Exceptionally Cleared**