

INCIDENT INVESTIGATION REPORT

5-1G

Facility:	Metro-Davidson County	Incident Number:	2013-0107-009-PREA
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Date of Investigation:	01/21/2013	Investigator Name:	Michael Davis
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1. Were all witnesses and participants interviewed:	Yes	(If No, Explain below)
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Spoke to all witnesses and participants, verbal and written statements were consistent. Potential inmate witnesses refused written statements citing potential retaliation from participants but provided brief verbal statements when granted anonymity.

2. What documents were examined (e.g. logbooks, report, rosters, work schedules, etc.):
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5-1A, 5-1Cs, IRD archive, Jail Management System (JMS) database, Offender Management System (OMS) database, Tennessee Offender Management Information System (TOMIS) database, inmate records, inmate disciplinary history, Security Threat Group (STG) files, inmate visitation, inmate telephone system call logs, inmate job roster, inmate work schedule

3. Were any of the inmates/residents (witnesses or participants) involved suspected or validated gang members?	No
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4. Is there any indication that the incident was STG related?	No (If Yes, Explain Below)
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5. Is there any indication that the incident involved terrorist threat/activity?	No (If Yes, Explain Below)
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6. Any indications of policy, procedure, or practice violations?	No (If Yes, Explain Below)
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7. Summary of findings (Including: new, different, or conflicting information obtained from participants and witnesses, documents, or physical evidence. Describe the force used and specify the type; i.e. physical holds, mechanical restraints, pressure applications, chemical agents, etc).

This incident is associated with Incidents 2013-0107-010-PREA and 2013-0107-011-PREA.

This investigation was initiated after receiving a PREA notification from Shift Supervisor (S/S) Hilligoss. On 01/13/2103, at approximately 02:41 hours S/S Hilligoss was reviewing the PREA line and discovered multiple calls made to the line.

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The calls, six (06) in total, were made on 01/12/2013 between 14:48 and 15:08 hours. Three of the calls were hang-ups with no message. All calls originated in Unit Bravo, telephones B-1 and B-3.

The first recorded call was anonymous. The call was made at 14:49 hours. The caller identified himself as a 2AM to 10 AM kitchen worker. The caller alleged that Correctional Officer (C/O) Hagstrom, during a frisk search, was feeling his genitals. The caller was identified as Dwayne Smith OCA # 0314436 by reviewing the facility security camera system (PELCO) at the time of the call. D. Smith alleged the search took place on 1/12/2013 at 09:30 hours.

The second recorded call was also anonymous. The call was made at 15:06 hours. The caller alleged the same thing as the first call. The caller was identified as Harold Wilson OCA # 0408751 by PELCO. Wilson states he was searched on 1/12/2013 at 14:00 hours.

The third and final call was made at 15:08 hours. The caller identified himself as Maurice Smith. Smith stated that he was making a complaint against C/O Hagstrom. Smith stated that he felt he was being sexually assaulted during search procedures when leaving the kitchen. Smith states he was searched on 1/12/2013 at 12:50 hours.

A PELCO review confirmed searches of all three inmates within fifteen (15) minutes of the times reported by the inmates. In review all searches were conducted professionally and by Policy. The inmates did not react on camera as being distressed by the searches in any way.

Fifteen (15) inmates (potential witnesses) were identified and interviewed. All refused written statements but cooperated verbally with the investigation. All inmates stated or affirmed that "Hagstroms searches are a little strong, ya can't steal anything anymore, Hagstroms a good officer, Hagstrom knows what hes doin, and they don't like him because he is doin his job".

During the inmate identification process it was noted that all three callers were observed on PELCO together, prior to, and during the calls. Each call was made one after the other with discussion among the three inmates. The behavior of the inmates during the calls indicate the calls and content were agreed to and planned.

Each inmate, during the interviews, described a well conducted frisk search. Each inmate claimed incidental contact by the forearm or back of the hand to their genital area. Each inmate expressed a desire to "get out" (quit) of the kitchen.

Metro Sex Crimes Unit declined to per sue this incident.

Prepared By: Michael Davis	Title: Investigator
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Date: 01/21/2013

Reviewed and Electronically Signed By:

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Name	Job Title	Date and Time Signed
Michael E Davis	INVESTIGATOR	01/30/2013 06:20 hrs.
Yolanda Pittman	CHIEF OF SECURITY	01/30/2013 09:51 hrs.
Blair J Leibach	WARDEN	01/30/2013 16:14 hrs.