

**To:** The Tampa FL Division of the F.B.I.  
(813) 353-1000

**Cc:** Media Press Release Contacts

**Duty Desk:** Please refer to: [Civil Rights Division](#)  
[Color of Law Division](#)

**Ref:** Class 3 Felonies and Civil Rights Violations by the Hillsborough Sheriff Office (HCSO) Deputies, employees and other law enforcement agencies.

**Videos:** I have hyperlinked some of the video evidence into the text below. To view the videos please click on the links and that will take you to the videos on my You-Tube Channel [AverageJoe121](#)

To whom it may concern,

I, Stephen F. Daniels, have investigated the Tampa, FL [Hillsborough Sheriff Office Central Breath Testing unit \(HCSO CBT\)](#) for the past three years in regards to their alcohol testing program. I have secured 1000's of hours of surveillance video evidence from the HCSO CBT surveillance cameras by making numerous Public Record Requests.

After reviewing the videos I [uncovered law enforcement officers physically abusing people](#) who were handcuffed and [a HCSO employee falsifying failing monthly Agency Inspection tests results](#) for the [Intoxilyzer 8000](#) (the breath test machine used in Florida). This allowed the Sheriff Office to keep failing breath test machines on-line collecting evidence. The video evidence also documents how [an FDLE/ATP Inspector falsified failing Annual Inspection tests results](#) also allowing him to keep failing machines on-line collecting evidence. If this wasn't disturbing enough, the video [evidence also shows law enforcement officers from different law enforcement agencies falsifying a Notary signature \(violation of: FL. Stat. Ch. 117.105 & 117.107\(3\)\) by signing blank DUI Arrest Report documents.](#)

In addition, the videos also reveal how several law enforcement officers from several different agencies falsified DUI arrest reports (1<sup>st</sup> report states, '[suspected impairment due to alcohol consumption and when the breath test resulted in a 0.000 BrAC, the law enforcement officers edited the DUI Arrest Report to now state that they ... 'suspected impairment due to alcohol or drugs.](#)' This edited report now enabled the law enforcement officer to 'legally request' a Urine Sample- (now an unreasonable search). While the urine is requested you can see the law enforcement officers rewriting the DUI Arrest Report and then intentionally destroying original DUI Arrest Report by shredding that report. Why? The officer stated that he '[suspected impairment due to 'alcohol'](#)' so without articulating that he suspected impairment due to alcohol or drugs, he could not request the urine. I also have videos of other law enforcement officers throwing away field notes into a trash can located in CBT. These field notes generally contain the officer's notes on the arrestee's performance during the Field Sobriety Tests (FST's). *This is exculpatory evidence that should be kept to verify what the officer documented in his/her DUI Arrest Report. **NO EVIDENCE in a criminal investigation should ever be destroyed until the judicial process is over or case resolved.***

I have approached the FDLE and FDLE/ATP with this evidence and was told that they did not have the 'authority' to investigate another law enforcement agency and that my inquiries have been turned over to that Sheriff Office. (please *see* Pdf FBI Summary of email correspondence). I then made several attempts to contact [HCSO Sheriff David Gee](#) and he also refused to respond to my request to let me come in and present the video evidence documenting the unlawful activities nor would the Sheriff Gee initiate an investigation to look into my allegations. I then contacted [Ernest Peluso the Chief Counsel for the HCSO](#) regarding this matter as to inquire why Sheriff David Gee would not respond to my requests or to investigate this matter.

I finally received a written response from Ernest Peluso the HCSO Chief Counsel confirming that HCSO would not investigate this matter stating:

*"The Sheriff Office staff got together with representatives of FDLE and reviewed their 'written policies and procedures' and they could not find any criminal misconduct or any reason to question the reliability of breath testing at the HCSO. Chief Counsel Peluso went on to state, 'if I had anything **beyond** the HCSO video tapes to please forward it to his office'".*

(please *see* the Pdf attachment for the HCSO General Counsel Tony Peluso's response)

I viewed the tone of the response from HCSO Chief Counsel Peluso and reluctance by Sheriff Gee to review the videos in question or investigate this matter as a warning sign of not only their intent to cover up these crimes but, to destroy all video evidence of said crimes.

#### **Destruction of Video Evidence by HCSO:**

[Mike Deeson the Investigative Reporter for Chanel 10 CBS Tampa Bay aired part of my investigation about the abuse by law enforcement](#) and immediately after Channel 10 CBS Tampa Bay aired the investigative report the [HCSO CBT removed all cameras from the Central Breath Testing Unit](#). After getting the run around from FDLE, FDLE/ATP, HCSO and the General Counsel for the HCSO, I wanted to secure all video evidence for the last four (4) years so I made another Public Record Request (PRR) to HCSO for the videos for every day from March 1, 2006 through November 5, 2009 for all 24 hrs for each day because I believed the HCSO would destroy all the videos and evidence of the various crimes committed by law enforcement officers.

I received a reply for that PRR from the HCSO explaining that *'the videos no longer existed'* (*see* Pdf attachment HCSO Acting Division Commander Perotti Deleted Videos). I then made further inquiries along with [Tampa Attorney Leslie Sammis, Esq.](#) as to how this could happen and we were told by HCSO Col. Michael Perotti that *'all videos were 'inadvertently' destroyed when the Sheriff Office switched DVD recording systems'*. In reality, the video files were kept on the HCSO server and to remove the video files required 'authorization' from higher up within the 'Sheriff Office' to contract a company to go in and only remove 'the specific video files in question by scrubbing the server of **only** those video files. The necessity to hire a company that specializes in this type of IT service was an intentional act by the HCSO to cover-up crimes committed by various law enforcement officers and agencies. Now, since the HCSO destroyed all video evidence of these crimes I am the only one in possession of this video evidence. I have made several copies of all the videos files and have sent them to secure storage sites to insure their safeguard. (*It should be noted the that the destruction of video evidence happened when there were still cases pending. This intentional destruction of evidence by the HCSO is a [Brady Violation](#) ([Brady v. Maryland, 373 U.S. 83 \(1963\)](#)) and violates [Due Process](#) for the remaining defendants cases*)

I would like to make an appointment to come in and present the video evidence that I have to the F.B.I. I would also ask that I be allowed to make a presentation to the assigned FBI Agent so I can detail how these potential felonies and Civil Right Violations were being committed. In addition, I would also like to provide the FBI with all copies of these videos to assist the Agents with their investigation into the various felonies and Civil Rights Violations committed by the individual law enforcement officers and all agencies involved.

Sincerely,

*Stephen F. Daniels*

Nationwide DUI Expert Witness/Consultant

DUI **undo** Consultants, LLC

P.O. Box 9403

Treasure Island, Florida 33740-9403

Main: 727-647-4258

[www.DUIundo.com](http://www.DUIundo.com)

