



Flagler County Sheriff's Office

James L. Manfre, Sheriff

1001 Justice Lane • Bunnell, Florida 32110

(386) 437-4116

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Internal Affairs Investigation 2013-019

Sworn Employee
Lt. Greg Weston

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Investigative Report



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Internal Affairs Investigation 2013-019

Subject Employee

- Lt. Greg Weston

List of Witnesses

- Daniel Langley
- City of Flagler Beach Police Dept. Sergeant Frank Parrish
- Flagler Beach Police Dept. Sergeant David Blank
- City of Flagler Beach Fire Dept. Assistant Chief Shane Wood
- City of Flagler Beach Fire Dept. employee Jacob Bissonnette

List of Exhibits

1. Internal Inquiry
2. Memorandum
3. Investigative Report of Daniel Langley (Fishback and Dominick, Attorney At Law)
4. DVD-Video from Flagler Beach Fire Dept.
5. Interviews conducted by Daniel Langley with: Sergeant Frank Parrish, Sergeant David Blank, Assistant Chief Shane Wood, Firefighter Jacob Bissonnette, Lt. Greg Weston.
6. Email, Legal Opinion from Attorney Sid Nowell
7. Documents from Lt. Weston, Apple Pie Recipe, 2 photos, copy of Winn Dixie receipt, copy of ABC receipt, copy of Walmart receipt.

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The Incident and Complaint

On January 15th 2013, the Flagler County Sheriff's Office received a Memorandum from the City of Flagler Beach and a DVD reference to a Deputy selling possible "moonshine" to two City of Flagler Beach Fire Dept. employees, Jacob Bissonnette and Shane Wood. The Memorandum was to the Flagler Beach City Manager from the Flagler Beach Police Dept. Chief Dan Cody reference to a conversation he had with his Police Sergeant David Blank who witnessed the incident.



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The internal investigation was assigned to Cpl. Kim Davis with the FCSO Integrity and Accountability Unit for follow up.

On February 6th 2013, Cpl. Kim Davis spoke to the Flagler Beach City Manager Bruce Campbell reference to the Memorandum. Bruce Campbell said that an independent investigation involving the City of Flagler Beach Fire Department was conducted by Attorney Daniel Langley, Fishback Dominick Attorney At Law. He said a copy of the completed investigation was forwarded to the Sheriff's Office for review.

Cpl. Kim Davis also spoke to attorney Daniel Langley who advised sworn statements were taken from many City of Flagler Beach employees and volunteers in reference to two alcohol related incidents, one reference to a Christmas party and call out on December 14th 2012, and one involving off duty FCSO Deputy, Lt. Greg Weston, on Christmas Eve December 24th, 2012. Daniel Langley said that copies/ CD's containing the sworn statements could be retrieved from the City of Flagler Beach. Ten CD's were picked up by Cpl. Kim Davis at the City of Flagler Beach front desk. All information contained on the discs was reviewed by Cpl. Kim Davis. There will be four sworn statements from the Daniel Langley investigation, **Exhibit 5, Statement of Sergeant Frank Parrish, Sergeant David Blank, Jacob Bissonnette, and Shane Wood used in this investigation.** All the other statements taken by Daniel Langley do not pertain to this investigation.

Cpl. Kim Davis reviewed **Exhibit 4**, the DVD from the City Flagler Beach Fire Dept. The DVD/video was retrieved by City of Flagler Beach Police Dept. Sergeant Frank Parrish. See **Exhibit 5, Sworn Statement of Sgt. Frank Parrish taken by Daniel Langley**, The video shows the outside view/parking lot of the Flagler Beach Fire Department. A Fire truck, E11, can be seen backing into the Fire Dept. Two males, who appear to be in uniform wearing light blue shirts, walk out of the Fire Dept. and approach a group of males standing in the parking lot. The males were later identified by Lt. Greg Weston, and Sergeant David Blank, **Exhibit 5, Sworn Statement of Lt. Greg Weston taken by Cpl. Kim Davis, Sworn Statement of Sergeant David Blank taken by Daniel Langley**, to be Jacob Bissonnette and Shane Wood. Two other males in the parking lot were identified by Lt. Greg Weston as former FCSO employee Mark Reeves and his friend, both who were visiting the area for the holidays. Also observed in the parking lot and known by Cpl. Kim Davis were Lt. Greg Weston who was dressed in plain clothes and seen exiting his personnel vehicle, gold/brown pickup truck, and City of Flagler Beach Police Dept. Sergeant David Blank who is in his dept. uniform standing next to his marked dept. SUV.

Lt. Weston is observed handing something to Jacob Bissonnette who brings the objects into the fire station. It appears there was something given to Lt. Greg Weston which he later states in his interview is money for the two jars of "Apple Pie". Mark Reeves is seen wheeling in a cooler which Lt. Weston states in his interview was empty at the time and that he was retrieving ice.



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The Investigation

This Investigation consisted of five interviews listed below. This investigation will reveal, that based on the facts and circumstances surrounding this case, the allegation, Making Moonshine, Beverages sold with improper license, and Conduct Unbecoming will be **unfounded**. This means that the acts complained of did not occur or failed to involve a member of the Flagler County Sheriff's Office.

Statement of City of Flagler Beach Police Dept. Sergeant Frank Parrish taken by Daniel Langley

Sergeant Frank Parrish provided a sworn recorded statement to Daniel Langley. Sergeant Frank Parrish verified the authenticity of the video reference to the December 24th 2012 incident at the City of Flagler Beach Fire Dept. and placed the video into their agency evidence.

Statement of City of Flagler Beach Police Dept. Sergeant David Blank taken by Daniel Langley

Sergeant David Blank provided a sworn statement to Daniel Langley.

Sergeant David Blank said he was working on Christmas Eve December 24th 2012. He said he was at the fire station talking with his friends Shane Wood and Jacob Bissonnette who were also working. Sergeant Blank said a Deputy (Mark Reeves) who did work in the county and was on vacation, pulled up to fill his cooler with ice. He said they were all talking when a Deputy who works for the Sheriff's Office pulled up in his personnel vehicle. He said the Deputy was off duty at the time. Sergeant David Blank said the Deputy who he knows as Weston gave Jacob Bissonnette two mason jars wrapped with paper towels. He said Jacob Bissonnette gave him money, \$10, for the jars. He said Weston was telling them how he bought all the ingredients from the store and boiled in down.

Statement of Jacob Bissonnette taken by Daniel Langley

Jacob Bissonnette provided a sworn statement to Daniel Langley.



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Jacob Bissonnette said on December 24th 2012 he got two mason jars filled with alcohol from a friend, Greg Weston. He said the arrangement was that Greg Weston would bring the alcohol to the fire station because other arrangements could not be made.

Daniel Langley asked Jacob Bissonnette if Greg Weston was an employee with the Flagler County Sheriff's Office. He said yes but could not confirm his rank because of recent changes within his agency.

Daniel Langley asked Jacob Bissonnette to provide the names of the people present at the fire station when Greg Weston delivered the alcohol. He then did so. Daniel Langley questioned where Mark Reeves worked and Jacob Bissonnette's response was that he wasn't sure and that it was irrelevant. Daniel Langley then asked him if he was employed with another law enforcement agency.

Jacob Bissonnette said he gave Greg Weston \$10 for the jars itself. He said he doesn't recall the amount agreed upon.

Jacob Bissonnette said he knows that all the ingredients were legal ingredients and mixed together. He said the alcohol was not "moonshine" and that it was a mixed drink. He said Greg Weston said he had receipts for everything. He said both the jars were for him and that he put them in a refrigerator inside the fire station. He said none of the alcohol was consumed by anyone on scene at that time.

Jacob Bissonnette said both jars were his and none were Shane Woods.

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Statement of Shane Wood taken by Daniel Langley

Shane Wood provided a sworn statement to Daniel Langley.

Shane Wood said that the alcohol in question is not "moonshine". He admitted that he and Jacob Bissonnette took a sip of the alcohol after their shift was done on December 25th 2012 while still at the fire station. He said it was a homemade apple cider with alcohol in it.

Daniel Langley asked Shane Wood how Jacob Bissonnette came to possess the alcohol. He said Jacob Bissonnette obtained the alcohol from a friend. Daniel Langley asked if it was Lt. Weston. Shane Wood replied yes.

Daniel Langley requested Shane Wood to describe how Jacob Bissonnette obtained the alcohol. Shane Wood described the event which occurred on 12/24/12 and said that he got it from Greg. Daniel Langley asked if Greg was Lt. Weston. Shane Wood said, yes.



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Shane Wood said that Greg Weston was in his personnel vehicle. He said he did not know about any money exchanged for the alcohol.

Statement of Lt. Greg Weston taken by Cpl. Kim Davis

On Wednesday, February 13th, 2013 at approximately 2:00pm Lt. Greg Weston came to the Integrity and Accountability Office for a scheduled interview. Lt. Greg Weston was given the opportunity to review all the **Exhibits 1-5 and 7** and advised he would not be reviewing the information that was provided to him. **Exhibit 6** was not available during the time of the interview and was forwarded to him via email on 2/21/13.

At 2:16pm, a digitally recorded sworn statement was obtained from Lt. Greg Weston. Prior to questions being asked, Cpl. Kim Davis read on the record to Lt. Greg Weston his "Garrity Notice and" Interview of Department employee as the Subject of Interview information.

On record Cpl. Kim mentioned that she called Lt. Greg Weston on the prior evening reference to the interview and advised him that there were 10 CD's obtained from the City of Flagler Beach reference to two incidents involving the City of Flagler Beach Fire Dept. Cpl. Kim Davis explained that the CD's contained statements from City of Flagler Beach employees and volunteers that were obtained by Attorney Daniel Langley during his investigation into the Fire Dept. incidents. After reviewing all the statements Cpl. Kim Davis advised that Lt. Weston that only a few statements applied to the investigation involving him, which are included in **Exhibit 5**. He was advised that he would need a few days to review all the statements on all 10 Disc's since it took Cpl. Davis several days to do so. Lt. Greg Weston declined to do so at the time and also declined during his interview.

Cpl. Kim Davis had previously given Lt. Greg Weston a copy of FSS 112 and a copy of the Final Investigation conducted by Daniel Langley.

Lt. Greg Weston was advised of the allegations.

Lt. Greg Weston stated the following.

Lt. Greg Weston advised he was not working on December 24th 2012, Christmas Eve. He said it was his scheduled day off.

Lt. Greg Weston said the alcohol in question was legally purchased grain alcohol from ABC liquor store. Lt. Greg Weston denied the alcohol being "moonshine". Lt. Greg Weston states that "moonshine" is illegal. He said the alcohol he made is called "Apple Pie" and is made from all store bought ingredients He went into a brief detail how it was made. He said the store bought alcohol is not added until the other mixed ingredients



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have cooled. Lt. Greg Weston provided an "Apple Pie Recipe", receipts for the ingredients which were purchased on 12/23/2012 at Winn Dixie, Wal-Mart, and Palm Coast ABC with his credit/debit card, **Exhibit 7**. His credit card/debit card was compared to the receipts by Cpl. Kim Davis. The information/ card number will not be provided in this investigation.

He said the "Apple Pie" is made for friends, family, holidays, and personnel enjoyment. He said that it is a hobby not a business. He said after he made the "Apple Pie" on 12/23/2012 he posted a picture of the ingredients and picture of the finished alcohol filled jars on his Facebook page. He said he was contacted by Jacob Bissonnette who he knows from a mutual friend Mark Reeves. He said that Jacob Bissonnette did not ask him to make the "Apple Pie" but only saw the photo's then called him to see if he would give him some.

Lt. Greg Weston said this was the only time that he gave Jacob Bissonnette the "Apple Pie". He said the ingredients, jars and pot cost him approximately \$180.00 or more to make the drink.

Lt. Greg Weston said he did go to the Flagler Beach Fire Dept. on December 24th 2012 and gave Jacob Bissonnette two jars of the "Apple Pie" drink. He said he was in plain clothes, off duty, and in his personal vehicle, Chevy S10 pickup. He said he didn't have anything on him identifying that he was a police officer.

Lt. Greg Weston advised who was at the fire station when dropped off the "Apple Pie". He said Mark Reeves and his friend were also there filling up a cooler with ice.

Lt. Greg Weston said Jacob Bissonnette asked him if he could give him money for the cost of the ingredients to make the "Apple Pie". He said he told him either way that it didn't matter. He said that he remembers him giving him \$7 or \$8.

Lt. Greg Weston said he believed that Jacob Bissonnette took the "Apple Pie" into the building. He said Sgt. David Blank was also on scene.

Lt. Greg Weston reviewed the DVD/Video and identified everyone on scene.

Lt. Greg Weston wanted it known that he made the "Apple Pie" for the holidays, and that all ingredients were legally purchased. He states that Jacob Bissonnette volunteered to give him money for the "Apple Pie" and that he didn't sell it. He said the money doesn't even cover the cost to make the drink. He said he had no intention of selling or doing anything for a profit. He denies manufacturing, distilling, or manufacturing moonshine.

This interview was concluded at 2:40pm.



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Discussion

This investigation involves allegations made against Lt. Greg Weston. The results of the investigation were deemed **unfounded** for the following reasons:

- The beverage "Apple Pie" was made with store bought ingredients by Lt. Greg Weston while he was off duty. The mixture was not distilled, thus is not moonshine. It was made for his own consumption and for friends and family for the holidays. Receipts for the legal ingredients and items used were purchased on 12/23/12.
- Jacob Bissonnette after seeing a picture of the finished "Apple Pie" mason jars on Lt. Greg Weston's Facebook site contacted him about obtaining some of the alcohol. Lt. Greg Weston did not set out to sell the jars of "Apple Pie" or to make a profit.
- The "Apple Pie" which contained store bought legal grain alcohol was brought to the Flagler Beach Fire Dept. by Lt. Greg Weston who was off duty (scheduled day off), in plain clothes, and in his personal vehicle.
- Greg Weston did not sell the two "Apple Pie" mason jars to Jacob Bissonnette. Jacob Bissonnette offered to give him money for the cost of the ingredients. There was no set amount and a discrepancy in the amount which was allegedly given to Greg Weston who advised he did not care either way if he received payment for the alcohol.
- According to the information/statements, **Exhibit 5**, and the Legal Opinion by Attorney Sid Nowell reference FL State Statute 562, Lt. Greg Weston did not violate any laws reference to the Sale of Alcoholic Beverages.
- Although Lt. Greg Weston is employed with the Flagler County Sheriff's Office, he did not work on December 24, 2012, and was not on duty when he delivered the "Apple Pie" to Jacob Bissonnette. Lt. He was also in plain clothes and driving his personal vehicle when he arrived at the Fire Dept.

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Findings

- This investigation has **unfounded** the following policy violations against Lt. Greg Weston:

Flagler County Sheriff's Office Policy 1.1 regarding Oath of Office, Codes of Ethics, and Conduct and Disciplinary Procedures:

Section 31, Conduct Unbecoming: Personnel shall not engage in any conduct that is likely to adversely affect the discipline, good order or reputation of the Sheriff's Office, even though such conduct is not specifically set forth in these directives. This includes conduct during both on and off duty hours. Conduct unbecoming shall include that conduct which brings the Sheriff's Office into disrepute or reflects discredit upon the personnel as a member of the Sheriff's Office, or that which impairs the operation of efficiency.



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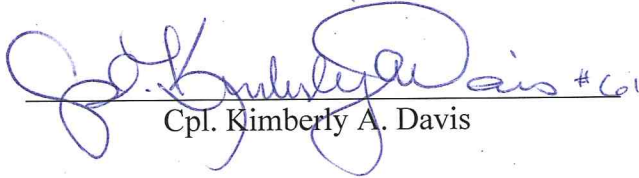
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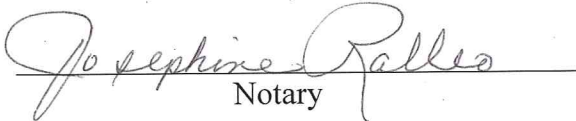
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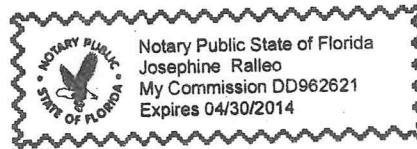
"I, the undersigned, do hereby swear, under penalty of perjury, that, to the best of my personal knowledge, information, and belief, I have not knowingly or willfully deprived, or allowed another to deprive, the subject of the investigation of any rights contained in ss.112.532 and 112.533, Florida Statutes.



Cpl. Kimberly A. Davis

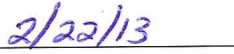

Date

Sworn to and subscribed before me, the undersigned, this 22 of February, 2013


Notary




Reviewing Supervisor


Date



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