



SUNRISE POLICE DEPARTMENT



Anthony Rosa
Chief of Police

10440 W Oakland Park Blvd
Sunrise, Florida 33351
(954) 764-4357

Internal Affairs Complaint Report Narrative

I. INTRODUCTION:

Subject Employee(s): Officer Victor Fortune and Officer Jordan Pacheco

Complainant: [REDACTED]

Witnesses: Officer Margarita Medina and Officer Jennifer O’Farrill

Narrative:

On the evening of December 2, 2022, Officer Victor Fortune and Officer Jordan Pacheco responded to a call for service at the residence of [REDACTED]. Officers Margarita Medina and Jennifer O’Farrill also responded to the call to assist.

The call for service was regarding alleged suicidal ideations made by [REDACTED] while exchanging text messages with her [REDACTED] who reside out of state.

Ultimately [REDACTED] was placed into our custody as an involuntary Baker Act. Upon being discharged the following day, [REDACTED] authored an email to the City (Code Enforcement), which was forwarded to the Chief of Police. On December 8, 2022, [REDACTED] expressed her desire to file a formal complaint, contesting the validity of her Baker Act and expressing her belief that the incident was not handled in the appropriate manner.

The *Investigative Narrative* section outlines the details of my investigation into the matter and my conclusions with respect to any policy violations are found in the *Investigative Findings & Disposition* section.



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II. INVESTIGATIVE NARRATIVE:

On December 2, 2022, Broward County Regional Communications received a transferred 911 call from [REDACTED], who was calling from out of state and requesting a welfare check on [REDACTED]. [REDACTED] was concerned for her [REDACTED] as she had threatened to shoot herself and was expressing suicidal ideations while the two conversed over the phone. [REDACTED] also received concerning text messages from [REDACTED] stating that she was depressed and that she was going to purchase a firearm at a pawnshop.

Officers Victor Fortune, Jordan Pacheco, Jennifer O’Farrill, and Margarita Medina were dispatched to the call for service and the incident was documented under Sunrise Police Case 42-2212-052416. Officer Fortune was designated as the primary officer and he completed the offense incident report and all subsequent paperwork. At the conclusion of his investigation, Officer Fortune took custody of [REDACTED] as an involuntary Baker Act and she was subsequently transported to Woodmont Hospital for further treatment and evaluation.

On December 3, 2022, City of Sunrise Code Enforcement received an email from [REDACTED] entitled “Officer Complaint.” [REDACTED] expressed her profound dismay and consternation arising from her interaction with four City of Sunrise Police Officers the previous day. [REDACTED] states that while on a Zoom call with a client, she was interrupted by the officers as they knocked on her front door. According to [REDACTED] the officers proceeded to “force” their way into her residence in order to conduct a welfare check on her. [REDACTED] states that the officers “ended up taking me, even though they did not have any basis on the baker act.” [REDACTED] also claims that the “African-American” officer used “excessive force” and provided a photograph of her claimed injury. [REDACTED] explains that she is in full disagreement with the officer’s assessment of her mental health state at the time of their interaction and believes that she did not meet the criteria for Baker Act.

This email was reviewed by Assistant Director of Code Enforcement, Kimberly Sibner, and promptly forwarded to Police Chief Anthony Rosa.

On December 8, 2022, Sergeant Darwin Arroyo, who was temporarily assigned to Internal Affairs, received the initial email from [REDACTED] and began to correspond with her to glean further information regarding the nature of her complaint. During this email exchange, [REDACTED] expresses her desire to lodge a formal complaint against the officers who came to her house as she believes they need “more training on how to treat non-violent people when doing a Baker Act.” Sergeant Arroyo authored the Preliminary Complaint Report and on December 12, 2022, Chief Rosa signed the PCR and authorized a formal investigation.

On December 13, 2022, Sergeant Arroyo received a follow up email from [REDACTED] who identifies Officers Fortune and Pacheco as the officers she wished to formally lodge a complaint against. [REDACTED] states that she did send “impulsive messages” to her [REDACTED] and that she takes “full responsibility” for sending said messages. [REDACTED] also confirms that her [REDACTED] were concerned for her well being and that they did contact their local Law Enforcement in [REDACTED] Through 911 transfer, their call was routed to Broward County Regional Communications. [REDACTED] states, “The messages I sent to my [REDACTED] were extremely baseless and pure lies. I was not doing anything of the things I said in the messages; instead, I continued with all my clients that day.” It should be noted that [REDACTED] asserts that she is a licensed Psychotherapist. [REDACTED] asserts that “There needs to be more education of officers on mental health, personality and mood disorders, and what literally constitutes a baker act.” [REDACTED] feels that she did not meet Baker Act criteria and did not need a welfare check, despite her concerning phone call and text messages with her [REDACTED] According to [REDACTED] the encounter with Officer Fortune and Officer Pacheco was “dehumanizing, degrading, and heinous.” [REDACTED] asserts that her text messages and phone call with her [REDACTED] are nullified due to the fact that she provided psychiatric services to her clients throughout the day.

[REDACTED] acknowledges that she did act “aggressively, irrationally, or threatening” during her encounter with the officers, but only did so after the encounter was escalated by Officer Fortune grabbing her arm for “no apparent reason.” [REDACTED] claims that Officer Fortune’s behavior and actions during the incident was a “misappropriated use of power.”

[REDACTED] summarizes her complaint by again emphasizing that she did not meet the criteria for Baker Act and that she was not acting in a manner that warranted Officer Fortune to grab her arm.

On December 19, 2022, under the direction of Lieutenant Katz and with the approval of Chief Rosa, I became the primary investigator in this Internal Affairs case. As stated above, Sergeant Arroyo was temporarily assigned to Internal Affairs, and upon the completion of his temporary role, he was transferred back to his normal duties. As such, I assumed his role in Internal Affairs and assumed command of this investigation.

On December 20, 2022, I made phone contact with [REDACTED] to introduce myself and to inform her of the change in the lead investigator role. [REDACTED] was adamant about moving forward with her complaint and I set a tentative date of January 10, 2023 at 11 am for [REDACTED] to respond to the Sunrise Police Department to provide a formal statement. [REDACTED] informed me that she would be on vacation until January 9, 2023 and that she would contact me upon her return to confirm her appointment.

On December 21, 2022, I sent a formal request to the Broward Sheriff's Office Audio Evidence Unit in order to obtain any and all 911 calls pertaining to this incident. The audio revealed one 911 call placed by [REDACTED] and a second 911 call placed by [REDACTED] Communications Dispatch personnel. The following are excerpts from the 911 call placed by [REDACTED]

Dispatch: *Broward Regional Communications. How may I help you?*

[REDACTED]: *Hello? Uh, I don't know if the other person is gonna connect you to, to me or she left the phone. I don't know. So my [REDACTED] lives at [REDACTED] in um, um, sunrise, Florida and she's threatening to hurt herself.*

Dispatch: [REDACTED] *tell me exactly what happened.*

[REDACTED]: *Well, she texted earlier today that she was upset and she, um, she's manipulative, she has borderline personality disorder and, um, she says that she went to a, um, a pawn shop and she was gonna buy a gun and she was gonna end it. Um, she told us to, my husband and I, and then, you know, now I'm trying to call her. She's not answering, she's not replying.*

Dispatch: *And I do understand she's threatening to kill herself. Do you know what means? Um, do you know if she has any weapons?*

[REDACTED]: *No, she said she was at a pawn shop.*

Dispatch: *Okay.*

██████████: *I don't know how easy if you could just go in there and buy a gun like that. I don't know.*

On January 3, 2023, I received a voicemail notification from ██████████. The voicemail was recorded via my digital voice recorder. The following is the transcribed voicemail of ██████████.

Hello, this is ██████████. I just wanted to let you know that I am not going to pursue, um, the grievance I had with the officers. It's really not worth my time anymore, so I'm not gonna be coming in on the 10th, and you can just discard whatever I said, I suppose. Um, no need to call back, but definitely I'm not coming in on the 10th. Take care.

Recording: Received January 3 at 8:34 am.

Immediately upon listening to the voicemail, I attempted to contact ██████████ via her cell phone, but she did not answer. I left a voicemail indicating that I had received her message and fully respect and understand her decision to withdraw her complaint. I made it abundantly clear that withdrawing her complaint will not preclude me from continuing my full and complete investigation. I offered my continued support and explained that she may reinstate her complaint at any time. Finally, I assured her that I would provide her with a copy of my findings at the conclusion of my investigation.

On February 10, 2023, I interviewed Officer Margarita Medina in the Internal Affairs office and took a sworn, recorded statement. Officer Medina fully recalled the incident in question involving ██████████ and stated that her role during the call was as a backup officer. Officer Medina recalled that ██████████ was visibly upset and agitated. Officer Medina stated that she did witness ██████████ state that she made comments to her ██████████ (referring to suicidal comments) and that she did it to get attention. Officer Medina also recalled that ██████████ told her she suffered from Bi-Polar Personality Disorder. When asked if Officer Medina felt that ██████████ met Baker Act criteria, she emphatically stated, "Yes."

Officer Medina stated that Officer Fortune was the first officer to enter into ██████████ residence and also stated that ██████████ attempted to shut the door on them. I then asked Officer Medina if any force was used in entering the residence or in contacting ██████████. Officer Medina stated that she did not observe any force (excessive or otherwise), during the entirety of the call. Officer Medina was in close proximity to Officer Fortune and at no time observed him use any force in entering ██████████ residence nor during the initial contact.

On March 14, 2023, I interviewed Officer Jennifer O'Farrill in the Internal Affairs office and took a sworn, recorded statement. Officer O'Farrill responded to the Baker Act call as a backup officer. According to Officer O'Farrill, her initial impressions of ██████████ was

that “She wasn’t stable at the time.” I then asked Officer O’Farrill if she believed that ██████ met Baker Act criteria based on her observed interactions with her at the time of the call to which she answered, “Yes.” Officer O’Farrill stated that no force was used during entry into the residence nor when detaining ██████. Officer O’Farrill stated that she believes all officers went above and beyond for ██████ as they made sure her residence was secure and even walked her dog prior to departing from the scene.

On March 17, 2023, I gave Sergeant Eric Fernandez an Official Notice of an Internal Affairs Investigation to issue to Officer Jordan Pacheco. Later that day, I spoke with Officer Pacheco who agreed to meet with me on March 20, 2023.

Also, on March 17, 2023, I gave Sergeant Deltamus Cason an Official Notice of an Internal Affairs Investigation to issue to Officer Victor Fortune. Officer Fortune contacted me and agreed to meet with me on March 28, 2023.

On March 20, 2023, I interviewed Officer Pacheco in the 5th Floor Administrative Conference Room and took a sworn, recorded Statement. Officer Pacheco did not bring an attorney or representative to the interview. Sergeant Stewart was also present during this interview. Officer Pacheco stated that he did recall the incident and that his role was that of a back up officer. Officer Pacheco recalls that ██████ called from out of state (to BSO Communications 911) stating that their ██████ was going to “go to a pawn shop and buy a gun and commit suicide.” Officer Pacheco stated that ██████ was confrontational at first and did not want to provide any information, but did eventually admit that she sent the suicidal text messages to her ██████. Officer Pacheco recalls that ██████ did this to get attention and she stated that she was not actually suicidal.

During their interaction at the front door, Officer Pacheco recalls that ██████ attempted to shut the door and deny access to the residence well before she could dispel their alarm for her mental state. Officer Pacheco stated that “out of an abundance of caution for her safety, we (Officer Fortune) stopped her from closing the door and walked into the apartment.” Officer Pacheco stated that no force was used while entering into the residence nor upon contacting ██████. Officer Pacheco stated that ██████ did brace and tense her arms but at no point was she pushed or shoved out of the way, she was simply guided forward. Officer Pacheco’s assessment of ██████ treatment during the call was characterized as “pretty fairly, considering the circumstances...it’s a heightened situation whenever there’s a possible gun involved.” Officer Pacheco then stated that officers on scene walked ██████ dog to assuage her concerns about leaving the dog home alone and also insured that her residence and dog were secure prior to departing the scene.

On March 28, 2023, I interviewed Officer Fortune in the 5th Floor Administrative Conference Room and took a sworn, recorded Statement. Officer Fortune did not bring an attorney or representative to the interview. Officer Fortune stated that his role was the primary officer and recalled being dispatched to the residence after receiving a complaint from [REDACTED] who was concerned about her [REDACTED] well-being. Officer Fortune recalled that the concern was that [REDACTED] was “having a tough time and was going to go to a pawn shop to purchase a gun to possibly end her life.”

Upon contacting [REDACTED] Officer Fortune noted that she seemed agitated and annoyed and she did not open the door completely, keeping a portion of her body concealed behind the door. Officer Fortune found this behavior worrisome as there were allegations of a firearm involved. Officer Fortune goes on to state that he eventually does enter into the residence and does take hold of [REDACTED] arm. Officer Fortune states, “not in an aggressive manner, but in a way to secure her due to not knowing if she had a firearm.” Officer Fortune continues, “I immediately grabbed the hand I did see...not aggressive, in a gentle manner, just to secure her enough...at that point, when I looked, I noticed nothing was in her other hand or behind the door. At that point, I released her...” Closing out his point, Officer Fortune ends by stating, “I wanted to secure her and make sure she was safe and we were safe on the scene as well...nothing malicious or aggressive.”

Officer Fortune then elaborated on his assessment of [REDACTED] mental state – “...she just seemed that she may have been going through a tough time with family, with her mom...she definitely did not seem in the right state of mind at the time.” Officer Fortune is steadfast on his decision to Baker Act [REDACTED] stating, “she met the criteria on scene, the sergeant was notified, and because of the statements, remarks, and her eventually admitting that she did say it, for her safety and the allegations of having a plan to actually get a firearm, we met the criteria for Baker Act.”



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III. INVESTIGATIVE FINDINGS and DISPOSITION:

If [REDACTED] allegations are true, Police Officers Victor Fortune and Jordan Pacheco would have violated the following Sunrise Police Policies and Procedures:

Chapter 3 – Duties and Responsibilities of Sworn Members:

- *3.6.2.7.17. Patrol officers shall investigate all cases assigned to them. They shall interview the complainant or informant in an attempt to satisfy all parties concerned. They shall report what action they have taken in detail.*

However, I am unable to substantiate [REDACTED] allegations. The following are the factors which led me to such conclusion:

Upon her release from the Baker Act facility, Complainant [REDACTED] began a chain of email correspondence, ultimately leading her to file a formal complaint against Officers Fortune and Pacheco. [REDACTED] lists three main complaint factors in her email dated December 13, 2022.

1. Misappropriated use of Baker Act – Criteria not met
2. Use of force with no cause – as she states that she was not “fighting, aggressive, or intoxicated and nothing warranted Fortune to grab my arm.”
3. Injustice to those mentally ill in the community who could have used the bed she occupied inside the Baker Act facility.

Shortly after receiving this Internal Affairs Investigation, I was contacted by [REDACTED] who expressed her desire to withdraw her complaint against Officer Victor Fortune and Officer Jordan Pacheco. [REDACTED] complaint withdrawal was memorialized on a voicemail left on my official office extension voicemail. Her voicemail was later digitally recorded, transcribed, and is contained within the official case file. Despite the fact that [REDACTED] wished to withdraw her complaint, I felt it prudent given the nature of her allegation to conduct a full and complete investigation.

Based on Officer Medina's Interview and Statement:

- [REDACTED] was visibly upset, agitated, and tried to shut the door while conversing with officers.
- Officer Medina witnessed [REDACTED] state that she made suicidal threats to her [REDACTED]
- Recalled that [REDACTED] informed her that she suffered from Bi-Polar Personality Disorder.
- In Officer Medina's assessment of [REDACTED] mental state, she concluded that [REDACTED] did in fact meet Baker Act criteria.
- Officer Medina did not observe any type of force (excessive or otherwise) used by Officer Fortune to enter the home nor during their initial contact with [REDACTED]

Based on Officer O'Farrill's Interview and Statement:

- Officer O'Farrill's initial impressions of [REDACTED] was that "She wasn't stable at the time."
- Officer O'Farrill believed that [REDACTED] did meet Baker Act criteria.
- Officer O'Farrill states that no force was used during entry into the residence nor when detaining [REDACTED]
- Officer O'Farrill believes that all officers went above and beyond for [REDACTED] as they walked her dog and secured her residence.

Based on Officer Pacheco's Interview and Statement:

- [REDACTED] was confrontational, did not want to provide information, and attempted to shut the door prior to dispelling his alarm for her safety and well-being.
- Recalls [REDACTED] admitting that she sent the suicidal text messages to her [REDACTED]
- Officer Pacheco stated that he and Officer Fortune stopped [REDACTED] from fully closing the door on them and at this point they entered into the residence.
- Officer Pacheco stated that no force was used while entering the residence nor upon contacting [REDACTED]
- [REDACTED] did brace and tense her arms as he and Officer Fortune entered the residence, but at no point was [REDACTED] pushed or shoved out of the way.
- Characterized [REDACTED] treatment during the incident as "pretty fairly, considering the circumstances...it's a heightened situation whenever there's a possible gun involved."
- Officer Pacheco noted that [REDACTED] was concerned about her dog being left alone and that Officers walked the dog before departing the scene.

Based on Officer Fortune's Interview and Statement:

- Upon contact, [REDACTED] seemed agitated, annoyed, and did not open the door completely, keeping a portion of her body concealed from view.
- [REDACTED] behavior was immediately worrisome as there was an allegation of a firearm involved.

- Officer Fortune did in fact take hold of [REDACTED] arm, but only to secure her due to not knowing if she was in possession of a firearm. Officer Fortune states several times that his actions were never aggressive or forceful, but rather gentle and prudent given the situation.
- Based upon his interactions with [REDACTED] coupled with her actions prior to the incident, Officer Fortune maintains that [REDACTED] was not in the right state of mind and was in immediate need of further care and treatment. As such, Officer Fortune wholeheartedly believes that [REDACTED] did meet Baker Act criteria.

Based on [REDACTED] Email Correspondence:

- [REDACTED] sent a total of three emails to various recipients within the City of Sunrise and ultimately requested to initiate a formal complaint of Officer Fortune and Officer Pacheco.
- [REDACTED] writes that officers “proceeded to force their way into the home... One officer, the African - American one of the group, for no reason used excessive force against me, and here is the photo to show what he had done to me.”
- [REDACTED] writes that she “had sent some impulsive messages to my [REDACTED], which I take full responsibility for... The messages sent to my [REDACTED] were extremely baseless and pure lies. I was not doing any of the things I said in the messages...”
- [REDACTED] repeatedly writes that she feels she did not meet Baker Act criteria.
- In her diatribe [REDACTED] admits she “did act aggressively, irrationally, or threatening.”
- [REDACTED] verifies that officers did take her dog out but that she was not allowed to call to get care for the dog.
- [REDACTED] believes she was treated like a criminal and writes, “just because we have a disease doesn’t mean we don’t deserve to be treated with basic human compassion.”
- [REDACTED] withdrew her complaint on January 3, 2023, and refused to continue to communicate with me, thus precluding me from receiving any clarification regarding her version of the event.

IV: CONCLUSION

Officers Fortune, Pacheco, O’Farrill and Medina have completed the 40-hour Crisis Intervention Team Training and are up to date and in compliance with Policy and Procedure Chapter 3 – Duties and Responsibilities of Sworn Members as well as Chapter 77 – Responding to Persons with Mental Illness.

Incidents involving persons with mental illness are inherently more difficult to handle, as the responding officers must consider a multitude of factors in their decision-making process to safely and properly handle the call. When an officer deems that a person is unable to determine for themselves whether or not they need further care or treatment, they have the express authority to initiate an involuntary examination under a Baker Act. The decision to initiate an

involuntary examination is not subjective as clearly defined benchmarks must be met to initiate a Baker Act.

Those benchmarks are:

- Without care or treatment said individual is likely to suffer from neglect or refuse to care for himself/herself, and such neglect or refusal poses a real and present threat of substantial harm to his/her well-being and it is not apparent that such harm may be avoided through the help of willing family members or friends or the provision of other services.
- There is a substantial likelihood that without care or treatment the individual will cause serious harm to themselves in the near future, as evidenced by recent behavior.

So long as the primary officer satisfies one or both of the aforementioned benchmarks, citing specific criteria that led to their decision (i.e. individual's behavioral health issues, threats and actions, and information offered by others) the officer may in good faith initiate a Baker Act.

As stated above, the benchmark criteria are not subjective, however, officers may objectively opine on the facts and circumstances surrounding the incident to substantiate their decision to initiate an involuntary examination. Ultimate responsibility lies with the officer and their decision to initiate a Baker Act or not can have severe consequences if the benchmarks are met and proper action is not taken. Fortunately, this seldom is the case as officers act in good faith and act in the best interest of the person when deciding to initiate a Baker Act. If the officer decides not to initiate a Baker Act, they must have overwhelming evidence that the person is not currently a danger to themselves or others.

In this case involving ██████████ the facts and circumstances which led Officer Fortune to initiate a Baker Act are abundantly clear. A highly concerned ██████████ called from out of state due to ██████████ making suicidal threats about going to a Pawn Shop and purchasing a firearm in order to kill herself. The 911 call from ██████████ is memorialized on official 911 audio from the Broward Sheriff's Office Audio Evidence Unit and there is no ambiguity to the ██████████ concern for ██████████ well-being.

Upon contacting ██████████ at her residence, she is clearly agitated and admits to making the concerning statements to her ██████████ but states that it was only to garner attention. Furthermore, ██████████ states that she does suffer from and is diagnosed with a mental illness. ██████████ believes that she did not meet the criteria for an involuntary examination. Officer Fortune's belief was that ██████████ could not determine for herself whether or not further care and treatment was necessary, and determined that a Baker Act was necessary as the totality of the circumstances clearly encompassed the benchmarks as well as the supporting criteria.

Officer Fortune relied on his training, acted in good faith, and based on his assessment of the incident his decision to Baker Act ██████████ was the correct course of action to ensure her safety.

Addressing [REDACTED] secondary concern regarding “unnecessary use of force” – [REDACTED] asserts that she was not “fighting, aggressive, or intoxicated and nothing warranted Fortune to grab my arm.” The Body Worn Camera footage clearly captures the moment where Officer Fortune enters the threshold of the front door and places his hand on [REDACTED] wrist to escort her back and away from the door way. It is abundantly clear from the BWC footage and the sworn statements by all officers, that no force was used during this interaction. [REDACTED] claimed that she sustained a bruise from Officer Fortune and submitted a blurry and pixelated photograph of her alleged injury. The photograph is contained within the official case file and in examination of said photograph, I am unable to determine what the photograph depicts or what body part is in the frame.

The BWC footage clearly shows that no force, unnecessary or otherwise, was used by Officer Fortune and [REDACTED] claim seems punitive in nature as she clearly disagrees with the outcome of the incident. Officer Fortune acted in a professional manner to ensure the safety of everyone involved. As such, I find no merit to this spurious claim.

With regard to [REDACTED] complaint that she was wrongfully Baker Acted, I find that Officers Fortune and Pacheco acted within policy and procedure and conducted a full and complete investigation.

I find no wrongdoing by Officer Victor Fortune and Officer Jordan Pacheco. This investigation is classified as:

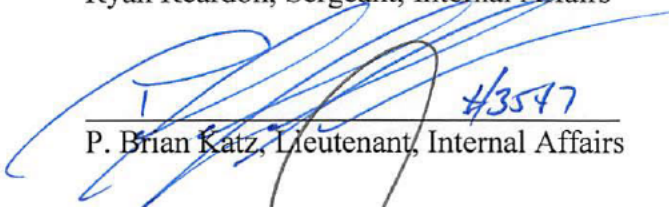
EXONERATED



Ryan Reardon, Sergeant, Internal Affairs

4/14/23

Date



P. Brian Katz, Lieutenant, Internal Affairs

4/19/23

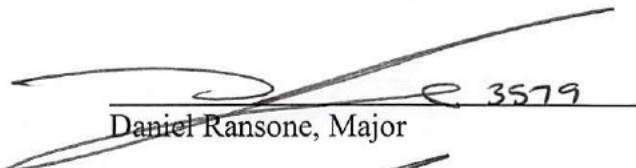
Date



Richard Alexander, Major

5/4/23

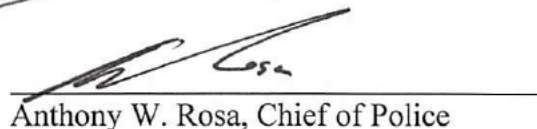
Date



Daniel Ransone, Major

5/5/23

Date



Anthony W. Rosa, Chief of Police

05/09/23

Date

INCIDENT/INVESTIGATION REPORT

Agency Name
Sunrise Police Department

ORI
0062700

Case#
42-2212-052416

Date / Time Reported
12/02/2022 17:10 Fri

Last Known Secure
12/02/2022 16:30 Fri

At Found
12/02/2022 17:10 Fri

Location of Incident
9893 NOB HILL LN, Sunrise FL 33351

Gang Relat NO
NO

Premise Type
Residence/home

Zone/Tract
4208

#	Crime Incident(s)	(Com)	Weapon / Tools	Activity
#1	Baker/marchman Act BAKE		Entry Exit Security	
#2	Crime Incident		Entry Exit Security	
#3	Crime Incident		Entry Exit Security	

MO

of Victims **0** Type: Injury: Domestic: **N**

V1 Victim/Business Name (Last, First, Middle) Victim of Crime # DOB Age Race Sex Relationship To Offender Resident Status Military Branch/Status

Home Address Email Home Phone

Employer Name/Address Business Phone Mobile Phone

VYR Make Model Style Color Lic/Lis VIN

OTHERS INVOLVED

CODES: V- Victim (Denote V2, V3) WI = Witness IO = Involved Other RP = Reporting Person (if other than victim)

Type: **INDIVIDUAL (NOT A LE OFFICER)** Injury:

Code	Name (Last, First, Middle)	Victim of Crime #	DOB	Age	Race	Sex	Relationship To Offender	Resident Status	Military Branch/Status
RP	[REDACTED]		[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	Resident	

Home Address Email Home Phone

Employer Name/Address Business Phone Mobile Phone

Type: **INDIVIDUAL (NOT A LE OFFICER)** Injury:

Code	Name (Last, First, Middle)	Victim of Crime #	DOB	Age	Race	Sex	Relationship To Offender	Resident Status	Military Branch/Status
IO	[REDACTED]		[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	Resident	

Home Address Email Home Phone

Employer Name/Address Business Phone Mobile Phone

1 = None 2 = Burned 3 = Counterfeit / Forged 4 = Damaged / Vandalized 5 = Recovered 6 = Seized 7 = Stolen 8 = Unknown
("OJ" = Recovered for Other Jurisdiction)

VI #	Code	Status Frm/To	Value	OJ	QTY	Property Description	Make/Model	Serial Number

Officer/ID# **FORTUNE, V. O. (3783)**

Invest ID# **(0)** Supervisor **WHITE, R. C. (3688)**

Status Complainant Signature Case Status **Open / Active** Date **12/02/2022** Case Disposition: Page 1

INCIDENT/INVESTIGATION REPORT

Sunrise Police Department

Case # 42-2212-052416

Status Codes L = Lost S = Stolen R = Recovered D = Damaged Z = Seized B = Burned C = Counterfeit / Forged F = Found

	UCR	Status	Quantity	Type Measure	Suspected Type	Up to 3 types of activity
D R U G S						

Assisting Officers

Suspect Hate / Bias Motivated:

INCIDENT/INVESTIGATION REPORT

Narr. (cont.) OCA: 42-2212-052416

Sunrise Police Department

NARRATIVE

REPORTING OFFICER NARRATIVE

OCA
42-2212-052416
Date / Time Reported
Fri 12/02/2022 17:10

Sunrise Police Department

Victim

Offense
BAKER/MARCHMAN ACT



42-2212-052416

Baker Act

9893 Nob Hill Lane

BWC not in use

On 12/02/2022, I responded to 9893 Nob Hill Lane in reference to [REDACTED] (RP) advising her [REDACTED] (IO), making suicidal threats.

Contact was made via phone with [REDACTED] due to her living in [REDACTED] [REDACTED] stated at 1630 hours, [REDACTED] became upset with [REDACTED] due to not returning her calls. Once [REDACTED] was able to respond, [REDACTED] stated she was going to the pawn shop to purchase a firearm. [REDACTED] also stated [REDACTED] will have to "mourn her only [REDACTED]". [REDACTED] continued via text stating she is currently at the pawnshop purchasing a firearm. [REDACTED] was unable to contact [REDACTED] any further. These text messages were verified via [REDACTED] phone number of [REDACTED]

Upon my arrival, attempts were made to contact [REDACTED] via phone to no avail. Contact was made in person at the residence where [REDACTED] advised she is diagnosed with borderline personality disorder. [REDACTED] stated she says things to get attention and currently does not want to hurt or kill herself. [REDACTED] admitted to making those text messages but is not going to buy a firearm. On scene calls were made to [REDACTED] phone number of [REDACTED] verifying it to be the same phone used for the text messages.

Due to [REDACTED] admitting to texting of purchasing the firearm in those text messages, it was determined without proper care or treatment he will be a danger to herself.

[REDACTED] was transported to Woodmont Hospital, where she was Baker Acted without incident.

Emergency Contact: [REDACTED]

It should be noted, due to recording previous calls throughout my shift my BWC battery lost power and did not record this incident. The BWC of assisting officers did record this incident.

Under penalties of perjury, I declare that I have read the foregoing and that the facts stated therein are true and correct to the best of my knowledge and belief.

Electronically signed by: (#3783) Fortune, Victor 12/02/2022 1830 hours



Report of Law Enforcement Officer Initiating Involuntary Examination
 State of Florida, County of BROWARD, Florida

I, VICTOR O. FORTUNE, am a law enforcement officer certified by the State of Florida.

In my opinion, [REDACTED] appears to meet the following criteria for involuntary examination:

1. I have reason to believe said individual has a mental illness as defined by s. 394.455(28), Florida Statutes:
 "Mental illness" means an impairment of the mental or emotional processes that exercise conscious control of one's actions or of the ability to perceive or understand reality, which impairment substantially interferes with the person's ability to meet the ordinary demands of living. For the purposes of this part, the term does not include a developmental disability as defined in Chapter 393, F. S., intoxication, or conditions manifested only by antisocial behavior or substance abuse impairment.

AND because of the mental illness (check all that apply):

- a. Individual has refused voluntary examination after conscientious explanation and disclosure of the purpose of the examination; **OR**
- b. Individual is unable to determine for himself/herself whether examination is necessary; **AND**

2. Either (check all that apply)

- a. Without care or treatment said individual is likely to suffer from neglect or refuse to care for himself/herself, and such neglect or refusal poses a real and present threat of substantial harm to his/her well-being and it is not apparent that such harm may be avoided through the help of willing family members or friends or the provision of other services; **OR**,
- b. There is substantial likelihood that without care or treatment the individual will cause serious bodily harm to (check one or both) **self** **others** in the near future, as evidenced by recent behavior.

Was the examination initiated in the officer's capacity as a school resource officer?	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No
This individual was transported directly to a Baker Act Receiving Facility	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
This individual was transported from an emergency department (ED) to a Baker Act Receiving Facility . . .	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No
This individual was first transported to an ED to address a medical issue	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No
Has the law enforcement officer initiating this examination completed a 40-hour Crisis Intervention Team (CIT) training program?	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No

Circumstances supporting the belief the criteria are met, including specific information about the individual's behavioral health issues, threats and actions, and information offered by others. If school personnel are involved, please describe the nature of their involvement.

42-2212-052416

Baker Act

9893 Nob Hill Lane

BWC not in use

On 12/02/2022, I responded to 9893 Nob Hill Lane in reference to [REDACTED] (RP) advising [REDACTED] (IO), making suicidal threats.

 Signature of Law Enforcement Officer
VICTOR O. FORTUNE

 Printed Name of Law Enforcement Officer
3783

 Badge or ID Number

_____/_____/_____
 Date (mm/dd/yyyy) _____ am pm
 Time (of transfer of custody from law enforcement officer to provider)
SUNRISE POLICE DEPARTMENT

 Full Name of Law Enforcement Agency (printed)
42-2212-052416

 Law Enforcement Case Number

By Authority of s. 394.463(2), Florida Statutes [65E-5.280, F.A.C.]
 CF-MH 3052A, Jul 2020 (obsoletes previous editions)
 (Mandatory Form - Format required by Department and may not be altered)

BAKER ACT

Transportation to Receiving Facility

Part I: General Information

The circumstances, under which (Name of Person) [REDACTED] was taken into custody are as follows:

42-2212-052416

Baker Act

9893 Nob Hill Lane

BWC not in use

On 12/02/2022, I responded to 9893 Nob Hill Lane in reference to [REDACTED]

Time: 06:00 PM

Date: 12/02/2022

Place or Facility Name:

Pick Up Address: 9893 NOB HILL LANE

Family members or others present when person was taken into custody

Name	Address	Relationship	Phone Number
Next of Kin (if known)			

Indicate personal knowledge by family members and others about the person's condition.

Delivered to (Nearest Receiving Facility): WOODMONT

Basis for Custody: (Check one) Ex Parte Order Certificate of Mental Health Professional Report of Law Enforcement Officer

Signature of Law Enforcement Officer

VICTOR O. FORTUNE

Printed Name of Law Enforcement Officer

3783

Badge or ID Number

Date

Time am pm

SUNRISE POLICE DEPARTMENT

Full Name of Law Enforcement Agency

42-2212-052416

Law Enforcement Case Number

CONTINUED OVER

**Part II - Used When Law Enforcement Consigns Persons to Contract Transport (Page 2)
or to Emergency Medical Personnel**

If transport is used due to the medical condition of the person or due to a county-funded contract with a transport company.

print the name of the company LAW ENFORCEMENT

which will transport the person to the nearest emergency room in the case of a medical emergency or, if not a medical

emergency, to the nearest designated receiving facility UNIVERSITY MEDICAL CENTER
(specify facility to which person is to be taken)

The law enforcement agency and the transport service must agree that the continued presence of law enforcement personnel is not expected at the time of consignment to be necessary for the safety of the person or others.

I, VICTOR O. FORTUNE of the SUNRISE POLICE DEPARTMENT
Printed Name of Law Enforcement Officer Printed Name of Law Enforcement Agency

and

I, _____ of the _____
Printed Name of Medical Transport Service Representative Printed Name of Medical Transport Service

agree that the continued presence of the law enforcement agency is not expected to be necessary for the safety of

_____ or others. By affixing my legal signature and date/time of signing below, I understand that continued transporting of the person named above to a receiving facility is no longer the responsibility of law enforcement agency. The responsibility is assumed by the medical transport service in accordance with s. 394.462 (1), F.S.

Signature of Law Enforcement Officer Date Signed Time Signed am pm

Signature of Representative of Medical Transport Service Date Signed Time Signed am pm

This form must be delivered with the person to the receiving facility for inclusion in the clinical record. A copy may be retained by the law enforcement agency and by the medical transport service.

BAKER ACT
Narrative Continuation Page

Circumstances supporting this opinion, including specific information about the person's behavior, threats and actions and information offered by others (Continued from Page 1):

Contact was made via phone with [REDACTED] due to her living in [REDACTED] [REDACTED] stated at 1630 hours, [REDACTED] became upset with [REDACTED] due to not returning her calls. Once [REDACTED] was able to respond, [REDACTED] stated she was going to the pawn shop to purchase a firearm. [REDACTED] also stated [REDACTED] will have to "mourn her only [REDACTED]". [REDACTED] continued via text stating she is currently at the pawnshop purchasing a firearm. [REDACTED] was unable to contact [REDACTED] any further. These text messages were verified via [REDACTED] phone number of [REDACTED].

Upon my arrival, attempts were made to contact [REDACTED] via phone to no avail. Contact was made in person at the residence where [REDACTED] advised she is diagnosed with borderline personality disorder. [REDACTED] stated she says things to get attention and currently does not want to hurt or kill herself. [REDACTED] admitted to making those text messages but is not going to buy a firearm. On scene calls were made to [REDACTED] phone number of [REDACTED] verifying it to be the same phone used for the text messages.

Due to [REDACTED] admitting to texting of purchasing the firearm in those text messages, it was determined without proper care or treatment he will be a danger to herself.

[REDACTED] was transported to Woodmont Hospital, where she was Baker Acted without incident.

Emergency Contact: [REDACTED]

Under penalties of perjury, I declare that I have read the foregoing and that the facts stated therein are true and correct to the best of my knowledge and belief.

Electronically signed by: (#3783) Fortune, Victor 12/02/2022 1830 hours

Circumstances, under which the person was taken into custody are as follows (Continued from Part I):

(RP) advising her daughter, [REDACTED] (IO), making suicidal threats.

Contact was made via phone with [REDACTED] due to her living in [REDACTED] [REDACTED] stated at 1630 hours, [REDACTED] became upset with [REDACTED] due to not returning her calls. Once [REDACTED] was able to respond, [REDACTED] stated she was going to the pawn shop to purchase a firearm. [REDACTED] also stated [REDACTED] will have to "mourn her only [REDACTED]". [REDACTED] continued via text stating she is currently at the pawnshop purchasing a firearm. [REDACTED] was unable to contact [REDACTED] any further. These text messages were verified via [REDACTED] phone number of [REDACTED].

Upon my arrival, attempts were made to contact [REDACTED] via phone to no avail. Contact was made in person at the residence where [REDACTED] advised she is diagnosed with borderline personality disorder. [REDACTED] stated she says things to get attention and currently does not want to hurt or kill herself. [REDACTED] admitted to making those text messages but is not going to buy a firearm. On scene calls were made to [REDACTED] phone number of [REDACTED] verifying it to be the same phone used for the text messages.

**BAKER ACT
Narrative Continuation Page**

Due to [REDACTED] admitting to texting of purchasing the firearm in those text messages, it was determined without proper care or treatment he will be a danger to herself.

[REDACTED] was transported to Woodmont Hospital, where she was Baker Acted without incident.

Emergency Contact: [REDACTED]

Under penalties of perjury, I declare that I have read the foregoing and that the facts stated therein are true and correct to the best of my knowledge and belief.

Electronically signed by: (#3783) Fortune, Victor 12/02/2022 1830 hours

Personal knowledge by family members and others about the person's condition (Continued from Part I):

Signature of Law Enforcement Officer

Date

Time am pm

VICTOR O. FORTUNE

Printed Name of Law Enforcement Officer

SUNRISE POLICE DEPARTMENT

Full Name of Law Enforcement Agency (printed)

3783

Badge or ID Number

42-2212-052416

Law Enforcement Case Number