



Incident Summary Report

FLORIDA FISH AND WILDLIFE CONSERVATION COMMISSION
 1101 EAST GREGORY STREET
 PENSACOLA, FL 32502

Report Date / Time 11/2/2016 9:11:40 PM	Report Number ISR025911 (02)	Report Case/Cad Number FWNW16OFF013654 /FWTR16CAD027819	Reporting Officer Rank / ID OFFICER / WN487	Reporting Officer Name HUTCHINSON, JASON C
Originating Agency ORI FL0578000	Reported to Agency Date 10/23/2016 6:55:52 PM	Occur Date Range 10/23/2016 18:55:52 -	Jurisdiction State Forest	Status: Clearance:

LOCATION(S)

County SANTA ROSA	Location Type INCIDENT LOCATION	Location Description BLACKWATER SF					
Street Number 6290	Street BELANDVILLE RD	Apt/Lot/Bldg	City	State FL	Zip Code	Phone Number	Ext.

Person: COMPLAINANT

First Name THOMAS	Middle Name JOHN	Last Name SILVERS	Suffix	Race	Sex	Height	Weight	Hair	Eyes
MNI #	SSN	Date of Birth	Age	Place of Birth	Drivers License or other ID	State	ID Type		
Addresses • RESIDENCE / 889 HWY 97A, MOLINO, FL 32577 / 850-723-0579									

Person: COMPLAINANT

First Name AMBER	Middle Name	Last Name FLANAGAN	Suffix	Race	Sex	Height	Weight	Hair	Eyes
MNI #	SSN	Date of Birth	Age	Place of Birth	Drivers License or other ID	State	ID Type		
Addresses									

Person: SUSPECT

First Name OUIDA	Middle Name CHARLENE	Last Name GERSHON	Suffix	Race	Sex	Height	Weight	Hair	Eyes
MNI #	SSN	Date of Birth	Age	Place of Birth	Drivers License or other ID	State	ID Type		
Addresses									

Person: COMPLAINANT

First Name DEWEY	Middle Name ROBERT	Last Name HARP	Suffix	Race	Sex	Height	Weight	Hair	Eyes
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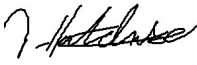
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MNI #	SSN	Date of Birth	Age	Place of Birth	Drivers License or other ID	State	ID Type
Addresses							

Person: PERSON OF INTEREST

First Name	Middle Name	Last Name	Suffix	Race	Sex	Height	Weight	Hair	Eyes
WILLIAM	LEE	DAWS	J						
MNI #	SSN	Date of Birth	Age	Place of Birth	Drivers License or other ID	State	ID Type		
Addresses									

Narrative: SUMMARY

Narrative Date/Time 11/2/2016 9:11:50 PM	Narrative Synopsis		
Reporting Officer HUTCHINSON, JASON C	Officer Rank OFFICER	Officer ID No WN487	Officer Org/Unit FWNWNW RE
Officer Signature 	Officer Agency FLORIDA FISH AND WILDLIFE CONSERVATION COMMISSION		

On October 23, 2016, at approximately 1835 hrs. I Officer J. Hutchinson received a phone call from the Tallahassee Regional Communications Center (Dispatch). They informed me that they received a complaint by phone from Dewey Harp. They informed me that Mr. Harp said his daughter was being harassed while she is hunting. He said the woman who is harassing her is the woman who is suing the dog hunters and she lives at the end of Bellandville Rd. He said that his daughter had video of the harassment.

I contacted the complainant Mr. Harp by phone and asked him if to tell me what was happening. He said that his daughter Amber who is a police Officer is hunting behind Sherry Daws property in the forest. He said that she was being harassed by Sherry Daws while she is hunting and that she has video of it. He said that she has video of Sherry Daws driving a four wheeler around the base of the tree that his daughter is hunting from. I asked him if Mrs. Daws is driving the ATV on State Forest property and he said "Yes". He said when he turned onto Bracken Road he seen Bill Daws driving a four wheeler on the Bracken Road and then turn and drive into the Forest close to where his daughter is hunting. He said he drove to where his friend's truck was parked along the Bracken Road to stand by until his daughter finished hunting. He said that his daughter told him that she seen Bill Daws driving circles around their vehicle with a four wheeler while it was parked on the side of the road. I informed him that I would be en route and that I would make contact with him. He told me to stop by his camp and his daughter her husband and friend would be there.

At Approximately 2000 hrs. I arrived at Mr. Harp's residence and hunting camp. I made contact with Amber Flanagan. She informed me that while she was hunting in the Blackwater State Forest approximately 70 yards from the Daw's fence she observed Sherry Daws walking her dog along the inside of her fence line. She said Mrs. Daws looked up and seen her sitting in the deer stand while hunting. She said that Mrs. Daws began training her dog and cleaning limbs from her fence and

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hollering her name (Amber) while calling Mr. Daws on a two way radio. She said she then observed Mr. Daws who was wearing a grey shirt ride his ATV back and forth along the inside of his fence. She said there was another man wearing a grey shirt also with them. She stated that after Mr. Daws stopped riding the ATV along the fence he left and she heard him call Mrs. Daws on the radio and tell her to come back to the house. She said she heard Mrs. Daws say "Im going to stay and finish this". She said she then observed Mr. Daws riding the ATV on the Bracken Road near the area where her friends truck was parked. She informed me that she videoed the incident but she didn't know how good the video was. I asked her if Mr. or Mrs. Daws was riding an ATV in the woods or at the base of the tree that she was hunting from and she said "No". I asked her if she had any verbal or physical contact with either of them and she said "No". I asked her if I could view the video and she said "Yes". She played a short video for me to see. She told me that it was a video of Mr. Daws riding his ATV on the Bracken Road. While watching the video the first time, I observed a subject wearing a grey shirt riding an ATV inside of a fence. Ms. Flanagan pointed to the ATV in the video and said "See there he is on the road". After watching the video a second time I asked her if that person on the ATV was Mr. Daws and she said "Yes". I asked her if the fence that was in the video was Mr. and Mrs. Daws fence and she looked at the video and said "Yes". I informed her that from what the video showed he was riding the ATV inside of his property. She looked at the video and said "I have another one that shows him riding on the road". She said that she would have to find it because she had several videos of the incident.

While waiting on Mrs. Flanagan to locate the videos, I made contact Thomas John Silvers. Mr. Silvers informed me that Amber Flanagan, Alan Flanagan and he were all hunting in the State forest behind the Daws's property. He said he was hunting approximately 200 yards from where Mrs. Flanagan was hunting. He said that while he was hunting he heard the Daws's start up their ATV and ride it back and forth along the back of their property line. He said that he could hear them yelling back and forth to each other and chopping bushes. I asked him if he observed them operating an ATV on the State Forest property and he said "No". I asked him if he heard them talking to Mrs. Flanagan and he said "No". Mr. Silvers provided me with a Sworn Written Statement.

I then made contact with Alan Flanagan and he said he heard the ATV on the road but he didn't see or hear anything else.

I then made contact with Amber Flanagan again and she tried playing a video for me to hear. She said if you hold it to your ear and listen closely you can hear Sherry yelling my name and being loud. I held the phone close to my ear while the video was playing but I was unable to hear anyone speaking in the video. I told her that I could not hear anyone speaking on the video and she said "I'll try find a better one for you to hear".

I made contact with Dewey Robert Harp inside of his house. I asked him to tell me what he observed and he said Amber contacted him and said that the Daws's was harassing her while she was hunting. He said Amber told him that she had video of the harassment. He said when I drove down to the Bracken Road I seen Bill Daws riding a four wheeler out of his property from the north side of his property and drive down the Bracken Road a short distance and turn and drive in the woods behind his property. I asked him what color was the ATV and he said "I couldn't tell". I asked him what color shirt was the person on the ATV wearing and he said "I couldn't tell, there was so much dust from the ATV. I asked him where was he when he first observed the ATV and he said "I was driving on the Bracken Road going east. I asked him if he seen anyone else driving an ATV on the Bracken Road on that day and he said "No". I asked him if Mr. Daws had a gate on the north side of his property and he paused for a few seconds and then said "I don't think he does". While speaking with Mr. Harp he mentioned that another person from the camp located at the corner of Hwy 191 and the Overstreet road wanted to speak to me and give a statement. He also said that another person who he called by their name wanted to make a complaint also. After further investigation I determined that the person wanted to remain anonymous. I asked Mrs.

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Flannagan if she had more video of the incident and she said yes but she was unable to locate the video to provide to me at that time.

After leaving Mr. Harps property and drove to the residence of the anonymous complainant's residence. I was unable to make contact with that person.

I drove to Bracken road to where the incident illegibly took place. Once there I observed tire tracks on the north side of the road way where the complainant's said that they were parked. I observed an embankment in close proximity of where the truck was parked on the north side of the road. I did not observe any ATV tire tracks around the area where the vehicle tracks were located or on the embankment. I looked for ATV tracks leading into the Forest where the complainant's said that they observed Mr. Daws drive the ATV into the Forest. I was unable to locate any ATV or any other tire tracks leading into the Forest. After looking for a gate on the north side of Mr. Daws's fence, I was unable to locate one. I observed a set of ATV tracks o the roadway several yards west of where the complainant's truck was parked. The tracks were in the middle of the roadway I photographed the tire tracks.

I drove to the camp located at the corner of Hwy 191 and Bracken road. I made contact with 2 male subjects. While speaking with them they said they observed an ATV with a man and woman on it driving along overstreet road. One of the men said as they drove past the subjects on the ATV they stopped the ATV on the side of the road and waved as they passed. He said when he drove to the intersection of Overstreet and Bellandville road he observed a black colored Ford truck with a ATV trailer attached to it parked at the intersection. I asked him if he knew Mr. and Mrs. Daws and he said "Yes, I've done some work for them in the past and I stop and talk with them every now and then". I asked him if the people who he observed on the ATV was Mr. And Mrs. Daws and he said "No". I asked him if he got a good look at the subjects who were on the ATV and he said "Yes". I asked him if he recognized them and he said "No". While speaking with the two male subjects at the camp, I observed another male subject who I observed earlier at Mr. Harps camp standing in close proximity to us.

Once I left the subjects camp I contacted Mrs. Daws by phone. I informed her that I was conducting an investigation about a complaint involving her and Mr. Daws. I asked her if she had any contact with anyone hunting near her property earlier in the day and she said "No". I asked her if she or Mr. Daws had driven an ATV off of their property onto Bracken Road or the State Forest and she said "No". I asked her if anyone else was at their property with them earlier in the day and she said "No". I explained to her the accusations against them and she said that they have cameras set up around their property and that Mr. Daws would go and get the SIM cards from the cameras and that I was more that welcome to stop by and review the footage. I told her that if they had any pictures of the complainant's vehicles or any ATV along the road way that I would like to see them.

The following day Mrs. Daws contacted me and said that she was sending me photographs from her cameras. She said that in the photographs you can see Mr. Harps truck parked on Bracken road in front of their north fence. She said you can also

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see an ATV with two people on it sitting next to his truck.

While reviewing the photographs I could see the ATV with the two subjects sitting on it parked next to Mr. Harps vehicle. The photographs were taken at approximately the same time that Mr. Harp and Ms. Flanagan claimed that they observed Mr. Daws operating an ATV on Bracken road.

On October 26, 2016 I went back to Mr. and Mrs. Daws residence and made contact with them. I informed them that I needed to look at their ATV's tire tread. They provided both of their TV's for me to inspect the tire tread pattern. While conducting my inspection I determined that neither sets of tire on the ATV's matched the tire tracks that I observed in the roadway on Bracken road. Mr. Daws then showed me his personal shooting range located on his property. While looking at the range I observed a large mound of dirt inside of a 3 side back stop to stop any stray or ricochet bullets. I observed a very large thick section of woods directly behind the shooting ranges back stop. The section of woods was located on the Daws's property and appeared to be approximately 100 feet or more from their property line. Mr. and Mrs. Daws's expressed their concern to me about being harassed by certain groups of hunters. They said that because of the ongoing lawsuit that they have involving dog hunting they felt that they would have more false complaints filed against them.

After leaving Mr. and Mrs. Daws residence I drove to Mr. Harps residence and made contact with him. While interviewing him he changed his story from the original version that he told me on the night of the alleged incident. He said that when he first drove to Bracken road he seen an ATV with a man and woman riding on it while holding a small white dog. He said he stopped them and informed them that it was illegal to ride an ATV on the road in the Forest. He then said he left the area and went back home. I asked him if the people that were driving the ATV was Mr. or Mrs. Daws and he said "No". I asked him when did he see Mr. Daws driving the ATV on Bracken road and he said " I drove back to Bracken road a little while later and seen him turn out of his front gate and drive onto Bracken road. I then seen him drive into the forest behind his property towards where Amber was hunting". I asked him if he got a good look at him and if he knew for sure that it was Mr. Daws and he said "Yes, it was him". I asked Mr. Harp if he wanted to provide a Sworn Written Statement and he provided a Statement.

I determined that Mrs. Flanagan's video evidence that she showed me the night of the alleged incident had no evidential value to support her accusations. It did however show that Mr. Daws was operating his ATV on his own property and not the property of the Blackwater State forest.

After reviewing all of the evidence and the statements that were given I determined that Mr. Harp was untruthful while providing verbal statements to me the night of the alleged incident. Even after interviewing him a second time Mr. Harp still provided me with false statements.


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On October 26 2016, I contacted Lt. Hahr and informed him about the alleged incident. I provided him with the details of my investigation. I informed him that while investigating the complaint none of the evidence matched the statements that were provided by the complainant's. I also informed him that due to Mr. Harp providing me with false statements during an official investigation I wanted to pursue charges against him. Lt. Hahr agreed to me pursuing the charges but told me to contact the Santa Rosa County State Attorney's Office first to get better direction from them as to if there was enough evidence to pursue the charges.

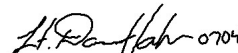
On October 27, 2016 I contacted Santa Rosa Assistant State Attorney Amber Rowland. I provided her with the details of the investigation. I informed her that I wanted to pursue charges against Mr. Harp for providing the false statements during the official investigation. After providing her with the details she informed me that based on the information that I provided to her that she didn't think there was enough evidence to pursue the charges at that time. I respected her decision and no charges were filed.

I closed the investigation against Mr. and Mrs. Daws. Based on the evidence I find that there was no violation committed by Mr. or Mrs. Daws.

Officer: Approving Supervisor (Supplement 02)

Officer Name HUTCHINSON, JASON C	Officer Rank OFFICER	Officer ID No WN487	Officer Agency FLORIDA FISH AND WILDLIFE CONSERVATION COMMISSION
Officer Signature 			

Officer: Approving Supervisor (Supplement 02)

Officer Name DANIEL E HAHR	Officer Rank LIEUTENANT	Officer ID No W0704	Officer Agency FLORIDA FISH AND WILDLIFE CONSERVATION COMMISSION
Officer Signature 			

Sup #	Officer Name	Officer Rank	Involvement On Repo	Reporting Role	ID #	Org/Unit	Officer Agency
02	HUTCHINSON, JASON C	OFFICER			WN487	FWNWNW REGION/SANTA ROSA NORTH	FLORIDA FISH AND WILDLIFE CONSERVATIO N COMMISSION
02	DANIEL E HAHR	LIEUTENANT			W0704	FWNWNW REGION/SANTA ROSA NORTH	FLORIDA FISH AND WILDLIFE CONSERVATIO N COMMISSION

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The undersigned certifies and swears that he/she has just and reasonable grounds to believe that the above named Defendant, committed violation(s), of law, on the below date(s) and time(s), as listed in the narratives associated with this report:

Officer: Reporting Officer (Supplement02)

Officer Name HUTCHINSON, JASON C	Office Rank OFFICER	Officer ID No WN487	Sworn and subscribed before me, the undersigned authority This the _____ day of _____, _____ DEPUTY OF THE COURT, NOTARY OR LAW ENFORCEMENT OFFICER
Officer Agency FLORIDA FISH AND WILDLIFE CONSERVATION COMMISSION	Officer Signature 