

IN THE CIRCUIT/COUNTY COURT IN THE FIRST JUDICIAL CIRCUIT IN AND FOR OKALOOSA
COUNTY, FLORIDA

COPY

WARRANT/OTTIC ON HOLD

OKALOOSA CO SHERIFF'S OFFICE

REPORT NO: OCSO16ARR007788

Jail Booking No	Offense No OCSO16OFF005784	Other No OCSO16CAD078844	OBTS
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[SUSPECT]

<u>Last</u>	<u>First</u>	<u>Middle</u>	<u>Title</u>	<u>Race</u>	<u>Sex</u>	<u>DOB</u>	<u>Age</u>	<u>Hgt</u>	<u>Wgt</u>
DUBOIS	KAYLA	RENEE		W	F	9/5/1991	24	5'05"	0
<u>Eyes</u>	<u>Hair</u>	<u>MNI Number</u>	<u>SSN</u>	<u>ID No</u>	<u>St</u>	<u>Type</u>	<u>OCA/Agency ID</u>		
BLN		OCSO16MNI010439			FL				

Birth Location: City: County: State: Nation: SPAIN Citizenship:

Address

NAVARRE FL 32566

Occupations (Current/Last Known is Listed First)

* none found in MNI *

Aliases (Last, First Middle Title DOB)

* none found in MNI *

Street Names

* none found in MNI *

[INCIDENT INFORMATION]

Occurred Date Range:	9/22/2015	12:00 to 12/6/2015	12:00	Lat / Long	30.44218 / -86.57912
No.	Di	Street	Apt/Lot	City	ST Zip (GEO)
50		2ND ST		SHALIMAR	FL 32579 2 - 12 - -

[CHARGES]

934.03.

INVADE PRIVACY

ILLEGAL DISCLOSURE OF COMMUNICATION

<u>Counts</u>	<u>Level</u>	<u>Degree</u>	<u>GOC</u>	<u>UCR</u>	<u>NCIC</u>	<u>AON</u>	<u>Bond Amount</u>
2	Felony	Third	Principal	9000		5799	

[STATEMENT OF PROBABLE CAUSE / NARRATIVE]

On 05/13/16, I responded to the Department of Public Safety Office, 90 E. College Blvd, Niceville, FL, in reference to a complaint by the Chief of EMS, Tracey Vause. Mr. Vause presented email statements from 3 different EMS paramedics, complaining that another EMS paramedic, co-defendant Christopher Robert Wimmer, had been showing unprofessional and compromising "selfies," on his Apple I-phone, consisting of digital photographs and videos of multiple patients, in ambulances, under the defendant's care.

On 5/13/16, I conducted separate recorded interviews with the 3 paramedics. In sworn, written statements, all 3 witnesses said they were shown multiple "selfie" photographs and videos by the co-defendant on different occasions over the last two months, sometimes of patients that were intubated or otherwise sedated. One paramedic observed the co-defendant posing in a "selfie" showing an elderly woman with her breast exposed, and another "selfie" in which the co-defendant held the eyelids open on a sedated patient. Another paramedic stated the co-defendant had multiple "jump scare" videos on his phone, in which the co-defendant would drive his ambulance by unsuspecting pedestrians, activate his air horn, and record their reactions. A different paramedic stated the co-defendant told him he was in a "competition" with the defendant, Kayla Renee Dubois, to see who could take the best "selfies" with patients that were intubated and/or sedated. One paramedic said the co-defendant showed a video sent to his phone by the defendant, in which she was recording a woman flailing her arms and legs, with the defendant then smiling and commenting into the camera. All 3 paramedics swore the photographs/videos were shown to them and others for entertainment and amusement purposes, with the co-defendant often laughing or smiling. The incidents took place within Okaloosa County, mostly during shift change at the Okaloosa Island Public Safety building.

Post Miranda, in a consensual interview, the co-defendant stated he may have some patient photographs or videos on his cell phone, but they were recorded only after obtaining consent from the patient, and were to be used only for training/teaching purposes. At the conclusion of the interview, I seized the defendant's Apple I-phone 6s for evidence. On 5/16/16, the Honorable Judge William Stone signed a search warrant for the co-defendant's phone, and it was subsequently downloaded for digital forensic analysis.

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REPORT NO: OCSO16ARR007788

The co-defendant's phone contained digital images of 23 different patients, 17 of which were "selfies" involving the defendant, 3 of which appeared consensual. The co-defendant's phone also contained 21 videos, 10 of which were "selfies" involving the co-defendant, and 16 of which had clear, interactive communications between the patient and co-defendant. Additionally, the co-defendant's phone contained 5 "selfie" images of different patients featuring the defendant, Kayla Dubois, and 2 videos produced by the defendant, 1 of which was a "selfie." Both videos featuring the defendant contained clear, interactive communications between the patient and defendant. Patients featured in these photographs/videos were sometimes intubated, unconscious, or intoxicated, and in varying degrees of distress. The co-defendant's phone also contained text messages and screen shots exchanged between the defendant and co-defendant, challenging each other to produce more "selfies" and to "step up" their game. None of the images or videos produced by the defendant or co-defendant had any training/teaching value, and any reasonable person would conclude they were produced for amusement and entertainment purposes.

On 5/24/16, the Honorable Judge Michael Flowers signed a search warrant and on 5/25/16 the defendant's Apple I-phone 6 was seized. The defendant, however, under legal advice, refused to provide the 6-digit pass code, and a forensic download could not be accomplished. Under legal advice, the defendant also refused requests for interviews.

Based upon my investigation, to include recorded interviews with the co-defendant and multiple witnesses, I have probable cause to believe the defendant, Kayla Renee Dubois, violated F.S.S. 934.03(1)(a), Interception and disclosure of an oral communication, by intercepting/acquiring and disclosing oral communications uttered by patients under her care, when such patients had reasonable expectations their communications were not subject to interception; 2 counts; to include a 54 year old female recorded on 9/22/15, and a 54 year old female recorded on 12/6/15. Both patients/victims have accomplished a sworn, written Affidavit of Complaint stating they neither knew they were being recorded, nor gave consent or authorization.

These offenses did occur in Okaloosa County, Florida, where your affiant is a law enforcement officer.

Signature (Arresting Officer)

Name

ID/SSN

Subscribed and sworn to (or affirmed) before me this 20 day of July A.D., 2016 by

who is personally known to me or has produced as identification.

Signature

Notary Public

LEO

CO

Commission No: My Commission Expires

Supervisor Signature

Date

Supervisor Name (Please Print)

Rank

IN THE CIRCUIT/COUNTY COURT IN THE FIRST JUDICIAL CIRCUIT IN AND FOR OKALOOSA
COUNTY, FLORIDA

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WARRANT/OTTIC ON HOLD

OKALOOSA CO SHERIFF'S OFFICE

REPORT NO: OCSO16ARR007788

[PHYSICAL EVIDENCE] [NO PHYSICAL EVIDENCE LISTED]

[ARREST INFORMATION]

Arrested	Residency Within state	Injured	Extent of Injury	Resist			
No.	Di	Street	A/L	City	ST	Zip	Lat / Long
Arresting Officer		Unit	(GEO)	- - -			Officer Type
Reporting Officer		Unit					Original Offense Jurisdiction
086	VAFIDES, ALAN H	OCSO/FSV/INV/CID					OCSO
Forward to for approval							
OCSO/FSV/INV/CID							

Bond Set by LEO at Time of Arrest & Booking: \$0.00

- () None
() ROR
() Cash
() Pro

Bond Set by Judge	() None	(X) ROR/Sign
\$5,000.00	() Cash	() PTR
	() Any	
	() Pro	
	() PtiQ	

()Purge HOLD FILE
()SC _____

Return Court: CIRCUIT COURT: FELONY Date: _____ Time: _____
Instructions: 1940 LEWIS TURNER BLVD

[COURT INFORMATION]

Court	Judge	Date
Sent		
Rcvd	CIRCUIT	FLOWERS
		7/20/2016
Court Case Number 16-5784		

Assigned To:

[DISPOSITION]

Disposition Type	Release Type	Other Desc
Release Date	Release Time	Release Officer
		Printed
		Printed By
		No
Released To		

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REPORT NO: OCSO16ARR007788

Court DispositionType

Court Disposition Description

[ADDITIONAL PERSONS]

COURT DISPOSITION:

(right index)

☐ No Bill / Petition ☐ Issue Warrant ☐ Prosecution Approved

Signature of Assistant State Attorney

Date

IN THE CIRCUIT/COUNTY COURT IN THE FIRST JUDICIAL CIRCUIT IN AND FOR OKALOOSA
COUNTY, FLORIDA

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OKALOOSA CO SHERIFF'S OFFICE

REPORT NO: OCSO16ARR007790

Jail Booking No	Offense No OCSO16OFF005784	Other No OCSO16CAD078844	OBTS
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[SUSPECT]

Last First Middle Title Race Sex DOB Age Hgt Wgt
WIMMER CHRISTOPHER ROBERT W M 9/2/1982 33 5'07" 200
Eyes Hair MNI Number SSN ID No St Type OCA/Agency ID
BRO OCSO16MNI006440 [REDACTED] FL

Birth Location: City: County: State: VA Nation: Citizenship:

Address

[REDACTED] CRESTVIEW FL 32536

Occupations (Current/Last Known is Listed First)

Business: EMS - PUBLIC SAFETY, Job Title: PARAMEDIC, Entered: 5/13/2016

Aliases (Last, First Middle Title DOB)

* none found in MNI *

Street Names

* none found in MNI *

[INCIDENT INFORMATION]

Occurred Date Range: 9/7/2015 12:00 to 4/10/2016 12:00 Lat / Long 30.44218 / -86.57912
No. Di Street Apt/Lot City ST Zip (GEO)
50 2ND ST SHALIMAR FL 32579 2 - 12 - -

[CHARGES]

784.03.1a1

BATTERY

TOUCH OR STRIKE

Counts	Level	Degree	GOC	UCR	NCIC	AON	Bond Amount
1	Misdemeanor	First	Principal	130B		1319	

934.03.

INVADE PRIVACY

ILLEGAL DISCLOSURE OF COMMUNICATION

Counts	Level	Degree	GOC	UCR	NCIC	AON	Bond Amount
7	Felony	Third	Principal	9000		5799	\$7,500.00

[STATEMENT OF PROBABLE CAUSE / NARRATIVE]

On 05/13/16, I responded to the Department of Public Safety Office, 90 E. College Blvd, Niceville, FL, in reference to a complaint by the Chief of EMS, Tracey Vause. Mr. Vause presented email statements from 3 different EMS paramedics, complaining that another EMS paramedic, defendant Christopher Robert Wimmer, had been showing unprofessional and compromising "selfies," on his Apple I-phone, consisting of digital photographs and videos of multiple patients, in ambulances, under the defendant's care.

On 5/13/16, I conducted separate recorded interviews with the 3 paramedics. In sworn, written statements, all 3 witnesses said they were shown multiple "selfie" photographs and videos by the defendant on different occasions over the last two months, sometimes of patients that were intubated or otherwise sedated. One paramedic observed the defendant posing in a "selfie" showing an elderly woman with her breast exposed, and another "selfie" in which the defendant held the eyelids open on a sedated patient. Another paramedic stated the defendant had multiple "jump scare" videos on his phone, in which the defendant would drive his ambulance by unsuspecting pedestrians, activate his air horn, and record their reactions. A different paramedic stated the defendant told him he was in a "competition" with co-defendant Kayla Dubois, to see who could take the best "selfies" with patients that were intubated and/or sedated. One paramedic said the defendant showed a video sent to his phone by the co-defendant, in which she was recording a woman flailing her arms and legs, with the co-defendant then smiling and commenting into the camera. All 3 paramedics swore the photographs/videos were shown to them and others for entertainment and amusement purposes, with the defendant

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often laughing or smiling. The incidents took place within Okaloosa County, mostly during shift change at the Okaloosa Island Public Safety building.

Post Miranda, in a consensual interview, the defendant stated he may have some patient photographs or videos on his cell phone, but they were recorded only after obtaining consent from the patient, and were to be used only for training/teaching purposes. At the conclusion of the interview, I seized the defendant's Apple I-phone 6s for evidence. On 5/16/16, the Honorable Judge William Stone signed a search warrant for the defendant's phone, and it was subsequently downloaded for digital forensic analysis.

The defendant's phone contained digital images of 23 different patients, 17 of which were "selfies" involving the defendant, 3 of which appeared consensual. The defendant's phone also contained 21 videos, 10 of which were "selfies" involving the defendant, and 16 of which had clear, interactive communications between the patient and defendant. Additionally, the defendant's phone contained 5 "selfie" images of different patients featuring the co-defendant, Kayla Dubois, and 2 videos produced by the co-defendant, 1 of which was a "selfie." Both videos contained clear, interactive communications between the patient and co-defendant. Patients featured in these photographs/videos were sometimes intubated, unconscious, or intoxicated, and in varying degrees of distress. The defendant's phone also contained text messages and screen shots exchanged between the defendant and co-defendant, challenging each other to produce more "selfies" and to "step up" their game. None of the images or videos produced by the defendant or co-defendant had any training/teaching value, and any reasonable person would conclude they were produced for amusement and entertainment purposes.

Based upon my investigation, to include recorded interviews with the defendant, multiple witnesses, and forensic digital analysis of the defendant's phone, I have probable cause to believe the defendant, Christopher Robert Wimmer, violated F.S.S. 934.03(1)(a), Interception and disclosure of an oral communication, by intercepting/acquiring and disclosing oral communications uttered by patients under his care, when such patients had reasonable expectations their communications were not subject to interception; 7 counts; to include a 45 year old female recorded on 2/13/16, a 59 year old female recorded on 12/5/15, a 64 year old female recorded on 9/7/15, a 53 year old female recorded on 2/13/16, a 62 year old female recorded on 4/10/16, a 56 year old female recorded on 9/7/15, and a 61 year old male recorded on 2/25/16. Additionally, the defendant violated F.S.S. 784.03(1)(a)1., Battery, on 2/22/16, by holding open the eyelids of a 26 year old, sedated female patient, in order to take a "selfie" photograph for amusement purposes, and for which there was no medical reason or procedure justified for touching the patient in that manner. All patients/victims have accomplished a sworn, written Affidavit of Complaint stating they neither knew they were being recorded, nor gave consent or authorization.

These offenses did occur in Okaloosa County, Florida, where your affiant is a law enforcement officer.

Signature (Arresting Officer)

Name

ID/SSN

Subscribed and sworn to (or affirmed) before me this 20 day of July A.D., 2016 by _____

who is personally known to me or has produced _____ as identification.

____ Notary Public ____ LEO ____ CO
Signature

Commission No: My Commission Expires

Supervisor Signature	Date	Supervisor Name (Please Print)	Rank
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REPORT NO: OCSO16ARR007790

[PHYSICAL EVIDENCE] [NO PHYSICAL EVIDENCE LISTED]

[ARREST INFORMATION]

Arrested	Residency Within jurisdiction	Injured	Extent of Injury	Resist
No.	Di Street	A/L City	ST Zip	Lat / Long
Arresting Officer		Unit	(GEO) - - -	Officer Type
Reporting Officer		Unit		Original Offense Jurisdiction
086 VAFIDES, ALAN H		OCSO/FSV/INV/CID		OCSO
Forward to for approval				
OCSO/FSV/INV/CID				

Bond Set by LEO at Time of Arrest & Booking: \$0.00

- () None
() ROR
() Cash
() Pro

Bond Set by Judge	() None	(X) ROR/Sign
\$7,500.00	() Cash	() PTR
	() Any	
	() Pro	
	() PtiQ	

()Purge HOLD FILE
()SC

Return Court: CIRCUIT COURT: FELONY Date: Time: _____
Instructions: 1940 LEWIS TURNER BLVD

[COURT INFORMATION]

Court	Judge	Date
Sent		
Rcvd CIRCUIT	FLOWERS	7/20/2016
Court Case Number	16-5784	

Assigned To:

[DISPOSITION]

Disposition Type	Release Type	Other Desc
Release Date	Release Time	Release Officer
Released To		Printed Printed By No

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REPORT NO: OCSO16ARR007790

Court DispositionType

Court Disposition Description

[ADDITIONAL PERSONS]

COURT DISPOSITION:

(right index)

☐ No Bill / Petition ☐ Issue Warrant ☐ Prosecution Approved

Signature of Assistant State Attorney

Date