

IN THE CIRCUIT COURT OF THE THIRD  
JUDICIAL CIRCUIT, IN AND FOR DIXIE  
COUNTY, FLORIDA.

STATE OF FLORIDA

AGENCY CASE NO: 20-08350

-vs-

KIMBERLY MCGILL-  
HIGHTOWER  
Defendant,

B/F

DOB: [REDACTED]

SSN: [REDACTED]

**ARREST WARRANT**

IN THE NAME OF THE STATE OF FLORIDA, TO THE DEPARTMENT OF CORRECTIONS  
OFFICE OF THE INSPECTOR GENERAL INSPECTORS AND/OR ALL AND SINGULAR  
SHERIFFS OF THE STATE OF FLORIDA:

Having received and considered the sworn affidavit of Law Enforcement Senior  
Inspector Carrie Barcia, dated May 20<sup>th</sup>, 2020, said affidavit alleging:

COUNT 1: KIMBERLY MCGILL-HIGHTOWER on or about April 15, 2020, in DIXIE County,  
Florida, did then and there unlawfully introduce contraband into or upon the grounds of a state  
correctional institution, to-wit: written communications to Inmate [REDACTED] [REDACTED] contrary to  
Florida Statute 944.47(1)(a)(1).

COUNT 2: KIMBERLY MCGILL-HIGHTOWER on or about April 17, 2020, in DIXIE County,  
Florida, did then and there unlawfully introduce contraband into or upon the grounds of a state  
correctional institution, to-wit: written communications to Inmate [REDACTED] [REDACTED] contrary to  
Florida Statute 944.47(1)(a)(1).

COUNT 3: KIMBERLY MCGILL-HIGHTOWER on or about April 18, 2020, in DIXIE County,  
Florida, did then and there unlawfully introduce contraband into or upon the grounds of a state  
correctional institution, to-wit: written communications to Inmate [REDACTED] [REDACTED] contrary to  
Florida Statute 944.47(1)(a)(1).

COUNT 4: KIMBERLY MCGILL-HIGHTOWER on or about April 22, 2020, in DIXIE County,  
Florida, did then and there unlawfully introduce contraband into or upon the grounds of a state  
correctional institution, to-wit: written communications to Inmate [REDACTED] [REDACTED] contrary to  
Florida Statute 944.47(1)(a)(1).

COUNT 5: KIMBERLY MCGILL-HIGHTOWER on or about April 26, 2020, in DIXIE County,  
Florida, did then and there unlawfully introduce contraband into or upon the grounds of a state  
correctional institution, to-wit: written communications to Inmate [REDACTED] [REDACTED] contrary to  
Florida Statute 944.47(1)(a)(1).

DIXIE CO CLERK OF COURT  
MAY 20 2020 AM 11:20

COUNT 6: KIMBERLY MCGILL-HIGHTOWER on or about April 27, 2020, in DIXIE County, Florida, did then and there unlawfully introduce contraband into or upon the grounds of a state correctional institution, to-wit: written communications to Inmate [REDACTED] [REDACTED] contrary to Florida Statute 944.47(1)(a)(1).

COUNT 7: KIMBERLY MCGILL-HIGHTOWER on or about April 13, 2020, in DIXIE County, Florida, did Conceal, cover up, destroy, mutilate, or alter any official record or official document, contrary to Florida Statute 838.022(1)(b).

COUNT 8: KIMBERLY MCGILL-HIGHTOWER on or about April 26, 2020, in DIXIE County, Florida, did obstruct, delay, or prevent the communication of information relating to the commission of a felony that directly involves or affects the public agency or public entity served by the public servant, contrary to Florida Statute 838.022(1)(c).

THESE ARE THEREFORE TO COMMAND YOU TO FORTHWITH ARREST AND BRING THE ABOVE NAMED DEFENDANT BEFORE ME TO BE DEALT WITH ACCORDING TO LAW.

GIVEN UNDER MY HAND AND SEAL this 20<sup>th</sup> day of May 2020, at DIXIE County, Florida.

BAIL BOND IS FIXED AT

Count 1 \$ 20,000

Count 2 \$ 20,000

Count 3 \$ 20,000

Count 4 \$ 20,000

Count 5 \$ 20,000

Count 6 \$ 20,000

Count 7 \$ 20,000

Count 8 \$ 20,000



Jennifer J. Johnson  
Circuit Judge

IN THE CIRCUIT COURT OF THE THIRD  
JUDICIAL CIRCUIT, IN AND FOR DIXIE  
COUNTY, FLORIDA.

STATE OF FLORIDA

-vs-

AGENCY CASE NO: 20-08350

KIMBERLY MCGILL-  
HIGHTOWER

Defendant,

B/F

DOB: [REDACTED]

SSN: [REDACTED]

DIXIE CO CLERK OF COURT  
MAY 20 2020 11:20

**AFFIDAVIT FOR ARREST**

BEFORE ME, Jennifer J. Johnson, a Judge of the above captioned court, personally appeared Law Enforcement Senior Inspector Carrie Barcia, who being first duly sworn, deposes and says:

WHEREAS, Between April 15, 2020 and April 28, 2020, KIMBERLY MCGILL-HIGHTOWER (Defendant), a State of Florida Certified Correctional Officer, employed by the Florida Department of Corrections, did send twenty-nine written communications to [REDACTED] [REDACTED] DC No. [REDACTED] an inmate housed at Cross City Correctional Institution.

On May 5, 2020, Correctional Officers at Cross City Correctional Institution found twenty-nine written communications hidden in Inmate [REDACTED] [REDACTED] personal property.

KIMBERLY MCGILL-HIGHTOWER was assigned as the A-Shift, F-Dormitory Housing Officer at Cross City Correctional Institution. From February 14, 2020 until April 7, 2020, Inmate [REDACTED] [REDACTED] was housed in [REDACTED]-Dormitory and worked as a Houseman.

Sixteen of the written communications had a date added to them. All the dates correspond with KIMBERLY MCGILL-HIGHTOWER working her assigned shift or extra shifts KIMBERLY MCGILL-HIGHTOWER volunteered to work.

Your Affiant obtained a sample of KIMBERLY MCGILL-HIGHTOWER known handwriting. To the untrained eye, the handwriting of the written communications appeared consistent with the known handwriting of KIMBERLY MCGILL-HIGHTOWER.

Your Affiant further noted that in the known handwriting sample of KIMBERLY MCGILL-HIGHTOWER the word "and" was spelled "an". This same spelling error was found in several of the written communications found in Inmate [REDACTED] [REDACTED] property.

KIMBERLY MCGILL-HIGHTOWER included the following statements in the written communication that included the names of other officers who work at Cross City Correctional Institution.

- *"you did not tell me Captain Brown talked to you and told you not to be on the south side"*
- *"He told me I needed to not make inmate friends because inmates lie, just to use people and he'd hate to see me get screwed over"*

Your Affiant identified the correctional officer named in the written communication as Captain Bobby Brown.

Your Affiant interviewed Captain Brown, who provided the following testimony:

Captain Brown did tell Inmate [REDACTED] [REDACTED] not to be on the south side.

Captain Brown had a conversation with KIMBERLY MCGILL-HIGHTOWER because he heard that she had been spending too much time with Inmate [REDACTED] [REDACTED]. During that conversation, Captain Brown told KIMBERLY MCGILL-HIGHTOWER that inmates try to make friends with officers to get them under their thumb.

KIMBERLY MCGILL-HIGHTOWER was the only officer Captain Brown talked to and could have been the only person who wrote the communication.

- *"Ms. Hernandez asked me at 6:00 AM about you! Were you okay as a house man! Did I know if you did drugs?"*
- *"I told her you were great as a house man an I didn't know shit about you on drugs!"*
- *"she was trying to figure out why you went to A-Dorm your custody isn't high enough! And she was told drug use!"*

Your Affiant identified the correctional officer named in the written communication as Officer Leticia Hernandez.

Your Affiant interviewed Officer Hernandez, who provided the following testimony:

Officer Hernandez asked KIMBERLY MCGILL-HIGHTOWER about Inmate [REDACTED] [REDACTED] being a houseman because Inmate [REDACTED] [REDACTED] had worked for KIMBERLY MCGILL-HIGHTOWER as a houseman.

- *"you telling me you didn't ever come to this side! Which is a lie cause Ms. Hernandez said she let u out and saw you on the south side"*

Officer Hernandez did see Inmate [REDACTED] [REDACTED] on the south side when he supposed to be on the north side. Officer Hernandez likely did tell this to KIMBERLY MCGILL-HIGHTOWER, so

that she could be on alert that Inmate [REDACTED] [REDACTED] was over there when he was not supposed to be.

- *"I got Bryan in here, Hartsfield, and Maldonroa in Echo!"*
  - *"I won't get to see you! Oh and Ms. Johnson's here, God why did I even try this too day. I could have at least been home rolling in my own self miseray. Alone!"*
  - *"I know Walker, Dirty Shirt, Suro, Speagle, Hartsfield, Maldando Crosby, Ellerby, Burnette are out to screw me over. Oh an Ms. Strong and Johnson."*
  - *"Hell everybody is out to watch me fall! I have never been so hated ever"*
- Sgt Hartsfield is here today and he's looking every move to see where you at"*

Your Affiant identified the correctional officers named in the written communication as Officer Nathanael Bryan, Sergeant Lyle Hartsfield, Officer Jose Maldonado, Officer Monkisha Johnson, Officer Erik Walker, Sergeant David Suro, Sergeant Justin Speegle, Officer Daniel Cosby, Officer James Ellerby, Sergeant Thomas Burnett and Sergeant Aundray Strong.

These officers worked with KIMBERLY MCGILL-HIGHTOWER during the time the written communications were created.

KIMBERLY MCGILL-HIGHTOWER included the following statements in the written communications that indicted she was in daily contact with Inmate [REDACTED] [REDACTED]

- *"I was so happy to see your face!"*
- *"There never gonna let me be close too you again. I feel so lonely without you! Your so close but not close enough"*
- *"Okay! I am here! I don't think I am going get to see you!"*
- *"you became my reason for showing up everyday an you didn't even know it"*
- *"I talk to officers cause I work here! The same for Inmates"*
- *"no more working B-Shift okay! I don't know if any one is willing to let me work a night shift"*
- *"Om goodness your going to Rec!"*
- *"Ok! I am angry Right Now! First & Last time! I have never ever-ever! Had you moved or talked about having you moved! Why would I? I am not happy with you being gone!"*
- *"Oh my goodness I don't think this is living anymore. It's mearly existing from getting to see you till next time"*



- *"well the day has come an gone! An nothing from you, what the fuck! I am very hurt now!"*
- *"(11:45 PM) Okay can't sleep! Tired of cleaning an recleaning, I get to see you in a few hours!"*
- *"I was so happy to see you"*
- *"This lock down is so horrible, OMG. 72 hours! This means I got to wk my days off just to wait to see UR ass"*
- *"Well it's Day #2 of this lock down! I was so hurt"*
- *"I want to see you! Oh god this is killing me! Are you over there missing me"*
- *"I just want to be done at Cross City"*
- *"I am respecting your wishes an I am not coming too work! Cause you asked me not too! It sucks only cause I miss you though"*
- *"I feel so unsafe! I want to leave but I want to see you"*
- *"Please make sure your getting rid of all these! I mean flush them! In a million pieces"*
- *"you made sure to let the dorm know & other dorms I wasn't worth anything to you"*
- *"I was shaken but I made sure to say I don't know what you would have gained! Because I never gave you shit or did shit for you"*
- *"If you transfer How will we talk"*
- *"It's Thursday like 5 AM! I've been fighting with myself to come in Not! Come in! I am gonna give you a break today so you don't have to risk getting in trouble"*
- *"I tried to come over your way and I could not"*
- *"Listen they want you to fuck up! So don't"*
- *"This is so hard! But at least sometimes I get too see your face, and being here does feel closer"*

KIMBERLY MCGILL-HIGHTOWER included the following statement in a written communication that indicated she was in direct contact with another inmate housed at Cross City Correctional Institution.

- *"When Davis said today that I couldn't be serious about it lasting forever I never thought before that it wouldn't I always I thought it would last no matter what"*

Your Affiant identified "Davis" as Inmate Hassan Davis DC No. B00385.

Your Affiant conducted an interview with Inmate Davis, who provided the following testimony:

Inmate Davis made that statement to his dormitory officer, KIMBERLY MCGILL-HIGHTOWER, because she was distraught when her houseman, Inmate ( [REDACTED] [REDACTED] ) was moved to another dormitory.

KIMBERLY MCGILL-HIGHTOWER included the following statements in the written communications that indicted she had knowledge that Inmate [REDACTED] [REDACTED] had access to a contraband cellular device:

- *"I've waited and waited for you too make direct contact! And then I think you attempted and I missed it! Ughh so upset. You have no idea. But now you can leave a message and at least I have the sound of your voice next time"*
- *"I got a call from a # that I don't know! So I thought it was you yesterday! And no one but your mom got the # so whatever!"*
- *"Are you gonna call me"*

KIMBERLY MCGILL-HIGHTOWER included the following statements in the written communications that indicted she had a romantic and sexual relationship with Inmate [REDACTED] [REDACTED]

- *"I want to be able to call your name as I cum"*
- *"Now go there in your mind! The 1<sup>st</sup> time you entered me! Think about the feeling. The way you told me you loved me as you came"*
- *"I love his stroke game! Pull out game, that's another story, L.O.L."*
- *"I love everything about it! The size is good. I was scared at first, of the act and the size! But now I'm addicted"*
- *"And yes I feel for you, in so many ways. Your touch the way you slide your tongue in my mouth"*
- *"I can't believe how good it feels too see you! How the sound of your voice excites me"*
- *"Your touch is so Great"*
- *"I am all snuggly in your shirt! I cry a lot with this shirt! It's like being so close to you when it's not possible"*
- *"I don't feel like I am! I mean I don't feel a heart beat when I press! [REDACTED] [REDACTED] I am still tired and I cry no matter what! But you've always said I am overly emotional"*

None of the mentioned criminal activity was reported by KIMBERLY MCGILL-HIGHTOWER.

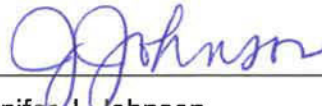
Eight of the twenty-nine written communications were written on torn up Department of Corrections Official Documents, some of them specific to F-Dormitory.

WHEREFORE, your affiant prays that an arrest warrant be issued according to law commanding The Florida Department of Corrections Office of the Inspector General Inspectors and/or all and singular the sheriffs of the State of Florida to forthwith arrest the said KIMBERLY MCGILL-HIGHTOWER and bring him before the court to answer the charge of Introduction of Contraband into a Secure Facility.



Carrie Barcia  
Law Enforcement Senior Inspector

SWORN AND SUBSCRIBED before me this 20<sup>th</sup> day of May, 2020, by who is personally known to me/produced proper identification.



Jennifer J. Johnson  
Circuit Judge



ARREST  SWORN COMPLAINT  HOLD

JUVENILE  NOTICE TO APPEAR

OBTS NUMBER:  
AGENCY ORI NUMBER:  
**FL037275C**

**OFFICE OF THE INSPECTOR GENERAL**  
**PROBABLE CAUSE AFFIDAVIT**

SPN NUMBER:  
AGENCY CASE REPORT NUMBER:  
**20-08350**

DEFENDANT

NAME OF SUBJECT (LAST, FIRST, MI): **McGill-Hightower, Kimberly Terri** ALIAS / MAIDEN:

911 HOME ADDRESS (STREET, APARTMENT NUMBER, ETC.): CITY: STATE: ZIP CODE: TELEPHONE NUMBER:

BUSINESS / SCHOOL ADDRESS (STREET, APARTMENT NUMBER, PO BOX, ETC.): CITY: STATE: ZIP CODE: TELEPHONE NUMBER:  
**Cross City Correctional Institution** **Cross City** **FL** **32628**

MAILING ADDRESS (PO BOX, ETC. IF DIFFERENT THAN 911 ADDRESS): SCARS, MARKS, TATTOOS, FACIAL HAIR, UNIQUE PHYSICAL FEATURES (LOCATION, TYPE, DESCRIPTION):

RACE:  WHITE  AMERICAN INDIAN  BLACK  ASIAN / ORIENTAL SEX: **F** DATE OF BIRTH: HEIGHT: **5'0"** WEIGHT: **200** HAIR COLOR: **Black** EYE COLOR: **Brown** COMPLEXION: **Dark** BUILD: **Large**

DRIVERS LICENSE / STATE ID NUMBER: STATE OF **FL** SOCIAL SECURITY NUMBER: PHOTO NUMBER: PLACE OF BIRTH: **FLORIDA** COUNTRY OF CITIZENSHIP: **USA**

SUBJECT'S OCCUPATION: **Correctional Officer** SPN NUMBER: AGENCY ORI NUMBER: **FL037275C** SO ID / AGENCY ID / NUMBER: BOOKING NUMBER:

LOCATION OF ARREST: DATE OF ARREST: TIME OF ARREST (MILITARY): DATE OF BOOKING: TIME OF BOOKING (MILITARY):

SUBJECT IDENTIFIED BY WHOM (VICTIM, WITNESS, LEO, ETC.): **LEO** SUBJECT'S NAME VERIFIED BY (PHOTO ID, FAMILY MEMBER, KNOWN TO OFFICER, ETC.): **Photo Identification/ Departmental Records**

CO-DEF.

(NAME):	DATE OF BIRTH:	RACE:	SEX:	COURT NUMBER:	<input type="checkbox"/> ARRESTED <input type="checkbox"/> SWORN <input type="checkbox"/> COMPLAINT	<input type="checkbox"/> FELONY <input type="checkbox"/> MISDEMEANOR	JUVENILE: <input type="checkbox"/> YES <input type="checkbox"/> NO
(NAME):	DATE OF BIRTH:	RACE:	SEX:	COURT NUMBER:	<input type="checkbox"/> ARRESTED <input type="checkbox"/> SWORN <input type="checkbox"/> COMPLAINT	<input type="checkbox"/> FELONY <input type="checkbox"/> MISDEMEANOR	JUVENILE: <input type="checkbox"/> YES <input type="checkbox"/> NO
(NAME):	DATE OF BIRTH:	RACE:	SEX:	COURT NUMBER:	<input type="checkbox"/> ARRESTED <input type="checkbox"/> SWORN <input type="checkbox"/> COMPLAINT	<input type="checkbox"/> FELONY <input type="checkbox"/> MISDEMEANOR	JUVENILE: <input type="checkbox"/> YES <input type="checkbox"/> NO
(NAME):	DATE OF BIRTH:	RACE:	SEX:	COURT NUMBER:	<input type="checkbox"/> ARRESTED <input type="checkbox"/> SWORN	<input type="checkbox"/> FELONY	JUVENILE: <input type="checkbox"/> YES

JUVENILE

JUVENILE DISPOSITION:  RELEASED TO JAC  ISSUED NTA AND RELEASED NAME OF PARENT / GUARDIAN (NOTIFIED  YES  NO): WORK TELEPHONE NUMBER:

PARENT / GUARDIAN HOME ADDRESS (STREET, APARTMENT #, PO BOX, ETC.): CITY: STATE: ZIP CODE: HOME TELEPHONE NUMBER:

WITNESS

(NAME) <b>Captain Bobby Brown</b>	ADDRESS: <b>Florida Department of Corrections/ Cross City Correctional</b>	TELEPHONE NUMBER: <b>352-498-4444</b>
(NAME) <b>Officer Leticia Hernandez</b>	ADDRESS: <b>Florida Department of Corrections/ Cross City Correctional</b>	TELEPHONE NUMBER: <b>352-498-4444</b>
(NAME) <b>Inmate Hassan Davis DC B00385</b>	ADDRESS: <b>Florida Department of Corrections</b>	TELEPHONE NUMBER: <b>N/A</b>
(NAME) <b>N/A</b>	ADDRESS: <b>N/A</b>	TELEPHONE NUMBER: <b>N/A</b>

CHARGE 1

OFFENSE DESCRIPTION: **Intro of Contraband into a Secure Facility- 6 Counts**  FELONY  MISDEMEANOR  TRAFFIC  NTA COMPLETE STATUTE / ORDINANCE NUMBER: **§ FSS 944.47(1)(a) Florida Statute** VICTIM NOTIFICATION: ARREST:  YES  NO RELEASE:  YES  NO

WARRANT  JUVENILE PU ORDER  CIVIL ORDER  CITATION DATE OF OFFENSE: **4/15/2020-4/27/2020** TIME OF OFFENSE: **N/A** BAIL AMOUNT: VICTIM'S TELEPHONE NUMBER: **N/A**

VICTIM (NAME): **State of Florida** ADDRESS (STREET, APARTMENT NUMBER, PO BOX, ETC.): **N/A** CITY: **N/A** STATE: **N/A** ZIP CODE: **N/A**

CHARGE 2

OFFENSE DESCRIPTION: **Official Misconduct**  FELONY  MISDEMEANOR  TRAFFIC  NTA COMPLETE STATUTE / ORDINANCE NUMBER: **§ FSS 838.022(1)(b) Florida Statute** VICTIM NOTIFICATION: ARREST:  YES  NO RELEASE:  YES  NO

WARRANT  JUVENILE PU ORDER  CIVIL ORDER  CITATION DATE OF OFFENSE: **4/15/2020-4/27/2020** TIME OF OFFENSE: **N/A** BAIL AMOUNT: VICTIM'S TELEPHONE NUMBER:

VICTIM (NAME): **State of Florida** ADDRESS (STREET, APARTMENT NUMBER, PO BOX, ETC.): CITY: STATE: ZIP CODE:

CHARGE 3

OFFENSE DESCRIPTION: **Official Misconduct**  FELONY  MISDEMEANOR  TRAFFIC  NTA COMPLETE STATUTE / ORDINANCE NUMBER: **§ FSS 838.022(1)(c) Florida Statute** VICTIM NOTIFICATION: ARREST:  YES  NO RELEASE:  YES  NO

WARRANT  JUVENILE PU ORDER  CIVIL ORDER  CITATION DATE OF OFFENSE: **4/15/2020-4/27/2020** TIME OF OFFENSE: **N/A** BAIL AMOUNT: VICTIM'S TELEPHONE NUMBER:

VICTIM (NAME): **State of Florida** ADDRESS (STREET, APARTMENT NUMBER, PO BOX, ETC.): CITY: STATE: ZIP CODE:

Your Affiant is Senior Inspector Carrie Barcia of the Office of the Inspector General, Florida Department of Corrections.

Your Affiant has probable cause to believe that during the time frame of April 13, 2020 and April 28, 2020, Kimberly Terri McGill-Hightower, a State Certified Correctional Officer employed by the Department of Corrections (defendant), did commit the criminal offense of Introduction of Contraband into a Secure Facility to Wit, Written Communication, in violation of § FSS 944.47(1)(a)(1) Florida Statute.

On May 3, 2020, the Office of the Inspector General received a complaint from Cross City Correctional Institution that Inmate [REDACTED] DC [REDACTED] was in possession of the defendant's home address. Correctional Officers discovered the address written on a small piece of paper that was concealed in Inmate [REDACTED] [REDACTED] pajama pants.

On May 5, 2020, the Office of the Inspector General received a complaint from Cross City Correctional Institution that they discovered twenty-nine hand written communications concealed in the property of Inmate [REDACTED] DC [REDACTED]. Cross City CI staff suspected the defendant as being the writer.

Your Affiant reviewed the letters and noted the following:

- Sixteen of the twenty-nine written communications had a date added to them, presumably by Inmate [REDACTED] [REDACTED] upon receipt.
- The dates ranged between April 13 through April 28.
- During that time frame, the defendant was assigned as the, A-Shift, F-Dormitory Housing Officer.
- The defendant worked on some of her days off as the B-Shift, F-Dormitory Housing Officer
- The dates scribed on the written communications correspond with dates that the defendant worked.
- Some of the written communications contained information specific to Inmate [REDACTED] [REDACTED]
- The written communications mentioned thirteen Cross City Correctional Officers by name
- Some of the written communications contained information specific to the daily operations of Cross City Correctional Institution, to include: events that occurred at the institution, and specific conversations the writer had with two officers and an inmate housed at Cross City Correctional Institution.
- Some of the written communications were scribed on altered Department of Corrections official documents, specific to Cross City Correctional Institution.
- The context of the written communications indicated that the writer had the opportunity to see Inmate [REDACTED] [REDACTED] (during this time frame, due to COVID 19 precautions, visitors were not allowed to visit inmates).
- Some of the written communication was romantic in nature and described sexual acts that occurred between the writer and Inmate [REDACTED] [REDACTED]

Your Affiant obtained a sample of the defendants known handwriting. To the untrained eye, the handwriting of the written communications appeared consistent with the known handwriting of the defendant. Your Affiant further noted that in the defendant's known handwriting sample the word "and" was spelled "an". This same spelling error was found in several of the written communications found in Inmate [REDACTED] [REDACTED] property.

Your Affiant respectfully submits that probable cause has been established that the defendant did commit the criminal offense of Introduction of Contraband into a Secure Facility, in violation of § FSS 944.47(1)(a)(1) Florida Statute,

To Wit: Any written or recorded communication or any currency or coin given or transmitted, or intended to be given or transmitted, to any inmate of any state correctional institution.

**Count 1: A written communication dated April 15 (Exhibit 4) contained the following, in part:**

- *"I tried to come over your way and I could not"*
- *"Listen they want you to fuck up! So don't"*
- *"Sgt Hartsfield is here today and he's looking every move to see where you at"*
- *"This is so hard! But at least sometimes I get to see your face, and being here does feel closer"*
- *"I love! You"*

The correctional officer named in the written communication was identified as Sergeant Lyle Hartsfield.

**Count 2: A written communication dated April 17 (Exhibits 5 and 6) contained the following, in part:**

- *"yes I know Walker, Dirty Shirt, Suro, Speagle, Hartsfield, Maldando Crosby, Ellerby, Burnette are out to screw me over. Oh an Ms. Strong and Johnson."*
- *"Hell everybody is out to watch me fall! I have never been so hated ever"*
- *"I feel so unsafe! I want to leave but I want to see you"*
- *"Please make sure your getting rid of all these! I mean flush them! In a million pieces"*
- *"I don't feel like I am! I mean I don't feel a heart beat when I press! [REDACTED] I am still tired and I cry no matter what! But you've always said I am overly emotional"*
- *"I am just scared that you will want someone who is younger"*
- *"you made sure to let the dorm know & other dorms I wasn't worth anything to you"*
- *"I was shaken but I made sure to say I don't know what you would have gained! Because I never gave you shit or did shit for you"*
- *"King saw me upset! And he was like that's bull shit"*
- *"some people are just out to cause me hurt."*
- *"If you transfer How will we talk"*
- *"I miss sniffing you"*
- *"It's Thursday like 5 AM! I've been fighting with myself to come in Not! Come in! I am gonna give you a break today so you don't have to risk getting in trouble"*

The correctional officers named in the written communication were identified as:

- Officer Erik Walker
- Sergeant David Suro
- Sergeant Justin Speegle
- Sergeant Lyle Hartsfield

- Officer Jose Maldonado
- Officer Daniel Cosby
- Officer James Ellerby
- Sergeant Thomas Burnett
- Sergeant Aundray Strong

**Count 3: A written communication dated April 18 (Exhibit 7) contained the following, in part:**

- *"you did not tell me Captain Brown talked to you and told you not to be on the south side"*
- *"He told me I needed to not make inmate friends because inmates lie, just to use people and he'd hate to see me get screwed over"*
- *"I just want to be done at Cross City"*
- *"I am gonna go do the cop thing I think or just go back to child invesgater for DCF"*

The correctional officer named in the written communication was identified as Captain Bobby Brown.

Captain Brown testified that he talked to the defendant because he heard that she had been spending too much time with Inmate [REDACTED]. During that conversation, Captain Brown told the defendant that inmates try to make friends with officers to get them under their thumb.

The defendant was the only officer Captain Brown talked to and could have been the only person who wrote the communication.

Captain Brown testified that he was notified that Inmate [REDACTED] [REDACTED] was going to [REDACTED]-Dormitory, after he was housed in [REDACTED]-Dormitory. After hearing that, Captain Brown told Inmate [REDACTED] [REDACTED] not to be on the south side of the compound anymore.

**Count 4: A written communication dated April 22 (Exhibit 8) contained the following, in part:**

- *"I was so happy to see you"*
- *"This lock down is so horrible"*
- *"OMG. 72 hours! This means I got to wk my days off just to wait to see UR ass"*
- *"Well it's Day #2 of this lock down! I was so hurt"*
- *"I want to see you! Oh god this is killing me! Are you over there missing me"*

Departmental Records reflect that Cross City Correctional Institution was under a lockdown from April 18, 2020 until April 20, 2020.

**Count 5: A written communication dated April 26 (Exhibit 14 & 15) contained the following, in part:**

- *"I've waited an waited for you too make direct contact! And then I think you attempted an I missed it! Ughh so upset. You have no idea. But now you can leave a message an at least I have the sound of your voice next time"*
- *"Oh my goodness I don't think this is living anymore. It's mearly existing from getting to see you till next time"*
- *"I haven't even gotten a notice saying you sent a message to mom today what the hell?"*
- *"well the day has come an gone! An nothing from you, what the fuck! I am very hurt now!"*

- *"(11:45 PM) Okay can't sleep! Tired of cleaning an recleaning, I get to see you in a few hours!"*
- *"Okay! I am here! I don't think I am going get to see you!"*
- *"Ms. Hernandez asked me at 6:00 AM about you! Were you okay as a house man! DidI know if you did drugs"*
- *"I told her you were great as a house man an I didn't know shit about you on drugs!"*
- *"she was trying to figure out why you went to A-Dorm your custody isn't high enough! And she was told drug use!"*
- *"I got Bryan in here, Hartsfield, and Maldonroa in Echo!"*
- *"I won't get to see you! Oh and Ms. Johnson's here, God why did I even try this too day. I could have at least been home rolling in my own self miseray. Alone!"*
- *"Ok! I am angry Right Now! First & Last time! I have never ever-ever! Had you moved or talked about having you moved! Why would I? I am not happy with you being gone!"*
- *"I talk to officers cause I work here! The same for Inmates"*
- *"I didn't know you made a (video) I didn't even know you sent a message! Her app doesn't work all the time!"*
- *"I got a call from a # that I don't know! So I thought it was you yesterday! An no One but ur mom got the # so whatever!"*
- *"you telling me you didn't ever come to this side! Which is a lie cause Ms. Hernandez said she let u out and saw you on the south side"*

The correctional officers referenced in the written communication were identified as:

- Officer Nathanael Bryan
- Sergeant Lyle Hartsfield
- Officer Jose Maldonado
- Officer Leticia Hernandez
- Officer Monkisha Johnson

Officer Hernandez testified that she asked the defendant about Inmate [REDACTED] [REDACTED] being a houseman because Inmate [REDACTED] [REDACTED] had worked for Officer McGill-Hightower as a houseman.

Officer Hernandez testified that she saw Inmate [REDACTED] on the south side when he supposed to be on the north side. Officer Hernandez likely did tell this to the defendant, so that she could be on alert that Inmate [REDACTED] [REDACTED] was over there when he was not supposed to be. Officer Hernandez did not know that Inmate [REDACTED] [REDACTED] was in a relationship with the defendant.

**Count 6: A written communication dated April 27 (Exhibit 16), contained the following, in part:**

- *"I was so happy to see your face!"*
- *"When Davis said today that I couldn't be serious about it lasting forever I never thought before that it wouldn't I always I thought it would last no matter what"*
- *"you became my reason for showing up everyday an you didn't even know it"*



- "no more working B-Shift okay! I don't know if any one is willing to let me work a night shift"
- "Om goodness your going to Rec!"

"Davis" was identified as Inmate Hassan Davis DC No. B00385.

Inmate Davis testified that he made that statement to the defendant, when she was distraught after her houseman, Inmate [REDACTED] had been moved to another dormitory.

Your Affiant respectfully submits that probable cause has been established that the defendant did commit the criminal offense of Official Misconduct, in violation of § FSS 838.022(1)(b) Florida Statute.

To Wit: Conceal, cover up, destroy, mutilate, or alter any official record or official document or cause another person to perform such an act;

**Count 7: Eight of the recovered written communications (Exhibits 2, 3, 9, 19, 26, 27, 28, & 29) were written by the defendant on altered and/or destroyed Department of Corrections Official Documents.**

Your Affiant respectfully submits that probable cause has been established that the defendant did commit the criminal offense of Official Misconduct, in violation of § FSS 838.022(1)(c) Florida Statute.

To Wit: Obstruct, delay, or prevent the communication of information relating to the commission of a felony that directly involves or affects the public agency or public entity served by the public servant.

**Count 8: The information contained in the written communications (Exhibit 13, 14,15) indicated that the defendant had knowledge and did not report that Inmate [REDACTED] [REDACTED] had access to a contraband cellular device, a felony of the third degree.**

Your affiant respectfully requests that an arrest warrant be issued for Correctional Officer Kimberly McGill-Hightower, an employee of the Department of Corrections, for six counts of Introduction of Contraband into a Secure Facility, in violation of § FSS 944.47(1)(a)(1) Florida Statute, and two counts of Official Misconduct in violation of § FSS 838.022(1) Florida Statute

<b>NTA</b>	<input type="checkbox"/> MANDATORY APPEARANCE IN COURT AT:		DATE OF APPEARANCE:	TIME OF APPEARANCE: <input type="checkbox"/> AM <input type="checkbox"/> PM
	I AGREE AND PROMISE TO COMPLY AND ANSWER TO THE CHARGES AND INSTRUCTIONS SPECIFIED IN THIS NOTICE TO APPEAR. WILLFUL REFUSAL TO ACCEPT AND SIGN THIS NOTICE TO APPEAR MAY RESULT IN PHYSICAL ARREST.		DEFENDANT (SIGNATURE):	DATE:
<b>JURAT</b>	SWORN TO AND SUBSCRIBED BEFORE ME THIS:		I SWEAR THE ABOVE, AND REVERSE AND ATTACHED PAGES AND STATEMENTS ARE TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE AND BELIEF.	
	20 DAY OF MAY, 2020 SIGNATURE: <i>[Signature]</i> #SA204 TITLE: INVESTIGATOR, 3RD CIRCUIT SAO	NAME (PRINT): Senior Inspector Carrie Barcia SIGNATURE: <i>[Signature]</i> AGENCY: FDC - OIG LEO ID NUMBER: 86044		