




INTEROFFICE MEMORANDUM

Date: October 13, 2012

To: Marlon Brown, Deputy City Manager

From: Doug Jeffcoat, Public Works Director 

Subject: **Incident Report – Public Works Employee Jerry Fogle**

Upon notification of the incident reported by the police department on Saturday, October 8th I scheduled a meeting with Mr. Fogle that afternoon for the purpose of investigating the incident due to the position Mr. Fogle holds in my department even though the police incident report found no probable cause nor was Mr. Fogle arrested.

During my interview with Mr. Fogle, I asked him to explain his actions related to that morning's incident. He adamantly denied any wrong doing and advised that he was trying to deposit his wife's check. He had been to the bank's location downtown and it was closed and that his wife had given him the address of 4775 Tamiami Trail for another branch location. I have since learned that the bank's branch location is located at 4775 South Tamiami Trial and he had driven up and down North Tamiami Trial looking for the Synovus bank branch and was unable to find it. His gps system would not work so he had stopped to ask directions. The individual said that she knew where the bank was and that she was going that way would he give her a ride. Not soon after she got in the car she got fidgety and asked him to let her out. He claimed to be on the phone with his wife during this time while this woman was in the car. After letting the woman out he was stopped by the police officers and questioned regarding his activities and was advised that she was a known prostitute. I asked Mr. Fogle if he picked up this female with any intent other than what he had described to me and again he denied any wrong doing and said all he was doing was giving her a ride so she could show him where the bank was. I advised Mr. Fogle that I would continue my investigation upon receipt of the Police Incident Report.

On Monday, October 10th I met with Chief Hollaway to review the incident report with him. Based on his experience I asked that he take part in another interview with Mr. Fogle. I held another meeting with Mr. Fogle with the Chief in attendance that afternoon to review the officer's statements and to address the comments made by the women in the report. Mr. Fogle again stated that all he was doing was trying to find the bank to deposit the checks and that his wife was on the phone during the time. He could not understand why the woman would make such statements and denied ever seeing her before. He again stated that he had stopped to ask directions previously to an older black gentleman who did not know the address and the woman was walking past and he asked her if she knew where it was. She said she did and that she was going that way and would he give her a ride and that was it. Following the interview I consulted with the Chief and we agreed that I would schedule an interview with Mr. Fogle's wife to discuss her knowledge of the incident and corroborated the statement made that he was on the phone with her during this time. I met with Mr. and Mrs. Fogle that evening and asked her if she was aware of the incident and the details. She advised that she was and began to cry stating that this was all her fault because she told Jerry to stop and get directions because they needed to get the checks deposited because they were pretty much living paycheck to paycheck and they had some bills that needed to get paid. This was her first payroll check from her new job and that normally

they would have direct deposited it but they were unable to do it for her first check. She stated that she could not understand why Jerry was being punished for doing a good deed. She and Jerry have picked up other people and given them rides because they have been without a car before and know what it is like to try to get to places. She also stated that when the police officer asked Jerry about the woman being a prostitute and that Jerry should have known that, how would he, they have only been here a few months. They showed me the GPS unit that Mr. Fogle was trying to use and it was an older model that requires updating. She advised that they had not updated it in years and that it would freeze up and again she stated that it was her fault and this would have never happened if she did not insist that Jerry stop and ask directions. I advised her that Jerry had stated that he was on the phone with her at the time and she confirmed his statement. I asked to review their phone records and they obliged.

After careful consideration of the information provided by both Mr. Fogle and his wife along with consultation with Chief Hollaway regarding Mr. Fogle's responses and demeanor during the interview, in my professional opinion the information provided substantiates the statements made by Mr. Fogle regarding his actions that morning and no further actions are warranted.