

## Graham, Thomas

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**From:** Graham, Thomas  
**Sent:** Monday, June 17, 2019 3:46 PM  
**To:** 'mmarotta@mygulfport.us'  
**Subject:** Data Review  
**Attachments:** Marotta Correspondence.pdf

Mr. Marotta,

Please see the attachment regarding an incorrect Expiration date on an inspection performed on 4/14/2019 on instrument #80-001061.

If you have any questions, please give me a call.

TJ Graham, D-ABFT-FA  
Quality Assurance Manager  
Alcohol Testing Program  
Florida Department of Law Enforcement  
Office: 850-617-1285  
Cell: 850-445-7938

PLEASE NOTE : Florida has a very broad public records law. Most written communications to or from state officials regarding state business are considered to be public records and will be made available to the public and the media upon request. Your e-mail messages may, therefore, be subject to public disclosure.



Florida Department of Law Enforcement

# AGENCY INSPECTION AND OTHER ELECTRONIC DATA REVIEW

Agency: Gulfport PD

Instrument Serial Number: 80-001061

| AGENCY INSPECTION DATA REVIEW   |                               |                              |
|---|-------------------------------|------------------------------|
| Agency Inspector: Michael Marotta   | Date of Inspection: 4/14/2019 | Time of Inspection: 18:48:13 |
| Agency Inspection Discrepancy: <input type="checkbox"/> Incomplete <input type="checkbox"/> Untimely/Not Received <input checked="" type="checkbox"/> Erroneous Information<br><input type="checkbox"/> Procedural <input type="checkbox"/> Other _____   |                               |                              |
| <input type="checkbox"/> Agency Inspection Not Conducted or Records regarding Agency Inspection have not been uploaded.   |                               |                              |
| <input type="checkbox"/> Lot Number <input checked="" type="checkbox"/> Expiration Date for <u>0.20g/ 210L</u> <input checked="" type="checkbox"/> Alcohol Reference Solution <input type="checkbox"/> Dry Gas Standard is <input checked="" type="checkbox"/> Incorrect <input type="checkbox"/> Expired.  |                               |                              |
| <input type="checkbox"/> FDLE/ATP Form 39 states in part, "If a test must be repeated, the REASON must be entered when prompted and recorded in the Remarks section of FDLE/ATP Form 40 Agency Inspection Report – Intoxilyzer 8000. The <input type="checkbox"/> REASON for repeating the following test(s); OR the <input type="checkbox"/> Possible Cause and Corrective Action Taken on the following test(s) was not recorded:<br><input type="checkbox"/> Alcohol Free Subject Test <input type="checkbox"/> Mouth Alcohol Test <input type="checkbox"/> Alcohol Free Test <input type="checkbox"/> Interferent Detect Test<br><input type="checkbox"/> 0.05 g/210L Test <input type="checkbox"/> 0.08 g/210L Test <input type="checkbox"/> 0.20 g/210L Test <input type="checkbox"/> 0.08 g/210L Dry Gas Standard Test   |                               |                              |
| <input type="checkbox"/> FDLE/ATP Form 39 states in part, "If the instrument does not comply with the requirements of Chapter 11D-8, FAC, remove the instrument from service and notify the Department Inspector."<br><input type="checkbox"/> The Department Inspector was not notified. However, the issue was satisfactorily corrected and the repeated Agency Inspection complies with the requirements of Chapter 11D-8, FAC.<br><input type="checkbox"/> The Department Inspector was not notified. However, the repeated Agency Inspection does not comply with the requirements of Chapter 11D-8, FAC and the instrument was correctly removed from evidentiary use.<br><input type="checkbox"/> The Department Inspector was not notified. The repeated Agency Inspection does not comply with the requirements of Chapter 11D-8, FAC and the instrument was not removed from evidentiary use. |                               |                              |
| <input type="checkbox"/> The Agency Inspection is noted as "Complies" when it does not comply with the requirements of Chapter 11D-8, FAC.  |                               |                              |
| <input type="checkbox"/> Other: _____   |                               |                              |

| OTHER ELECTRONIC DATA REVIEW                                     |                    |
|--|--------------------|
| <input type="checkbox"/> Login Records<br>Date: _____            | Comments:<br>_____ |
| <input type="checkbox"/> Cylinder Change Records<br>Date: _____  |                    |
| <input type="checkbox"/> Control Test Records<br>Date: _____     |                    |
| <input type="checkbox"/> Diagnostic Check Records<br>Date: _____ |                    |

| CORRECTIVE ACTION  |
|--|
| <input checked="" type="checkbox"/> Record hand-written amendments on the FDLE/ATP Form 40, Agency Inspection Report, initial and date the amendments, mark the report "AMENDED", and forward a copy to the Department Inspector by <u>6/30/2019</u> (Date). |
| <input type="checkbox"/> Provide a written explanation regarding the referenced item(s) to the Department Inspector by _____ (Date).   |
| <input type="checkbox"/> Upload the Agency Inspection(s).  |
| <input type="checkbox"/> Remove the instrument from evidentiary use until otherwise directed by the Department.  |
| <input type="checkbox"/> No action required  |
| <input type="checkbox"/> Other: _____  |

Signature of Alcohol Testing Program Staff Member

6/17/2019

Date

# Florida Department of Law Enforcement

## Alcohol Testing Program

### Inspection Test Electronic Data

CMI, Inc. Intoxilyzer 8000 Serial Number: 80-001061

|                                     |                              |                                  |
|-------------------------------------|------------------------------|----------------------------------|
| <b>Agency</b> GULFPORT PD           | <b>Date</b> 04/14/2019       | <b>Type</b> Agency Inspection    |
| <b>Inspector</b> MAROTTA, MICHAEL S | <b>Time</b> 18:48:13         | <b>Software</b> 8100.27          |
| <b>0.05 Lot #</b> 201811C           | <b>0.08 Lot #</b> 201808E    | <b>0.20 Lot #</b> 201802G        |
| <b>Expiration</b> 11/13/2020        | <b>Expiration</b> 08/22/2020 | <b>0.08 Gas Lot #</b> 17817080A2 |
|                                     | <b>Expiration</b> 03/22/2020 | <b>Expiration</b> 08/05/2019     |

**Number of Simulators** 4 **Compliance** Yes

| Check or Test                               | Result | Test                             | Result |
|---|--------|----------------------------------|--------|
| Diagnostic Check (Pre-Inspection): OK       | Yes    | Alcohol Free Test # 1            | 0.000  |
| Date and/or Time Adjusted                   | No     | 0.05 g/210L Test # 1             | 0.048  |
| Minimum Sample Volume Check: OK             |        | 0.08 g/210L Test # 1             | 0.076  |
| Barometric Pressure Sensor Check: OK        |        | 0.20 g/210L Test # 1             | 0.195  |
| Alcohol Free Subject Test: 0.000            | Yes    | 0.08 g/210L Dry Gas Std Test # 1 | 0.080  |
| Mouth Alcohol Test: Slope Not Met           | Yes    | Interferent Detect Test # 1      | INT    |
| Interferent Detect Test: Interferent Detect | Yes    | Alcohol Free Test # 2            | 0.000  |
| Diagnostic Check (Post-Inspection): OK      | Yes    | 0.05 g/210L Test # 2             | 0.048  |
| Alcohol Free Test: OK                       | Yes    | 0.08 g/210L Test # 2             | 0.077  |
| 0.05 g/210L Test: OK                        | Yes    | 0.20 g/210L Test # 2             | 0.194  |
| 0.08 g/210L Test: OK                        | Yes    | 0.08 g/210L Dry Gas Std Test # 2 | 0.080  |
| 0.20 g/210L Test: OK                        | Yes    | Interferent Detect Test # 2      | INT    |
| 0.08 g/210L Dry Gas Std Test: OK            | Yes    | Alcohol Free Test # 3            | 0.000  |
|   |        | 0.05 g/210L Test # 3             | 0.049  |
|   |        | 0.08 g/210L Test # 3             | 0.077  |
|   |        | 0.20 g/210L Test # 3             | 0.198  |
|   |        | 0.08 g/210L Dry Gas Std Test # 3 | 0.080  |
|   |        | Interferent Detect Test # 3      | INT    |

**Remarks:**

**Data Download Date/Time** 04/14/2019 18:55