

Gutschow, Taylor

From: Gutschow, Taylor
Sent: Wednesday, October 26, 2022 8:52 AM
To: 'Daniel Aguilera'
Cc: Platt, Shayla
Subject: Fort Myers PD Missed Sept 2022 Als
Attachments: 80-005468 Affected Breath Tests Sept 2022.pdf; Form 40- Blank Al.pdf

Looking at COBRA, there were breath tests run on 80-005468 last month when the Agency Inspection was not performed. Please send the Affected Breath Tests attachment to your local State Attorney's Office and let them know that those tests were run on an instrument that was not compliant with Chapter 11D-8 at the time. If the SAO has any questions about what that means, they should contact David Reyes to discuss (DavidReyes@fdle.state.fl.us) since he is the Department Inspector who is currently covering Lee County. David will be retiring in ~5 months, so after that, they should be checking the Alcohol Testing Program website to see who is assigned to Lee County.

Since the September inspections weren't performed on any of your instruments, please fill out the blank Form 40 attachment for each of your instruments (except for any that are at repair). You can be general with the date and just say September 2022. Please make sure to include a thorough remark about why the inspections were missed. When the forms are completed, please scan them to me and keep a copy for your own records.

Going forward, I would strongly recommend performing your inspections in the first half of the month. That way, you have plenty of time to react when emergencies pop up. The Agency Inspection should never be missed. If needed, another Agency Inspector (even one from outside your agency) can always perform the monthly inspection for you if you are unable.

Taylor Gutschow

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