



Aramis D. Ayala
State Attorney
Ninth Judicial Circuit
Orange and Osceola County, Florida

Deborah Barra
Chief Assistant State Attorney
Harold V. Bennett III
Deputy Chief Assistant State Attorney
Josephine Colón
Deputy Chief Assistant State Attorney
Kamilah L. Perry
Executive Director

RECEIVED

APR 21 2017

OCSO ✓

Professional Standards Division

DATE: April 21, 2017

TO: Jerry L. Demings, Sheriff, Orange County, Florida

FROM: Harold V. Bennett, Deputy Chief Assistant State Attorney

RE: Florida Department of Law Enforcement Case # OR-27-0265
Use of Force Review

At the direction of Chief Assistant State Attorney Deborah Barra, I have completed a thorough review of the investigation into the death of Mr. William Remmer Charbonneau. The Florida Department of Law Enforcement's investigation, Case Number OR-27-0265, thoroughly memorializes the events from August 24, 2016, when Orange County Sheriff's Office Deputy Richard Nye discharged his agency issued firearm, utilizing deadly force, and mortally wounding Mr. Charbonneau. Given the totality of the circumstances, it is my opinion Deputy Nye's actions were in response to what he reasonably perceived to be a deadly threat. Therefore, no criminal charges will be filed by this office.

Sincerely,

Harold V. Bennett

Deputy Chief Assistant State Attorney

Cc: Danny Banks, Special Agent in Charge
Florida Department of Law Enforcement,
Orlando