

1 MONTGOMERY COUNTY SHERIFF'S OFFICE
2 INSPECTIONAL SERVICES INVESTIGATION

3 REPORT

4 #02-005

COPY

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6 **SUBJECT**

7 Sergeant Shirley Doran PSN 50 Operations Division

8 Deputy Jay Vitali PSN 377 Operations Division

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10 **SYNOPSIS**

11 Deputy Vitali alleged that after conducting a search of a residence that yielded
12 marijuana, paraphernalia and a handgun, Sergeant Doran instructed him to take no
13 action and to "walk away." Deputy Vitali also alleged that after conducting a search
14 of a motor vehicle that yielded marijuana and a handgun, Sergeant Doran instructed
15 him to make a physical arrest of the driver on minor misdemeanor charges. He stated
16 that when he disagreed with the legality of that course of action, she publicly berated
17 him and behaved unprofessionally. Deputy Vitali also alleged that Sergeant Doran
18 told him that he was unfit and removed him from duty and then denied doing so.
19 Deputy Vitali also alleged that he and Sergeant Doran engaged in a consensual sex act
20 while on-duty.

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22 **INVESTIGATION**

23 On January 16, 2002, I was contacted by Deputy Dave Concannon who advised me
24 that he had been contacted by Deputy Jay Vitali about filing a complaint against
25 Sergeant Shirley Doran. Deputy Concannon explained that it was a very serious
26 matter and requested my assistance. Deputy Concannon said that the complaint
27 involved reports that had been falsified at the instruction of Sergeant Doran and
28 consensual sexual conduct between Sergeant Doran and Deputy Vitali while on-duty.
29 Due to the unusual and serious nature of the allegation, I told Deputy Concannon that
30 I would take the complaint directly as it would undoubtedly be assigned to the
31 Inspectional Services Unit. Deputy Concannon told me that Deputy Vitali was aware