

From: [Craig Coffey](#)
To: [COMMISSIONERS](#)
Cc: [Al Hadeed](#); [Julie Murphy](#); [Rose Keirnan](#); [Sally A. Sherman](#); [Heidi Petito](#); [Mike Dickson](#); [Faith Alkhatib](#); [Joe Mayer](#)
Subject: FW: Medical records/medical investigation
Date: Tuesday, June 26, 2018 3:12:23 PM
Attachments: [image001.png](#)
[letter to dr bichler re records.pdf](#)

Commissioners, FYI, It appears we cannot get an medical cooperation from the employees to determine the validity or cause of an illness they may be claiming. Craig

Craig Coffey

County Administrator

E: ccoffey@flaglercounty.org | V: 386-313-4001 | W: www.flaglercounty.org



Flagler County Board of County Commissioners
1769 E. Moody Blvd., Bldg #2
Bunnell, FL 32110



From: Staly, Rick [mailto:RStaly@flaglersheriff.com]
Sent: Tuesday, June 26, 2018 2:58 PM
To: Craig Coffey <ccoffey@flaglercounty.org>; Strobridge, Mark <MStrobridge@flaglersheriff.com>; Bisland, Jack <JBisland@flaglersheriff.com>
Cc: Hathaway, Kayla <KHathaway@flaglersheriff.com>
Subject: RE: Medical records/medical investigation

Craig,

Attached is a letter that was written to the attorney representing the employees by my General Counsel on 6/15/18 asking/reminding him that we need the medical records to be successful in the analysis of the building and appropriate testing. The letter was written after verbal requests were acknowledged but there had been no documents provided and we know the importance of this for the testing. The attorney's response is below my signature block. Unfortunately, it appears that this will be a protracted process and as you mentioned I cannot order the employees to provide the records or undergo independent testing by our contracted doctor on this issue.

Rick Staly
Sheriff

FBINA 177th Session, NSI 112th Session
Flagler County Sheriff's Office

Office: 386-586-4891
Email: rstaly@flaglersheriff.com
www.flaglersheriff.com



"An honor to serve, a duty to protect"

From: Geoff Bichler <geoff@bichlerlaw.com>
Sent: Monday, June 25, 2018 8:00 AM
To: Rex Hurley <rhurley@hrmcw.com>
Cc: Hathaway, Kayla <KHathaway@flaglersheriff.com>; Jeff Appel <JAppel@appellawgroup.com>
Subject: Re: Medical Records of Employees of Flagler County Sheriff's Office

10-4
Sent from my iPhone

On Jun 22, 2018, at 6:15 PM, Rex Hurley <rhurley@hrmcw.com> wrote:
GEOFF and Jeff, you will be receiving a RTP for medical records on each of the FCSO files. Please ask your clients to gather the records and/or provide a list of their drs so we can get subpoenas out as quickly as possible. Thanks.

Rex Hurley
Attorney at Law
Florida Bar Board Certified, Workers' Compensation
<[image004.png](#)>
rhurley@hrmcw.com www.hrmcw.com
Central Florida Office
1560 Orange Avenue Suite 500 Winter Park, FL 32789
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Space Coast, Treasure Coast & Palm Beaches (772) 489-2400
South Florida (954)-794-6933
North Florida (850) 222-1200
Southwest Florida (239) 939-2002

From: Geoff Bichler [<mailto:geoff@bichlerlaw.com>]
Sent: Tuesday, June 19, 2018 2:29 PM
To: Hathaway, Kayla <KHathaway@flaglersheriff.com>
Cc: Rex Hurley <rhurley@hrmcw.com>
Subject: RE: 0524-0475 Conrad, Elizabeth "Annie" v. Flagler County SO (RAH) WCFL18040007:
Medical Records of Employees of Flagler County Sheriff's Office

Dear Ms. Hathaway,

I greatly appreciate the position the Sheriff has taken with regard to this matter, and the move to get all employees out of the suspect building. I am sure you are aware, however, that the Sheriff is represented in the workers' compensation matters by Rex Hurley. We are happy to provide all needed documentation however the Sheriff sees fit but I would ask that you coordinate requests for information with Mr. Hurley who is copied here.

Warm regards,

Geoff Bichler

Bichler, Oliver, Longo & Fox, PLLC
541 South Orlando Avenue, Suite 310
Maitland, FL 32751
(407) 599-3777
(407) 599-3780 fax
www.bichlerlaw.com
Offices located in Jacksonville, Orlando, Tampa, West Palm Beach and Miami

From: Craig Coffey <ccoffey@flaglercounty.org>

Sent: Friday, June 22, 2018 5:19 PM

To: Staly, Rick <RStaly@flaglersheriff.com>; Strobridge, Mark <MStrobridge@flaglersheriff.com>; Bisland, Jack <JBisland@flaglersheriff.com>

Cc: Dopp, Jonathan <JDopp@flaglersheriff.com>; Fuentes, Jorge Gabe <JFuentes@flaglersheriff.com>

Subject: FW: Medical records/medical investigation

Good Evening Sheriff,

The consultant doing the investigation is again asking for any medical information to be shared with him to help in his investigation into the building (see below). To date I don't believe he has received anything.

It is also my understanding that no information has been received by the independent workman's comp doctor that you selected to help your employees, nor has anyone agreed to be examined.

I do know some information (pictures) has been shared with the news journal

from the article the other day. Until we take this step it will be difficult to track down additional cause-effect connections, outside environmental issues and pre-existing conditions.

I understand you cannot make an employee participate in this effort and I understand they have an attorney, but it would be a good faith effort to move from the court of public opinion to truly helping to solve the problem they have claimed exists with the facility.

If I am not correct in my understanding I apologize, my intent with the email is simply to move this process along in expedited manner so we can minimize the disruption to your law enforcement operations.

Thank you for ongoing assistance in this process.

Craig

Craig Coffey

County Administrator

E: ccoffey@flaglercounty.org | V: 386-313-4001 | W: www.flaglercounty.org



Flagler County Board of County Commissioners
1769 E. Moody Blvd., Bldg #2
Bunnell, FL 32110



From: Faith Alkhatib

Sent: Friday, June 22, 2018 4:24 PM

To: Craig Coffey <ccoffey@flaglercounty.org>; MSpurlock@flaglercounty.org

Subject: Fwd: Medical records/medical investigation

Good afternoon

Please see Dr. Zed email requesting any medical information about the condition of the affected employees. Thank you

Have a great weekend!

Faith

Sent from my iPhone

Faith Alkhatib

County Engineer

E: falkhatib@flaglercounty.org | V: 386-313-4045 x 4045 | W: www.flaglercounty.org



Flagler County Board of County Commissioners

1769 E. Moody Blvd., Bldg 2
Bunnell, FL 32110



Begin forwarded message:

From: Zdenek Hejzlar <wesystems@engsys.com>

Date: June 22, 2018 at 4:09:50 PM EDT

To: Faith Alkhatib <falkhatib@flaglercounty.org>

Cc: Connie Nordlund <cbnordlund@engsys.com>

Subject: Medical records/medical investigation

Ms. Alkhatib,

Do you have any more information from Medical professionals about the condition of affected employees. Right now all we have the letter from the sheriff and unconfirmed articles that are printed in the media. If the information has been confirmed and investigated by a medical professionals their information may be helpful in further focusing the investigation.

As we discussed, the symptoms reported by the employees can potentially be related to the presence of air quality contaminant(s) in indoor environments or they can be caused by other environmental factors and health issues that are not related to the air quality of the workplace. In addition to the investigation that ESI is doing it is my understanding that either the sheriff's office or the county also engaged services of a medical professional to evaluate the affected employee complaints. In a perfect world medical investigation would be conducted first so that the information could be used to focus the environmental quality investigation. Due to time constraints and the fact that many of the employees were relocated out of the building until after the investigation is complete ESI was asked to proceed with the testing at the earliest opportunity.

Let me know if you receive any more information about the medical part of the investigation.

Respectfully

Zdenek (Zed) Hejzlar PhD, CSP
Senior Managing Consultant

p: (239) 482 0500 m: (239) 898-8106 f: (239) 482-2941

<http://www.engsys.com/>

PLEASE NOTE: Florida has a very broad public records law. Most written communications to or from the Flagler County Board of County Commissioners and employees regarding public business are public records available to the public and media upon request. Your e-mail communications may be subject to public disclosure.

PLEASE NOTE: Florida has a very broad public records law per Fla. Statute 119. Most written communications to or from the Flagler County Sheriff's Office regarding public business are public records available to the public and media upon request. Your e-mail communications may be subject to public disclosure. If you do not want your e-mail address released, do not send electronic mail to this agency. Instead, contact this office by phone..