

On 08/05/13, DI Martin Ramirez received a call from Winn Dixie Pharmacy, Cantonment, Florida. Pharmacist Preston McDonald stated that veterinarian, Dr. Michael Bishop Windley, DEA #AW1516016, COMPANION ANIMAL CLINIC 470 Hwy. 29 South Cantonment, FL 32533; (residence 4610 Hwy 196 Molino, Florida) presented a controlled substance prescription for 180 methadone 10mg tablets for a K-9 named Banner (DOB: 07-27-04), under the K-9 owners name Barbara Ard, 4610 Hwy 196, Molino, Florida; phone number [REDACTED]. Pharmacist Preston believes the prescription may be for a non-legitimate medical purpose.

DI Ramirez called the number listed on the prescription [REDACTED] and reached a recording of a male voice. DI Ramirez researched the internet and discovered the [REDACTED] is also listed for Companion Boarder Breeders Collie, Renea Windley 4610 Hwy 196, Molino, FL.

DI Ramirez then researched the name listed on the prescription; K-9 owner, Barbara Ard, 4610 Hwy 196, Molino, FL. According to the Florida Driver And Vehicle Information Database (DAVID) her driver's license lists her as Barbara Renea Ard-Windley. Additionally, the home address listed on the prescription for K-9 owner Barbara Ard is also listed in DAVID as the residence of Dr. Windly, But, DAVID lists Barbara Renea Ard-Windley's home address as the COMPANION ANIMAL CLINIC 470 Hwy. 29 South Cantonment, FL 32533.

DI Ramirez contacted the Florida Department of Business and Professional Regulation (BPR), Regional Program for assistance. Director Chris Lee, Division of Regulation 1940 N. Monroe St. Tallahassee, Florida; 954 242-4040, stated the COMPANION ANIMAL CLINIC was due an onsite-visit from BPR to inventory the controlled substances.

On 08/29/13, Mr. Lee conducted an on-site visit and met with Dr. Michael Bishop Windley, DEA #AW1516016, COMPANION ANIMAL CLINIC 470 Hwy. 29 South Cantonment, FL 32533. According to Mr. Lee, there is not a medical file for a K-9 named Banner located at the COMPANION ANIMAL CLINIC.

On 02/11/14, DI Ramirez queried the Florida Department of Health Prescription Drug Monitoring Program (PDMP), the Electronic-Florida Online Reporting of Controlled Substances Evaluation (E-FORCSE) and confirmed that Dr. Windly is prescribing himself controlled substances under his DEA#.

On 03/27/14, DI Martin Ramirez presented his credentials and issued a DEA-Form 82, Notice of Inspection of Controlled Premises (NOI) and explained the purpose of his visit to Joel Rittenouse, Pharmacy #1343, 2180 West Nine Mile Road, Pensacola, Florida. DI Ramirez obtained the following copies and pharmacy data of controlled substances from Publix, written by Dr. Michael Bishop Windley,: eight (8) 180 methadone 10mg tablets and one (1) Zolpidem Tablets 10mg #60 written for a K-9 named Banner (DOB: 07-27-04), under the K-9 owners name Barbara Ard, 4610 Hwy 196, Molino, Florida.

Subsequent to the copies of prescriptions written by Dr. Windley, (on 02/25/14) GS Stephen L. Utt and Diversion Investigators Martin Ramirez and Jim Wiggins conducted an on-site visit of COMPANION ANIMAL CLINIC 470 Hwy. 29 South Cantonment, FL 32533; and interviewed the owner Dr. Michael Bishop Windley, (Veterinarian) DEA #AW1516016. 2. DIs Ramirez and Wiggins presented their credentials and presented a DEA-Form 82, Notice of Inspection of Controlled Premises (NOI) and explained the purpose of their visit. Dr. Windley consented to the inspection .

Before DI Ramirez asked Dr. Windley if he knew the purpose of the visit, Dr. Windley stated that he was expecting us (DEA), or at least a phone call. DI Ramirez asked why he was expecting the DEA and he stated that pharmacists in the area started making excuses for not filling the Methadone 180 tablet prescriptions he was presenting at the pharmacies. They would tell him they did not have it in stock or that he had to wait, after he had been filling the Methadone prescriptions for months at these pharmacies. Dr. Windley explained he had researched several medical journals and attended a conference where Methadone was a pain medication with no side effects to use for pain management of animals. Note: DI Ramirez never mentioned they were there due to his Methadone prescription writing.

Dr. Windley stated he had six clients (dogs) that were on Methadone, but five were deceased. DI Ramirez asked where the medical files were kept for the animals on Methadone. Dr. Windley opened a satchel that was located under his desk, and pulled out a single file. DI Ramirez asked if all six animal files were in the one file, he replied yes. DI Ramirez asked where the entire files were for the deceased animals; Dr. Windley stated he destroyed the files. DI Ramirez asked what the names of the six animals were and he started flipping through the chart and calling out names, of animals and

even pulled out x-rays, which he stated had nothing to do with the dogs. DI Ramirez asked the name of the one dog he was still treating with Methadone, he replied, Banner. He stated he had amputated the animal's leg. DI Ramirez asked the owners name of Banner, Dr. Windley stated the owners name as Barbara Ard. DI Ramirez asked to see the medical file and noticed an initial treatment of Banner on 12/05/13 and the names of pharmacies where the prescriptions were filled. DI Ramirez noticed that Dr. Windley had recently filled additional prescriptions at Publix on 9 Mile Rd, Pensacola; FL. DI Ramirez made Dr. Windley aware he had retrieved copies of prescriptions from local pharmacies for Banner that started in January 2013. DI Ramirez asked if he wrote, presented and filled the Methadone prescriptions for the six animals and he replied yes, and added, I always fill and keep the Methadone here. Then I dispense it out to the animals. DI Ramirez stated that individual files have to be kept on all animals, and that files cannot be destroyed, and as the prescribing physician he cannot write prescriptions and then pick up the prescriptions. Additionally, the CSA does not provide provisions for a physician to receive and dispense controlled substances once they are dispensed by the pharmacy to the end user. DI Ramirez asked to see the entries for the deceased animals that received Methadone, Dr. Windley stated he wrote all the Methadone prescriptions in Banner's name. DI Ramirez stated he cannot write the prescriptions for different animals in one dog's name. DI Ramirez asked what the relationship between he and Barbara Ard is, he stated she is his ex-wife. DI Ramirez asked what she will say regarding the Methadone prescriptions, he replied she doesn't know anything. But, he did say he owns Banner. DI Ramirez asked if he had amputated Banner's leg and he replied no. DI Ramirez asked if Dr. Windley was taking the Methadone himself or sharing. He denied self-medicating. At this time Dr. Windley's demeanor changed, he seemed distant and became quiet.

During the interview Dr. Windley admitted he was writing Methadone HCL 10mg, 180 tablets under his ex-wife's name, Barbara Ard, 4610 Hwy 196, Molino, Florida. Then, he would present and retrieve the prescription from a local pharmacy. Finally, Dr. Windley stated he dispensed the Methadone to his daughter in-law. At this point DI Ramirez asked Dr. Windley if he was willing to voluntarily surrender his DEA registration. Dr. Windley stated yes. DI Ramirez explained to Dr. Windley that he no longer has DEA controlled substance privileges to write, order or dispense, Dr. Windley acknowledged that he understood and asked when he can apply for another DEA registration. During the interview Dr. Windley asked to speak to DI Ramirez privately, and he admitted he was writing prescriptions for Methadone HCL 10mg 180 tablets under Banner using his ex-wife's name as the owner, because his daughter in-law has cancer, but she is currently in remission. DI Ramirez asked why he did not allow her oncologist to write her the pain medication. He stated he wanted to help her. DI Ramirez stated that Methadone is a potentially lethal drug and he could have caused his daughter in-law harm or death. He stated he kept all her Methadone with him and dispensed it to her everyday so that would not happen. DI Ramirez made Dr. Windley aware that he was filling Methadone 10mg, 180 tablets sometimes twice a day and sometimes every few days, so why did he write for such large amounts. He did not answer. Additionally, DI Ramirez stated that if he was holding the Methadone, he should still have some left, because he had just filled a prescription for Methadone 10mg, 180 tablets on 02/08/14, at Publix in Pensacola. Again he did not answer. He stated that he would do it again if she needed him to prescribe more medication. Dr. Windley stated to DI Ramirez, I apologize for causing you so much work.

On 02/25/14, GS Utt placed the Status of DEA #AW1516016 as "Retired": "SURRENDERED FOR CAUSE; UNLAWFUL DISTRIBUTION OF METHADONE.

On 02/26/14, DI Ramirez received a fax from Dr. Windley admitting again that he used his DEA registration to obtain schedule II analgesics Methadone for a relative. Dr. Windley also excused himself for being dishonest.

On this same date DI Ramirez called Dr. Windley and asked for his daughter-in-law's name. He stated she was in Colorado and would return on Monday. Again he apologized for him trying to "BS" DI Ramirez and thinking DI Ramirez would believe him because he is a doctor.

On 03/10/14, Diversion Investigator Martin Ramirez received a fax from Dr. Michael Bishop Windley, (Veterinarian) DEA #AW1516016, COMPANION ANIMAL CLINIC 470 Hwy. 29 South Cantonment, Florida, who supplied his daughter-in-law's name, Sarah Jean Windley. According to the Driver And Vehicle Information Database (DAVID), she resides at 5573 Fawn Ridge Dr. Gulf Breeze, Florida 32563. Dr. Windley stated that Mrs. Windley was not aware of how Dr. Windley was obtaining the prescriptions. He stated, he gave her the impression that it was from his drug inventory.

On 03/17/14, Mrs. Windley called and a meeting was scheduled.

On 03/18/14, DI Ramirez and DI James Wiggins identified themselves and presented their credentials and then interviewed Mrs. Windley at the What-a-Burger on Burgess and North Davis in Pensacola, Florida. According to Mrs. Windley, in January of 2013, she asked Dr. Windley to get her Methadone, because she had researched the drug and felt she wanted to try it. Not due to pain, but to have something because she had taken other pain medications like Percocet and others. She did state she had cancer of the cervix when she was young and misled Dr. Windley about the cancer. According to Mrs. Windley she cleans Dr. Windley's home and takes care of his pets. Mrs. Windley said that Dr. Windley would leave a bottle of Methadone on his table at home and she would get the Methadone while she was cleaning the home. Mrs. Windley stated that in October or November 2013, she was taking at least 20, 10mg Methadone tablets, 10 in the morning and 10 on the evening. She added that during that time frame Dr. Windley told her it was getting out of control and they went to the Bradford Health Services, where they told her she was a drug addict. She stated she left and did not get help because of the way they treated her. Mrs. Windley stated that she knew it was going to end and tried to stop about two weeks ago and went through severe withdraws. She is now going to attempt to stop taking the Methadone. DI Ramirez encouraged her to make an appointment with her primary physician. DI Ramirez and DI Wiggins witnessed Mrs. Windley call and make an appointment for the next day.

On 03/19/14, DI Ramirez received a telephone call from Dr. Windley who thanked DI Ramirez for speaking to Mrs. Windley in a respectful manner. And asked once again when he was going to be arrested. DI Ramirez asked why he was asking, Dr. Windley stated I have done my research and I know I am going to be arrested. On this same date, Mrs. Windley, called and stated she had been to the appointment and was under the care of her physician.

PRESCRIPTIONS WRITTEN BY DR. WINDLEY:

DRUG	QTY	PHARMACY	DATE	PRESCRIBER
Methadone HCL 10 MG	180	Publix	2/7/2014	Banner
Methadone HCL 10 MG	180	Publix	12/16/2013	Banner
Methadone HCL 10 MG	180	Publix	11/20/2013	Banner
Methadone HCL 10 MG	180	Publix	10/12/2013	Banner
Methadone HCL 10 MG	180	Walgreens	9/29/2013	Banner
Methadone HCL 10 MG	180	Publix	9/13/2013	Banner
Methadone HCL 10 MG	180	Walgreens	8/7/2013	Banner
Methadone HCL 10 MG	180	Publix	8/2/2013	Banner
Methadone HCL 10 MG	180	Walgreens	7/13/2013	Banner
Methadone HCL 10 MG	180	Walgreens	6/1/2013	Banner
Methadone HCL 10 MG	180	Walgreens	4/27/2013	Banner
Methadone HCL 10 MG	180	Walgreens	3/23/2013	Banner
Methadone HCL 10 MG	180	Walgreens	2/21/2013	Banner
Methadone HCL 10 MG	180	Walgreens	1/18/2013	Banner
Methadone HCL 10 MG	180	Winn Dixie	8/2/2013	Banner/Barbara Ard
Methadone HCL 10 MG	180	Winn Dixie	6/29/2013	Banner/Barbara Ard
Methadone HCL 10 MG	180	Publix	6/29/2013	Banner/Barbara Ard
Methadone HCL 10 MG	180	Publix	5/25/2013	Banner/Barbara Ard
Methadone HCL 10 MG	180	Winn Dixie	5/23/2013	Banner/Barbara Ard
Methadone HCL 10 MG	180	Ensley	7/13/2013	Windley, Michael
Methadone HCL 10 MG	180	CVS	6/8/2013	Windley, Michael
Methadone HCL 10 MG	180	Ensley	6/8/2013	Windley, Michael
Methadone HCL 10 MG	180	Ensley	5/7/2013	Windley, Michael
Methadone HCL 10 MG	180	Ensley	4/6/2013	Windley, Michael
Methadone HCL 10 MG	180	CVS	3/30/2013	Windley, Michael
Methadone HCL 10 MG	180	Ensley	3/2/2013	Windley, Michael
Methadone HCL 10 MG	180	CVS	2/20/2013	Windley, Michael
Methadone HCL 10 MG	180	Ensley	2/2/2013	Windley, Michael
Methadone HCL 10 MG	180	Ensley	12/31/2012	Windley, Michael
Methadone HCL 10 MG	180	Ensley	12/11/2012	Windley, Michael
5400 Total				

WARRANT/OTTIC AFFIDAVIT
REPORT NO: ECSO14ARR010943

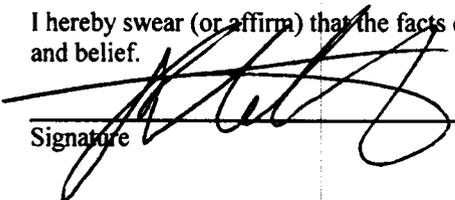
ESCAMBIA COUNTY SHERIFF'S OFFICE

ZOLPIDEM TARTRATE 10 MG TABLET	60	Publix	11/20/2013
ZOLPIDEM TARTRATE 10 MG TABLET	60	Cantonment	10/22/2013
ZOLPIDEM TARTRATE 10 MG TABLET	60	Cantonment	9/12/2013
ZOLPIDEM TARTRATE 10 MG TABLET	60	Cantonment	7/3/2013
ZOLPIDEM TARTRATE 10 MG TABLET	60	Cantonment	7/3/2013
ZOLPIDEM TARTRATE 10 MG TABLET	30	Cantonment	6/20/2013
ZOLPIDEM TARTRATE 10 MG TABLET	60	Cantonment	5/30/2013
ZOLPIDEM TARTRATE 10 MG TABLET	60	Cantonment	5/8/2013
LUNESTA 3 MG TABLET	30	Cantonment	3/21/2013
450 Total			

A warrant is being prepared for Judicial Review.

Time spent on investigation: 6 hours

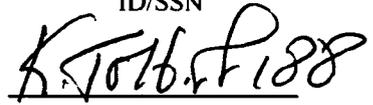
I hereby swear (or affirm) that the facts established on this affidavit are true and correct to the best of my knowledge and belief.



Signature

TOLBIRT, KENNETH WILLIAM
Name

188
ID/SSN



Subscribed and sworn to (or affirmed) before me this 3 day of July A.D., 2014 by _____ who is personally known to me or has produced _____ as identification.



Signature

Notary Public

LEO

CO

Commission No: _____

My Commission Expires _____



Supervisor Signature

7/3/14
Date

ROBERT QUINATA
Supervisor Name (Please Print)

LT
Rank

Return Court: CIRCUIT Date: _____ Time: _____
Instructions: _____

[COURT INFORMATION]

Court Judge Date
Sent CIRCUIT
Rcvd CIRCUIT
Court Case Number 14WAR016531

Assigned To: _____