

0517475 50-2020-MM-005585-AXX MB 1240

OBTS Number		ARREST / NOTICE TO APPEAR Juvenile Referral Report		1. Arrest N.T.A.		3. Request for Warrant 4. Request for Capias		Juvenile													
Agency ORI Number FLO 5 0 0 6 0 0		Agency Name PALM BEACH POLICE DEPARTMENT		Agency Report Number (N.T.A.'s only) 7 6 - - - - - () ()																	
Charge Type: Check as many as apply ☐ 1. Felony ☐ 2. Traffic Felony ☒ 3. Misdemeanor ☐ 4. Traffic Misdemeanor ☐ 5. Ordinance ☐ 6. Other		If Weapon Seized Enter Type		Multiple Clearance Indicator																	
Location of Arrest (Including Name of Business) Palm Beach Police Dept		Location of Offense (Business Name, Address) Breakers Hotel 1 S. County Rd Palm Beach FL																			
Date of arrest 0.7.14.20		Time of Arrest 0.1.14		Booking Date		Booking Time		Jail Date		Jail Time		Location of Vehicle									
Name (Last, First, Middle) Linares Andres Felipe		Alias (Name, DOB, Soc. Sec. #, Etc.)																			
Race W - White B - Black I - American Indian O - Oriental		Sex M		Date of Birth 0.3.1.09.1		Height 6'3"		Weight 190		Eye Color BRN		Hair Color BLK		Complexion Dark		Build Slender					
Scars, Marks, Tattoos, Unique Physical Features (Location, Type, Description) N/A		Marital Status Married		Religion Catholic		Indication of Alcohol Influence Drug Influence		Y ☐ N ☒ Unk. ☐													
Local Address (Street, Apt. Number) None		(City) (State) (Zip)		Phone ()		Residence Type: 1. City 2. County 3. Florida 4. Out of State															
Permanent Address (Street, Apt. Number) 2660 Peachtree St.		(City) Atlanta		(State) GA		(Zip) 30305		Phone (202) 910-0577		Address Source Self											
Business Address (Name, Street) None		(City) (State) (Zip)		Phone ()		Occupation Fashion design															
D/L Number, State None		Soc. Sec. Number NONE		INS Number		Place of Birth (City, State) B-mange Columbia		Citizenship Columbia													
Co-Defendant Name (Last, First, Middle)		Race		Sex		Date of Birth		☐ 1. Arrested ☐ 2. At Large		☐ 3. Felony ☐ 4. Misdemeanor ☐ 5. Juvenile											
Co-Defendant Name (Last, First, Middle)		Race		Sex		Date of Birth		☐ 1. Arrested ☐ 2. At Large		☐ 3. Felony ☐ 4. Misdemeanor ☐ 5. Juvenile											
Parent Legal Custodian Other:		Name (Last) (First) (Middle)		Residence Phone ()																	
Address (Street, Apt. Number) (City) (State) (Zip)		Business Phone ()																			
Notified by: (Name)		Date		Time		Juvenile Disposition 1. Handled/Processed within Department Released 2. TOT DCF 3. Incarcerated															
Released To: (Name)		Relationship		Date		Time															
The above address was provided by ☐ defendant and / or ☐ defendant's parent. The child and / or parent was told to keep the Juvenile Court Clerk's Office (Phone 355-2528) informed of any change of address. ☐ Yes, by: (Name) ☐ No: (Reason)		School Attended		Grade																	
Property Crime? ☐ Yes ☒ No		Description of Property		Value of Property																	
CODE N. N/A P. Possess		S. Sell B. Buy T. Traffic		R. Smuggle D. Deliver E. Use		K. Dispense/ Distribute		M. Manufacture/ Produce/ Cultivate		Z. Other		Drug Type N. N/A A. Amphetamine		B. Barbiturate C. Cocaine F. Heroin		H. Hallucinogen M. Marijuana O. Opium/Deriv.		P. Paraphernalia/ Equipment S. Synthetic		U. Unknown Z. Other	
Charge Description Battery - Domestic Partnership		Counts 1		Domestic Violence ☐ Y ☒ N		Statute Violation Number 7.8.4.103 (1)(A)		Violation of ORD #													
Drug Activity N		Drug Type N		Amount / Unit		Offense #		Warrant / Capias Number		Bond No Bond											
Charge Description		Counts		Domestic Violence ☐ Y ☒ N		Statute Violation Number		Violation of ORD #													
Drug Activity		Drug Type		Amount / Unit		Offense #		Warrant / Capias Number		Bond											
Charge Description		Counts		Domestic Violence ☐ Y ☒ N		Statute Violation Number		Violation of ORD #													
Drug Activity		Drug Type		Amount / Unit		Offense #		Warrant / Capias Number		Bond											
Charge Description		Counts		Domestic Violence ☐ Y ☒ N		Statute Violation Number		Violation of ORD #													
Drug Activity		Drug Type		Amount / Unit		Offense #		Warrant / Capias Number		Bond											
☐ Instruction No. 1 Mandatory Appearance in Court ☐ Instruction No. 2 You need not appear in Court but must comply with instructions on Reverse Side		Location (Court, Room Number, Address) Court Date and Time Month Day Year Time A.M. P.M.																			
I AGREE TO APPEAR AT THE TIME AND PLACE DESIGNATED TO ANSWER THE OFFENSE CHARGED OR TO PAY THE FINE SUBSCRIBED. I UNDERSTAND THAT SHOULD I WILLFULLY FAIL TO APPEAR BEFORE THE COURT AS REQUIRED BY THIS NOTICE TO APPEAR, THAT I MAY BE HELD IN CONTEMPT OF COURT AND A WARRANT FOR MY ARREST SHALL BE ISSUED.		Signature of Defendant (or Juvenile and Parent / Custodian) Date Signed																			
HOLD for other Agency Name:		Signature of Arresting Officer X		Name Verification (Printed by Arrestee) JUL 14 AM 4:50																	
☐ Dangerous ☐ Suicidal		☐ Resisted Arrest ☐ Other:		Name of Arresting Officer (Print) Miller		I.D. # 8543		(PRINT)		PAGE											
Intake Deputy DS Collins 7622		Pouch #		Transporting Officer Miller		I.D. # 8543		Agency Palm Beach PD		Witness here if subject signed with an "X"		OF 1									

Domestic Violence Probable Cause Affidavit

On July 12th 2020, at approximately 0320 hours, while on a security post at 1 South County Road (Breakers Hotel), I was informed of a disturbance in room 1192. Upon arriving to room 1192, I met with Breakers Hotel Security staff, who was speaking with two male subjects that appeared to be arguing. Both subjects later identified as W/M [REDACTED] and W/M Andres Felipe Linires (DOB: 03/10/1991), appeared to be heavily intoxicated with blood shot eyes, slurred speech, and an odor of alcohol beverage on their breath and person.

These subjects were separated and interviewed independently. While interviewing [REDACTED] I noticed what appeared to be an old injury to his right eye (black eye). [REDACTED] confirmed he fell earlier that week and sustained the black eye. It was later confirmed through photographs this injury was sustained prior to this incident. [REDACTED] eyes were both blood shot; no further injuries or reports of injuries were observed during this interview. [REDACTED] then advised that he was pushed around by Linires prior to officers arriving on scene, but he did not sustain any injuries. [REDACTED] concluded this interview stating they were only friends and he declined to pursue any criminal charges for battery.

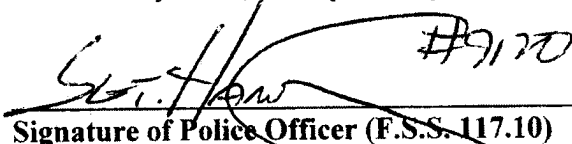
The second subject, Linires was also interviewed while on scene. While interviewing Linires, I did not observe any injuries or signs he was involved in a physical altercation. Linires advised that he was involved in a verbal altercation with [REDACTED] prior to officers arriving, which started because [REDACTED] was jealous of him getting all the attention from other men in the hotel. Linires then advised that he and [REDACTED] were only friends and were not involved in any form of relationship. At the conclusion of this investigation, based on the available physical evidence and testimonies of the parties involved, it did not appear any further criminal act had been committed. At the end of this initial encounter, Linires was asked to leave the hotel and obtain occupancy at another establishment.

On July 13th 2020, at approximately 1830 hours, I learned that [REDACTED] awoke the following morning and observed visibly bruising to his face, arms, eyes, and inside of his mouth. [REDACTED] received medical attention, where he determined that he now had a visible injury to his left eye (black eye) and a possible left side orbital fracture. It was discovered that several bruises were now visible on his back, arms, and torso. Based on this new evidence, a second interview was completed with [REDACTED] at his hotel room. During this follow-up interview, it was discovered that [REDACTED] and Linires were actively involved in an [REDACTED] for the past three months and they also lived together in Atlanta, GA. It was also confirmed that [REDACTED], now, visible injury to his left eye was the direct result of the altercation with Linires, [REDACTED] the previous night. Upon discovering this was a domestic incident, [REDACTED] was provided with a domestic violence packet and instructed not contact Linires. In light of this new evidence, Linires was sought out for questioning.

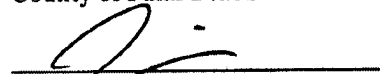
On July 13, 2020 at approximately 2355 hours, Linires came into the Palm Beach Police Department to provide his account of all events leading up to this investigation. During an audio and video recorded interview conducted by Sgt. Hanning, Linires provided post Miranda statements confirming he struck [REDACTED] face with an open hand. This battery occurred as the result of an argument over desired sexual acts. Linires further advised that he was intoxicated during this incident and he didn't recall how many times he hit [REDACTED] in the face, but he believed it was one time. Linires also confirmed that he was actively involved in an [REDACTED] with [REDACTED], and he lied to officers during the initial investigation because his relationship is "unique." At the conclusion of this investigation, it was confirmed that Linires stuck [REDACTED] with his hand, causing substantial injury to [REDACTED] face, left eye, jaw, and mouth.

Based on the above facts, I arrested and charged Andres Linires for Simple Battery (dating violence) pursuant to F.S.S 784.03(1)(A)(1). Linires was transported to the Palm Beach Police Department for processing and subsequently transported to the Palm Beach County Jail without further incident.

The foregoing instrument was sworn to or affirmed
before me the 14 day of July 2020 by
Officer Jimmy Miller, who is personally known to me.

 #9170
Signature of Police Officer (F.S.S. 117.10)

State of Florida
County of Palm Beach


Signature/Arresting Officer
OFFICER: Jimmy Miller
Date: 07/14/2020

**DOMESTIC VIOLENCE/DATING VIOLENCE
PROBABLE CAUSE AFFIDAVIT**

Palm Beach Police Department

(Agency)

On the 18th day of July, 2020 at 0114 hrs m.

Subject: Andres Felipe Linires DOB: 03/10/1991 Case #: 20-787

Charge Description: Battery Domestic / Dating Violence Statute #: 784.03(1)(A)(1)

Victim: [REDACTED] DOB: 07/09/1965 Race: W Sex: M

Relationship between Victim and Defendant: [REDACTED]

Photographs: Scene Yes ☒ No ☐ Victim Yes ☒ No ☐ Defendant Yes ☐ No ☒

911 Call: Yes ☒ No ☐ Caller: _____

Weapon Used: Yes ☒ No ☐ Type: _____

Witness: Yes ☒ No ☐ Name: _____

Victim Pregnant: Yes ☒ No ☐ If yes, _____ weeks _____ months

Injuries: ☒ Yes ☐ No Description: _____

Medical Treatment: ☒ Yes ☐ No

At Scene: Yes ☒ No ☐ Paramedics: _____

At Hospital: ☒ Yes ☐ No Hospital: Good Samaritan Physician: _____

Are Children Living in Home? Yes ☐ No ☒ DCF Notified? Yes ☐ No ☒

Name: _____ DOB: / /

Name: _____ DOB: / /

Name: _____ DOB: / /

Injunction Yes ☐ No ☒ Case #: _____

No Contact Order Yes ☐ No ☒ Case #: _____

Alcohol or Drugs ☒ Yes ☐ No ☐ Unknown Prior History of Domestic Violence Yes ☐ No ☒

Defendant's Statements ☒ Yes ☐ No If yes, written ☒ recorded ☐ oral

First words Defendant said when you responded to scene: "He don't need the police here"

Victim's Statements ☒ Yes ☐ No If yes, written ☒ recorded ☐ oral

First words Victim said when you responded to scene: "We don't need the police here."

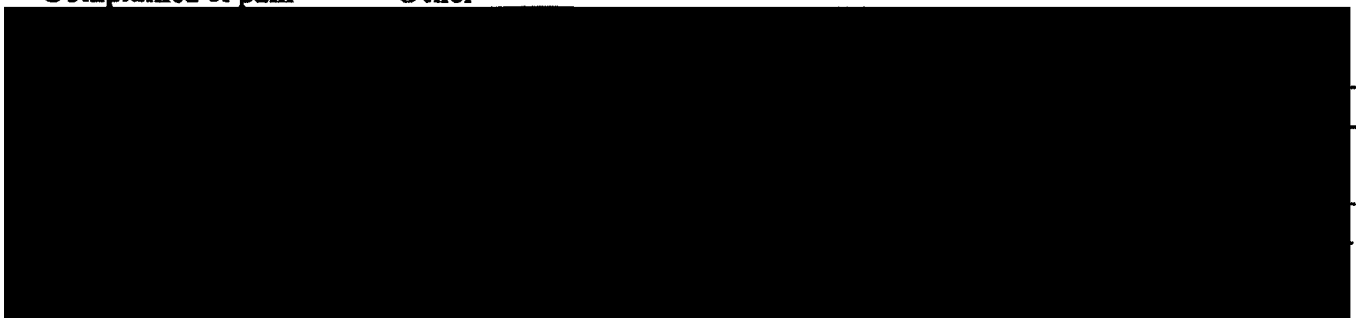
Did the Victim contact anyone other than police within an hour of the incident regarding the incident?

☒ Yes ☐ No If yes, name: Breaker Hotel Security phone (561) 655-6611

Observations of Victim (Physical & Emotional): _____

☒ Upset ☐ Crying ☐ Fearful ☐ Hysterical ☐ Afraid ☐ Calm ☐ Nervous

☐ Complained of pain ☐ Other _____



PALM BEACH POLICE DEPARTMENT VICTIM NOTIFICATION FORM

This form must be filled out in a case involving one of the following crimes:

- Homicide (Ch. 782)

- Attempted Murder

- Stalking (S. 784.048)

- Domestic Violence (This includes any assault, aggravated assault, aggravated battery, sexual assault, sexual

battery, stalking, aggravated stalking or any criminal offense resulting in physical injury or death of one family member or household member by another, who is or was, residing in the same single dwelling).

- Sexual Battery (Ch. 794)

- Attempted Sexual Offense

Upon completion, this form must accompany the booking paperwork. If applying for a warrant, attach this form to the filing packet.

1. Incident Report #: 20-000787 Agency: Palm Beach Police Dept
Offense: Battery Domestic - Dating Violence
Suspect/Offender: Andres F. Lirio
D.O.B. 03-10-1991 Race: M Sex: M

2. Warrant#(s): _____

3. Complete one (1) of the following:

a.

b.

Victim's Next of Kin:
Address: _____
City: _____ State: _____ Zip: _____
Home#: _____ Work#: _____ Cell#: _____

c.

Victim's Designated Contact Other Than Next of Kin (for example, a friend or a neighbor):

Name: _____
Address: _____
City: _____ State: _____ Zip: _____
Home#: _____ Work#: _____ Cell#: _____

4. Relevant identification or case numbers assigned to the case (please specify): _____

WAIVER: I CHOOSE NOT TO COMPLETE THIS VICTIM NOTIFICATION FORM, AND UNDERSTAND THAT I AM WAIVING MY RIGHT TO BE NOTIFIED OF THE RELEASE OF THE SUSPECT/OFFENDER.

Signature of person waiving notification: _____

Printed name of person waiving notification: _____

Officer's Name [Signature] I.D. #: 8543 Date: 07-14-2020

SUSPECT/OFFENDER: _____

COURT CASE/WARRANT#:
(FOR WARRANTS USE ONLY)

NO