

0400136

2dmm 184MB

435

OBTS Number		ARREST / NOTICE TO APPEAR Juvenile Referral Report		1. Arrest 2. N.T.A.		3. Request for Warrant 4. Request for Capias		1		Juvenile		N	
Agency ORI Number FLO 500000		Agency Name PALM BEACH COUNTY SHERIFF'S OFFICE				Agency Report Number (N.T.A.'s only) 06- 22042906							
Charge Type: Check as many as apply: ☐ 1. Felony ☐ 2. Traffic Felony ☒ 3. Misdemeanor ☐ 4. Traffic Misdemeanor ☐ 5. Ordinance ☐ 6. Other		Weapon Seized / Type 2 1. Yes 2. No		Multiple Clearance Indicator 01									
Location of Arrest (Including Name of Business) 299 Sandpiper Ave, Royal Palm Beach, FL 33411						Location of Offense (Business Name, Address) 299 Sandpiper Ave, Royal Palm Beach, FL 33411							
Date of Arrest 03/05/2022		Time of Arrest 0405 hours		Booking Date		Booking Time		Jail Date		Jail Time		Location of Vehicle	
Name (Last, First, Middle) Pena, Arron						Alias (Name, DOB, Soc. Sec. #, Etc.)							
Race W - White I - American Indian B - Black O - Oriental/Asian		Sex M		Date of Birth 07/20/1969		Height 6'05		Weight 250		Eye Color Brown		Hair Color Gray	
Complexion Light		Build Large											
Scars, Marks, Tattoos, Unique Physical Features (Location, Type, Description)						Mental Status Single		Religion None		Indication of: Alcohol Influence Drug Influence Y ☐ N ☐ Unk. ☐			
Local Address (Street, Apt. Number) (City) (State) (Zip) 299 Sandpiper Ave, Royal Palm Beach, FL 33411						Phone (954) 214-3228		Residence Type: 1. City 2. County 3. Florida 4. Out of State 1					
Permanent Address (Street, Apt. Number) (City) (State) (Zip)						Phone		Address Source Verbal					
Business Address (Name, Street) (City) (State) (Zip)						Phone		Occupation Unemployed					
DL Number, State FL P500001692600		Soc. Sec. Number		INS Number		Place of Birth (City, State) Miami, FL		Citizenship USA					
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:						Residence Phone							
Address (Street, Apt. Number) (City) (State) (Zip)						Business Phone							
Notified by (Name)						Date		Time		Juvenile Disposition 1. Handled/processed within Dept. and Released. 2. TOT HRS / DYS 3. Incarcerated			
Released To: (Name)						Relationship		Date		Time			
The above address provided by ☐ defendant and / or ☐ defendant's parents. The child and / or parent was told to keep the Juvenile Court Clerk (Phone 355-2525) informed of any change of address. ☐ Yes, by: (Name) ☐ No: (Reason)						School Attended		Grade					
Property Crime? ☐ Yes ☐ No		Description of Property				Value of Property							
Drug Activity: S. Sell, R. Smuggle, K. Dispense/Distribute, M. Manufacture/Produce/Cultivate, Z. Other N. N/A, B. Buy, D. Deliver, E. Use P. Possess, T. Traffic													
Drug Type: N. N/A, A. Amphetamine, B. Barbiturate, C. Cocaine, E. Heroin, H. Hallucinogen, M. Marijuana, O. Opium/Deriv., P. Paraphernalia/Equipment, U. Unknown S. Synthetics													
Charge Description Misuse of 911		Counts 01		Domestic Violence ☐ Y ☒ N		Statute Violation Number 365.172(14)		Violation of ORD #		Rec# 7649			
Drug Activity N		Drug Type N		Amount / Unit		Offense # 22042906		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			
Charge Description		Counts		Domestic Violence ☐ Y ☒ N		Statute Violation Number		Violation of ORD #					
Drug Activity		Drug Type		Amount / Unit		Offense #		Warrant / Capias Number		Bond			
Location (Court, Room Number, Address)													
Court Date and Time Month 3 Day 22 Year 22 Time 830 AM 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) 03/05/2022 Date Signed													
HOLD for other Agency Name		Signature of Arresting Officer X		Name Verification (Printed by Arrestee) GI		Name of Arresting Officer (Print) A. Rivas		I.D. # 35643		(PRINT)		PAGE 1 OF 1	
☐ Dangerous ☐ Suicidal ☐ Resisted Arrest ☐ Other:		Transporting Officer Rivas J. Frang		I.D. # 35643		Agency PBSO		Witness here if subject signed with an "X"					

FRANQUI 8402

		PROBABLE CAUSE AFFIDAVIT		1. Arrest 2. N.T.A.		3. Request for Warrant 4. Request for Capias		1 Juvenile		N			
ADMIN	OBTS Number												
	Agency ORI Number	FLO 500000		Agency Name		PALM BEACH COUNTY SHERIFF'S OFFICE							
CHARGES	Charge Type:	1. Felony ☐ 2. Traffic Felony ☐ 3. Misdemeanor ☒ 4. Traffic Misdemeanor ☐ 5. Ordinance ☐ 6. Other ☐											
	Check as many as apply.	Special Notes:											
DEF	Name (Last, First, Middle)	Pena, Arron,				Alias		Race		Sex		Date of Birth	
	Charge Description	Misuse of 911 365.172				Charge Description							
VICTIM	Victim's Name (Last, First, Middle)	State of Florida, ,				Race		Sex		Date of Birth			
	Local Address (Street, Apt. Number)	(City) (State) (zip)				Phone		Address Source					
PROBABLE CAUSE STATEMENT	Business Address (Name, Street)	(City) (State) (zip)				Phone		Occupation					
	The undersigned certifies and swears that he/she has just and reasonable grounds to believe, and does believe that the above named Defendant committed the following violation of law. ☒ committed the below acts in my presence. ☐ was observed by _____ who told _____ that he/she saw the arrested person commit the below acts. ☐ confessed to _____ admitting to the below facts. ☐ was found to have committed the below acts, resulting from my (described) investigation. On the <u>5th</u> day of <u>March</u> 20<u>21</u> at _____ ☐ A. M. ☐ P. M. (Specifically include facts constituting cause for arrest.) On 03/05/2022, at approximately 0317 hours, I was dispatched to 299 Sandpiper Ave, Royal Palm Beach, FL 33411 in reference to a domestic dispute. Upon arrival, contact was made with Arron Pena DOB 07/20/1969 and he stated his girlfriend, Amanda Berry DOB 03/08/1980, had hit him 15 times on his cheeks. I utilized my flashlight and shined it on Pena's face and observed no injuries on his cheek consistent with his previous statement. Pena stated he was in his room relaxing when Berry came home drunk and started an argument. After the argument escalated, Berry began slapping him on the face, therefore Pena called 911. It should be noted that Pena was extremely intoxicated. Pena had bloodshot red eyes, had slurred speech, and had an odor of alcohol emanating from his breath. I then made contact with Berry, who was also extremely intoxicated. Berry stated Pena began an argument, because he was trying to kick her out of the house. Berry stated she did not slap him and that everything was only verbal. I then made contact with Skylar Pena DOB 06/01/2007, who is the child of Berry and Pena, and he stated Pena started the argument. Skylar stated his mother did not hit Pena nor did he observe Pena hit Berry. I returned to Pena and explained to him that all I have are his accusations and am unable to make an arrest. Therefore, I asked him if there was any place for him to stay, but Pena refused to leave. Pena became very agitated and uncooperative. I was attempting to find a solution for Pena, however he would laugh in my face and constantly interrupt me. I asked Pena if he could just go inside, into his room, and refrain from talking to Berry, but he stated "it's my house, I can do whatever I want." Pena refused to compromise, therefore I walked back to Berry. While speaking to Berry and attempting to find a solution for tonight, Pena dialed 911 and proceeded to ask for a supervisor. Dispatched notified me that Pena was on the 911 emergency line, therefore I returned back to Pena and arrested him. Based on the aforementioned facts, I believe Pena committed the following acts Misuse of 911 pursuant to FSS 365.172 for calling 911 while deputies were on scene for the purposes of requesting a supervisor.												
ADMINISTRATIVE	STATE OF FLORIDA COUNTY OF PALM BEACH	A. Rivas											
	(Signature of Arresting/Investigative Officer)												
	The foregoing instrument was sworn to or affirmed and subscribed before me this <u>5th</u> day of <u>March</u> 20 <u>22</u> by <u>D/S A. Rivas</u>												
	(Print name of Arresting/Investigative Officer), who is personally known to me and/or produced identification. Type of identification produced <u>Known LEO</u>												
	D/S Lerner #35617												
	Notary Public, Clerk of Court, Officer (F.S.S. 447.10)												
PAGE 1 OF 1													



**PALM BEACH COUNTY
SHERIFF'S OFFICE**
Florida State Statute Exemption Sheet

Palm Beach County Sheriff's Office – Arrests Only

	X	Florida State Statute	Description	Page Number(s)
L/E Exemptions	☐	119.071(2)(d)	Surveillance techniques, procedures and personnel; inventory of law enforcement resources, policies or plans pertaining to mobilization deployment or tactical operations.	
	☐	943.053, 943.0525	NCIC/FCIC/FBI and in-state FDLE/DOC.	
	☐	119.071(4)(c)	Undercover personnel.	
	☐	119.071(2)(f)	Confidential informants (CIs).	
	☐	119.071(2)(e)	Confession.	
Public Info. Exemptions	☐	985.04(1)	Juvenile offender records.	
	☐	119.071(h)(i)	Assets of a crime victim.	
	☐	395.3025(7)(a), 456.057(7)(a)	Medical information.	
	☐	394.4615(7)	Mental health information.	
	☐	119.071(4)(d)(2)(a)	Home address, telephone, Social Security number, date of birth, or photos of active/former LE personnel, spouses, and children.	
Florida Rules of Judicial Administration 2.420 (Rule of 23)	☒	(iii) 119.0714(1)(i)-(j), (2)(a)-(e)	Social Security, bank account, charge, debit, and credit card numbers.	2
	☐	(viii) 394.4615(7)	Clinical records under the Baker Act.	
	☐	(xii) 741.30(3)(b)	The victim's address in a domestic violence action on petitioner's request.	
	☐	(xiii) 119.071(2)(h), 119.0714(1)(h)	Protected information regarding victims of child abuse or sexual offenses.	
	☐			
	☐			
	☐			
	☐			
Other	☐		Other:	
	☐		Other:	

REVIEW COMPLETED BY

Booking Number: 2022005895

Date: 3/6/2022

Specialist Name/ID: Chantel Daniels/30347