

0492431 3 257

ARREST / NOTICE TO APPEAR

Agency ORI Number: **0501700** Agency Name: **Jupiter Police Department** Agency Report Number (N.T.A.'s only): **5, 4 | 20-000055**

Charge Type: 1. Felony 2. Traffic Felony 3. Misdemeanor 4. Traffic Misdemeanor 5. Ordinance 6. Other

Location of Arrest (Including Name of Business): **403 KENNEDY ST, JUPITER, FL** Location of Offense (Business Name, Address): **403 KENNEDY ST, JUPITER, FL 33458**

Date of Arrest: **01/04/2020** Time of Arrest: **23:28** Booking Date: _____ Booking Time: _____ Jail Date: _____ Jail Time: _____ Location of Vehicle: _____

Name (Last, First, Middle): **LOPEZ TUCUBAL, CAROLA R** Alias (Name, DOB, Soc. Sec. #: Etc.): _____

Race: **W** (White) / **F** (Female) Date of Birth: **05/05/1993** Height: **5'02** Weight: **125** Eye Color: **BROWN** Hair Color: **BROWN** Complexion: **MEDIUM** Build: **Medium**

Local Address (Street, Apt. Number): **316 KENNEDY ST, JUPITER, FL 33458** (City) (State) (Zip) Phone: **(561) 768-8617**

Permanent Address (Street, Apt. Number): **316 KENNEDY ST, JUPITER, FL 33458** (City) (State) (Zip) Phone: **(561) 768-8617**

Business Address (Name, Street): **COUNTRY CORNER, 17443 CENTRAL BLVD, FL** (City) (State) (Zip) Phone: _____

D/L Number, State: **/** Soc. Sec. Number: _____ INS Number: _____ Place of Birth (City, State): **GUATEMALA,** Citizenship: **GT**

Co-Defendant Name (Last, First, Middle): _____ Race: _____ Sex: _____ Date of Birth: _____

Co-Defendant Name (Last, First, Middle): _____ Race: _____ Sex: _____ Date of Birth: _____

Parent / Legal Custodian: _____ Name (Last, First, Middle): _____ Address (Street, Apt. Number): _____ (City) (State) (Zip) _____

Notified by: (Name) _____ Date: _____ Time: _____

Released To: (Name) _____ Relationship: _____ Date: _____ Time: _____

The above address was provided by defendant and/or defendant's parents. The child and/or parent was told to keep the Juvenile Court Clerk's Office (Phone 355-2526) informed of any change of address.

VICTIM NOTIFICATION REQUIRED

Drug Activity: S. Sell R. Smuggle K. Disperse/Distribute M. Manufacture/Produce/Cultivate Z. Other

Drug Type: N. N/A A. Amphetamine B. Barbiturate E. Heroin H. Hallucinogen M. Marijuana O. Opium/Deriv. P. Paraphernalia/Equipment S. Synthetic U. Unknown Z. Other

Charge Description: **BATTERY-SIMPLE (TOUCH OR STRIKE)** Statute Violation Number: **784.03(1)(A)(1)** Violation of ORD #: _____

Drug Activity: **N** Drug Type: **/** Amount / Unit: **/** Offense #: _____ Counts: **1** Domestic Violence: Y N Warrant / Capias Number: _____ Bond: **NOVE**

Charge Description: **RESIST/OBSTRUCT OFFICER W/O VIOLENCE** Statute Violation Number: **843.02** Violation of ORD #: _____

Drug Activity: **N** Drug Type: **/** Amount / Unit: **/** Offense #: _____ Counts: **1** Domestic Violence: Y N Warrant / Capias Number: _____ Bond: **OK**

Health / Apparent Physical Condition of Defendant: _____ Any knowledge of the following: Mental Escape Risk Medication Deformities Injuries

Check which applies: Released O.R. Released to Parent/Guardian T.O.T. County Jail PROPERTY - Received By _____ Released By _____ Released To _____

Transported By: _____ Date Transported: _____ Time Transported: _____ Other: _____

INSTRUCTION NO. 1 - Mandatory appearance in court

INSTRUCTION NO. 2 - You need not appear in Court but must comply with instructions on Page 2.

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: _____

Location (Court, Room): _____ Court Date and Time: _____

No Photo Available

HOLD for Other Agency: _____ Signature of Arresting Officer: **Raleigh** Name Verification (Printed by Arrestee): _____

Dangerous Resisted Arrest Suicidal Other

Name of Arresting Officer (Print): **RALEIGH, ELIZABETH** I.D. #: **1022**

Transferring Officer: **Raleigh** I.D. #: **308 JPD** Agency: _____

Witness here if subject signed with _____

SCANNED

PAGE 1 OF 1

DOMESTIC VIOLENCE PROBABLE CAUSE

AFFIDAVIT
Palm Beach County

A D M I N	Date / Time 01/04/2020 23:28		Agency ORI Number FL 0501700		Agency Name JUPITER POLICE DEPARTMENT		Agency Report Number 5 4 20-00055	
	Name (Last, First, Middle) LOPEZ TUCUBAL, CAROLA R				Alias	Race W	Sex F	Date of Birth 05/05/1993
C H R G	Charge Description 784.03(1)(A)(1) BATTERY-SIMPLE (TOUCH OR STRIKE) Resist w/o Violence 843.02							
	Victim's Name (Last, First, Middle) LOPEZ, RONI M				Race W	Sex M	Date of Birth 09/08/1989	
V I C T I M	Local Address (Street, Apt. Number) (City) (State) (Zip) 403 KENNEDY ST, JUPITER, FL 33458				Phone (305) 741-1661		Address Source VERBAL	
	Business Address (Name, Street) (City) (State) (Zip)				Phone		Occupation	
DEFENDANT'S STATEMENTS: Written <input type="checkbox"/> Taped <input checked="" type="checkbox"/> Oral <input type="checkbox"/> VICTIM'S STATEMENTS: Written <input type="checkbox"/> Taped <input checked="" type="checkbox"/> Oral <input type="checkbox"/>			OBSERVATIONS OF VICTIM (PHYSICAL & EMOTIONAL): SCRATCHES ON ARM					
RELATIONSHIP BETWEEN VICTIM & SUSPECT EX BOY/GIRLFRIEND								
A D D I T I O N A L I N F O R M A T I O N	PHOTOGRAPHS:		Scene:	YES <input checked="" type="checkbox"/>	NO <input type="checkbox"/>			
			Victim:	<input checked="" type="checkbox"/>	<input type="checkbox"/>			
	911 CALL:			<input checked="" type="checkbox"/>	<input type="checkbox"/>	CALLER: MARIA SHAC VELAZQUEZ		
	WEAPON USED:			<input type="checkbox"/>	<input checked="" type="checkbox"/>	TYPE:		
	WITNESSES:			<input checked="" type="checkbox"/>	<input type="checkbox"/>	(If YES, attach witness list)		
	INJURIES:			<input checked="" type="checkbox"/>	<input type="checkbox"/>			
	MEDICAL TREATMENT:			<input type="checkbox"/>	<input checked="" type="checkbox"/>			
	AT: Scene:			<input type="checkbox"/>	<input checked="" type="checkbox"/>	PARAMEDICS:		
	Hospital:			<input type="checkbox"/>	<input checked="" type="checkbox"/>	PHYSICIAN(S) / HOSPITAL:		
	ACT COMMITTED IN PRESENCE OF MINOR(S):			<input checked="" type="checkbox"/>	<input type="checkbox"/>	NAMES/AGES: ESTHER SOC LOPEZ 7 YRS OLD		
H. R. S. NOTIFIED:			<input checked="" type="checkbox"/>	<input type="checkbox"/>				
VICTIM PREGNANT:			<input type="checkbox"/>	<input checked="" type="checkbox"/>				
VIOLATION OF RESTRAINING ORDER:			<input type="checkbox"/>	<input checked="" type="checkbox"/>	CASE #:			
PRIOR HISTORY OF DOMESTIC VIOLENCE:			<input type="checkbox"/>	<input checked="" type="checkbox"/>				
ALCOHOL OR DRUGS INVOLVED:			<input checked="" type="checkbox"/>	<input type="checkbox"/>				
On 01-04-2020 at 2323hrs., I responded to 403 Kennedy St., Jupiter for a reported disturbance. It was reported there was an intoxicated female outside of the residence, banging on the door and windows. The caller, later identified as Maria F. Shac Velazquez (H/F 02-02-97) said her boyfriend's ex-wife was there to start trouble. She further stated someone was outside trying to calm her down. Maria said it looked like the								
STATE OF FLORIDA COUNTY OF PALM BEACH Appeared before me, <u>Raley</u> , personally known to me, who, being first duly sworn, says that the facts above, based upon my investigation, are true.								
_____ SIGNATURE OF ARRESTING OFFICER								
Sworn to and subscribed to before me this <u>5</u> day of <u>Jan</u> , <u>2020</u> .								
_____ NOTARY PUBLIC / CLERK OF COURT / OFFICER (F.S.S. 117.10)								

CERTIFIED COPY

DOMESTIC VIOLENCE PROBABLE CAUSE

AFFIDAVIT

Palm Beach County
Narrative Continuation

A D M I N N A R R A T I V E	Date / Time	01/04/2020 23:28	
	Agency ORI Number	Agency Name	Agency Report Number
	FL 0501700	JUPITER POLICE DEPARTMENT	5 4 20-000055

female was trying to get inside the residence, but her boyfriend won't let her.

Upon my arrival I observed two subjects, later identified as the victim Roni M. Lopez (H/M 09-08-89) and suspect Carola R. Lopez Tucubal (H/F 05-05-93) at the front of the residence. The two subjects were in a heated argument. I approached them and Carola immediately said he punched me in the face and pointed to her left cheek. Roni was mostly speaking in Spanish, as was Carola. I told Carola to come with me in English, then to sit in Spanish. At this time the door opened and Maria was speaking in Spanish pointing at Carola. I told her to go back inside and she started to close the door. At this time, Carola lunged at Roni to hit him. I grabbed Carola by her right arm and pulled her away from him and directed her to the ground. As she went to the ground, her head grazed the exterior wall. She was in a seated position and I still had hold of her right arm. Carola tried to pull away from me, I pulled her right arm back and pushed her right shoulder downward to gain leverage. I called for the other responding unit to expedite their response. I then placed handcuffs on her which were double locked and checked for proper spacing. Once she was under control, I asked for Sgt. Counihan and Ofc. Tappin to respond. Ofc. Tappin assisted with translation.

We spoke to Roni first, who provided a sworn statement. Roni stated he used to date and has a child in common with Carola. Roni now lives with his new girlfriend, Maria. Roni said Carola came over tonight and was banging on the door. He said he tried to tell her to leave and calm down, but she wouldn't. She was yelling at him and insulting him and his new girlfriend. He said he grabbed her and brought her back to her car and put her in it. He went back towards the residence and Carola got out of the car again. He said she was banging on the window with a fist so hard that she broke it. He said she threw a potted plant. He said he was trying to get her to leave because he didn't want her to get arrested. During the altercation, Carola scratched his left forearm, leaving marks on him.

We then spoke to Carola. First she stated that Roni has been texting her that he wants to get back together. Then she said she came there because she was concerned for the welfare of her child, Roni A. Lopez-Lopez (H/M 04-04-15). She said she believes that Maria is abusing him and that she doesn't show him affection. She said during the altercation, Roni punched her in the face with a closed fist. She admitted to breaking the window. Carola appeared to be intoxicated, was crying and difficult to talk to. Carola had slight redness on her left cheek. She also had a little blood on her right hand from a laceration caused by breaking the window.

We then spoke to Carola's older child, Esther I. Soc-Lopez (H/F 10-12-12), who witnessed the incident. Although she speaks English and Spanish, she understands Spanish better. Ofc. Tappin confirmed she understood the difference between the truth and a lie. Esther said that when her brother is with them, he says that he doesn't want to be at his dad's because he doesn't like Maria. We asked if she saw what happened tonight and where she was at when it happened. She said she was outside of her mom's car and saw what happened. She said that Roni pushed her mom to get her away from the house. Esther said Roni punched her mom in the face. She said Roni asked her to call the police, but she didn't because she doesn't like him. Esther said she called someone else instead. Esther said she saw her mom break the window. Esther said Roni kicked the potted plant. We asked her how Roni got the scratches on his arm and she said she didn't know because she was in the car when that happened.

We then spoke to Maria, who provided a sworn statement. She said Carola had called her a few times earlier tonight and she wouldn't speak to her. She said Carola then started calling Roni's phone. Maria said since Christmas, Carola has been threatening her and saying that she wanted to beat her up or kill her. She said she stayed inside of the residence when the argument was happening. Maria said when Carola was banging on the window, she was calling her to come outside so she could kill her. Maria said Carola hit herself in the face and said she was going to tell the police that Roni punched her.

Esther was turned over to the care of Reina M. Lopez Tucubal (H/F 01-12-92). Reina also removed Carola's vehicle from Roni's property.

STATE OF FLORIDA
COUNTY OF PALM BEACH

Appeared before me, Raleg personally known to me, who, being first duly sworn, says that the facts above, based upon my investigation, are true.

[Signature]
SIGNATURE OF ARRESTING OFFICER

Sworn to and subscribed to before me this 5 day of Jan, 2020.

[Signature]
NOTARY PUBLIC / CLERK OF COURT / OFFICER (F.S.S. 117.10)

DOMESTIC VIOLENCE PROBABLE CAUSE

AFFIDAVIT

Palm Beach County
Narrative Continuation

A D M I N I S T R A T I V E	Date / Time	01/04/2020 23:28	
	Agency ORI Number	Agency Name	Agency Report Number
	FL 0501700	JUPITER POLICE DEPARTMENT	5 4 20-000055

Based upon my above described investigation, I find probable cause does exist to charge Carola R. Lopez Tucubal with Simple Battery Domestic, as she did actually and intentionally touch or strike Roni M. Lopez against the will of Roni M. Lopez (or) did intentionally cause bodily harm to Roni M. Lopez, pursuant to F.S.S. 784.03(1). (1 DEG MISD) I also find probable cause does exist to charge Carola R. Lopez Tucubal with Resisting Arrest without Violence as she did resist, obstruct or oppose Ofc. Raleigh (by failing to comply with verbal commands) a law enforcement officers of the Jupiter Police Department in the execution of a legal process or in the lawful execution of a legal duty, without offering or doing violence to the person of such officer, contrary to Florida Statute 843.02. (1 DEG MISD).

NOT A CERTIFIED COPY

STATE OF FLORIDA
COUNTY OF PALM BEACH

Appeared before me, Raleigh, personally known to me, who, being first duly sworn, says that the facts above, based upon my investigation, are true.

[Signature]
SIGNATURE OF ARRESTING OFFICER

Sworn to and subscribed to before me this 5 day of Jan, 2020.

[Signature]
NOTARY PUBLIC / CLERK OF COURT / OFFICER (F.S.S. 117.10)

VICTIM NOTIFICATION FORM

This form must be completed when one of the following crime(s) has been committed:

- Homicide (Ch.782)
- Attempted Murder
- Stalking (F.S. 784.048)
- Domestic Violence - (This includes any assault, aggravated assault, battery, 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 Offense (Ch. 794)
- Attempted Sexual Offense
- Dating Violence

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

1. Incident Report #: 20-000055 Agency: Jupiter Police Department
Offense: Simple Battery Domestic
Suspect/Offender: Carola R. Lopez Tucubal
D.O.B. 05-05-93 Race: H Sex: F

2. Warrant #(s): _____

3a. Victim's Name: Roni M. Lopez D.O.B. 09-08-89 Race: W Sex: M
Address: 403 Kennedy St.
City: Jupiter State: FL ZIP: 33458
Home #: 305-741-1661 Work #: _____ Other: _____

3b. Victim's Next of Kin, Friend or Neighbor: _____
Address: _____
City: _____ State: _____ ZIP: _____
Home #: _____ Work #: _____ Other: _____

NOTE: PURSUANT TO F.S.119.07, THE CONTENTS OF THIS FORM MAY BE SUBJECT TO CONFIDENTIALITY

Victim/Relation Notification Waiver and Confidential Information Request.

(check applicable boxes)

Waiver: I choose not to be notified when the arrestee is released from custody.

Confidential: I request the information on this form be kept confidential (applicable only to sexual battery, stalking, child abuse, harassment or domestic violence cases).

Signature of person waiving notification: _____

Printed name of person waiving notification: _____

Officer's Name: Raleigh I.D. # 308 Date: 01-04-20

1 copy = Corrections or State Attorney (Warrant Application)

1 Copy = Warrants Section

1 copy = Central Records

SUSPECT/OFFENDER:

(FOR WARRANT USE ONLY)

COURT CASE/WARRANT #: