

COMPLAINT/ARREST AFFIDAVIT - CIRCUIT/COUNTY COURT - PINELLAS COUNTY, FLORIDA

OBTS #	REPORT # 20-004360		DOCKET # 1838288	
Person ID	311524875		SSN#	[REDACTED]
Charge Description	☒ Felony ☐ Misdemeanor ☐ Warrant ☐ Traffic ☐ Ordinance	Traffic Citation # (if any)	Court Case #	
Charge	BATTERY; DOMESTIC BY STRANGULATION		20-05066-CF-1	
Defendant's Name (Last, First, Middle)	DOB	Sex	Race	Ht
PROFFITT, DEREK RAY	10/01/1993	M	W	505
Wt	Hair	Eyes	Skin	
180	BRO	BLU		
Alias	DL #	State	Scars/Marks/Tattoos/Physical Features	
	110247605	TN		
Local Address (Street, City, State, Zip Code)	Telephone	Place of Birth	Citizenship	
TRANSIENT ST. PETERSBURG FL	(423) 552-539	CO	US	
Permanent Address (Street, City, State, Zip Code)	Telephone	Employed by / School		
TRANSIENT ST. PETERSBURG FL	(423) 552-539			
Weapon Seized Type	Indication of Drug Influence	Y N UNK	Indication of Mental Health Issues	Y N UNK
☐ Yes ☒ No	☐ ☒ ☐		☐ ☒ ☐	
Co-Defendant's Name (Last, First, Middle)	DOB	Sex	Race	In Custody ☐ Yes ☐ No
				☐ Felony ☐ Misdemeanor
Co-Defendant's Name (Last, First, Middle)	DOB	Sex	Race	In Custody ☐ Yes ☐ No
				☐ Felony ☐ Misdemeanor

The undersigned swears that he/she has reasonable grounds to believe that the above named defendant on the 27 day of MAY, 2020,

at approximately 12:00 AM, at 12800-9204 VONN RD, in Pinellas County did:

THE DEFENDANT DID KNOWINGLY AND INTENTIONALLY, AGAINST THE WILL OF ANOTHER, IMPEDE THE NORMAL BREATHING OR CIRCULATION OF THE BLOOD OF A FAMILY OR HOUSEHOLD MEMBER, SO AS TO CREATE A RISK OF OR CAUSE GREAT BODILY HARM BY APPLYING PRESSURE ON THE THROAT OR NECK OF ANOTHER PERSON. TO-WIT: THE DEFENDANT AND VICTIM HAD BEEN AN A ROMANTIC RELATIONSHIP. DURING THE DISTURBANCE, THE DEFENDANT PLACED A PILLOW OVER THE VICTIM'S FACE.

THE DEFENDANT HAS A PREVIOUS NO CONTACT ORDER ISSUED OUT OF COLORADO REFERENCE PENDING DOMESTIC BATTERY CHARGES AGAINST THE VICTIM. THE DEFENDANT AND THE VICTIM WENT OUT TO DINNER AND RETURNED TO THEIR RESIDENCE. WHILE AT THEIR RESIDENCE, THE VICTIM STATED THAT THE DEFENDANT GOT DRUNK AND BEGAN ATTACKING HER WHEN SHE ASKED HIM TO LEAVE. THE VICTIM STATED THAT THE DEFENDANT PUSHED HER ONTO HER BED. WHILE THE VICTIM SCREAMED, THE DEFENDANT PLACED A PILLOW OVER HER FACE AND THREATENED TO "KILL HER" IF SHE CALLED LAW ENFORCEMENT. AN INDEPENDENT NEIGHBOR HEARD THE VICTIM SCREAMING FOR THE DEFENDANT TO "GET OFF OF HER" AND CAME TO HER AID. THE WITNESS STATED THAT THE VICTIM'S FACE WAS RED FROM A VISIBLE PHYSICAL STRUGGLE AND THAT HE ATTEMPTED TO ESCORT THE DEFENDANT OUT OF THE RESIDENCE. A PHOTOGRAPH WAS PROVIDED FROM INJURIES THE EVENING PRIOR. POST MIRANDA, THE DEFENDANT DENIED THE ALLEGATION STATING HE WAS ATTACKED BY THE VICTIM AND THE NIGHBOR.

Contrary to Florida Statute/Ordinance 784.041.2.A.

ARREST DATE: 5/27/2020 Time 10:31 AM . Aggravating/Mitigating Factors DOMESTIC/PRIOR PENDING CASE

Booking Officer: POWERS, M 54040 Amount of Bond NONE Bond Out Date _____ Time _____ ☐ a.m. ☐ p.m.

Victim Notified of Advisory? ☒ Yes ☐ No Injuries to Victim? ☐ Yes ☐ No Medical Treatment to Victim? ☐ Yes ☐ No

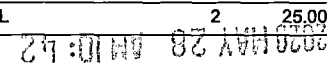
The Court reviewed this complaint and finds there: ☐ is probable cause ☐ is not probable cause to detain defendant ☐ Bond Action, if any: _____

The probable cause determination is passed for: ☐ 24 Hrs ☐ 24 Hrs on showing of extraordinary circumstances. Received by Booking: 5/27/2020 1:08:16 PM

Pursuant to F.S. 92.525 and under penalty of perjury, I declare that I have read the foregoing document and that the facts in it are true.


 Declarant Signature _____ Agency LARGO POLICE DEPT.
 OFFICER JUSTIN KATZ 540 310939461
 Printed Name _____ Declarant ID# _____

REQUEST FOR INVESTIGATIVE COSTS, F.S. 938.27(1)

DATE	OFFICER	HOURS	X PAY RATE	OR	COST
05/27/2020	KATZ	2	25.00		\$50.00
05/27/2020	MARKEL	2	25.00		50
					
OTHER - Describe <u>CONSISTENT</u>					
Continuation sheet ☐ Yes ☒ No TOTAL \$ <u>\$100.00</u>					

Defendant PROFFITT, DEREK RAY

Court Case No: 20-05066-CF-1

ADVISORY AND SOLVENCY HEARING

The above named Defendant came before me for Advisory and Solvency hearing and was advised by me of the charge(s) against him; his right to remain silent; that any statements by him may be used against him; his right to counsel, and, if he is financially unable to afford counsel, that counsel forthwith will be appointed; of his right to communicate with his counsel, family or friends, and that reasonable implementation will be afforded him to contact the foregoing.

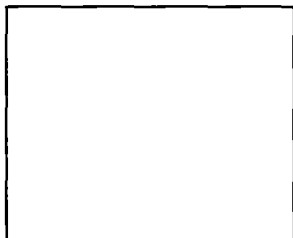
I FURTHER CERTIFY THAT:

- ☐ A. Defendant has advised the Court that he has retained counsel or will retain counsel.
- ☐ B. The Court investigated Defendant's solvency and found the Defendant financially able to secure counsel.
- ☐ C. The Court investigated Defendant's solvency and provisionally appointed the Public Defender.
- ☐ D. The Defendant waived the right to counsel at the first appearance only.

DATE AND TIME

Michael J. Anchau
JUDGE

- ☐ I hereby waive the right to counsel at the first appearance only.
- ☐ I, having been found solvent and financially able to secure counsel, hereby waive counsel until my attorney files an appearance in this case or until I file a written request for a review of my solvency and ability to secure counsel.



Thumb Print

DEFENDANT'S SIGNATURE

I HEREBY acknowledge receipt of a copy of the foregoing Complaint and Advisory.

DEFENDANT'S SIGNATURE

DEFENDANT'S ATTORNEY'S SIGNATURE

DATE

COMPLAINT/ARREST AFFIDAVIT – CIRCUIT/COUNTY COURT – PINELLAS COUNTY, FLORIDA

OBTs #	REPORT # 20-004360		DOCKET # 1838288	
Person ID	311524875		SSN# [REDACTED]	
Charge Description	☐ Felony ☒ Misdemeanor ☐ Warrant ☐ Traffic ☐ Ordinance		Traffic Citation # (if any)	
Charge	VIOLATION OF PRETRIAL RELEASE		Court Case # 20-05066-CF-2	
Defendant's Name (Last, First, Middle)	DOB	Sex	Race	Ht
PROFFITT, DEREK RAY	10/01/1993	M	W	505
Wt	Hair	Eyes	Skin	
180	BRO	BLU		
Alias	DL #	State	Scars/Marks/Tattoos/Physical Features	
	110247605	TN		
Local Address (Street, City, State, Zip Code)	Telephone	Place of Birth	Citizenship	
TRANSIENT ST. PETERSBURG FL	(423) 552-539	CO	US	
Permanent Address (Street, City, State, Zip Code)	Telephone	Employed by / School		
TRANSIENT ST. PETERSBURG FL	(423) 552-539			
Weapon Seized Type	Indication of	Y	N	UNK
☐ Yes ☒ No	Drug Influence	☐	☒	☐
	Indication of Mental	Y	N	UNK
	Health Issues	☐	☒	☐
	Indication of	Y	N	UNK
	Alcohol Influence	☐	☐	☒
Co-Defendant's Name (Last, First, Middle)	DOB	Sex	Race	In Custody
				☐ Yes ☐ No
				☐ Felony ☐ Misdemeanor
Co-Defendant's Name (Last, First, Middle)	DOB	Sex	Race	In Custody
				☐ Yes ☐ No
				☐ Felony ☐ Misdemeanor

The undersigned swears that he/she has reasonable grounds to believe that the above named defendant on the 27 day of MAY, 2020,

at approximately 10:30 AM, at 12800-9204 VONN RD, in Pinellas County did:

DID THEN AND THERE WILLFULLY VIOLATE A CONDITION OF PRETRIAL RELEASE IN CASE NUMBER C0342020M000157, WHERE THE ORIGINAL ARREST WAS FOR AN ACT OF DOMESTIC VIOLENCE, TO-WIT: DOMESTIC BATTERY

THE DEFENDANT WAS SERVED WITH THE NO CONTACT ORDER REFERENCE THE ABOVE MENTIONED CASE NUMBER IN COLORADO ON 03/16/2020. THE ORDER PREVENTS ANY COMMUNICATION AND CONTACT BETWEEN THE DEFENDANT AND THE VICTIM. TODAY, OFFICERS RESPONDED IN REFERENCE TO A WELFARE CHECK WHERE THE VICTIM HAD EMAILED A REPRESENTATIVE OF THE COLORADO'S SAO REFERENCE AN UNREPORTED DOMESTIC DISTURBANCE THAT OCCURRED THE EVENING PRIOR. UPON ARRIVING ON SCENE, THE DEFENDANT WAS LOCATED INSIDE OF THE VICTIM'S RESIDENCE AND PROBABLE CAUSE WAS LATER ESTABLISHED ON THE DEFENDANT FOR DOMESTIC BATTERY BY STRANGULATION REFERENCE THE DISTURBANCE THE EVENING PRIOR.

Contrary to Florida Statute/Ordinance 741.29.6.

ARREST DATE: 5/27/2020 Time 10:31 AM

. Aggravating/Mitigating Factors _____

Booking Officer: POWERS, M 54040 Amount of Bond NONE Bond Out Date _____ Time _____ ☐ a.m. ☐ p.m.

Victim Notified of Advisory? ☐ Yes ☐ No Injuries to Victim? ☐ Yes ☐ No Medical Treatment to Victim? ☐ Yes ☐ No

The Court reviewed this complaint and finds there: ☐ is probable cause ☐ is not probable cause to detain defendant ☐ Bond Action, if any: _____

The probable cause determination is passed for: ☐ 24 Hrs ☐ 24 Hrs on showing of extraordinary circumstances. Received by Booking: 5/27/2020 1:09:08 PM

Pursuant to F.S. 92.525 and under penalty of perjury, I declare that I have read the foregoing document and that the facts in it are true.

[Signature]
 Declarant Signature
 LARGO POLICE DEPT.
 Agency
 OFFICER JUSTIN KATZ 540
 Printed Name
 310939461
 Declarant ID#

REQUEST FOR INVESTIGATIVE COSTS, F.S. 938.27(1)

DATE	OFFICER	HOURS X PAY RATE	OR	COST
05/27/2020	KATZ	2	25.00	\$50.00
77-01111 02 MAY 2020				
OTHER - Describe				
Continuation sheet ☐ Yes ☐ No				
TOTAL \$ 50.00				

Defendant PROFFITT, DEREK RAY

Court Case No: 20-05066-CF-2

ADVISORY AND SOLVENCY HEARING

The above named Defendant came before me for Advisory and Solvency hearing and was advised by me of the charge(s) against him; his right to remain silent; that any statements by him may be used against him; his right to counsel, and, if he is financially unable to afford counsel, that counsel forthwith will be appointed; of his right to communicate with his counsel, family or friends, and that reasonable implementation will be afforded him to contact the foregoing.

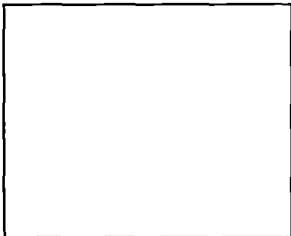
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DATE AND TIME

Michael J. Onchene
JUDGE

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DEFENDANT'S SIGNATURE

DEFENDANT'S ATTORNEY'S SIGNATURE

DATE