

CRIMINAL REPORT AFFIDAVIT/HILLSBOROUGH COUNTY, FLORIDA

☐ Supplemental Page
 ☒ Plant City Courthouse
 ☐ Notice To Appear
 CRA #: FH19000883

☒ Fel
 ☐ Misd
 ☐ (APAD) Adult Pre-Arrest Div
 ☐ Traffic
 ☐ Tampa Ord
 ☐ Juv Delinq
 ☐ JAAP
 Booking #: 2019-39740

Arrest Type: ☒ PC
 ☐ Warrant
 ☐ PC VOP/VOCC
Request: ☐ Warrant
 ☐ SAO Review Direct File
 ☐ JUV Pick-Up Order

Court Case #	Family #	SOID #

Agency: ☐ HCSO ☐ TPD ☐ PCPD ☐ TTPD ☒ FHP ☐ Other: _____	Report # 19-131264	Report Written ☒ Yes ☐ No
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Offense Location: W/B SR-400 E/OF CR-579, SEFNER, FL 33584	Offense Date: 11/27/2019	Offense Time: 0245
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Arrest Location: W/B SR-400 E/OF CR-579, SEFNER, FL 33584	Arrest Date: 11/27/2019	Arrest Time: 0252
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Defendant: Last Name CHAVIANO	First Name ELIEZER	Middle Name JARED	☐ Gang Name:
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Race	Gender	DOB	DL#	State	POB (City, State)
White	☒ M ☐ F	08/31/1990	C150210903110	UNITED STATES OF AMERICA (USA)	FLORIDA

Address Street:	4911 GARDEN L	City:	TAMPA	State:	FLORIDA	Zip:	33610
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School (JUV)	Parent/Guardian (JUV)

No Co-defendants Found

Statute	Level	Degree	Charge	Count	Citation #	DV
784.07(2)(B)	Fel	T	BATTERY ON A LAW ENFORCEMENT OFFICER (BATT1010)	1		☐
843.02	Misd	F	RESISTING OFFICER WITHOUT VIOLENCE (COPS1001)	1		☐
843.02	Misd	F	RESISTING OFFICER WITHOUT VIOLENCE (COPS1001)	1		☐

The undersigned swears there are reasonable grounds to believe that the above named defendant in Hillsborough County, Florida, did:

On 11/27/19 I observed a tow truck traveling westbound on SR-400. The tow truck was towing a vehicle behind with the rear wheels on the roadway. The towed vehicle had no stop lamps or turn signals attached to the vehicle. I conducted a traffic stop on the tow truck on SR-400 just east of CR-579. I approached on the passenger side of the tow truck and began communicating with the driver. The passenger expressed his displeasure for being stopped and was agitated. I asked the driver for the required paperwork and the driver provided an expired registration. I handed the registration back to the driver and the passenger snatched it from my hand and began looking over the paperwork. I instructed the driver not to interfere and I grabbed the registration to again hand it back to the driver. The passenger with his right hand grabbed my right hand as I grabbed onto the paperwork and pulled. I released the paperwork and the driver let go of my hand. The driver then ripped the paperwork and threw part of it from the vehicle. I called for a backup unit and waited for Trooper Robinson to arrive. Once Trooper Robinson arrived on scene I quickly explained the circumstances and that I would be placing the passenger under arrest. Trooper Robinson and I approached the passenger side door which was open and I instructed the passenger to exit. The passenger was talking on his cellular phone and did not exit the vehicle when told to. I reached over the passenger to unlatch the seatbelt and the passenger pulled back. I grabbed the passengers right arm and he immediately clenched his fist and pulled away from me. I took a step back and drew my state issued ECD (Taser) and turned it on. Once the ECD was activated it displayed two red dots and a white led light. I placed the lights on the passenger and gave verbal commands to exit the vehicle or he would be tased. The driver exited the vehicle still holding his cellular phone now in his right hand. The passenger faced towards the patrol cars. I attempted to gain control of the passengers right arm while Trooper Robinson took control of the passengers left arm. The passenger continued to resist and ignore verbal commands. I performed a take down and the passenger, Trooper Robinson and myself all went to the grass next to the tow truck. Trooper Robinson and I continued to try and gain control of the passengers hands and give verbal commands but the passenger continued to resist. The passenger was trying to get his right arm underneath his body as he resisted. With my left hand I delivered two strikes to the left side of the passenger and the passenger still continued to resist. I then delivered one strike to the right side of the passenger, after which I was able to gain control of the passengers right arm. Trooper Robinson and I were able to get the passenger secured at this time. Trooper. S. Edge and Trooper H. Paynter arrived on scene and conducted a search of the passenger. The passenger was identified by a Florida DL as Eliezer Chaviano (FL DL# C150-210-90-311-0). Trooper

Clerk of Court

(SERVICE OF COURT DOCUMENTS may be served on the State Attorney's office at !MailProcessingStaff@sao13th.com)

Agency
Report # 19-131264

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HILLSBOROUGH COUNTY, FLORIDA**

CRA #: FH19000883

Paynter transported Mr. Chaviano to the Orient Road Jail. All of the above events occurred in Hillsborough County.				
Pursuant to Florida Statute §92.525 and under penalties of perjury, I declare that I have read the foregoing document and the facts stated in it are true to the best of my knowledge. For Notices to Appear, I also certify that a complete list of witnesses and evidence known to me is attached.				
Affiant:	Trooper W Gee Digitally signed on 2019.11.27 04:05:45	Officer # 2681	DIST: TAMPA SQD: TROOP C	SWORN TO AND SUBSCRIBED BEFORE ME THIS DATE H Paynter Digitally signed on 2019.11.27 04:08:41
		Officer # 4303		
Judgment requested against defendant for agency investigative cost per Florida Statute 938.27:			\$100.00	

Clerk of Court

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