

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

OBTS #	REPORT # SO20-43563		DOCKET # 1830155	
Person ID	3267140		SSN# [REDACTED]	
Charge Description	☐ Felony ☒ Misdemeanor ☐ Warrant ☐ Traffic ☐ Ordinance	Traffic Citation # (if any)		Court Case #
Charge	BATTERY; DOMESTIC		20-01896-MM-1	
Defendant's Name (Last, First, Middle)	DOB	Sex	Race	Ht
LAYTHAM, GERALD EDWARD	05/20/1958	M	W	510
Wt	Hair	Eyes	Skin	
160	BRO	BRO		
Alias	DL #	State FL	Scars/Marks/Tattoos/Physical Features	
L35028558180				
Local Address (Street, City, State, Zip Code)	Telephone	Place of Birth	Citizenship	
28488 US HWY 19 N LOT 10 CLEARWATER FL 33761	7279226186	KANSASCITY	USA	
Permanent Address (Street, City, State, Zip Code)	Telephone	Employed by / School		
28488 US HWY 19 N LOT 10 CLEARWATER FL 33761	7279226186			
Weapon Seized Type	Indication of Drug Influence	Indication of Mental Health Issues	Indication of Alcohol Influence	
☐ Yes ☒ No	☐ Y ☒ N ☐ UNK	☐ Y ☒ N ☐ UNK	☒ Y ☐ N ☐ UNK	
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 08 day of FEBRUARY, 2020,

at approximately 10:00 PM, at 28488 US HWY 19 N, LOT 10, CLEARWATER, FL, in Pinellas County did:

ACTUALLY AND INTENTIONALLY TOUCH OR STRIKE DANIEL LAYTHAM, BIOLOGICAL BROTHER AND CO-HABITANT, AGAINST THE WILL OF DANIEL LAYTHAM TO-WIT: THE DEFENDANT SHOVED, PUNCHED AND HIT THE VICTIM'S HEAD INTO A TABLE.

THE DEFENDANT GOT INTO AN VERBAL ARGUEMENT WITH HIS WIFE WHO LEFT THE LOCATION. THE VICTIM CAME TO CHECK ON THE BROTHER TO MAKE SURE HE WAS OK. THE DEFENDANT THEN GOT INTO THE VICTIM'S FACE AND SHOVED HIM. THE DEFENDANT AND VICTIM GOT INTO A PHYSICAL FIGHT CAUSING INJURY TO THE VICTIM'S FACE REQUIRE MEDICAL TREATMENT. UPON LOOKING AT THE LOCTASION IN WHICH THE VICTIM SAID THE ALTERCATSIOPN OCCURED, I OBSERVED A TABLE WITH A BROKEN LEG THAT HAD BLOOD SMEARED AROUND IT WHICH WAS CONSISTENT WITH THE VICTIM'S STATMENT. THE DEFEDNAT WAS HEAVY INTOXICATED AND WOULD NOT PROVIDED A STATMENT.

(ENTER SUFFICIENT FACTS/DATA FOR THE COURT TO ESTABLISH PROBABLE CAUSE DETERMINATION)

Contrary to Florida Statute/Ordinance 784.03

ARREST DATE: 2/7/2020 Time 12:26 PM Aggravating/Mitigating Factors

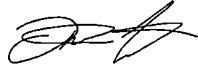
Booking Officer: LEVEA 59816 Amount of Bond ZERO Bond Out Date Time ☐ a.m. ☐ p.m.

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: None

The probable cause determination is passed for: ☐ 24 Hrs ☐ 24 Hrs on showing of extraordinary circumstances Received by Booking: 2/9/2020 2:11:31 AM

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 PINELLAS COUNTY SHERIFF
 Agency

DEPUTY DANNY LUGO-FELIX 59808 311076614
 Printed Name Declarant ID#

REQUEST FOR INVESTIGATIVE COSTS, F.S. 938.27(1)				
DATE	OFFICER	HOURS X PAY RATE	OR	COST
02/08/2020	LUGO-FELIX	1.5 25.00		\$37.50
02/08/2020	STAFFORD	1.5 25.00		37.5

OTHER - Describe
 Continuation sheet ☐ Yes ☐ No TOTAL \$ 75.00

Court Case No: 20-01896-MM-1

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.

☐ 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.

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

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

DATE _____

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

OBTS #		REPORT # SO20-43563		DOCKET # 1830155	
Person ID 3267140			SSN# [REDACTED]		
Charge Description ☐ Felony ☒ Misdemeanor ☐ Warrant ☐ Traffic ☐ Ordinance		Traffic Citation # (if any)		Court Case #	
Charge BATTERY; DOMESTIC				20-01896-MM-2	
Defendant's Name (Last, First, Middle) LAYTHAM, GERALD EDWARD		DOB 05/20/1958	Sex M	Race W	Ht 510
		Wt 160	Hair BRO	Eyes BRO	Skin
Alias	DL # L35028558180	State FL	Scars/Marks/Tattoos/Physical Features		
Local Address (Street, City, State, Zip Code) 28488 US HWY 19 N LOT 10 CLEARWATER FL 33761		Telephone 7279226186	Place of Birth KANSASCITY		Citizenship USA
Permanent Address (Street, City, State, Zip Code) 28488 US HWY 19 N LOT 10 CLEARWATER FL 33761		Telephone 7279226186	Employed by / School		
Weapon Seized Type ☐ Yes ☒ No		Indication of Drug Influence ☐ Y ☒ N ☐ UNK		Indication of Mental Health Issues ☐ Y ☒ N ☐ UNK	
		Indication of Alcohol Influence ☒ Y ☐ N ☐ UNK			
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 08 day of FEBRUARY, 2020 at approximately 11:37 PM, at 28488 US 19 N LOT #10, CLEARWATER, FL 33761, in Pinellas County did:

THE DEFENDANT ACTUALLY AND INTENTIONALLY TOUCHED LEE ANN LAYTHAM HIS LEGAL WIFE AND CO-HABITANT, AGAINST THE WILL OF LEE ANN LAYTHAM TO-WIT: THE DEFENDANT POURED THE CONTENT OF AN ALCOHOLIC BEVERAGE ON THE VICTIM'S HEAD.

THE DEFENDANT AND VICTIM WERE IN A VERBAL ARGUMENT ABOUT A FAMILY MEMBER THAT WAS CURRENTLY IN THE ICU AT THE HOSPITAL. THE VICTIM STATED DURING THE ARGUMENT THE DEFENDANT ACTUALLY AND INTENTIONALLY POURED AN ALCOHOLIC BEVERAGE ON THE VICTIM'S HEAD WHICH WAS AGAINST HER WILL.

THE DEFENDANT AND VICTIM HAVE BEEN LEGALLY MARRIED FOR THE PAST 5 YEARS.

Contrary to Florida Statute/Ordinance 784.03

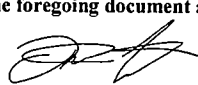
ARREST DATE: 2/8/2020 Time 11:26 PM . Aggravating/Mitigating Factors _____

Booking Officer: LEVEA 59816 Amount of Bond ZERO Bond Out Date _____ Time 7:35 ☐ 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: \$250 NO BOND

The probable cause determination is passed for: ☐ 24 Hrs ☐ 24 Hrs on showing of extraordinary circumstances Received by Booking: 2/9/2020 2:12:52 AM

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.  PINELLAS COUNTY SHERIFF Declarant Signature _____ Agency _____ DEPUTY DANNY LUGO-FELIX 59808 311076614 Printed Name _____ Declarant ID# _____		REQUEST FOR INVESTIGATIVE COSTS, F.S. 938.27(1)			
		DATE 02/08/2020	OFFICER LUGO-FELIX	HOURS X PAY RATE 1.5 25.00	OR
		02/08/2020	STAFFORD	1.5	25.00
		OTHER – Describe _____			
		Continuation sheet ☐ Yes ☐ No			TOTAL \$ \$0.00

Court Case No: 20-01896-MM-2

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.

☐ 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.

~~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.

DEFENDANT'S SIGNATURE

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

DEFENDANT'S ATTORNEY'S SIGNATURE

DATE _____