0530070 22mm 2047 mb 2092

ARREST / NOTICE TO APPEAR

1. Arrest 3. Request for Warrant
2. N.T.A. 4. Request for Capias

1 JUVENILE

ADMINISTRATION

OBTS Number

Agency ORI Number: 0500700

Agency Name: Riviera Beach Police Department

Agency Report Number (N.T.A.'s only): 8 4 22-01730

Charge Type: Check as many as apply — ☐ 1. Felony ☒ 3. Misdemeanor ☐ 5. Ordinance ☐ 2. Traffic Felony ☐ 4. Traffic Misdemeanor ☐ 6. Other

If Weapon Seized — Enter Type: UNARMED

Multiple Clearance Indicator: 1

Location of Arrest (Including Name of Business): 5540 N OCEAN DR RIVIERA BEACH FL

Location of Offense (Business Name, Address): 5540 N OCEAN DR 7B, RIVIERA BEACH, FL 33404

Date of Arrest	Time of Arrest	Booking Date	Booking Time	Jail Date	Jail Time	Location of Vehicle
03/12/2022	02:32	03/12/2022	02:42			

DEFENDANT

Name (Last, First, Middle): TOBIAS, KELSI Alias:

Aliases (Name, DOB, Soc. Sec. #, Etc.)

Race (W - White, B - Black, I - American Indian, O - Oriental/Asian)	Sex	Date of Birth	Height	Weight	Eye Color	Hair Color	Complexion	Build
W	F	11/26/1994	5'09	130	BLUE	BROWN	LIGHT	SMALL

Scars, Marks, Tatoos, Unique Physical Features (Location, Type, Description):

Marital Status: S — Religion: CHRISTIAN — Indication of: Alcohol Influence ☐ Yes ☐ No ☒ Unk; Drug Influence ☐ Yes ☐ No ☐ Unk

Local Address (Street, Apt. Number): 5540 N OCEAN DR 7B, RIVIERA BEACH, FL 33404 (City) (State) (Zip) — Phone — Residence Type: 1. City 3. Florida 2. County 4. Out of State: 1

Permanent Address (Street, Apt. Number): 5540 N OCEAN DR 7B, RIVIERA BEACH, FL 33404 (City) (State) (Zip) — Phone — Address Source: DEFENDANT

Business Address (Name, Street) (City) (State) (Zip) — Phone — Occupation

D/L Number, State: / — Soc. Sec. Number: [redacted] — ITIS Number — Place of Birth (City, State): KLAMETH FALLS, OR — Citizenship: US

CO-DEF

Co-Defendant Name (Last, First, Middle) — Race — Sex — Date of Birth — ☐ 1. Arrested ☐ 3. Felony ☐ 5. Juvenile ☐ 2. At Large ☐ 4. Misdemeanor

Co-Defendant Name (Last, First, Middle) — Race — Sex — Date of Birth — ☐ 1. Arrested ☐ 3. Felony ☐ 5. Juvenile ☐ 2. At Large ☐ 4. Misdemeanor

JUVENILE

☐ Parent ☐ Other: ☐ Legal Custodian — Name (Last, First, Middle) — Residence Phone

Address (Street, Apt. Number) (City) (State) (Zip) — Business Phone

NO BOND

Notified by: (Name) — Date — Time — JUVENILE DISPOSITION: Handled/Processed within Department and Released — To/At

VICTIM NOTIFICATION REQUIRED

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.
☐ Yes, by: ☐ No

School Attended — Grade

Property Crime? ☐ Yes ☒ No — Description of Property — Value of Property

CODE

Drug Activity: N. N/A P. Possess S. Sell B. Buy T. Traffic R. Smuggle D. Deliver E. Use K. Disperses/ Distribute M. Manufacture/ Produce/ Cultivate Z. Other

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

CHARGE

Charge Description: SIMPLE BATTERY — Statute Violation Number: 784.03(1)(A) — Violation of ORD #

Drug Activity	Drug Type	Amount / Unit	Offense #	Counts	Domestic Violence	Warrant / Capias Number	Bond
	N	/	22-01730	1	☒ Y ☐ N		

CHARGE

Charge Description — Statute Violation Number — Violation of ORD #

Drug Activity	Drug Type	Amount / Unit	Offense #	Counts	Domestic Violence	Warrant / Capias Number	Bond
		/			☐ Y ☐ N		

CHARGE

Charge Description — Statute Violation Number — Violation of ORD #

Drug Activity	Drug Type	Amount / Unit	Offense #	Counts	Domestic Violence	Warrant / Capias Number	Bond
		/			☐ Y ☐ N		

INTAKE

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

Check which applies: ☐ Released O.R. ☐ Released to Parent/ Guardian ☐ T.C.T. County Jail ☐ Posted Bond ☐ South County Mental Health

PROPERTY - Received By — Released By — Released To

Transported By — Date Transported — Time Transported — Other

NOTICE TO APPEAR

☐ INSTRUCTION NO. 1 - Mandatory appearance in court
☒ INSTRUCTION NO. 2 - You need not appear in Court but must comply with instructions on Page 2.

Location (Court, Room) — Court Date and Time

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

No Photo Available

ADMIN

HOLD for Other Agency: ☐ Dangerous ☐ Resisted Arrest ☐ Suicidal ☐ Other

Signature of Arresting Officer

Name of Arresting Officer (Print): CADE, C. B. — I.D. #: 6540

Name Verification (Printed by Arrestee): (PRINT)

Intake Deputy: Bonilla — I.D. #: 18342 — Pouch #

Transporting Officer: C CADE — I.D. #: 6540 — Agency: RBPD

Witness here if subject signed with an "X"

☐ COURT ☐ STATE ATTORNEY ☐ AGENCY ☐ CENTRAL RECORDS ☐ JAIL ☐ CRIME ANALYSIS ☐ P. I. O. ☐ DEFENDANT

PROBABLE CAUSE AFFIDAVIT

OBTS Number:

1. Arrest 2. N.T.A. 3. Request for Warrant 4. Request for Capias | 1 | JUVENILE

ADMIN

Agency ORI Number	Agency Name	Agency Report Number
FL FL0500700	Riviera Beach Police Department	8 4 22-01730

Charge Type (Check as many as apply): ☐ 1. Felony ☒ 3. Misdemeanor ☐ 5. Ordinance ☐ 2. Traffic Felony ☐ 4. Traffic Misdemeanor ☐ 6. Other

Special Notes:

DEF

Name (Last, First, Middle)	Alias	Race	Sex	Date of Birth
TOBIAS, KELSI		W	F	11/26/1994

CHARGES

Charge Description	Charge Description
784.03(1)(A)(1) BATTERY-SIMPLE (TOUCH OR STRIKE)	
Charge Description	Charge Description

VICTIM

Victim's Name (Last, First, Middle)	Race	Sex	Date of Birth
VILLEGAS, HORACIO	W	M	12/22/1966

Local Address (Street, Apt. Number) (City) (State) (Zip)	Phone	Address Source
5540 N OCEAN DR #7B, MIAMI, FL 33169	(561) 859-6340	VICTIM
Business Address (Name, Street) (City) (State) (Zip)	**Phone**	**Occupation**

PROBABLE CAUSE STATEMENT

The undersigned certifies and swears that he/she has just and resonable grounds to believe, and does believe that the above named Defendant committed the following violation of law.

The Person taken into custody . . .

☐ committed the below acts in my presence.

☐ confessed to _____ admitting to the below facts.

☐ was observed by _____ who told _____ that he/she saw the arrested person committ the below acts.

☐ was found to have committed the below acts, resulting from my (described) investigation.

On the 12 day of March, 2022 at 02:32 (Specifically include facts constituting cause for arrest.)

I utilized my axon body worn camera for this incident.

On March 12, 2022, at approximately 0230 hours I responded to 5200 N Ocean DR, in reference to a delayed Simple Battery Domestic. Upon my arrival, I made contact with Horacio Villegas (W/M 12/22/66), who provided the following recorded statement which is a summary and not be taken as verbatim.

Villegas stated at approximately 10:30pm he and his girlfriend of two years, Kelsi Tobias (W/F 11/26/94), were attending a party in West Palm Beach FL. He advised that Tobias was under the influence of alcohol from the party. While driving home in our city Tobias initiated a verbal dispute with Villegas in reference infidelities in their relationship. Villegas stated while driving he was suddenly struck multiple times on the right side of face by Tobias. Once they arrived to their residence of 5540 N Ocean DR unit 7B, He told Tobias that he would take her to the police station so she would be forced to stop hitting him. Villegas began driving his vehicle to the Riviera Beach Police Department on N Ocean DR. Villegas stated while driving Tobias continued punching him, and began kicking him in the face from her passenger seat.

Villegas stopped his vehicle on the roadway and exited to run away from Tobias. He advised that Tobias took possession of the vehicle and parked it at their residence. Villegas stated while walking south on N Ocean DR he was followed by Tobias on foot. He advised while Tobias was following on the roadway she feel multiple times causing injury herself. Villegas was able to reach 5200 N Ocean DR, away from Tobias, where he called for police assistance. Villegas stated he did not wish to prosecute. Villegas appeared to have bruising under his right eye. Pictures of Villegas were taken and later entered into evidence.

ADMINISTRATIVE

SWORN AND SUBSCRIBED BEFORE ME

BYRD, RUSSELL K
NOTARY PUBLIC / CLERK OF COURT / OFFICER (F.S.S. 117.10)

03/12/2022
DATE

SIGNATURE OF ARRESTING / INVESTIGATING OFFICER

CADE, CHRISTOPHER BERNARD JR
NAME OF OFFICER (PLEASE PRINT)

03/12/2022
DATE

COURT STATE ATTORNEY CENTRAL RECORDS JAIL CRIME ANALYSIS P.I.O.

ADMIN

OBTS Number

PROBABLE CAUSE AFFIDAVIT
SUPPLEMENT

1 Arrest 2 N T A 3 Request for Warrant 4 Request for Capias | 1 | JUVENILE

Agency ORI Number	Agency Name	Agency Report Number
FL FL0500700	Riviera Beach Police Department	8 | 4 22-01730

Charge Type: Check as many as apply — ☐ 1. Felony ☐ 2. Traffic Felony ☒ 3. Misdemeanor ☐ 4. Traffic Misdemeanor ☐ 5. Ordinance ☐ 6. Other

Special Notes:

DEF

Name (Last, First, Middle)	Alias	Race	Sex	Date of Birth
TOBIAS, KELSI		W	F	11/26/1994

PROBABLE CAUSE STATEMENT

While officers were responding to the residence to make contact with Tobias, She was seen walking north on the roadway barefoot. I made contact with Tobias who had an odor of alcohol and appeared to be under the influence. Tobias stated that she and Villegas had a verbal dispute over infidelities in their relationship. She said while driving Villegas slammed her head on the dashboard. Tobias advised that Villegas stopped the vehicle and exited, leaving her in the roadway alone. She advised that she exited the vehicle to talk with Villegas. Tobias stated that Villegas pushed her backwards onto the ground and began walking south on N Ocean DR. Tobias said she parked his vehicle and went to look for Villegas. Tobias had minor road rash on her right palm, a small cut in her right foot, and a small cut on her forehead. Pictures of Tobias were later entered into evidence. The injuries she sustained appeared to be caused from falling forward onto the roadway.

Based on my investigation, I found probable cause to arrest Tobias for Simple Battery Domestic F.S.S. 784.01(1)(A)(1). I transported Tobias to Saint Mary`s Medical Center for medical clearance. After clearance, Tobias was transported to Riviera Beach PD for processing and later turned over to the Palm Beach County Jail.

ADMINISTRATIVE

SWORN AND SUBSCRIBED BEFORE ME

BYRD, RUSSELL K
NOTARY PUBLIC / CLERK OF COURT / OFFICER (F.S.S. 117.10)

03/12/2022
DATE

SIGNATURE OF ARRESTING / INVESTIGATING OFFICER

CADE, CHRISTOPHER BERNARD JR
NAME OF OFFICER (PLEASE PRINT)

03/12/2022
DATE

COURT STATE ATTORNEY CENTRAL RECORDS JAIL CRIME ANALYSIS P.I.O.

[redacted]

DOMESTIC VIOLENCE PROBABLE CAUSE

AFFIDAVIT

Palm Beach County

ADMIN

Date / Time	Agency ORI Number	Agency Name	Agency Report Number
03/12/2022 03:55	FL FL0500700	Riviera Beach Police Department	8 | 4 | 22-01730

DEF

Name (Last, First, Middle)	Alias	Race	Sex	Date of Birth
TOBIAS, KELSI		W	F	11/26/1994

CHRG

Charge Description: 784.03(1)(A)(1) BATTERY-SIMPLE (TOUCH OR STRIKE)

VICTIM

Victim's Name (Last, First, Middle)	Race	Sex	Date of Birth
VILLEGAS, HORACIO	W	M	12/22/1966

Local Address (Street, Apt. Number) (City) (State) (Zip)	Phone	Address Source
5540 N OCEAN DR #7B, MIAMI, FL 33169	(561) 859-6340	VICTIM

Business Address (Name, Street) (City) (State) (Zip)	Phone	Occupation

ADDITIONAL INFORMATION

	Written	Taped	Oral
DEFENDANT'S STATEMENTS:	☐	☒	☐
VICTIM'S STATEMENTS:	☐	☒	☐

OBSERVATIONS OF VICTIM (PHYSICAL & EMOTIONAL): INJURED

RELATIONSHIP BETWEEN VICTIM & SUSPECT: SPOUSE

		YES	NO	
PHOTOGRAPHS:	Scene:	☐	☒	
	Victim:	☒	☐	
911 CALL:		☒	☐	CALLER: VICTIM
WEAPON USED:		☒	☐	TYPE: PERSONAL
WITNESSES:		☐	☒	(If YES, attach witness list)
INJURIES:		☒	☐	
MEDICAL TREATMENT:		☒	☐	
AT:	Scene:	☐	☒	PARAMEDICS:
	Hospital:	☒	☐	PHYSICIAN(S) / HOSPITAL: ST MARY`S
ACT COMMITTED IN PRESENCE OF MINOR(S):		☐	☒	NAMES/AGES:
H. R. S. NOTIFIED:		☐	☒	
VICTIM PREGNANT:		☐	☒	
VIOLATION OF RESTRAINING ORDER:		☒	☐	CASE #:
PRIOR HISTORY OF DOMESTIC VIOLENCE:		☐	☒	
ALCOHOL OR DRUGS INVOLVED:		☐	☒	

NARR

STATE OF FLORIDA
COUNTY OF PALM BEACH

Appeared before me, _____ 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 _____ day of _____, _____.

_____
NOTARY PUBLIC / CLERK OF COURT / OFFICER (F.S.S. 117.10)

COURT STATE ATTORNEY CENTRAL RECORDS JAIL CRIME ANALYSIS P. I. O.

VICTIM NOTIFICATION FORM

This form must be filled out in a case involving one of the following crimes:

- Homicide (Ch. 782)
- Sexual Offense (Ch. 794)
- Attempted Murder
- Attempted Sexual Offense
- Stalking (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.)

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

1. **Incident Report** 22-01730 **Agency** Riviera Beach Police Department
   Offense: Simple Battery (Domestic)
   Suspect/Offender: Tobias Kelsi
   D. O. B.: 11-26-1994 **Race:** w **Sex:** F
2. **Warrant #(s):**
3. **Complete one (1) of the following:**
   a. **Victim's Name:** Villegas Horacio
   Address: 5540 N Ocean DR unit 7B
   City: Riviera Beach **State:** FL **Zip:** 33404
   Home #: (561)859-6340 **Work #:** **Other:**
   b. **Victim's next of kin:**
   Address:
   City: **State:** **Zip:**
   Home #: **Work #** **Other:**
   c. **Victim's designated contact other than next of kin (for example: a friend or neighbor):**
   Name:
   Address:
   City: **State:** **Zip:**
   Home #: **Work #:** **Other:**
4. **Relevant identification or case numbers assigned to the case (please**

WAIVER: I CHOOSE NOT TO COMPLETE THIS VICTIM NOTIFICATION FORM, AND UNDERSTAND THAT I AM WAIVING MY RIGHT TO BE NOTIFIED OF THE RELEASE OF THE SUSPECT/OFFENDER.

Signature of person waiving notification:

Printed name of person waiving notification:

Officer's Name: C Cade **I.D. #** 6540 **Date:** 03-12-2022

SUSPECT/OFFENDER Tobias Kelsi **COURT CASE/WARRANT#** (FOR WARRANTS USE ONLY)

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: 2022006549	**Date:** 3/12/2022
	Specialist Name/ID: M. Tooks #8557