

C157428

ZMM977AAMB 2675

ARREST / NOTICE TO APPEAR
Juvenile Referral Report

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

OBTS Number		Agency ORI Number FLO 500000		Agency Name PALM BEACH COUNTY SHERIFF'S OFFICE		Agency Report Number 06		20-137843	
Charge Type Check as many as apply <input type="checkbox"/> 1. Felony <input type="checkbox"/> 2. Traffic Felony <input checked="" type="checkbox"/> 3. Misdemeanor <input type="checkbox"/> 4. Traffic Misdemeanor <input type="checkbox"/> 5. Ordinance <input type="checkbox"/> 6. Other		If Weapon Seized N/A		Enter Type		Multiple Charge Indicator			
Location of Arrest (Including Name of Business) 675 ROYAL PALM BEACH BLVD ROYAL PALM BEACH, FL 33411				Location of Offense (Including Name of Business) 675 ROYAL PALM BEACH BLVD ROYAL PALM BEACH, FL 33411					
Date of Arrest Dec 17, 2020		Time of Arrest 2001		Booking Date Dec 17, 2020		Booking Time		Jail Date Dec 17, 2020	
						Jail Time		Location of Vehicle KAUFFS TOWING	
Name (Last, First, Middle) MATIAS KENNETH									
Race W - White B - Black O - Other/Hispanic		Sex M		Date of Birth 5/2/74		Height 5'11"		Weight 185	
Eye Color BR		Hair Color BLK		Complexion TAN		Build SLIM			
Scars, Marks, Tattoos, Unique Physical Features (Location, Type, Description) ANIMAL HEAD LEFT CALF				Marital Status Y		Religion UNK		Indication of Alcohol Influence <input checked="" type="checkbox"/> 1. City <input checked="" type="checkbox"/> 2. At Large <input type="checkbox"/> 3. Florida <input type="checkbox"/> 4. Out of State	
Local Address (Street, Apt. Number) 13055 ALBRIGHT CT #14		City WELLINGTON		State FL		Zip 33414		Phone 954-709-3081	
Permanent Address (Street, Apt. Number)		City		State		Zip		Address Source CAD	
Business Address (Street, Apt. Number)		City		State		Zip		Occupation PBIEC	
D/L Number, State M320500741620		Social Security Number		INS Number		Place of Birth UNK NY		Citizenship US	
Co-Defendant Name (Last, First, Middle)		Race		Sex		Date of Birth		<input type="checkbox"/> 1. Arrested <input type="checkbox"/> 2. At Large <input type="checkbox"/> 3. Felony <input type="checkbox"/> 4. Misdemeanor <input type="checkbox"/> 5. Juvenile	
Co-Defendant Name (Last, First, Middle)		Race		Sex		Date of Birth		<input type="checkbox"/> 1. Arrested <input type="checkbox"/> 2. At Large <input type="checkbox"/> 3. Felony <input type="checkbox"/> 4. Misdemeanor <input type="checkbox"/> 5. Juvenile	
Parent Legal Guardian Other		Name (Last, First, Middle)		City		State		Zip	
Address (Street, Apt. No.)		City		State		Zip		Business Phone	
Notified By (Name)		Date		Time		Juvenile Disposition: 1. Handled/Processed within Dept. and Released 2. TOT HRS/DYS 3. Incarcerated			
Released To (Name)		Relationship		Date		Time			
The above address was provided by <input type="checkbox"/> defendant and/or <input type="checkbox"/> defendant's parents. The child and/or parent will file to keep the Juvenile Court Clerk's Office (Phone 561 355-2626) informed of any address change. <input type="checkbox"/> Yes, by: (Name) <input type="checkbox"/> No (Reason)		School Attended		Grade					
Property Crime? <input type="checkbox"/> Yes <input type="checkbox"/> No		Description of Property		Value of Property					
Drug Activity N. N/A P. Possess		S. Sell B. Buy T. Traffic		R. Seizure D. Deliver E. Use		K. Dispense/ Distribute		M. Manufacture/ Produce Cultivate	
Z. Other		Drug Type N. N/A A. Amphetamines		B. Barbiturates C. Cocaine E. Heroin		H. Hallucinogen M. Marijuana		P. Paraphernalia/ Equipment	
U. Unknown Z. Other		Charge Description RESISTING OFFICER WITHOUT VIOLENCE		Counts 1		Domestic Violence <input type="checkbox"/> Y <input checked="" type="checkbox"/> N		Statute Violation Number 843.02	
Violation or ORD. # N/A		Drug Activity N		Drug Type N		Amount/Unit N/A		Offense # 20-137843	
Warrant/Capias Number N/A		Bond		Charge Description		Counts		Domestic Violence <input type="checkbox"/> Y <input checked="" type="checkbox"/> N	
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Case Number N	PROBABLE CAUSE AFFIDAVIT		1. Arrest 2. N.T.A.	3. Request For Warrant 4. Request For Capias	1	Juvenile <input type="checkbox"/>
Agency ORI Number FLO 5 0 0 0 0	Agency Name PALM BEACH COUNTY SHERIFF'S OFFICE	Agency Report Number 06	20-137843			
Charge Type: Check as many as apply <input type="checkbox"/> 1. Felony <input type="checkbox"/> 2. Traffic Felony <input checked="" type="checkbox"/> 3. Misdemeanor <input type="checkbox"/> 4. Traffic Misdemeanor <input type="checkbox"/> 5. Ordinance <input type="checkbox"/> 6. Other	Special Notes					
Defendant Name (Last, First, Middle) MATIAS KENNETH	Race W	Sex M	Date of Birth 5/2/74			
Charge RESISTING OFFICER WITHOUT INCIDENT	Charge					
Charge	Charge					
Victim Name (Last, First, Middle) STATE OF FLORIDA	Race	Sex	Date of Birth			
Local Address (Street, Apt. Number)	City	State	Zip	Phone	Address Source	
Business Address (Street, Apt. Number)	City	State	Zip	Phone	Occupation	
The undersign swears that he/she has just and reasonable grounds to believe, and does believe that the above named Defendant committed the following violation of law. The person taken into custody...						
<input checked="" type="checkbox"/> committed the below acts in my presence.		<input type="checkbox"/> was observed by _____ who told that he/she saw the arrested person commit the below acts.				
<input checked="" type="checkbox"/> confessed to admitting to the below facts.		<input checked="" type="checkbox"/> was found to have committed the below acts, resulting from (described) investigation.				
On the 17TH day of DECEMBER		20	20	at 8:01	<input type="checkbox"/> AM <input checked="" type="checkbox"/> PM	

On 12/17/20 at 1852 hours, District 8 Street Team members with the assistance of D/S Britt #32414, initiated a traffic stop on a Honda sedan bearing Florida tag SJV82, at 675 Royal Palm Beach Blvd Royal Palm Beach, Florida 33411.

Prior to initiating the traffic stop, the vehicle in question was pace clocked by Asset #82805, for approximately one half of a mile, traveling 60 mph in a 50 mph speed zone. Upon approaching the passenger side of the vehicle, I immediately noticed a strong odor of burnt marijuana, coming from the interior of the vehicle, as well as the odor of raw marijuana. Upon scanning the vehicle with my flashlight, I observed what appeared to be smoked marijuana blunts, in an ash tray which had been placed in a cup holder in the center console area.



D/S Britt identified the driver by his Florida drivers license as Kenneth Matias. Based on the odor of burnt marijuana coming from the interior of the vehicle as well as the observation of what appeared to be smoked marijuana blunts in the ash tray, I asked Matias to exit the vehicle.

Upon speaking with Matias, I asked him if he had any marijuana in the vehicle, and he advised yes. I asked Matias if he had a medical marijuana card, he responded yes and provided it to me. I then asked Matias if the medical marijuana that was in his vehicle, was inside a prescribed dispensary container, and he advised yes. Matias was also asked when the last time he smoked marijuana inside his vehicle was, and he advised earlier. We I asked Matias to retrieve the medical marijuana container from his vehicle, and he did so with D/S Septien #20750 watching over him. Upon Matias opening the center console armrest, he retrieved a small white plastic container labeled "MUV premium cannabis flower". The container had a label on the bottom with Matias's name on it as well as #P4FM0708. The container was later found to be empty. While Matias was retrieving the plastic container from the armrest, D/S Septien observed a clear plastic bag in the same armrest, which appeared to contain marijuana.

Based on the odor of burnt marijuana coming from the interior of the vehicle, the observation of what appeared to be smoked marijuana blunts in the ash tray, as well as the clear plastic bag containing what appeared to be marijuana in the center console armrest, I requested Matias unlock his vehicle so we could search it. Matias, who still had possession of his car keys, refused to unlock his vehicle, and recorded the interaction with us on his cell phone camera. Matias was asked again to unlock his vehicle, but he refused. I then advised Matias to place his hands behind his back, but he refused. Matias was again asked to place his hands behind his back, but he again refused to do so.

At that time, I grabbed the shoulders of Matias, who was already sitting down on the curb, and escorted him onto the grass. I advised Matias several times to stop resisting and to give us control of his hands, which he was attempting to conceal under his body. After a brief struggle, Matias was able to be taken into custody and handcuffed with minimal use of force.

Matias was placed under arrest for Resisting Officer without Violence, and later transported to the Main Detention Center by D/S Orozco #8057. Kauff's Towing was contacted via the rotation list, and later took control of Matias's vehicle. For related information, refer to PBSO case 20-137868. This case is cleared by arrest. No further.

The foregoing instrument was sworn to and affirmed before me this <u>17TH</u> day of <u>DECEMBER</u> 20 <u>20</u> , by:	
<u>D/S S. SEPTIEN #20750</u> Name of Notary Public / Clerk of Court / Officer (F.S.S. 117.00)	<u>D/S N. HOLBERTON</u> <u>8411</u> Name of Arresting/Investigating Officer
 Signature of Notary Public / Clerk of Court / Officer (F.S.S. 117.00)	 Signature of Arresting/Investigating Officer
Page <u>2</u> of <u>2</u>	

NOT A CERTIFIED COPY



Palm Beach County Sheriff's Office – Arrests Only

	X	Florida State Statute	Description	Page Number(s)
L/E Exemptions	<input type="checkbox"/>	119.071(2)(d)	Surveillance techniques, procedures and personnel; inventory of law enforcement resources, policies or plans pertaining to mobilization deployment or tactical operations.	
	<input type="checkbox"/>	943.053, 943.0525	NCIC/FCIC/FBI and in-state FDLE/DOC.	
	<input type="checkbox"/>	119.071(4)(c)	Undercover personnel.	
	<input type="checkbox"/>	119.071(2)(f)	Confidential informants (CIs).	
	<input type="checkbox"/>	119.071(2)(e)	Confession.	
Public Info. Exemptions	<input type="checkbox"/>	985.04(1)	Juvenile offender records.	
	<input type="checkbox"/>	119.071(h)(i)	Assets of a crime victim.	
	<input type="checkbox"/>	395.3025(7)(a), 456.057(7)(a)	Medical information.	
	<input type="checkbox"/>	394.4615(7)	Mental health information.	
	<input type="checkbox"/>	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)	<input checked="" type="checkbox"/>	(iii) 119.0714(1)(f)-(j), (2)(a)-(e)	Social Security, bank account, charge, debit, and credit card numbers.	2
	<input type="checkbox"/>	(viii) 394.4615(7)	Clinical records under the Baker Act.	
	<input type="checkbox"/>	(xii) 741.30(3)(b)	The victim's address in a domestic violence action on petitioner's request.	
	<input type="checkbox"/>	(xiii) 119.071(2)(h), 119.0714(1)(h)	Protected information regarding victims of child abuse or sexual offenses.	
	<input type="checkbox"/>			
	<input type="checkbox"/>			
	<input type="checkbox"/>			
	<input type="checkbox"/>			
Other	<input type="checkbox"/>	119.0712(2)	Other: Personal information contained in a motor vehicle record	
	<input type="checkbox"/>	119.071(2)(j)	Other: MARSY'S LAW PROTECTED INFORMATION REGARDING VICTIM(S).	

REVIEW COMPLETED BY

Booking Number: 2020029556	Date: 12/18/2020
	Specialist Name/ID: M. Tooks #8557