

049 9049

201806270 P# 1224

ARREST / NOTICE TO APPEAR

1 Arrest 3 Request for Warrant 1 JUVENILE
2 NTA 4 Request for Capias

ADMINISTRATION	OSTS Number		Agency ORI Number 0500400		Agency Name Delray Beach Police Department		Agency Report Number (N.T.A.'s only) 4, 0 18-007599		1		JUVENILE	
	Charge Type Check as many as apply: ☐ 1 Felony ☐ 2 Traffic Felony ☐ 3 Misdemeanor ☐ 4 Traffic Misdemeanor ☐ 5 Ordinance ☐ 6 Other		If Weapon Seized		Enter Type None/not Applicable		Multiple Charge Indicator ☐ 1					
	6114118 20:15											
	Name (Last, First, Name) PECARINA, KYLA											
	Alias: Alias (Name, DOB, Soc. Sec. #, Etc.)											
	Race W - White B - Black O - Other/Asian		Sex W F		Date of Birth 11/26/1994		Height 5'02		Weight 115		Eye Color BROWN	
	Hair Color BLOND OR		Complexion FAIR		Build							
	Scars, Marks, Tattoos, Unique Physical Features (Location, Type, Description)											
	Marital Status S											
	Religion Not indicated											
DEFENDANT	Local Address (Street, Apt. Number) 2350 FLORIDA BLVD A, DELRAY BEACH, FL 33483											
	Permanent Address (Street, Apt. Number) 2350 FLORIDA BLVD A, DELRAY BEACH, FL 33483											
	Business Address (Name, Street) MOTHER											
	D/L Number, State		Sac. Sec. Number		INS Number		Place of Birth (City, State) PA		Citizenship US			
	Co-Defendant Name (Last, First, Middle) 800											
	Co-Defendant Name (Last, First, Middle)											
	Parent ☐ Other ☐ Legal Custodian											
	Address (Street, Apt. Number) 1											
	Notified by (Name)											
	Released To (Name) Relationship											
JUVENILE	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.											
	Property Owned? ☐ Yes ☐ No											
	Description of Property											
	Value of Property											
	Drug Activity S Sell H HA P Possess											
	Drug Type N NA A Amphetamine											
	B Barbiturate C Cocaine E Heroin											
	H Hallucinogen M Marijuana O Opium/Deriv											
	P Percocet/Significant S Synthetic											
	U Unknown Z Other											
CHARGE	Charge Description CHILD NEGLECT W/O CAUSE GREAT HARM											
	Drug Activity		Drug Type		Amount / Unit		Offense # 18-007599		Counts 2		Domestic Violence ☐ Y ☐ N	
	Warrant / Capias Number		State Violation Number 827.03(2)(a) 20		Violation of ORD #		Bond					
	Charge Description											
	Drug Activity		Drug Type		Amount / Unit		Offense #		Counts		Domestic Violence ☐ Y ☐ N	
	Warrant / Capias Number		State Violation Number		Violation of ORD #		Bond					
	Charge Description											
	Drug Activity		Drug Type		Amount / Unit		Offense #		Counts		Domestic Violence ☐ Y ☐ N	
	Warrant / Capias Number		State Violation Number		Violation of ORD #		Bond					
	INTAKE	Health / Apparent Physical Condition of Defendant										
Any knowledge of the following Explosives												
Check which apply: ☐ Released O.R. ☐ Released to Parent/Guardian ☐ T.O.T. County Jail ☐ Pretrial 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) South County 200 W Atlantic Ave Delray Beach, FL 33444											
	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											
	HOLD for Other Agency											
	Signature of Arresting Officer ADDEA, ROBERT											
	Name Verification (Printed by Arrestor)											
	(PRINT)											
Witness here if subject signed with us												

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

OETS Number		PROBABLE CAUSE AFFIDAVIT		1 Arrest 2 NTA		3 Request for Warrant 4 Request for Capias		1		JUVENILE	
ADMINISTRATIVE	Agency ORI Number FL 0500400		Agency Name DELRAY BEACH POLICE DEPARTMENT		Agency Report Number 4 0 18-007599						
	Charge Type Check as many as apply ☒ 1 Felony ☐ 2 Traffic Felony		☐ 3 Misdemeanor ☐ 4 Traffic Misdemeanor		☐ 5 Ordinance ☐ 6 Other		Special Notes				
CHARGES	Name (Last, First, Middle) PECARINA, KYLA ROSE				Race W		Sex F		Date of Birth 11/26/1994		
	Charge Description 827.03(3C) CHILD NEGLECT W/O CAUSE GREAT HARM				Charge Description						
VICTIM	Victim's Name (Last, First, Middle)				Race		Sex		Date of Birth		
	Local Address (Street, Apt. Number) (City) (State) (Zip)				Phone		Address Source				
	Business Address (Name, Street) (City) (State) (Zip)				Phone		Occupation				
The undersigned certifies and 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 ☒ committed the below acts in my presence. ☐ was observed by _____ who told _____ that he/she saw the arrested person commit the below acts. ☐ confessed to _____ admitting to the below facts. ☒ was found to have committed the below acts, resulting from my (described) investigation On the <u>19</u> day of <u>May</u>, <u>2018</u> at <u>16:00</u> (Specifically include facts constituting cause for arrest)											
The following incident occurred in the City of Delray Beach, Palm Beach County, Florida. On 05/19/18, Officers responded to [REDACTED] for a report of a deranged female subject that was out on a 2nd story roof and in the custody of 2 very small children. The multiple callers further advised that subject appeared highly impaired on narcotics and that the children were in a significant amount of immediate danger. The female subject (Later Identified as Kayla Rose Pecarina) reportedly became very impaired on the narcotic "Molly" (MDMA) and began to act progressively unstable and paranoid within the home prior to the incident. Pecarina proceeded to take [REDACTED] (3 year old [REDACTED] and 1 year old [REDACTED] into an upstairs bedroom and then locked them inside the room with her. For unknown reasons, Pecarina then climbed out of the 2nd story bedroom window with [REDACTED] bringing them onto the high roof ledge and into the pouring rain. Pecarina then closed the bedroom window behind her and hazardedly maneuvered the children several feet along the very narrow 2nd story roof ledge (approximately 15-20 feet high off of the ground). Upon our arrival, Pecarina was acting completely delusional, erratic, and was heavily hallucinating (all while causing this severe endangerment to [REDACTED]). Pecarina refused to follow multiple verbal commands given by the responding officers instructing her to safely return the children back into the bedroom window. The children were in an obvious and constant state of significant danger due to them being within a foot from the roof's slippery edge. The possibility of the children falling off of the roof or possibly being pushed off by Pecarina appeared to be inevitable throughout the entire incident. Both children also were not wearing shirts and both were hysterically crying from the traumatic and hazardous actions made by [REDACTED]. Officers continually pleaded with Pecarina to safely return the children into the bedroom window or ensure their safety while we attempted to get to them. Pecarina refused to comply with our commands, continued to act increasing agitated, and her every action remained completely unpredictable. Officers were eventually able to access the roof area through an upstairs window and climbed out onto wet ledge in an attempt to											
SWORN AND SUBSCRIBED BEFORE ME <u>GRIFFITH, BRIAN</u>  NOTARY PUBLIC / CLERK OF COURT / OFFICER (F S S 177) <u>05/28/2018</u> DATE <u></u> <u>882</u> SIGNATURE OF ARRESTING / INVESTIGATING OFFICER <u>ADDEA, ROBERT (0882)</u> NAME OF OFFICER (PLEASE PRINT) <u>05/28/2018</u> DATE											
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OETS Number		PROBABLE CAUSE AFFIDAVIT SUPPLEMENT		1 Arrest 2 NTA	3 Request for Warrant 4 Request for Capias	1	JUVENILE
Agency ORI Number FL 0500400		Agency Name DELRAY BEACH POLICE DEPARTMENT		Agency Report Number 4 0 18-007599			
Charge Type Check as many as apply ☒ 1 Felony ☐ 3 Misdemeanor ☐ 5 Ordinance ☐ 2 Traffic Felony ☐ 4 Traffic Misdemeanor ☐ 6 Other		Special Notes					
Name (Last, First, Middle) PECARINA, KYLA ROSE				Race W	Sex F	Date of Birth 11/26/1994	

safely rescue the children. Other officers were stationed on the ground below the children and ready to catch them if they should suddenly come off the roof (which appeared highly likely at any moment). At this time, Pecarina's intentions were still completely unknown and it appeared that the children would either fall off or be pushed off the roof by Pecarina herself (which would have caused certain serious injury and/or death to them both).

Officers worked their way along the roof's ledge and cautiously approached Pecarina in an effort to safely secure the children away from her. Pecarina then suddenly became further agitated and threw her cellular phone down onto the concrete driveway as officers crawled towards her. Fearing that the incident would further escalate and further jeopardize the safety of the children, the officers moved in on them and were able to quickly remove both children from the Pecarina's grasp. Those officers then had to escort both children along the narrow and slippery ledge to an open bedroom window (2 units away) in order to safely remove them from the roof. Once the children were safely inside, other officers were now attempting to have Pecarina safely removed off of the roof. Pecarina continued resisting officers efforts (screaming wildly and flailing her arms and legs) as they attempted to restrain her. Pecarina was finally able to be placed into handcuffs and carried safely off the roof into a nearby bedroom window. Pecarina was then taken directly to an awaiting DBFD Rescue Truck and transported to the [REDACTED] under a Law Enforcement [REDACTED]. The children and rescuing officers were miraculously unharmed during this extremely hazardous situation.

Pecarina's [REDACTED] advised that she is temporarily staying at Pecarina's home due to [REDACTED] recent drug use and increasingly erratic behavior. [REDACTED] stated that Pecarina had been using narcotics "Mollys" and that the drug severely agitates Pecarina's existing medical condition of Type 1 Diabetes. [REDACTED] also advised that Pecarina's live in boyfriend (Brett Butler) frequently provides her [REDACTED] with narcotics. Butler was interviewed on scene and admitted that Pecarina had taken a "Molly" prior to the incident occurring. Butler completely denied providing any narcotics to Pecarina and claimed that he did not know where she obtained the drug. Due to the incident, Pecarina has since been admitted into [REDACTED].

The Department of Children and Families were notified shortly after the incident and were immediately responding to further investigate (DCF Operator Trennae#209). DCF later removed the children from the residence and [REDACTED] care to fully ensure the continued safety of the children.

Due to the above facts, Defendant Kyla Rose Pecarina violated FSS 827.03(3) (C) - Child Neglect W/O Causing Great Harm (2 Counts).

SWORN AND SUBSCRIBED BEFORE ME GRIFFITH, BRIAN NOTARY PUBLIC / CLERK OF COURT / OFFICER (F.S. 117.1) 05/28/2018 DATE	 SIGNATURE OF ARRESTING / INVESTIGATING OFFICER ADDEA, ROBERT (0682) NAME OF OFFICER (PLEASE PRINT) 05/28/2018 DATE
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CRIME ANALYSIS

P. I. O.



**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.	
	☒	(viii) 394.4615(7)	Clinical records under the Baker Act.	4
	☐	(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.	2 & 3
	☐			
	☐			
	☐			
	☐			
	☐			
	☐			
Other	☐		Other:	
	☐		Other:	

REVIEW COMPLETED BY

Booking Number: 2018019882	Date: 6/15/2018
	Specialist Name/ID: L.Rouse/ #5673