

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

OBTS #	REPORT # 2020020842		DOCKET # 1839079	
Person ID 311529583		SSN# [REDACTED]		
Charge Description ☐ Felony ☒ Misdemeanor ☐ Warrant ☐ Traffic ☐ Ordinance		Traffic Citation # (if any)		Court Case #
Charge TRESPASS IN STRUCTURE OR CONVEYANCE (AFTER WARNING)				20-07105-MM-1
Defendant's Name (Last, First, Middle) FISCHER, RHETT W		DOB 01/30/1990	Sex M	Race W
Alias		DL #	State	Scars/Marks/Tattoos/Physical Features
Local Address (Street, City, State, Zip Code) 1251 8TH AVE NE LARGO FL 33770		Telephone 646-7091172	Place of Birth NJ	Citizenship USA
Permanent Address (Street, City, State, Zip Code) 1251 8TH AVE NE LARGO FL 33770		Telephone 646-7091172	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 07 day of JUNE, 2020, at approximately 12:48 AM, at 242 1ST AV N @ MACDINTONS, in Pinellas County did:

DID, WILLFULLY ENTER UPON OR REMAIN ON THE PROPERTY OF AUSTIN MCNEAL (SECURITY) LOCATED AT 242 1ST AV N WITHOUT BEING AUTHORIZED, LICENSED, OR INVITED TO ENTER OR REMAIN THEREIN THE SAID STRUCTURE, OR HAVING BEEN AUTHORIZED, LICENSED, OR INVITED TO ENTER OR REMAIN, THE SAID DEFENDANT WAS WARNED BY AUSTIN MCNEAL AN AUTHORIZED REPRESENTATIVE OF OWNER, TO DEPART AND REFUSED TO DO SO.

THE DEFENDANT WAS INTOXICATED AND ASKED TO LEAVE FROM THE PROPERTY OF 242 1ST AV N (MACDINTONS) BY SECURITY (AUSTIN MCNEAL). THE DEFENDANT REFUSED TO LEAVE THE PROPERTY AFTER APPROXIMATELY 10-15 MINUTES. THE DEFENDANT REFUSED TO LEAVE AND WAS PLACED INTO CUSTODY. THE DEFENDANT WAS INTOXICATED AND ADVISED HE KNOWS HE SHOULD HAVE LEFT.

Contrary to Florida Statute/Ordinance 810.08.2.B.

ARREST DATE: 6/7/2020 Time 12:48 AM . Aggravating/Mitigating Factors _____

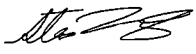
Booking Officer: HUSTON 59305 Amount of Bond 150 Bond Out Date _____ Time ☐ a.m. ☐ p.m.

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: _____

The probable cause determination is passed for: ☐ 24 Hrs ☐ 24 Hrs on showing of extraordinary circumstances Received by Booking: 6/7/2020 1:45:39 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
OFFICER STEPHAUN HERRING 46363
Printed Name
ST. PETERSBURG POLICE
Agency
03348398
Declarant ID#

REQUEST FOR INVESTIGATIVE COSTS, F.S. 938.27(1)
DATE 06/07/2020 OFFICER S. HERRING HOURS X PAY RATE 2 25.00 OR COST \$50.00
07.1.10 L - MM 0202
OTHER – Describe CONVICTION RECORD
Continuation sheet ☐ Yes ☒ No TOTAL \$ \$50.00

Defendant FISCHER, RHETT W

Court Case No: 20-07105-MM-1

ADVISORY AND SOLVENCY HEARING

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.

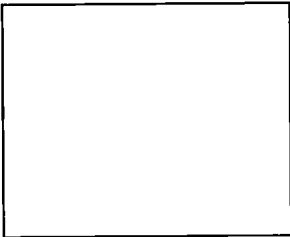
I FURTHER CERTIFY THAT:

- ☒ 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.

6/7/2020
DATE AND TIME

Susan St John
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

DEFENDANT'S SIGNATURE

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

DEFENDANT'S SIGNATURE

DEFENDANT'S ATTORNEY'S SIGNATURE

DATE

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

OBTS #		REPORT # 2020020842		DOCKET # 1839079	
Person ID 311529583			SSN# [REDACTED]		
Charge Description ☐ Felony ☒ Misdemeanor ☐ Warrant ☐ Traffic ☐ Ordinance			Traffic Citation # (if any)		Court Case #
Charge RESISTING AN OFFICER; WITHOUT VIOLENCE (OBSTRUCTION)					20-07105-MM-2
Defendant's Name (Last, First, Middle) FISCHER, RHETT W		DOB 01/30/1990	Sex M	Race W	Ht 508
Wt 200		Hair RED	Eyes	Skin	
Alias	DL #	State	Scars/Marks/Tattoos/Physical Features		
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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 07 day of JUNE, 2020, at approximately 12:48 AM, at 242 1ST AV N @ MACDINTONS, in Pinellas County did:

UNLAWFULLY OBSTRUCT OR OPPOSE OFFICER S. HERRING & OFFICER KIRCHGRABER, A DULY AND LEGALLY CONSTITUTED LAW ENFORCEMENT OFFICER OF THE ST. PETERSBURG POLICE DEPARTMENT, WHILE IN THE LAWFUL EXECUTION OF A LEGAL DUTY, WHICH CONSISTED OF ATTEMPTING TO TAKE THE DEFENDANT INTO CUSTODY WITHOUT OFFERING OR DOING VIOLENCE TO THE PERSON OF THE OFFICER.

THE DEFENDANT WAS BEING PLACED INTO CUSTODY FOR TRESPASS AFTER WARNING. THE DEFENDANT WAS GIVEN APPROXIMATELY 10-15 MINUTES AND SEVERAL WARNING TO LEAVE THE PROPERTY AFTER SECURITY TOLD HIM TO LEAVE. AS OFFICER KIRCHGRABER AND I (OFFICER S. HERRING) WERE ATTEMPTING TO PLACE THE DEFENDANT INTO CUSTODY HE BRACED AND TENSED AGAINST US IN AN EFFORT TO EVADE ARREST. A TAKEDOWN WAS PERFORMED AND THE DEFENDANT WAS SUCCESSFULLY PLACED INTO CUSTODY.

Contrary to Florida Statute/Ordinance 843.02.

ARREST DATE: 6/7/2020 Time 12:48 AM . Aggravating/Mitigating Factors _____

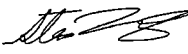
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DATE 06/07/2020 OFFICER S. HERRING HOURS 2 PAY RATE 25.00 OR COST \$50.00
07:2 WV 2- HNT 0202
OTHER – Describe CONVICTION 101100
Continuation sheet ☐ Yes ☒ No TOTAL \$ \$50.00

Defendant FISCHER, RHETT W

Court Case No: 20-07105-MM-2

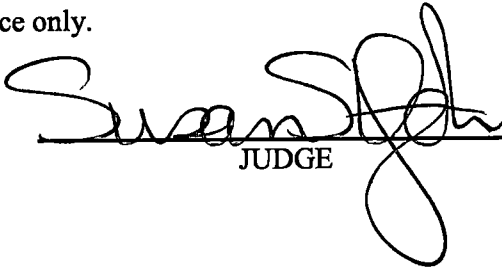
ADVISORY AND SOLVENCY HEARING

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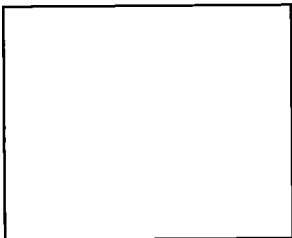
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6/7/2020
DATE AND TIME


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DEFENDANT'S SIGNATURE

DEFENDANT'S ATTORNEY'S SIGNATURE

DATE