

0530425

NR 22099741

# 902

ARREST / NOTICE TO APPEAR

OBTS Number	Agency ORI Number <b>0501700</b>		Agency Name <b>Jupiter Police Department</b>		Agency Report Number (N.T.A.'s only) <b>5, 4   22-004573</b>	1 Arrest 2 N.T.A. 3 Request for Warrant 4 Request for Capias <b>1</b>	JUVENILE			
Charge Type: Check as many as apply: <input checked="" 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 Enter Type <b>UNARMED</b>		Multiple Clearance Indicator <b>2</b>							
Location of Arrest (Including Name of Business) <b>1203-107 TOWN CENTER DR JUPITER FL 33458</b>				Location of Offense (Business Name, Address) <b>1203 TOWN CENTER DR 107, JUPITER, FL 33458</b>						
Date of Arrest <b>12/03/2022</b>	Time of Arrest <b>19:16</b>	Booking Date <b>12/03/2022</b>	Booking Time <b>19:26</b>	Jail Date	Jail Time	Location of Vehicle <b>NONE</b>				
Name (Last, First, Middle) <b>BURK, BRYON ERIC</b>				Alias (Name, DOB, Soc. Sec. #, Etc.)						
Race W - White B - Black O - Oriental/Asian <b>W</b>	Sex <b>M</b>	Date of Birth <b>03/14/1983</b>	Height <b>5'10</b>	Weight <b>160</b>	Eye Color <b>BROWN</b>	Hair Color <b>BROWN</b>	Complexion <b>LIGHT</b>	Build <b>Medium</b>		
Scars, Marks, Tattoos, Unique Physical Features (Location, Type, Description)				Marital Status <b>M</b>	Religion <b>OTHER</b>	Indication of: Alcohol Influence Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> Unk <input type="checkbox"/> Drug Influence Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> Unk <input type="checkbox"/>				
Local Address (Street, Apt. Number) (City) (State) (Zip) <b>1894 SE KOKOMO LN, JUPITER, FL 33458</b>				Phone <b>(561) 262-3970</b>		Residence Type: 1. City 3. Florida 2. County 4. Out of State <b>1</b>				
Permanent Address (Street, Apt. Number) (City) (State) (Zip) <b>1894 SE KOKOMO LN, JUPITER, FL 33458</b>				Phone <b>(561) 262-3970</b>		Address Source <b>FL DL</b>				
Business Address (Name, Street) (City) (State) (Zip) <b>J. LANDINGS GOLF CLUB,</b>				Phone		Occupation <b>Gm</b>				
D/L Number, State <b>B620065830940 / FL</b>		Soc. Sec. Number		INS Number		Place of Birth (City, State) <b>SALEM, OH, United</b>		Citizenship <b>US</b>		
Co-Defendant Name (Last, First, Middle)				Race	Sex	Date of Birth		<input type="checkbox"/> 1. Arrested <input type="checkbox"/> 3. Felony <input type="checkbox"/> 5. Juvenile <input type="checkbox"/> 2. At Large <input type="checkbox"/> 4. Misdemeanor		
Co-Defendant Name (Last, First, Middle)				Race	Sex	Date of Birth		<input type="checkbox"/> 1. Arrested <input type="checkbox"/> 3. Felony <input type="checkbox"/> 5. Juvenile <input type="checkbox"/> 2. At Large <input type="checkbox"/> 4. Misdemeanor		
Name (Last, First, Middle) <input type="checkbox"/> Parent <input type="checkbox"/> Other: _____ <input type="checkbox"/> Legal Custodian				Residence Phone						
Address (Street, Apt. Number) (City) (State) (Zip) <b>13000</b>				Business Phone						
Notified by: (Name)				Date	Time	JUVENILE DISPOSITION 1. Handled/Processed within Department and Released 2. TOT JAC 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 was told to keep the Juvenile Court Clerk's Office (Phone 355-2526) informed of any change of address.				School Attended		Grade				
<input checked="" type="checkbox"/> Yes, by: _____ <input type="checkbox"/> No				Property Crime? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	Description of Property		Value of Property			
Drug Activity N. N/A P. Possess	S. Sell B. Buy T. Traffic	R. Snuggle D. Deliver E. Use	K. Dispense/ 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 Description <b>BATTERY - ON OFFICER, FIREFIGHTER, EMT ETC.</b>						Statute Violation Number <b>784.07(2)(B)</b>	Violation of ORD #			
Drug Activity	Drug Type <b>N</b>	Amount / Unit	Offense #	Counts <b>1</b>	Domestic Violence <input type="checkbox"/> Y <input checked="" type="checkbox"/> N	Warrant / Capias Number	Bond			
Charge Description <b>RESIST/OBSTRUCT OFFICER W/O VIOLENCE</b>						Statute Violation Number <b>843.02</b>	Violation of ORD #			
Drug Activity	Drug Type <b>N</b>	Amount / Unit	Offense #	Counts <b>1</b>	Domestic Violence <input type="checkbox"/> Y <input checked="" type="checkbox"/> N	Warrant / Capias Number	Bond			
Charge Description						Statute Violation Number	Violation of ORD #			
Drug Activity	Drug Type	Amount / Unit	Offense #	Counts	Domestic Violence <input type="checkbox"/> Y <input type="checkbox"/> N	Warrant / Capias Number	Bond			
Health / Apparent Physical Condition of Defendant						Any knowledge of the following: <input type="checkbox"/> Mental <input type="checkbox"/> Escape Risk <input type="checkbox"/> Medication <input type="checkbox"/> Deformities <input type="checkbox"/> Injuries Explain:				
Check which applies: <input type="checkbox"/> Released O.R. <input type="checkbox"/> Pooled Bond				<input type="checkbox"/> Released to Parent/Guardian <input type="checkbox"/> South County Mental Health		<input checked="" type="checkbox"/> T.O.T. County Jail				
PROPERTY - Received By				Released By		Released To				
Transported By				Date Transported	Time Transported	Other				
<input checked="" type="checkbox"/> INSTRUCTION NO. 1 - Mandatory appearance in court <input type="checkbox"/> 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 COMTEMPT 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 <b>SEIER</b>		Name Verification (Printed by Arrestee)				
<input type="checkbox"/> Dangerous <input type="checkbox"/> Resisted Arrest <input type="checkbox"/> Suicidal <input type="checkbox"/> Other				Name of Arresting Officer (Print) <b>SEIER, BRADLEY</b>		I.D. # <b>1243</b>				
Infake Deputy <b>JUNAS</b>				I.D. # <b>1243</b>		Agency <b>JPD</b>				
Pouch #				Witness here if subject signed with an "X".						

No Photo Available

PROBABLE CAUSE AFFIDAVIT

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

1 JUVENILE

OBTS Number	Agency ORI Number <b>FL 0501700</b>		Agency Name <b>JUPITER POLICE DEPARTMENT</b>		Agency Report Number <b>5 4 22-004573</b>	
Charge Type: Check as many as apply.				Special Notes:		
<input checked="" 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		

Name (Last, First, Middle) <b>BURK, BRYON ERIC</b>	Alias	Race <b>W</b>	Sex <b>M</b>	Date of Birth <b>03/14/1983</b>
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Charge Description <b>784.07(2)(B) BATTERY - ON OFFICER, FIREFIGHTER, EMT ETC.</b>	Charge Description <b>843.02 RESIST/OBSTRUCT OFFICER W/O VIOLENCE</b>
Charge Description	Charge Description

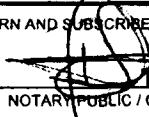

Victim's Name (Last, First, Middle) <b>SEIER, BRADLEY</b>	Race <b>W</b>	Sex <b>M</b>	Date of Birth
Local Address (Street, Apt. Number) <b>196 MILITARY TRL, JUPITER, FL 33458</b>	(City)	(State)	(Zip)
Business Address (Name, Street) <b>TOJ</b>	(City)	(State)	(Zip)
Phone <b>(661) 341-1292</b>	Address Source	Phone <b>(661) 341-1292</b>	Occupation <b>POLICE</b>

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 3 day of December, 2022 at 19:16 (Specifically include facts constituting cause for arrest.)

On December 3, 2022 at approximately 1925 hours, I responded to Jumby Bay Island Grill, located at 1203 Town Center Dr unit 101, Jupiter, FL in regards to a fight in progress. While en route, Northcom advised there was an unconscious subject lying in the street and that the fight was still active. I arrived on scene multiple people pointed to the "unconscious" subject who was now conscious and seated on the sidewalk in front of 1203 Town Center Dr unit 107. I was advised by multiple people on scene that the other involved parties in the fight had left the area in a small, four door silver sedan.

I made contact with the two subjects, later identified as Bryon Burk (W/M, DOB: 03/14/1983) and Derek Burk (W/M, DOB: 03/02/1984), whom are brothers. It was determined that Derek was the subject who was knocked unconscious prior to my arrival. I attempted to obtain identifying information from Derek, but Derek appeared Dazed and confused and stated he did not remember what had happened. I took out my note pad to begin taking notes, and Bryon, who was standing right in front of Derek, started to yell at an uninvolved female who had walked up behind Derek, who was now seated on a bench. I told Bryon to leave and not to cause anymore disturbances, and Bryon stated that's my wife and yelled "get the fuck out of here." I told Bryon to leave again and he said "well I don't give a shit." I told Bryon again to leave the area and he said "well I don't give a shit what you say" and continued to yell at his wife. I told Bryon that he needed to leave and go away from the scene, and he stated "no" and that he was "staying right here." I told Bryon he needed to go and Bryon still refused. Bryon's statements, actions and behavior had obstructed my investigation up to this point as I was not able to obtain pertinent information regarding to this case because of the disturbance he caused and his refusal to leave.

At that point, I went to take Bryon into custody for obstruction. As I went to take Bryon into custody, Derek stood up from the bench to get in between Bryon and I. Bryon then used his right arm and hand to push me in the front of my vest to attempt to push

SWORN AND SUBSCRIBED BEFORE ME	SIGNATURE OF ARRESTING / INVESTIGATING OFFICER
 <b>IZZI, KEVIN</b> NOTARY PUBLIC / CLERK OF COURT / OFFICER (F.S.S. 117.10)	 <b>SEIER, BRADLEY (1243)</b> NAME OF OFFICER (PLEASE PRINT)
<u>12/03/2022</u> DATE	<u>12/03/2022</u> DATE
	PAGE <b>1 OF 2</b>

PROBABLE CAUSE AFFIDAVIT  
SUPPLEMENT

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

**1** JUVENILE

OBTS Number		
Agency ORI Number <b>FL 0501700</b>	Agency Name <b>JUPITER POLICE DEPARTMENT</b>	Agency Report Number <b>5   4   22-004573</b>

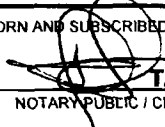

Charge Type: Check as many as apply.	<input checked="" type="checkbox"/> 1. Felony	<input checked="" type="checkbox"/> 3. Misdemeanor	<input type="checkbox"/> 5. Ordinance	Special Notes:
	<input type="checkbox"/> 2. Traffic Felony	<input type="checkbox"/> 4. Traffic Misdemeanor	<input type="checkbox"/> 6. Other	

Name (Last, First, Middle) <b>BURK, BRYON ERIC</b>	Alias	Race <b>W</b>	Sex <b>M</b>	Date of Birth <b>03/14/1983</b>
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me back away from him while yelling obscenities. At that time, I moved Derek out of the way and Officer Noble and I took Bryon into custody. I placed handcuffs on Bryon, properly adjusting and double locking them.

Bryon was placed under arrest pursuant to FSS 784.07 (2) (B) - BATTERY - ON OFFICER, FIREFIGHTER, EMT ETC. and FSS 843.02- RESIST/OBSTRUCT OFFICER W/O VIOLENCE. Bryon had an abrasion on his right eye that he stated happened from the original fight. I transported Bryon to Jupiter Medical Center for clearance. I then transported Bryon to Palm Beach County Jail without incident. BWC used.

NOT A CERTIFIED COPY

SWORN AND SUBSCRIBED BEFORE ME  <b>TAPPIN, KEVIN</b> NOTARY PUBLIC / CLERK OF COURT / OFFICER (F.S.S. 117.10) <b>12/03/2022</b> DATE	 SIGNATURE OF ARRESTING / INVESTIGATING OFFICER <b>SEIER, BRADLEY (1243)</b> NAME OF OFFICER (PLEASE PRINT) <b>12/03/2022</b> DATE	PAGE <b>2 OF 2</b>
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**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 checked="" 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.	3
Florida Rules of Judicial Administration 2.420 (Rule of 23)	<input checked="" type="checkbox"/>	(iii) 119.0714(1)(i)-(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"/>		Other:	
	<input type="checkbox"/>		Other:	

REVIEW COMPLETED BY

Booking Number: 2022031280	Date: 12/4/2022
	Specialist Name/ID: M. Toops #8557