

AGENCY CASE #: 2022-0071

REPORT DATE: 03/31/2022

2022CF4062A11X

REQUEST CAPIAS

CASE INFORMATION	CIRCUIT 15TH JUDICIAL CIRCUIT		REPORTING AGENCY OCEAN RIDGE DEPARTMENT OF PUBLIC SAFETY				REPORT DATE 03/31/2022	
	REPORTING AGENCY ORI # FL0502400		ARRESTING AGENCY ORI # FL0502400		SUBMITTING AGENCY ORI # FL0502400		BOOKING AGENCY ORI # FL0502400	
	AGENCY CASE # 2022-0071		ARREST # OR COURT CASE # N/A		JUVENILE? NO		TYPE OF ARREST	
	OBTS # N/A		EVIDENCE CONFISCATED				EVIDENCE CONFISCATED DESCRIPTION	
	☐ 1. FELONY ☒ 2. TRAFFIC FELONY ☒ 3. MISDEMEANOR ☐ 4. TRAFFIC MISDEMEANOR ☐ 5. ORDINANCE ☐ 6. OTHER/CAPIAS							
LOCATION OF ARREST	ARREST		BOOKING		JAIL			
	DATE	TIME	DATE	TIME	DATE	TIME		
LOCATION OF OFFENSE	AT BUSINESS? NO		COMPANY NAME					
	STREET # 5900BLK	PRE DIRECTION	STREET NAME OLD OCEAN BLVD		POST DIRECTION	STREET CATEGORY CODE BOULEVARD		APT/UNIT #
SUSPECT	CITY OCEAN RIDGE	STATE FL	ZIP 33435	AT LATITUDE		AND LONGITUDE		
	AT BUSINESS? NO		COMPANY NAME					
SUSPECT	STREET # 5900BLK	PRE DIRECTION	STREET NAME OLD OCEAN BLVD		POST DIRECTION	STREET CATEGORY CODE BOULEVARD		APT/UNIT #
	CITY OCEAN RIDGE	STATE FL	ZIP 33435	AT LATITUDE		AND LONGITUDE		
	PERSON # 1	COARRESTEE STATUS	JUVENILE? NO	PARENTS CONTACTED?	RELATIONSHIP TO SUBJECT		NTA ? NO	
	BUSINESS/GOVERNMENT NAME				VICTIM TO SUBJECT RELATIONSHIP			
	FIRST NAME CYNTHIA		MIDDLE NAME PHILIPS	LAST NAME MARTEL		SUFFIX	DATE OF BIRTH 3/10/1970	AGE 52
	GENDER F	HEIGHT 5'04"	RACE W	ETHNICITY NOT HISPANIC OR LATINO		ALIAS / MAIDEN		ALT NAME DESIGNATION ORIGINAL
	BUILD ATHLETIC	WEIGHT 130 LBS	EYE COLOR BLU	HAIR COLOR BLN	PHYSICAL FEATURE			
	SCARS/MARKS/TATOOS (LOCATION / DESCRIBE)							
	DUI INDICATOR NONE		SPEAKS ENGLISH? YES	THREAT? NO	PROBATION? NO	GANG AFF? NO	SEX OFFENDER? NO	MENTAL HEALTH NO
	HOMELESS? NO							
IDENTIFICATION								
DRIVER LICENSE # M634115705900		DL STATE FL	DL CLASS E	PLACE OF BIRTH US		COUNTRY OF CITIZENSHIP US		
SOC. SEC. # [REDACTED]	INS # N/A	FBI # N/A	FCIC/NCIC # N/A	BOOKING # N/A	SPN # N/A	DOC # N/A	OTHER ID # N/A	
PERMANENT ADDRESS								
STREET # 46		STREET NAME HARBOUR DRIVE SOUTH				STREET CATEGORY CODE DRIVE		APT/UNIT # N/A
CITY OCEAN RIDGE		STATE FL	ZIP CODE 33435	ADDRESS SOURCE DL				
PERSON RESIDENCE CODE RESIDENT			PHONE # (561) 329-2283		E-MAIL UNKNOWN			

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CHARGE INFORMATION	CHARGE #	VICTIM PERSON #	OFFENSE START DATE	OFFENSE END DATE	INCIDENT START DATE	INCIDENT END DATE	
	1	2	03/31/2022	03/31/2022	03/31/2022	03/31/2022	
	JUVENILE REFERRAL						
	CHARGE TYPE	CHARGE SEVERITY	ORDINANCE #	STATE STATUTE			
FSS	FELONY		316.1935(1)				
STATUTE DESCRIPTION					COUNTS	INCREASED PENALTY	
FAIL TO OBEY LEO ORDER TO STOP					1		
DRUG ACTIVITY	DRUG TYPE	DRUG AMOUNT	BAIL BOND TYPE	BOND DATE	BOND AMOUNT	WARRANT #	
N/A							
CHARGE INFORMATION	CHARGE #	VICTIM PERSON #	OFFENSE START DATE	OFFENSE END DATE	INCIDENT START DATE	INCIDENT END DATE	
	2	2	03/31/2022	03/31/2022	03/31/2022	03/31/2022	
	JUVENILE REFERRAL						
	CHARGE TYPE	CHARGE SEVERITY	ORDINANCE #	STATE STATUTE			
FSS	MISDEMEANOR		843.02				
STATUTE DESCRIPTION					COUNTS	INCREASED PENALTY	
OBSTRUCT WO VIOLENCE					1		
DRUG ACTIVITY	DRUG TYPE	DRUG AMOUNT	BAIL BOND TYPE	BOND DATE	BOND AMOUNT	WARRANT #	
N/A							
VICTIM STATE OF FLORIDA	PERSON #	COARRESTEE STATUS	JUVENILE?	PARENTS CONTACTED?	RELATIONSHIP TO SUBJECT	NTA ?	
	2						
	BUSINESS/GOVERNMENT NAME				VICTIM TO SUBJECT RELATIONSHIP		
	STATE OF FLORIDA						
	FIRST NAME	MIDDLE NAME	LAST NAME		SUFFIX	DATE OF BIRTH	
						AGE	
	GENDER	HEIGHT	RACE	ETHNICITY	ALIAS / MAIDEN	ALT NAME DESC.	
						COMPLEXION	
	BUILD	WEIGHT	EYE COLOR	HAIR COLOR	PHYSICAL FEATURE		
	SCARS/MARKS/TATOOS (LOCATION / DESCRIBE)						
	DUI INDICATOR	SPEAKS ENGLISH?	THREAT?	PROBATION?	GANG AFF?	SEX OFFENDER?	
						MENTAL HEALTH	
					HOMELESS?		
IDENTIFICATION							
DRIVER LICENSE #		DL STATE	DL CLASS	PLACE OF BIRTH	COUNTRY OF CITIZENSHIP		
SOC. SEC. #	INS #	FBI #	FCIC/NCIC #	BOOKING #	SPN #	DOC #	
						OTHER ID #	
PERMANENT ADDRESS							
STREET #		STREET NAME			STREET CATEGORY CODE	APT/UNIT #	
CITY		STATE	ZIP CODE	ADDRESS SOURCE			
PERSON RESIDENCE CODE			PHONE #	E-MAIL			
ENFORCEMENT OFFICIAL	FIRST NAME		LAST NAME		BADGE #	RANK	SIGNATURE METHOD
	RICHARD		ERMERI		541	SERGEANT	DIGITAL
I SWEAR/AFFIRM THE ABOVE ATTACHED STATEMENTS ARE TRUE AND CORRECT ON					OFFICER SIGNATURE		
04/08/2022 at 19:14					20PL1		

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AFFIRMING OFFICIAL	AFFIRMING OFFICIAL NAME ALEKSEY SASOV	BADGE # 571	AFFIRMING AGENCY ORI # FL0502400	SIGNATURE METHOD DIGITAL	AFFIRMING OFFICIAL SIGNATURE 
	SUBSCRIBED AND AFFIRMED TO BEFORE ME ON 04/08/2022 19:14 BY _____ WHO IS PERSONALLY KNOWN TO ME OR HAS PRODUCED _____ AS IDENTIFICATION. ____ LEO/CO (FSS 117.10)				

NOT A CERTIFIED COPY

The undersigned certifies and swears that he/she has just and reasonable grounds to believe that the above named defendant committed the following violation of law:
03/31/2022 19:37
 On _____, at _____ (Specifically include facts constituting cause for arrest.)

On 03/31/22, at approximately 1937 hours, I, Sergeant R. Ermeri was conducting Stationary Traffic Enforcement at the intersection of Adams Road and Old Ocean Blvd, in Ocean Ridge, when I observed a Blue in color, Low Speed Vehicle (LSV) fail to make a complete stop at the stop sign on Old Ocean Blvd at the intersection of Adams Road.

My Patrol Car was positioned to the far south east side of Adams Road and I had a clear view of all three Stop Signs at the intersection.

The blue in color LSV was traveling north bound on Old Ocean Blvd and was being operated by Cynthia Philips Martel, (W/F 03-10-70) who is personally known to me.

I turned left on Old Ocean Blvd and began to follow the LSV.

I observed that Cynthia Philips Martel stopped the vehicle in the area of the 5900 Block of Old Ocean Blvd, on the far east side of the road and began a conversation with a white male who was walking two dogs.

It was apparent to me that Cynthia Philips Martel saw me (she looked to her left as she passed through the intersection), in my full class B duty uniform conducting Stationary Traffic Enforcement in a Fully Marked Patrol Car and was now ignoring the fact that I am sitting stationary right behind her.

I lit my rear emergency lights and conducted a traffic stop on this vehicle which had Florida tag #PDZV25 attached and made contact with Cynthia Philips Martel who was not belted and not in possession of her drivers license.

Cynthia Philips Martel was advised the reason for the stop and I returned to my patrol car to issue her a Warning.

A short time later her husband Victor Martel (W/M 10-22-58) responded to the scene of my traffic stop and parked his vehicle just to the north of his wives' LSV on the far west side of the road.

Victor Martel, who's Florida drivers license is suspended, entered the immediate area of my scene and began to cause a disturbance by demanding my name and badge (ID) number.

Cynthia Philips Martel approached the driver side of my patrol car to present her drivers license to me. I informed Cynthia Philips Martel that I did not need it and I asked her to reposition herself in front of my patrol car. Cynthia Philips Martel, who refused to move, had to be directed a second time to reposition herself in front of my patrol car (refused) and then directed to go back by her vehicle to which she finally complied.

I made contact with Victor Martel and informed him that his license is suspended and I indicated that he is not free to go.

While I was returning to my patrol car, Cynthia Philips Martel did willfully flee the area traveling north bound, on Old Ocean Blvd, inside her LSV and refused to stop despite me calling out to her by name (Cindy) and despite my order (Cindy, don't leave) and after being informed (You are not free to go).

Cynthia Philips Martel eventually did return to scene, However, it was not in accordance with my Lawful Orders, she returned to the scene following a phone call from her husband demanding that she return.

At the conclusion of this traffic stop, I determined the following:

Cynthia Philips Martel was lawfully stopped for Failure To Stop At A Stop Sign contrary to Florida Statute 316.123(2)(a).

Cynthia Philips Martel did operate a vehicle, having knowledge that he/she had been ordered to stop such vehicle by a duly authorized law enforcement officer, and did willfully refuse or fail to stop the vehicle in compliance with such order, or having stopped in knowing compliance with such order, did willfully flee in an attempt to elude the officer, contrary to Florida Statute 316.1935(1).

Cynthia Philips Martel did resist, obstruct or oppose Sergeant R. Ermeri, a law enforcement officer of the Ocean Ridge Police Department, in the execution of a legal process or in the lawful execution of a legal duty, without offering or doing violence to the person of such officer, contrary to Florida Statute 843.02.

Because both Cynthia Philips Martel and her husband Victor were not cooperating with me and because I believed that they would both Aggressively Resist my efforts, I decided to not place Cynthia Philips Martel under arrest at this time. In an effort to de-escalate this situation, Cynthia Philips Martel was issued a Warning for the Stop Sign Violation and Victor Martel was issued a Florida Uniform Traffic Citation For DWLS Without Knowledge.

Because Cynthia Philips Martel, having stopped in knowing compliance with my traffic stop, did willfully flee the stop in an attempt to elude me and because she resisted and opposed my order to not leave, I believe that Probable Cause does exist

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The undersigned certifies and swears that he/she has just and reasonable grounds to believe that the above named defendant committed the following violation of law:

03/31/2022 19:37

On , at (Specifically include facts constituting cause for arrest.)

for the arrest of Cynthia Philips Martel for FAILURE TO OBEY LEO ORDER TO STOP AND FOR OBSTRUCTION WITHOUT VIOLENCE , a Warrant Request will be submitted under this case number.

Nothing further to report at this time.

PROBABLE CAUSE STATEMENT

NOT A CERTIFIED COPY

P.C. Exists for Charge(s): ☐ YES
☐ NO

Judge's Signature

Date

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. SIGNING THIS NOTICE TO APPEAR IS NOT AN ADMISSION OF GUILT. YOUR SIGNATURE ACKNOWLEDGES RECEIPT OF THE INFORMATION LISTED HEREON.

DEFENDANT/JUVENILE SIGNATURE

PARENT/GUARDIAN SIGNATURE