0532725 50-2022-CF-005231-AMB 14444

ARREST / NOTICE TO APPEAR

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

ADMINISTRATION

OBTS Number	Agency ORI Number	Agency Name	Agency Report Number (N.T.A.'s only)
	0500700	Riviera Beach Police Department	8 4 22-04585

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: UNARMED | Multiple Clearance Indicator: 1

Location of Arrest (Including Name of Business)	Location of Offense (Business Name, Address)
6566 N MILITARY TRL	6566 N MILITARY TRL, RIVIERA BEACH, FL 33404

Date of Arrest	Time of Arrest	Booking Date	Booking Time	Jail Date	Jail Time	Location of Vehicle
07/02/2022	16:18					

DEFENDANT

Name (Last, First, Middle): PETERSON, DARRLY TODD Alias:

Alias (Name, DOB, Soc. Sec. #, Etc.)

Race (W - White, B - Black, I - American Indian, O - Oriental/Asian)	Sex	Date of Birth	Height	Weight	Eye Color	Hair Color	Complexion	Build
W	M	05/09/1973	5'11	220	HAZEL	BROWN	LIGHT	HEAVY

Scars, Marks, Tatoos, Unique Physical Features (Location, Type, Description): | Marital Status: S | Religion: CHRISTAIN | Indication of Alcohol Influence ☐ Yes ☒ No ☐ Unk. Drug Influence ☐ ☒ ☐

Local Address (Street, Apt. Number)	(City)	(State)	(Zip)	Phone	Residence Type: 1. City 3. Florida 2. County 4. Out of State
4007 COCOPLUM CIR, COCONUT CREEK, FL 33063					3

Permanent Address (Street, Apt. Number)	(City)	(State)	(Zip)	Phone	Address Source
4007 COCOPLUM CIR, COCONUT CREEK, FL 33063					DEFENDANT

Business Address (Name, Street)	(City)	(State)	(Zip)	Phone	Occupation
,					

D/L Number, State	Soc. Sec. Number	INS Number	Place of Birth (City, State)	Citizenship
P362178731690 / FL	[redacted]		MIAMI DADE, FL,	US

CO-DEF

Co-Defendant Name (Last, First, Middle)	Race	Sex	Date of Birth	☐ 1. Arrested ☐ 2. At Large ☐ 3. Felony ☐ 4. Misdemeanor ☐ 5. Juvenile
Co-Defendant Name (Last, First, Middle)	Race	Sex	Date of Birth	☐ 1. Arrested ☐ 2. At Large ☐ 3. Felony ☐ 4. Misdemeanor ☐ 5. Juvenile

JUVENILE

☐ Parent ☐ Other: ☐ Legal Custodian — Name (Last, First, Middle) — Residence Phone

Address (Street, Apt. Number) (City) (State) (Zip) — 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 ☐ 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.

School Attended — Grade

☐ Yes, by: ☐ No: — Property Crime? ☐ Yes ☒ No — Description of Property — Value of Property

4,500 MICA

CODE

Drug Activity: N. N/A, P. Possess, S. Sell, B. Buy, T. Traffic, R. Smuggle, D. Deliver, E. Use, K. Disperses/ 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, S. Synthetic, P. Paraphernalia/ Equipment, U. Unknown, Z. Other

CHARGE

Charge Description	Statute Violation Number	Violation of ORD #
CHILD ABUSE - WITH ASSAULT/BATTERY	827.03(2)(C)	

Drug Activity	Drug Type	Amount / Unit	Offense #	Counts	Domestic Violence	Warrant / Capias Number	Bond
	N	/	22-04585	1	☐ Y ☒ N		

CHARGE

Charge Description	Statute Violation Number	Violation of ORD #

Drug Activity	Drug Type	Amount / Unit	Offense #	Counts	Domestic Violence	Warrant / Capias Number	Bond
		/			☐ Y ☐ N		

CHARGE

Charge Description	Statute Violation Number	Violation of ORD #

Drug Activity	Drug Type	Amount / Unit	Offense #	Counts	Domestic Violence	Warrant / Capias Number	Bond
		/			☐ Y ☐ N		

INTAKE

Health / Apparent Physical Condition of Defendant — Any knowledge of the following: ☐ Mental ☐ Escape Risk ☐ Medication ☐ Deformities ☐ Injuries — Explain:

Check which applies: ☐ Released O.R. ☐ Released to Parent/Guardian ☐ T.O.T. County Jail ☐ Posted Bond ☐ South County Mental Health

PROPERTY - Received By	Released By	Released To

Transported By	Date Transported	Time Transported	Other
			JUL 2 PM 3:18

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)

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

No Photo Available

ADMIN

HOLD for Other Agency

☐ Dangerous ☐ Resisted Arrest ☐ Suicidal ☐ Other

Signature of Arresting Officer #6245

Name of Arresting Officer (Print): KEARNEY, T. I.D. #: 6245

Name Verification (Printed by Arrestee) (PRINT)

Intake Deputy — I.D. # — Pouch #

Transporting Officer: J McFatten I.D. #: 6922 Agency: RBPD

Witness here if subject signed with an "X".

PAGE 1 OF 1

☒ COURT ☒ STATE ATTORNEY ☐ AGENCY ☐ CENTRAL RECORDS ☐ JAIL ☐ CRIME ANALYSIS ☐ PATROL ☐ DEFENDANT

PROBABLE CAUSE AFFIDAVIT

OBTS Number:

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

JUVENILE: N

ADMIN

Agency ORI Number	Agency Name	Agency Report Number
FL FL0500700	Riviera Beach Police Department	8 4 22-04585

Charge Type: Check as many as apply. ☒ 1. Felony ☐ 2. Traffic Felony ☐ 3. Misdemeanor ☐ 4. Traffic Misdemeanor ☐ 5. Ordinance ☐ 6. Other

Special Notes:

DEF

Name (Last, First, Middle)	Alias	Race	Sex	Date of Birth
PETERSON, DARRLY		W	M	05/09/1973

CHARGES

Charge Description	Charge Description
827.03(2)(c) CHILD ABUSE - WITH ASSAULT/BATTERY	
Charge Description	Charge Description

VICTIM

Victim's Name (Last, First, Middle)	Race	Sex	Date of Birth
[redacted]	B	F	01/19/2013

Local Address (Street, Apt. Number)	(City)	(State)	(Zip)	Phone	Address Source

Business Address (Name, Street)	(City)	(State)	(Zip)	Phone	Occupation

PROBABLE CAUSE STATEMENT

The undersigned certifies and swears that he/she has just and resonable 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.

☐ confessed to _____ admitting to the below facts.

☐ was observed by _____ who told _____ that he/she saw the arrested person committ the below acts.

☒ was found to have committed the below acts, resulting from my (described) investigation.

On the 2 day of July, 2022 at 15:57 (Specifically include facts constituting cause for arrest.)

In the City of Riviera Beach, Palm Beach County, State of Florida:

The following investigation was captured by Officer Kearney's and Sergeant Schneider's BWC.

On Saturday, July 2nd, 2022; at approximately 1530 hours, I along with Sergeant Schneider, Officer Cherisma and Officer McFadden were working an off-duty detail at Rapids Waterpark at 6566 N. Military Trail. We were advised by security that an altercation had taken place in and near the Lazy River. By the time we became involved the incident had already occurred and security had addressed it.

We were advised that two adults became angry at a group of juveniles because the juvenile repeatedly splashed water at the adults even after they were asked not to. A parent of one of the children came forward and advised it didn't end at that , but, both adults purposely threw their water rafts at the children; subsequently hitting a young girl, a young boy and the female herself.

As a result of this information, I conducted an investigation. I spoke to [redacted], B/F, 01/19/13 (Victim #1 for case number 22-. She confirmed they had been splashing and having fun as well as a man and a female asked them to stop splashing. She said that as they were nearing the area to get off, when she got hit in the head with a raft. She also stated that she got hit with the handle. She said that her head hurt during the initial incident. She remembered that her mother got out of the Lazy River and speak to a female.

ADMINISTRATIVE

SWORN AND SUBSCRIBED BEFORE ME

DODSON, MICHAEL W
NOTARY PUBLIC / CLERK OF COURT / OFFICER (F.S.S. 117.10)

7/2/22
DATE

SIGNATURE OF ARRESTING / INVESTIGATING OFFICER

KEARNEY, TORRENCE (6245)
NAME OF OFFICER (PLEASE PRINT)

07/02/2022
DATE

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

ADMIN

OBTS Number

PROBABLE CAUSE AFFIDAVIT
SUPPLEMENT

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

1

JUVENILE N

Agency ORI Number	Agency Name	Agency Report Number
FL FL0500700	Riviera Beach Police Department	8 | 4 | 22-04585

Charge Type: Check as many as apply.
☒ 1. Felony ☐ 2. Traffic Felony ☐ 3. Misdemeanor ☐ 4. Traffic Misdemeanor ☐ 5. Ordinance ☐ 6. Other

Special Notes:

DEF

Name (Last, First, Middle)	Alias	Race	Sex	Date of Birth
PETERSON, DARRLY		W	M	05/09/1973

PROBABLE CAUSE STATEMENT

I next conducted a sworn recorded statement with [redacted] mother; [redacted] B/F, 03/24/92. [redacted] was in the water at the time, and saw the incident. Ms. [redacted] said she got out of the water to speak to the man that threw the raft. She asked, "Did you throw that at the kids?" The man walked off, however, the female said, "Yes I did". This female was later confirmed to be : Hemeke, Victoria, W/F, 05/01/81. They had a verbal altercation, but, it did not turn physical. Note: The female tried to provoke a physical fight by putting up her hands as if to fight.

I spoke to [redacted] B/M, 08/19/10; Victim #1 for case number 22-04588. He confirmed [redacted] story in reference to them having fun and splashing. He also confirmed the adult male and female told them to stop splashing and even remembered the man say, "What the fuck?". He heard the adults say that the he and [redacted] were being disrespectful. He confirmed he got hit in the head by a raft, however, he was not sure which person threw it at him. He said that he felt the handle portion of the raft hit his head. The raft him in the head. He did not complain of any pain.

I conducted a sworn recorded statement with [redacted] mother; [redacted], B/F, 05/17/91. She confirmed that she was in the water with the kids. She confirmed that a prior area in the Lazy Rivier, the children told her that a man and women told them to stop splashing. She told them to just have fun and didn't think much more on it. So they all continued in the Lazy Rivier. She saw a raft being thrown but didn't know where that raft went. She then saw the female, who had complained that the children had splashed, throw her raft which then hit [redacted] in the head. She confirmed the handle attached to the raft is the portion that hit [redacted] in the head. She was heading to confront the female when she saw [redacted] approach the female.

She confirmed , all the while witnessing, [redacted] ask both the male and female if they threw the raft. The female said, in return, "Yes, I did". She confirmed that Ms. [redacted] had a verbal argument with the female and then they retrieved a lifeguard to tell them the incident. She did confirm that a conversation was had with security as well.

Sergeant Schneider conducted sworn recorded statement with, [redacted] B/M 09/05/63. [redacted] confirmed he was not in the water, but was standing near the edge of the Lazy River. He saw a white male take a raft and aggressively throw it at a young girl saw the raft hit the child's head. (confirmed to be [redacted]. [redacted] said that the action was not called for and he confronted the male as the male got out of the water. The male told him that the children had been splashing him. [redacted] responded that it was just water. The male got angry with him and tried to prove a

ADMINISTRATIVE

SWORN AND SUBSCRIBED BEFORE ME

DODSON, MICHAEL W
NOTARY PUBLIC / CLERK OF COURT / OFFICER (F.S.S. 117.10)

7/2/22
DATE

SIGNATURE OF ARRESTING / INVESTIGATING OFFICER

KEARNEY, TORRENCE (6245)
NAME OF OFFICER (PLEASE PRINT)

07/02/2022
DATE

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

ADMIN

OBTS Number	PROBABLE CAUSE AFFIDAVIT SUPPLEMENT	1. Arrest 2. N.T.A. 3. Request for Warrant 4. Request for Capias	1	JUVENILE N

Agency ORI Number	Agency Name	Agency Report Number
FL FL0500700	Riviera Beach Police Department	8 | 4 | 22-04585

Charge Type. Check as many as apply: ☒ 1. Felony ☐ 2. Traffic Felony ☐ 3. Misdemeanor ☐ 4. Traffic Misdemeanor ☐ 5. Ordinance ☐ 6. Other

Special Notes:

DEF

Name (Last, First, Middle)	Alias	Race	Sex	Date of Birth
PETERSON, DARRLY		W	M	05/09/1973

PROBABLE CAUSE STATEMENT

verbal altercation with him. [redacted] did not partake in that and just stood there. [redacted] confirmed there was another witness who saw it and was also upset at the actions of the adult male.

Sergeant Schneider made intial contact with Ms. Hemeke and Mr. Peterson. Ms. Hemeke said that she did throw her raft, however, she hadn't meant to hit anyone. She confirmed that she had been angry at the kids splashing. Sergeant Schneider asked her why she handled the situation like that and just didn't call a lifeguard. Her answer was that she , "Doesn't Kiss and Tell". Mr. Peterson did not say much. He said they were being splashing. He never said, initially, that he threw a raft as well. It was believed that she was the only one that threw a raft. When Sergeant Schneider asked Mr. Peterson if he threw a raft, he said that he did , but that he didn't mean to throw it at anyone.

Note: Mr. Peterson did not want to provide his name. It was later discovered that Mr. Peterson is on probation for a child abuse case in Osceola County.

Note: [redacted] is a victim of Child Abuse w/o Great Bodily Harm F.S.S 827.03. (under case number 22-04585).

Note: [redacted] is a vicim of Simple Battery F.S.S. 784.03 (1A1)

ADMINISTRATIVE

SWORN AND SUBSCRIBED BEFORE ME

DODSON, MICHAEL W
NOTARY PUBLIC / CLERK OF COURT / OFFICER (F.S.S. 117.10)

7/2/22
DATE

#6245
SIGNATURE OF ARRESTING / INVESTIGATING OFFICER

KEARNEY, TORRENCE (6245)
NAME OF OFFICER (PLEASE PRINT)

07/02/2022
DATE

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

VICTIM NOTIFICATION FORM

This form must be filled out in a case involving one of the following crimes:

- Homicide (Ch. 782)
- Sexual Offense (Ch. 794)
- Attempted Murder
- Attempted Sexual Offense
- Stalking (S. 784.048)

- **Domestic Violence** - (This includes any assault, aggravated assault, battery, aggravated battery, sexual assault, sexual battery, stalking, aggravated stalking, or any criminal offense resulting in physical injury or death of one family member or household member by another, who is or was residing in the same single dwelling.)

Upon completion, this form must accompany the booking paperwork. If applying for a warrant, attach this form to the filing packet.

1. **Incident Report** 22-04585 **Agency** Riviera Beach Police Department
   Offense: Chile Abuse
   Suspect/Offender: Darrly Todd Peterson
   D. O. B.: 05/09/1973 **Race:** White **Sex:** Male
2. **Warrant #(s):**
3. **Complete one (1) of the following:**
   a. **Victim's Name:** [redacted]
   Address:
   City: **State:** **Zip:**
   Home #: [redacted] **Work #:** **Other:**
   b. [redacted]
   c. **Victim's designated contact other than next of kin (for example: a friend or neighbor):**
   Name:
   Address:
   City: **State:** **Zip:**
   Home #: **Work #:** **Other:**
4. **Relevant identification or case numbers assigned to the case (please**

WAIVER: I CHOOSE NOT TO COMPLETE THIS VICTIM NOTIFICATION FORM, AND UNDERSTAND THAT I AM WAIVING MY RIGHT TO BE NOTIFIED OF THE RELEASE OF THE SUSPECT/OFFENDER.

Signature of person waiving notification:

Printed name of person waiving notification:

Officer's Name: Kearney **I.D. #** 6245 **Date:** 7/2/22

SUSPECT/OFFENDER Darrly Todd **COURT CASE/WARRANT#** (FOR WARRANTS USE ONLY)

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.	2
	☐	(viii) 394.4615(7)	Clinical records under the Baker Act.	
	☐	(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.	
	☐			
	☐			
	☐			
	☐			
	☐			
Other	☐		Other:	
	☐		Other:	

REVIEW COMPLETED BY

Booking Number: 2022016944	**Date:** 7/3/2022
	Specialist Name/ID: M. Tooks #8557