50-2022-MM-008679-AMB

C525345

S.S.Y

☒ Marsy's Law CVI FL. Const. Art.1 § 16(b)

☐ Check if Supplement is Attached

ARREST / NOTICE TO APPEAR
Juvenile Referral Report

OBTS Number

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

Juvenile: N

ADMINISTRATIVE

Agency ORI Number: FLO 5 0 0 0 0 0

Agency Name: PALM BEACH COUNTY SHERIFF'S OFFICE

Agency Report Number (N.T.A.'s only): 0 6 -[22-120436

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

Multiple Clearance Indicator: 0 1

Location of Arrest (including Name of Business): 10406 Buena Ventura Dr, Unincorporated Boca Raton FL 33498

Location of Offense (Business Name, Address): 10406 Buena Ventura Dr, Unincorporated Boca Raton FL 33498

Date of Arrest	Time of Arrest	Booking Date	Booking Time	Jail Date	Jail Time	Location of Vehicle
10/19/2022	09:22					

DEFENDANT

Name (Last, First, Middle): Dergunov, Konstantin,

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	2/17/1969	6'00	178	Blue	Brown	Fair	Medium

Scars, Marks, Tattoos, Unique Physical Features (Location, Type, Description): NA

Marital Status: Single — Religion: NONE

Indication of: Alcohol Influence ☐ Y ☒ N ☐ Unk; Drug Influence ☐ Y ☒ N ☐ Unk

Local Address (Street, Apt. Number) (City) (State) (Zip): 10406 Buena Ventura Dr, Boca Raton, FL 33498 — Phone: (718) 755-7510 — Residence Type: 1. City 2. County 3. Florida 4. Out of State: 2

Permanent Address (Street, Apt. Number) (City) (State) (Zip) — Phone: ( ) — Address Source: Florida DL

Business Address (Name, Street) (City) (State) (Zip) — Phone: ( ) — Occupation: Truck Driver

D/L Number, State	Soc. Sec. Number	INS Number	Place of Birth (City, State)	Citizenship
D625500690570, FL	[redacted]		Kayargyzstan, Soviet Union	USA

CO-DEF

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

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

VICTIM NOTIFICATION REQUIRED

JUVENILE

☐ Parent ☐ Legal Custodian ☐ Other: 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 Dept. and Released. 2. TOT HRS/DYS 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 (561) 355-6511) informed of any change of address. ☐ Yes, by: (Name) ☐ No (Reason) — School Attended — Grade

Property Crime? ☐ Yes ☐ No — Description of Property — Value of Property

CODE

Drug Activity: N. N/A, P. Possess, S. Sell, B. Buy, T. Traffic, R. Smuggle, 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

Charge Description	Counts	Domestic Violence	Statute Violation Number	Violation of ORD #	Drug Activity	Drug Type	Amount / Unit	Offense #	Warrant / Capias Number	Bond
Simple Domestic Battery	01	☒ Y ☐ N	784.03(1a1)		NA	NA		22-120436		
		☐ Y ☐ N			NA	NA				
		☐ Y ☐ N			NA	NA				
		☐ Y ☐ N			NA	NA				
		☐ Y ☐ N			NA	NA				

NOTICE TO APPEAR

Location (Court, Room Number, Address): South County Courthouse, Courtroom #1, 200 W. Atlantic Ave., Delray Beach, FL 33444 - Ph: (561) 355-2996

Court Date and Time: Month Day Year Time A.M. P.M.

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: 10/19/2022

ADMIN

HOLD for other agency

☐ Dangerous ☒ Suicidal ☐ Resisted Arrest ☐ Other:

Intake Deputy I.D. # Pouch #

Signature of Arresting Officer: X

Name of Arresting Officer (Print): D/S J. Saat #36201 — I.D. #: 36201

Transporting Officer: D/S J. Saat #36201 — I.D. #: 36201 — Agency: PBSO

Name Verification (Printed by Arrestee) (PRINT)

Witness here if subject signed with an "X"

PAGE 1 OF 1

PBSO #0148 REV. 04/22 DISTRIBUTION: WHITE- COURT COPY GREEN - STATE ATTORNEY YELLOW - AGENCY PINK - AGENCY GOLD - DEFENDANT (N.T.A.'s ONLY)

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PROBABLE CAUSE AFFIDAVIT

OBTS Number:

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

Juvenile: N

ADMIN

Agency ORI Number: FLO 5 0 0 0 0 0

Agency Name: PALM BEACH COUNTY SHERIFF'S OFFICE

Agency Report Number: 22-120436

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
Dergunov, Konstantin.		W	M	2/17/1969

CHARGES

Charge Description	Charge Description
Simple Domestic Battery 784.03(1a1)	
Charge Description	Charge Description

VICTIM

Victim's Name (Last, First, Middle)	Race	Sex	Date of Birth
[redacted]	W	F	[redacted]

Local Address (Street, Apt Number) (City) (State) (Zip)	Phone	Address Source
[redacted]	[redacted]	Florida DL
Business Address (Name, Street) (City) (State) (Zip)	Phone	Occupation
[redacted]	[redacted]	

The undersigned certifies and swears that I have just and reasonable grounds to believe, and do believe that the above named Defendant committed the listed violation(s) 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 15 day of June 20 22 at 17:20 ☐ A.M ☒ P.M (Specifically include facts constituting cause for arrest.)

PROBABLE CAUSE STATEMENT

☒ **Marsy's Law CVI**
FL. Const. Art.1 § 16(b)

On October 19, 2022 at approximately 08:52 hours, I was dispatched to 10406 Buena Ventura Dr. in Unincorporated Boca Raton, FL in reference to a Domestic Battery. Upon arrival, I met with victim, [redacted] W/F, DOB: [redacted].

[redacted] was standing outside of her house, in wet clothing. [redacted] stated she was taking an College course on line. Her [redacted], arrestee, Konstantin [redacted] W/M, DOB: 02/17/1969, did not want her to take the course this morning in the house, since it was too loud. [redacted] then grabbed [redacted] by the neck and threw her into the pool with her clothes on. He then threw her in the pool a second time. I observed small red lines on the right side of [redacted] neck. She said she never lost consciousness and never stopped being able to breathe. She said that her neck does often get marks on it. [redacted] then stated that [redacted] had wanted her to leave the house and dragged her out the front door by grabbing her legs. I asked [redacted] to roll up her pants leg and I observed small red marks on her left ankle and shin.

I spoke with Lindsay Grimm W/F, DOB: 08/06/1980, who witnessed [redacted] being dragged out of the house by [redacted]. Grimm filled out a PBSO Sworn Statement Form. Grimm stated in the statement that she initially observed [redacted] leaving the residence soaking wet after hearing screaming happening in the house. After [redacted] was allowed back in by [redacted], Grimm observed [redacted] pulling [redacted] out of the house by grabbing onto her arm and leg, knocking her down the front hall of the house and through the door, onto the sidewalk.

While I was interviewing [redacted] D/S Duttenhoeffer, ID#: 6387 made contact with [redacted], who spontaneously uttered to him that, "I threw her into the pool." I then made contact with [redacted] and informed him that he was being placed under arrest for Simple Domestic Battery. I observed small scratch marks on [redacted] neck and shoulder. He stated it was from [redacted] when he threw her into the pool. I placed him into handcuffs to the rear, checked for tightness and proper fit.

[redacted] refused pictures and refused to provide a sworn statement. [redacted] also refused pictures of the scratch marks.

Based on my investigation I find probable cause to charge Konstantin [redacted] with F.S.S. 784.03(1a1) - Simple Domestic Battery.

ADMINISTRATIVE

STATE OF FLORIDA
COUNTY OF PALM BEACH

D/S J. Saat #36201
(Signature of Arresting /Investigative Officer)

The foregoing instrument was sworn to or affirmed and subscribed before me this 16 day of October 20 22 by D/S J. Saat #36201

(Print name of Arresting/Investigative Officer), who is personally known to me and/or produced identification. Type of identification produced Known to me

D/S 6382
Notary Public, Clerk of Court, Officer (F.S.S). 117.10)

PAGE 1 OF 1

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PBSO #0004 REV. 04/22

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Palm Beach County Sheriff's Office

DOMESTIC VIOLENCE/DATING VIOLENCESUPPLEMENTAL PROBABLE CAUSE FORM

(Submit this form with the original Probable Cause affidavit)

Suspect: Dergunov, Konstantin, **DOB:** 2/17/1969 **Case #:** 22-120436

Victim: [redacted] **DOB:** [redacted] **Race:** W **Sex:** F

Relationship between Victim and Defendant: _____

Photographs: Scene ☐ Yes ☒ No Victim ☐ Yes ☒ No Defendant ☐ Yes ☒ No

911 Call: ☒ Yes ☐ No **Caller:** _____

Weapon Used: ☐ Yes ☒ No **Type:** _____

Witness: ☐ Yes ☒ No **Name:** _____

Victim Pregnant: ☐ Yes ☒ No **If yes,** ___ **weeks** _____ **months**

Injuries: ☒ Yes ☐ No **Description:** Red marks to the neck and leg

Medical Treatment: ☐ Yes ☒ No

At Scene: ☐ Yes ☒ No **Paramedics:** Refused

At Hospital: ☐ Yes ☒ No **Hospital:** _____ **Physician:** _____

Are Children Living in Home? ☒ Yes ☐ No **DCF Notified?** ☒ Yes ☐ No

Name: [redacted] **DOB:** 09 / 13 / 2017

Name: _____ **DOB:** ___/___/___

Name: _____ **DOB:** ___/___/___

Injunction ☐ Yes ☒ No **Case #:** _____

No Contact Order ☐ Yes ☒ No **Case #:** _____

Alcohol or Drugs ☐ Yes ☐ No ☒ Unknown

Prior History of Domestic/Dating Violence ☐ Yes ☒ No

Defendant's Statements ☐ Yes ☒ No **If yes,** ☐written ☐recorded ☐oral

First words Defendant said when you responded to scene: "I threw her into the pool"

Victim's Statements ☐ Yes ☒ No **If yes,** ☐written ☐recorded ☒oral

First words Victim said when you responded to scene: "He grabbed my neck and threw me into the pool"

Did the Victim contact anyone other than police within an hour of the incident regarding the incident?

☒ Yes ☐ No **If yes, name:** Grimm, Lindsay, **phone** (330) 323-6604

Observations of Victim (Physical & Emotional): _____

☒ Upset ☒ Crying ☒ Fearful ☐ Hysterical ☐ Afraid ☐ Calm ☒ Nervous

☐ Complained of pain ☐ Other _____

Victim Contact Information:

Local Address: [redacted]

Phone: **Home** [redacted] **Work** (___)___-_____ **Cell** (___)___-_____

Employer: _____

Name of Relative: _____ **Phone** (___)_____-_____

Address: _____

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VICTIM NOTIFICATION FORM

This form must be completed when one of the following crime(s) has been commited:

- **Homicide** (Ch. 782)
- **Sexual Offense** (Ch. 794)
- **Attempted Murder**
- **Attempted Sexual Offense**
- **Stalking** (F.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.

SUSPECT/OFFENDER: **Dergunov, Konstantin,** (FOR WARRANTS USE ONLY) COURT CASE/WARRANT#: _____

1. Incident Report #: **22-120436** Agency: _____
   Offense: **Simple Domestic Battery**
   Suspect/Offender: **Dergunov, Konstantin,**
   D.O.B. **2/17/1969** Race: **W** Sex: **M**

2. Warrant # (s): _____

3.a. Victim's name: [redacted] D.O.B. [redacted] Race: **W** Sex: **F**
   Address: [redacted]
   City: [redacted]
   Home #- [redacted] Work #: 0 Other: _____

b. Victim's next of kin, friend or neighbor: _____
   Address: _____
   City: _____
   Home #: _____ Work #: _____ Other: _____

NOTE: PURSUANT TO F.S. 119.07, THE CONTENTS OF THIS FORM MAY BE SUBJECT TO CONFIDENTIALITY.

Victim/Relation Notification Waiver and Confidential Information Request.

(check applicable boxes)

☐ **Waiver:** I choose not to be notified when the arrestee is released from custody.

☐ **Confidential:** I request the information on this form be kept confidential (applicable only to sexual battery, stalking, child abuse, harassment or domestic violence cases).

Signature of person waiving notification: _____

Printed name of person waiving notification: [redacted]

Deputy's Name: **D/S J. Saat #36201** I.D.# **36201** Date: **10/19/2022**

White/Corrections or State Attorney (Warrant Application) Yellow/Warrants Section Pink/Central Records

PBSO 00029A REV. 4199

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PLEASE TEAR HERE

PALM BEACH COUNTY SHERIFF'S OFFICE
STATE OF FLORIDA COUNTY OF PALM BEACH

On 10-19-22 (DATE), 2022, I, [redacted] (PRINT VICTIM'S NAME)

have received a copy of the VICTIM'S RIGHTS BROCHURE PBSO CASE NUMBER 22-120436

X [redacted] D/S [redacted] 687
Signature of Victim D/S Signature I.D. Number

1. ☐ Yes - As a victim of harassment (FSS 784.048(2)), sexual battery, aggravated child abuse, domestic violence, aggravated stalking (FSS 784.048 (3)(4)), or aggravated battery (FSS 784.045), I do hereby request that my home and employment telephone number, home and employment address, and personal assets be redacted from my records requested pursuant to public records request for a period of five (5) years from the date noted on this form.

2. ☑ Yes - I request Confidentiality pursuant to Marsy's Law, FL Constitution, Article 1, §16(b) as provided below:

As a victim, I have the right under the Florida Constitution to prevent the disclosure of certain information or records that could be used to locate or harass me or my family, or which could disclose confidential or privileged information about me. I do hereby request that the email address, phone number, and work and business addresses of me and my family be redacted from my records, if my records are requested pursuant to a public records request.

FILED
2022 OCT 20 AM 9:25
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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	☒	FL CONSTITUTION ARTICLE1. 16(b)	Other: MARSY'S LAW	3-6
	☐		Other:	

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REVIEW COMPLETED BY

Booking Number: 2022027383	**Date:** 10/20/2022
	Specialist Name/ID: Pinkneya/7796