0536026 2022mm9399 AMB 1680

☐ 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 - 22-130195

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: Handgun

Multiple Clearance Indicator:

Location of Arrest (including Name of Business): 8552 Thousand Pines Cir, Royal Palm Beach, FL 33411

Location of Offense (Business Name, Address): 8552 Thousand Pines Cir, Royal Palm Beach, FL 33411

Date of Arrest	Time of Arrest	Booking Date	Booking Time	Jail Date	Jail Time	Location of Vehicle
11/16/2022	1430					

DEFENDANT

Name (Last, First, Middle): McMaster, Marcie,

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	F	10/3/1968	5'1"	100	Brown	Brown	Fair	~~Slight~~ Small

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

Marital Status: Widowed

Religion: NONE

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

Local Address (Street, Apt. Number) (City) (State) (Zip): 8552 Thousand Pines Cir, Royal Palm Beach, FL 33411

Phone: (561) 281-8233

Residence Type: 1. City 2. County 3. Florida 4. Out of State: 2

Permanent Address (Street, Apt. Number) (City) (State) (Zip):

Phone: ( )

Address Source: FL DL

Business Address (Name, Street) (City) (State) (Zip):

Phone: ( )

Occupation: Therapist

D/L Number, State	Soc. Sec. Number	INS Number	Place of Birth (City, State)	Citizenship
M252540688630, FL	[redacted]		New York, NY	US

CO-DEF

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

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 #
Discharging a firearm in a residential area	01	☐ Y ☒ N	790.15(4)	

Drug Activity	Drug Type	Amount / Unit	Offense #	Warrant / Capias Number	Bond
N	N		22-130195		OR

CHARGE

Charge Description	Counts	Domestic Violence	Statute Violation Number	Violation of ORD #
		☐ Y ☐ N		

Drug Activity	Drug Type	Amount / Unit	Offense #	Warrant / Capias Number	Bond
N	N		22124962		

CHARGE

Charge Description	Counts	Domestic Violence	Statute Violation Number	Violation of ORD #
		☐ Y ☐ N		

Drug Activity	Drug Type	Amount / Unit	Offense #	Warrant / Capias Number	Bond
N	N		22124962		

CHARGE

Charge Description	Counts	Domestic Violence	Statute Violation Number	Violation of ORD #
		☐ Y ☐ N		

Drug Activity	Drug Type	Amount / Unit	Offense #	Warrant / Capias Number	Bond

NOTICE TO APPEAR

Location (Court, Room Number, Address): Gun Club

Court Date and Time: Month 12 Day 13 Year 2022 Time A.M. 9:00 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: 11/16/2022

ADMIN

HOLD for other agency: NO DETAINER

☐ Dangerous ☐ Resisted Arrest ☐ Suicidal ☐ Other:

Intake Deputy: D/S MACK I.D. # 10801 Pouch #

Signature of Arresting Officer

Name of Arresting Officer (Print): Det. E. Miranda I.D. # 19477

Transporting Officer: D/S Wells I.D. # 23732 Agency: PBSO

Name Verification (Printed by Arrestee) (PRINT)

Witness here if subject signed with an "X"

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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	Agency Name	Agency Report Number
FLO 5 0 0 0 0 0	PALM BEACH COUNTY SHERIFF'S OFFICE	22-130195

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

Special Notes:

DEF

Name (Last, First, Middle)	Alias	Race	Sex	Date of Birth
McMaster, Marcie.		W	F	10/3/1968

CHARGES

Charge Description	Charge Description
Discharging a firearm in a residential area 790.15(4)	
Charge Description	Charge Description

VICTIM

Victim's Name (Last, First, Middle)	Race	Sex	Date of Birth
State of Florida, ,			

Local Address (Street, Apt Number) (City) (State) (Zip)	Phone	Address Source
3228 Gun Club Rd, West Palm Beach, FL 33406	(561) 688-3400	FL DL
Business Address (Name, Street) (City) (State) (Zip)	Phone	Occupation
	( )	

PROBABLE CAUSE STATEMENT

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 16 day of November 20 22 at 1700 ☐ A.M ☒ P.M (Specifically include facts constituting cause for arrest.)

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

On November 16, 2022 at approximately 1450 hours I responded to 8552 Thousand Pine Circle, West Palm Beach FL in reference to an active shooting.

Upon arrival I met with D/S Wells/ ID 23732 who informed me that the shooter now known as Marcie McMaster was taken into custody by D/S Owens/ ID 8020 and D/S St. Hilaire/ ID 15070. D/S Wells stated that D/S Owens was currently in the backyard with D/S Shuman/ ID 8845 with a raccoon that was injured.

I then walked into the backyard where D/S Owens and D/S Shuman were, I asked them if they knew where the firearm was located that was used. D/S Owens stated that the firearm was currently in his side pocket. D/S Owens explained that he retrieved the firearm from inside the enclosed screen enclosure for officer safety due to him not being able to secure the scene. D/S Owens then handed the firearm over to Det. Horton/ ID 33093 who was wearing a fresh pair of latex gloves. Det. Horton then secured the firearm inside a PBSO firearm evidence box.

I then walked over and spoke with McMaster who was in the back of a marked PBSO green and white vehicle. I read McMaster her Miranda warning from a PBSO issued Miranda warning card. McMaster acknowledged her rights and stated she would still speak with me. McMaster stated that a raccoon has been stalking her in the backyard. She is in fear for her life because the raccoon is always taunting her and hissing at her while she is in the backyard. McMaster stated that she had to get metal chicken wire put up 10 feet up her screen enclosure to keep the dogs from breaking the screen. McMaster then called several neighbors for help trapping the raccoon but they told her they would come by when they got home from work to help.

McMaster stated that while inside her screen enclosure she noticed the raccoon outside in the backyard again. McMaster attempted to spray water and pepper outside but the raccoon wouldn't leave. McMaster then retrieved her firearm from inside the residence and pointed it at the raccoon from inside her screen enclosure. McMaster then stated that the raccoon started to hiss at her so she firearm 1 round at the raccoon and then shortly after fired another round. McMaster stated that she doesn't believe she hit the raccoon because she is a bad shooter. I asked McMaster if she knew what was on the other side of her fence where she was shooting and she stated that it was a church and a Christian school but she didn't think about it at the time.

I explained to McMaster that it was illegal to discharge her firearm in a residential neighborhood which McMaster stated that she understands but she was tired of the raccoon messing with her. McMaster then asked what should she have done and I explained that due to the raccoon being outside the screen enclosure and she was inside safe she should have waited for her neighbor or called for a trapper to grab the raccoon. McMaster stated that she understood and is grateful nobody at the church or school was hurt.

Based on the above information I find probable cause to arrest Marcie McMaster for violation of FSS 790.15(4) Discharging a firearm in a residential area. I believe that McMaster did discharge a firearm outdoors, including target shooting, in an area that McMaster knew or should have known was primarily residential in nature and with a residential density of one or more dwelling units per area, contrary to Florida Statute 790.15(4).

McMaster was transported to Palm Beach County Jail to be booked for her charge. The firearm was entered into evidence per PBSO policy.

ADMINISTRATIVE

STATE OF FLORIDA
COUNTY OF PALM BEACH

Det. E. Miranda
(Signature of Arresting /Investigative Officer)

The foregoing instrument was sworn to or affirmed and subscribed before me this 16 day of November 20 22 by Det. E. Miranda

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

Det. Horton/33093
Notary Public, Clerk of Court, Officer (F.S.S. 117.10)

PAGE 1 OF 1

DISTRIBUTION WHITE – Court Copy GREEN – State Attorney YELLOW – Agency PINK – Agency

PBSO #0004 REV. 04/22

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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	☐		Other:	
	☐		Other:	

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REVIEW COMPLETED BY

Booking Number: 2022029781	**Date:** 11/17/2022
	Specialist Name/ID: M. Tooks #8557