

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

ARREST / NOTICE TO APPEAR
Juvenile Referral Report

☐ Check if Supplement is Attached

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

Juvenile

N

ADMINISTRATIVE	OBTS Number		Agency ORI Number FLO 5 0 0 0 0 0 0		Agency Name PALM BEACH COUNTY SHERIFF'S OFFICE		Agency Report Number 0 6 1-23-134239			
	Charge Type: Check as many as apply. ☐ 1. Felony ☐ 2. Traffic Felony ☒ 3. Misdemeanor ☐ 4. Traffic Misdemeanor ☐ 5. Ordinance ☐ 6. Other		If Weapon Seized		Multiple Clearance Indicator 01		Enter Type			
DEFENDANT	Location of Arrest (including Name of Business)						Location of Offense (Business Name, Address) 9056 CHARLEE ST LAKE WORTH F 33467			
	Date of Arrest	Time of Arrest	Booking Date	Booking Time	Jail Date	Jail Time	Location of Vehicle			
CO-DEF	Name (Last, First, Middle) SWISS ALAN MITCHELL						Alias (Name, DOB, Soc. Sec. #, Etc.)			
	Race W - White B - Black	1 - American Indian O - Oriental/Asian	Sex W M	Date of Birth 7/29/1972	Height 5'10	Weight 190	Eye Color BLU	Hair Color BLOND	Complexion PALE	Build MEDIUM
JUVENILE	Scars, Marks, Tattoos, Unique Physical Features (Location, Type, Description)						Marital Status Married		Religion	
	Local Address (Street, Apt. Number) 9056 CHARLEE ST LAKE WORTH FL 33467						Mobile Phone 561-632-1386		Residence Type: 1. City 2. County 3. Florida 4. Out of State 2	
JUVENILE	Permanent Address (Street, Apt. Number)						Phone		Address Source	
	Business Address (Name, Street)						Phone		Occupation	
JUVENILE	D/L Number, State S200013722690		Soc. Sec. Number		INS Number		Place of Birth (City, State) NEW YORK		Citizenship USA	
	Co-Defendant (Last, First, Middle)				Race	Sex	Date of Birth	☐ 1. Arrested ☐ 2. At Large ☐ 3. Felony ☐ 4. Misdemeanor ☐ 5. Juvenile		
JUVENILE	Co-Defendant (Last, First, Middle)				Race	Sex	Date of Birth	☐ 1. Arrested ☐ 2. At Large ☐ 3. Felony ☐ 4. Misdemeanor ☐ 5. Juvenile		
	☐ Parent ☐ Legal Custodian ☐ Other:		Name (Last) (First) (Middle)		Address (Street, Apt. Number)		(City) (State) (Zip)		Residence Phone Business Phone	
JUVENILE	Notified by: (Name)		Date		Time		Juvenile Disposition 1. Handled/Processed within Dept. and Released.		Date	
	Released To: (Name)		Relationship		School Attended		Value of Property		Property Crime? ☐ Yes ☐ No	
CHARGE	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	
CHARGE	Charge Description VIOLATION INJUNCTION - communication		Counts 01		Domestic Violence ☐ Y ☒ N		Statute Violation Number 741.31(4A5)		Violation of ORD #	
	Drug Activity N		Drug Type N		Amount / Unit		Offense # 23-134239		Warrant / Capias Number	
CHARGE	Charge Description		Counts		Domestic Violence ☐ Y ☒ N		Statute Violation Number		Violation of ORD #	
	Drug Activity		Drug Type		Amount / Unit		Offense #		Warrant / Capias Number	
CHARGE	Charge Description		Counts		Domestic Violence ☐ Y ☒ N		Statute Violation Number		Violation of ORD #	
	Drug Activity		Drug Type		Amount / Unit		Offense #		Warrant / Capias Number	
CHARGE	Charge Description		Counts		Domestic Violence ☐ Y ☒ N		Statute Violation Number		Violation of ORD #	
	Drug Activity		Drug Type		Amount / Unit		Offense #		Warrant / Capias Number	
NOTICE TO APPEAR	Location (Court, Room Number, Address)									
	Court Date and Time Month Day Year Time A.M. P.M.									
ADMIN	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									
ADMIN	I consent to receive text reminders of court date(s) and times for this case by automated technology to the mobile number identified above. I understand that standard text message rates may apply, and that I may revoke this consent via the text message system if I choose. Signature									
	HOLD for other agency		Signature of Arresting Officer X		Name Verification (Printed by Arrestee)		(PRINT)		PAGE	
ADMIN	☐ Dangerous ☐ Suicidal		☐ Resisted Arrest ☐ Other:		Name of Arresting Officer (Print) D/S MANISCALCO		I.D. # 7304		Witness here if subject signed with an "X"	
	Intake Deputy		I.D. #		Pouch #		Transporting Officer		I.D. #	
Agency PBSO		Agency		Agency		Agency		Agency		

		PROBABLE CAUSE AFFIDAVIT		1. Arrest 2. N.T.A.		3. Request for Warrant 4. Request for Capias		3		Juvenile		N	
ADMIN	OBTS Number			Agency ORI Number FLO 500000		Agency Name PALM BEACH COUNTY SHERIFF'S OFFICE		Agency Report Number 06- 23-134239					
	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)	SWISS ALAN MITCHELL				Alias		Race W	Sex M	Date of Birth 7/29/1972			
CHARGES	VIOLATION INJUNCTION - communication		741.31(4A5)										
VICTIM	Victim's Name (Last, First, Middle)	SWISS BIANCA				CARMEN ELIZABETH				Race I	Sex I	Date of Birth [REDACTED]	
	Local Address (Street, Apt. Number)	(City)		(State)		(zip)	Phone		Address Source				
	Business Address (Name, Street)	(City)		(State)		(zip)	Phone		Occupation				
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. ☐ confessed to _____ admitting to the below facts. ☐ was observed by _____ who told that he/she saw the arrested person commit the below acts. ☒ was found to have committed the below acts, resulting from my (described) investigation. On the <u>2nd</u> day of <u>December</u> , 20 <u>23</u> at <u>1738</u> ☐ A.M. ☒ P.M. (Specifically include facts constituting cause for arrest.)													
☒ Marsy's Law CVI FL. Const. Art.1 § 16(b) On 12/2/2023 at about 1845 hrs I responded to the home of the Victim, Bianca Swiss, [REDACTED] located in unincorporated [REDACTED] Victim provided a sworn recorded video statement of the following: She has an injunction against her [REDACTED] (Defendant) Alan Mitchel Swiss. The injunction prohibits communication but does provide video zoom calls to take place twice a week between their 2 children in common and Defendant. The injunction schedules the exact days of the week and times of the zoom video calls so that no communication between victim and defendant should occur. During todays zoom video call defendant stated "Miss Bianca, how would you like me to clean up the outside of the house", she responded by telling him he shouldnt be speaking to her. Because he was violating the injunction, she terminated the video call. Defendant then texted her phone from his phone the following messages at 1738 hrs on 12/2/2023: "Can you please put my daughter on the phone as permitted by court order" and "Let me know when your back on the zoom call". The Final Judgment of Injunction for protection against Domestic Violence with minor children (after notice) was served in court to respondent/defendant on 10/30/2023, case 50-2023-DR-009000-XXA-SB, and is non expiring. One of the prohibited acts is contact and communication. The order also specific states that video zoom calls shall take place on Saturday and Wednesday at 5:30 pm, will go to 6:00 pm, and "petitioner will initiate the call to respondent and party may record these calls." Alan Swiss did willfully, after having been served with an Injunction for Protection Against Domestic Violence issued pursuant to section 741.30 contact, or otherwise communicate with Bianca Swiss directly, contrary to Florida Statute 741.31(4)(a)5. The Victims' Rights Brochure was explained and provided to the victim. Victim invoked their rights under Mary's Law. The incident was recorded using a BWC. STATE OF FLORIDA COUNTY OF PALM BEACH D/S MANISCALCO [Signature] (ID #) 7304 (Signature of Arresting/Investigative Officer) The foregoing instrument was sworn to or affirmed and subscribed before me this <u>14</u> day of <u>December</u> , 20 <u>23</u> by <u>D/S MANISCALCO 7304</u> (Print name of Arresting/Investigative Officer), who is personally known to me and/or produced identification. Type of identification produced <u>PRODUCED FL ID : PBSO ID</u> <u>DS Rosenfeld 28288</u> Notary Public, Clerk of Court, Officer (F.S.S. 117.10)													
ADMINISTRATIVE	PAGE 1 OF 1												