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☐ Marsy's Law CVI FL. Const. Art.1 § 16(b)ARREST / NOTICE TO APPEAR
Juvenile Referral Report☐ Check if Supplement is Attached1. Arrest
2. N.T.A.
3. Request for Warrant
4. Request for Capias

1

Juvenile

N

OBTS Number		Agency ORI Number FLD 5 0 0 0 0 0		Agency Name PALM BEACH COUNTY SHERIFF'S OFFICE		Agency Report Number (N.T.A.'s only) 0 6 - 23-022875	
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 N/A	
Multiple Clearance Indicator		0		1			
Location of Arrest (including Name of Business) 11606 Timbers Way, Boca Raton, FL 33428				Location of Offense (Business Name, Address) 11606 Timbers Way, Boca Raton, FL 33428			
Date of Arrest 01/06/2023		Time of Arrest 03:34		Booking Date		Booking Time	
Jail Date		Jail Time		Location of Vehicle			
Name (Last, First, Middle) Hackett, Heather, Kathleen							
Alias (Name, DOB, Soc. Sec. #, Etc.)							
Race W - White B - Black		Sex W F		Date of Birth 5/24/1988		Height 5'03	
Weight 200		Eye Color Brown		Hair Color Brown		Complexion Fair	
Build Medium		Scars, Marks, Tattoos, Unique Physical Features (Location, Type, Description)		Marital Status Single		Religion NONE	
Indication of Alcohol Influence Y N		Indication of Drug Influence Y N		Indication of Unlawful Possession Y N		Indication of Unlawful Possession Y N	
Local Address (Street, Apt. Number) 11606 Timbers Way, Boca Raton, FL 33428				(City) Boca Raton		(State) FL	
Permanent Address (Street, Apt. Number)				(City)		(State)	
Business Address (Name, Street)				(City)		(State)	
D/L Number, State H230331886840, FL		Soc. Sec.		INS Number		Place of Birth (City, State) Long Island, 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			
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) (1) No Bond		(First) (Middle)		Residence Phone ()	
Address (Street, Apt. Number)		(City)		(State)		(Zip)	
Business Phone ()		Notified by: (Name)		Date		Time	
Released To: (Name)		Relationship		Juvenile Disposition 1. Handled/Processed within Dept. and Released. 2. TOT HRS/DYS 3. Incarcerated 4. Other		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		DOMESTIC	
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.		S. Synthetic		U. Unknown			
Charge Description Battery - Domestic		Counts 01		Domestic Violence Y ☐ N ☐		Statute Violation Number 784.03(1)(a)(1)	
Drug Activity N		Drug Type N		Amount / Unit		Offense # 23-022875	
Warrant / Capias Number		Bond		Violation of ORD #			
Charge Description		Counts		Domestic Violence Y ☐ N ☐		Statute Violation Number	
Drug Activity		Drug Type		Amount / Unit		Offense #	
Warrant / Capias Number		Bond		Violation of ORD #			
Charge Description		Counts		Domestic Violence Y ☐ N ☐		Statute Violation Number	
Drug Activity		Drug Type		Amount / Unit		Offense #	
Warrant / Capias Number		Bond		Violation of ORD #			
Charge Description		Counts		Domestic Violence Y ☐ N ☐		Statute Violation Number	
Drug Activity		Drug Type		Amount / Unit		Offense #	
Warrant / Capias Number		Bond		Violation of ORD #			
Location (Court, Room Number, Address)							
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 01/06/2023			
HOLD for other agency		Signature of Arresting Officer X D/S D. Rodriguez 9475		Name Verification (Printed by Arrestee) (PRINT) IAN 07 2023			
☐ Dangerous ☐ Suicidal		☐ Resisted Arrest ☐ Other:		I.D. # 9475		PAGE 1 OF 1	
Intake Deputy D/S V. Saint Jean 8192		Transporting Officer D/S V. Saint Jean 8192		I.D. # PBSO		Agency	
Witness here if subject signed with an "X"							

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		PROBABLE CAUSE AFFIDAVIT		1 Arrest 2 NTA		3 Request for Warrant 4 Request for Capias		1		Juvenile		N	
ADMIN	OBTS Number			Agency ORI Number		Agency Name		Agency Report Number					
	F.L.O. 5, 0, 0, 0, 0, 0		PALM BEACH COUNTY SHERIFF'S OFFICE		23-022875								
CHARGES	Charge Type	☐ 1 Felony ☐ 2 Traffic Felony		☒ 3 Misdemeanor ☐ 4 Traffic Misdemeanor		☐ 5 Ordinance ☐ 6 Other		Special Notes					
	Name (Last, First, Middle)		Alias		Race		Sex		Date of Birth				
DEF	Hackett, Heather, Kathleen				W		F		5/24/1988				
	Charge Description		784.03(1)(a)(I)		Charge Description								
VICTIM	Victim's Name (Last, First, Middle)		Alschuler, Matthew, David		Race		Sex		Date of Birth				
	Local Address (Street, Apt Number)		(City)		(State)		(Zip)		Phone		Address Source		
	11606 Timbers Way, Boca Raton, FL 33428								(561) 929-2051		Verbal		
	Business Address (Name, Street)		(City)		(State)		(Zip)		Phone		Occupation		
								()		Unknown			
<p>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.</p> <p>The Person taken into custody:</p> <p>☐ committed the below acts in my presence ☐ was observed by _____ who told _____ that he/she saw the arrested person commit the below acts.</p> <p>☐ confessed to _____ admitting to the below facts ☒ was found to have committed the below acts, resulting from my (described) investigation.</p> <p>On the <u>6</u> day of <u>January</u>, 20 <u>23</u> at <u>02:18</u> ☒ A.M ☐ P.M (Specifically include facts constituting cause for arrest.)</p>													
<p>☐ Marsy's Law CVI FL. Const. Art.1 § 16(b)</p> <p>On the above date and time, I responded to 11606 Timbers Way, in unincorporated Boca Raton, Palm Beach County, FL 33428 in reference to a Domestic Battery.</p> <p>Upon arrival, I made contact with the complainant, Heather Hackett, identified by Florida Driver's License and she made the following statement:</p> <p>Her ex-boyfriend, Matthew Alschuler, whom she was involved with three months prior, put a gun to her head and told her to shoot herself. She doesn't want him to get in trouble but she just wants him to stop.</p> <p>I then made contact at the home with Matthew Alschuler, identified verbally and he made the following statement after Miranda Warnings were read to him:</p> <p>Earlier at Moon's Bar, his girlfriend punched him in the back of the head after arguing much of the day. When they arrived home later on, separately, he went to his room and locked the door to keep his distance from her. They do not share a room and have not in three months. He always keeps a firearm on the floor next to his bed because he does not want to be caught without it if someone breaks into the home. At that time, Heather came to his door and kicked it in and entered the room. She was yelling at him aggressively and he thought she would batter him. He picked up his firearm from the floor and placed it on the bed in clear view as a warning to her to stay away. He did not point the firearm or make any threats. As she continued to yell, he stood up to leave and she continued to walk closer. He held out his hand to create distance and she reached over and grabbed his shirt, which ripped. He called 911 because he did not want to have a physical altercation with her, but believes 911 disconnected his call. She then picked up the phone and called 911 making untrue statements. His firearm was on the bed only and was never used.</p> <p>I then made contact again with Heather Hackett and Miranda Warning was read to her. She made the following statement:</p> <p>He put a gun to her head and dragged her by the throat down the hallway. He was calling her profane names and calling 911 as he dragged her down the hall.</p> <p>It should be noted, Ms. Hackett was not forthcoming with the information. As she spoke she smelled heavily of alcohol and could not recollect how the firearm came to be in her hand until the third time I asked her. She then was unable to tell me how the firearm was taken out of play in the incident. She denied at first being at Moon's Bar and then stated she was at the bar but was not initially forthcoming on who was in attendance and what took place. She admit to having one drink with dinner after asked twice.</p> <p>Due to Mr. Alschuler speaking coherently and clearly regarding the incident without any inconsistencies, I believe he is the more credible party. In addition, it was shown that he did call 911 at 02:16am and Heather's call was made two minutes later, just as Mr. Alschuler stated. Heather admit to being the primary aggressor by kicking in the door.</p> <p>Probable cause exists that Heather Hackett is in violation of FSS 784.03(1)(a)(1) Battery (Domestic) 1 count 1M.</p> <p>This case is cleared by arrest.</p>													
ADMINISTRATIVE	STATE OF FLORIDA COUNTY OF PALM BEACH		D/S D. Rodriguez										
	(Signature of Arresting/Investigative Officer)												
The foregoing instrument was sworn to or affirmed and subscribed before me this <u>6</u> day of <u>January</u> , 20 <u>23</u> by <u>D/S D. Rodriguez #39875</u>													
(Print name of Arresting/Investigative Officer), who is personally known to me and/or produced identification. Type of identification produced <u>Known Leo</u>													
<u>D/S J.A. #39823</u> Notary Public, Clerk of Court, Officer (F.S.S. 11.7.1.0)													
PAGE <u>1</u> OF <u>1</u>													

Palm Beach County Sheriff's Office
DOMESTIC VIOLENCE/DATING VIOLENCE SUPPLEMENTAL PROBABLE CAUSE FORM
(Submit this form with the original Probable Cause affidavit)

Suspect: Hackett, Heather, Kathleen DOB: 5/24/1988 Case #: 23-022875

Victim: Alschuler, Matthew, David DOB: 07/07/1986 Race: W Sex: M

Relationship between Victim and Defendant: _____

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

911 Call: ☒ Yes ☐ No Caller: Heather Hackett and Matthew Alschuler

Weapon Used: ☐ Yes ☒ No Type: _____

Witness: ☐ Yes ☒ No Name: _____

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

Injuries: ☒ Yes ☐ No Description: small laceration on right hand

Medical Treatment: ☐ Yes ☒ No

At Scene: ☐ Yes ☒ No Paramedics: _____

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

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

Name: _____ DOB: / /

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: He put a gun to my head

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

First words Victim said when you responded to scene: She kicked in my door

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

☐ Yes ☒ No If yes, name: _____ phone () -

Observations of Victim (Physical & Emotional): _____

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

☐ Complained of pain ☐ Other _____

Victim Contact Information:

Local Address: 11606 Timbers Way, Boca Raton, FL 33428

Phone: Home (561) 929-2051 Work () - Cell () -

Employer: _____

Name of Relative: _____ Phone () **SCANNED**

Address: _____

JAN 07 2022

VICTIM NOTIFICATION FORM

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

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

- **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 #: 23-022875 Agency: PBSOP
Offense: Battery- Domestic
Suspect/Offender: Hackett, Heather, Kathleen
D.O.B. 5/24/1988 Race: W Sex: F
2. Warrant # (s): _____
- 3.a. Victim's name: Alschuler, Matthew, David D.O.B. 07/07/1986 Race: W Sex: M
Address: 11606 Timbers Way
City: Boca Raton, FL 33428
Home #- (561) 929-2051 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: Alschuler, Matthew, David

Deputy's Name: D/S D. Rodriguez #9475 I.D.# 9475 Date: 01/06/2022

SUSPECT/OFFENDER: **Hackett, Heather, Kathleen**
(FOR WARRANTS USE ONLY)
COURT CASE/WARRANT#

SCANNED

JAN 07 2022



**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)
I/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: 2023000528	Date: 1/7/2023
	Specialist Name/ID: C. Smith/39657

SCANNED

JAN 07 2022