0537446 23MM 395

ARREST / NOTICE TO APPEAR

215

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

1 JUVENILE

NH

ADMINISTRATION

OBTS Number

Agency ORI Number: 0500400

Agency Name: Delray Beach Police Department

Agency Report Number (NTA only): 4 0 23-000690

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: 3

Location of Arrest (Including Name of Business): 200 SE 2ND AVE

Location of Offense (Business Name, Address): 32 SE 2ND AVE, DELRAY BEACH, FL 33444

Date of Arrest	Time of Arrest	Booking Date	Booking Time	Jail Date	Jail Time	Location of Vehicle
01/15/2023	01:56	01/15/2023	02:06	01/15/2023	02:10	

DEFENDANT

Name (Last, First, Middle): WELLS, JOHN

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	02/20/2001	5'10	190	BROWN	BLACK	LIGHT	MEDIUM

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

Marital Status: M

Religion: Christian

Indication of Alcohol Influence: Yes ☐ No ☒ Unk ☐ Drug Influence: Yes ☐ No ☒ Unk ☐

Local Address (Street, Apt. Number) (City) (State) (Zip): 537 PORTER RD, BEAR, DE 19701

Phone: (302) 312-0747

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

Permanent Address (Street, Apt. Number) (City) (State) (Zip): 537 PORTER RD, BEAR, DE 19701

Phone: (302) 312-0747

Address Source:

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

Phone:

Occupation:

D/L Number, State	Soc. Sec. Number	INS Number	Place of Birth (City, State)	Citizenship
2133023 / DE			, DE, United States	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.
☐ Yes, by ☐ No

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. 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. P. Paraphernalia/ Equipment S. Synthetic U. Unknown Z. Other

CHARGE

Charge Description	Statute Violation Number	Violation of ORD #
SIMPLE ASSAULT-INTENTIONALLY THREATEN TO DO VIOLENCE	784.011	

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

CHARGE

Charge Description	Statute Violation Number	Violation of ORD #
DISORDERLY INTOXICATION	856.011	

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

CHARGE

Charge Description	Statute Violation Number	Violation of ORD #
RESIST/OBSTRUCT OFFICER W/O VIOLENCE	843.02	

Drug Activity	Drug Type	Amount / Unit	Offense #	Counts	Domestic Violence	Warrant / Capias Number	Bond
	N	/		1	☐ 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: BARNES

Released By:

Released To:

Transported By: BARNES

Date Transported: 01/15/2023

Time Transported: 02:11

Other:

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): South County 200 W Atlantic Ave Delray Beach, FL 33444

Court Date and Time: 02/09/2023 08:30:00

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

No Photo Available

ADMIN

HOLD for Other Agency:

Signature of Arresting Officer:

Name Verification (Printed by Arrestee) (PRINT):

☐ Dangerous ☐ Resisted Arrest ☐ Suicidal ☐ Other

Name of Arresting Officer (Print): BARNES, TREMAYNE D ID #: 1115

Intake Deputy: ID #: Pouch #:

Transporting Officer: BARNES ID #: 1115 Agency: DBPD

Witness here if subject signed with an "X"

PAGE 1 OF 1

☐ COURT ☒ STATE ATTORNEY ☒ AGENCY ☐ CENTRAL RECORDS ☐ JAIL ☐ CRIME ANALYSIS ☒ P.I.O. ☐ DEFENDANT

Adolph #1210

ADULPHE

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PROBABLE CAUSE AFFIDAVIT

OBTS Number:

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

JUVENILE:

ADMIN

Agency ORI Number	Agency Name	Agency Report Number
FL 0500400	DELRAY BEACH POLICE DEPARTMENT	40 23-000690

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
WELLS, JOHN EDWARD		W	M	02/20/2001

CHARGES

Charge Description	Charge Description
784.011 SIMPLE ASSAULT-INTENTIONALLY THREATEN TO DO	856.011 DISORDERLY INTOXICATION
Charge Description: 843.02 RESIST/OBSTRUCT OFFICER W/O VIOLENCE	Charge Description:

VICTIM

Victim's Name (Last, First, Middle)	Race	Sex	Date of Birth
EISENSTEIN, ARTHUR MARK	W	M	12/02/1964

Local Address (Street, Apt. Number) (City) (State) (Zip)	Phone	Address Source
6586 SOUTHURST TER 203, DELRAY BEACH, FL 33446	(561) 971-0114	
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 ☐ was observed by _____ who told _____ that he/she saw the arrested person committ 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 January, 2023 at 02:36 (Specifically include facts constituting cause for arrest.)

The following incident occurred in the city of Delray Beach, Palm Beach County, FL

On 01-15-23 I responded to 200 SE 2nd Ave in reference to a Disturbance. I met with Ofc Liberta who advised the following:

Ofc. Liberta was working a off-duty detail at 29 SE 2nd Ave (Throw Social) when he was approached by the head of security Arthur Eisenstein (victim). Arthur stated a group of white males were causing a disturbance in the business and refused to leave. Arthur stated things began to escalate and one of the subjects identified as John Wells (defendant) lunged at him in an aggressive manner. Ofc. Liberta advised Wells to stop and get on the ground. Wells refused and fled on foot from the business traveling north on SE 2nd Ave.

Ofc. Liberta deployed his taser striking Wells in the left arm. Wells was disabled and detained. On Scene John was asked why he lunged at Arthur and ran from officers he replied he`s intoxicated and couldn`t remember why things escalated. Wells had glassy eyes and appeared unstable on his feet which indicated he was intoxicated.

It should be noted Arthur provided a sworn statement which was captured via BWC.

Based on the above facts probable cause exists to charge John Wells with FSS 843.02 resisting/obstruct officer w/o violence, 856.011 disorderly intoxication, 784.011 simple assault- intentionally threaten to do violence

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ADMINISTRATIVE

SWORN AND SUBSCRIBED BEFORE ME

TRAPASSO, CHRISTOPHER
NOTARY PUBLIC / CLERK OF COURT / OFFICER (F.S. 117.10)

01/15/2023
DATE

SIGNATURE OF ARRESTING / INVESTIGATING OFFICER

BARNES, TREMAYNE D (1115)
NAME OF OFFICER (PLEASE PRINT)

01/15/2023
DATE

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