50-2023-mm-004822AMB

CF11031 VK Ptl 3340

ARREST / NOTICE TO APPEAR

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

ADMINISTRATION

OBTS Number	Agency ORI Number	Agency Name	Agency Report Number (N.T.A.'s only)
	0501700	Jupiter Police Department	5 4 23-002447

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

Location of Arrest (Including Name of Business)	Location of Offense (Business Name, Address)
115 SOUNDINGS AVE Jupiter, FL, 33477	115 SOUNDINGS AVE, JUPITER, FL 33477

Date of Arrest	Time of Arrest	Booking Date	Booking Time	Jail Date	Jail Time	Location of Vehicle
06/14/2023	19:21	06/14/2023	19:21	06/14/2023	21:55	

DEFENDANT

Name (Last, First, Middle): DOWNEY, RICHARD FRANCIS | Alias: | Alias (Name, DOB, Soc. Sec. #, Etc.)

Race (W - White, B - Black, I - American Indian, Q - Oriental/Asian)	Sex	Date of Birth	Height	Weight	Eye Color	Hair Color	Complexion	Build
W	M	02/15/1965	6'00	220	HAZEL	WHITE	light	med

Scars, Marks, Tatoos, Unique Physical Features (Location, Type, Description) | Marital Status: S | Religion: CATHOLIC | Indication of: Alcohol Influence ☒ Yes ☐ No ☐ Unk. ☐ Drug Influence

Local Address (Street, Apt. Number) (City) (State) (Zip)	Phone	Residence Type: 1. City 2. County 3. Florida 4. Out of State
295 OREGON RD, CHESHIRE, CT 06410	(203) 823-0417	4

Permanent Address (Street, Apt. Number) (City) (State) (Zip)	Phone	Address Source
295 OREGON RD, CHESHIRE, CT 06410	(203) 823-0417	VERBAL

Business Address (Name, Street) (City) (State) (Zip)	Phone	Occupation
UNKNOWN,		Unknown

D/L Number, State	SID Number	INS Number	Place of Birth (City, State)	Citizenship
024472909 / CT	[redacted]		FRAMINGHAM, MA,	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, 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 #
BATTERY-SIMPLE (TOUCH OR STRIKE)	784.03(1)(A)(1)	

Drug Activity	Drug Type	Amount / Unit	Offense #	Counts	Domestic Violence	Warrant / Capias Number	Bond
	N	/	23002447	1	☒ Y ☐ N		none

CHARGE

Charge Description	Statute Violation Number	Violation of ORD #

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

CHARGE

Charge Description	Statute Violation Number	Violation of ORD #

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

INTAKE

Health / Apparent Physical Condition of Defendant: INTOXICATED | 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 | Released By | Released To

Transported By	Date Transported	Time Transported	Other
BAGDZIUNAS	06/14/2023	21:56	

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) | Court Date and Time

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 COMTEMPT 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: No

☐ Dangerous ☐ Resisted Arrest ☐ Suicidal ☐ Other

Intake Deputy: GT Nolen Tech | ID # | Pouch #

Signature of Arresting Officer: 1252

Name of Arresting Officer (Print): BAGDZIUNAS, BRYAN | I.D. #: 1252

Transporting Officer: BAGDZIUNAS | I.D. #: 1252 | Agency: JUP PD

Name Verification (Printed by Arrestee) (PRINT)

Witness here if subject signed with an "X".

FILED IN COURT
23 JUN 15 AM 8:18

PAGE 1 OF 1

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

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DOMESTIC VIOLENCE PROBABLE CAUSE
AFFIDAVIT
Palm Beach County

ADMIN

Date / Time	Agency ORI Number	Agency Name	Agency Report Number
06/14/2023 19:21	FL 0501700	JUPITER POLICE DEPARTMENT	5 | 4 | 23-002447

DEF

Name (Last, First, Middle)	Alias	Race	Sex	Date of Birth
JOHNSON, APRIL N		W	F	04/05/1985

CHRG

Charge Description: 784.03(1)(A)(1) BATTERY-SIMPLE (TOUCH OR STRIKE)

VICTIM

Victim's Name (Last, First, Middle)	Race	Sex	Date of Birth
JOHNSON, APRIL N	W	F	04/05/1985

Local Address (Street, Apt. Number) (City) (State) (Zip)	Phone	Address Source
295 OREGON RD, CHESHIRE RD, CT 06410	(203) 772-9661	

Business Address (Name, Street) (City) (State) (Zip)	Phone	Occupation
UNKNOWN		UNKNOWN

ADDITIONAL INFORMATION

	Written	Taped	Oral
DEFENDANT'S STATEMENTS:	☐	☐	☒
VICTIM'S STATEMENTS:	☐	☐	☒

OBSERVATIONS OF VICTIM (PHYSICAL & EMOTIONAL): FLUSTERD

RELATIONSHIP BETWEEN VICTIM & SUSPECT: DATING

		YES	NO	
PHOTOGRAPHS:	Scene:	☐	☒	
	Victim:	☐	☒	
911 CALL:		☒	☐	CALLER: WITNESS
WEAPON USED:		☒	☐	TYPE: HAND
WITNESSES:		☒	☐	(If YES, attach witness list)
INJURIES:		☐	☒	
MEDICAL TREATMENT:		☐	☒	
AT:	Scene:	☐	☒	PARAMEDICS:
	Hospital:	☐	☒	PHYSICIAN(S) / HOSPITAL:
ACT COMMITTED IN PRESENCE OF MINOR(S):		☐	☒	NAMES/AGES:
H. R. S. NOTIFIED:		☐	☒	
VICTIM PREGNANT:		☐	☒	
VIOLATION OF RESTRAINING ORDER:		☐	☒	CASE #:
PRIOR HISTORY OF DOMESTIC VIOLENCE:		☐	☒	
ALCOHOL OR DRUGS INVOLVED:		☒	☐	

NARR

On Wednesday, 06/14/2023, at approximately 1846 hours, I responded to 107 Breakwater Ct (Venetian Nail Spa) in regards to a possible battery between a male and female. Upon my arrival at 1849 hours, all parties involved were separated and I proceeded to make contact with two witnesses, and both parties involved. The witnesses were identified as Anne M Matese (W/F 03/31/1962), and Morgan A. Matese (W/F 05/13/1992). The two

STATE OF FLORIDA
COUNTY OF PALM BEACH

Appeared before me, _____ personally known to me, who, being first duly sworn, says that the facts above, based upon my investigation, are true.

1252
SIGNATURE OF ARRESTING OFFICER

Sworn to and subscribed to before me this 14 day of June, 2023.

MARINUCCI, VINCENT
NOTARY PUBLIC / CLERK OF COURT / OFFICER (F.S.S. 117.10)

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

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DOMESTIC VIOLENCE PROBABLE CAUSE
AFFIDAVIT
Palm Beach County
Narrative Continuation

ADMIN

Date / Time		
06/14/2023 19:21		
Agency ORI Number	Agency Name	Agency Report Number
FL 0501700	JUPITER POLICE DEPARTMENT	5 | 4 | 23-002447

NARRATIVE

individuals involved in the altercation were identified as April N. Johnson (W/F 04/05/1985) and Richard F. Downey (W/M 02/15/1965). I proceeded to speak with all parties involved and the following ensued:

I proceeded to speak A. Matese, who advised in a sworn statement, she was walking down the street with her daughter and heard an argument taking place outside of 115 Soundings Ave between Downey and Johnson. A. Matese advised while the argument proceeded to get louder and expletives were being yelled back and forth, Downey proceeded to strike Johnson on the side of her head with the back of his hand. A. Matese advised when Downy struck Johnson, Johnson stumbled and lost her balance. A. Matese stated Johnson told her to call the police, at which time Johnson did.

After speaking with A. Matese, I proceeded to speak with her daughter M. Matese, who in a sworn statement advised the following:

M. Matese stated while she was walking down the sidewalk in front of 115 Soundings Ave, she heard a verbal argument taking place between Downey and Johnson. M. Matese advised the verbal argument proceeded to escalate and Downy struck Johnson on the side of the head.

I then proceeded over to Johnson, who is the victim, and she advised her and Downey are boyfriend and girlfriend. Johnson advised a verbal altercation took place due to Downey removing her laptop from their hotel room and Johnson attempting to retrieve it from Downey. Johnson stated they got into an argument over the laptop, but never escalated to a physical altercation.

I did not observe any apparent physical injuries on Johnson.

I then proceeded to make contact with Downey, who advised the argument between him and Johnson was only verbal and nothing physical occurred.

Based on the sworn statements from both witnesses, probable cause was established and Downey was placed in my department issued handcuffs. After placing downing in handcuffs, I ensured there was proper spacing and double locked the handcuffs.

Downey was brought back to the Jupiter police department without incident where he was proceeded.

Based on the sworn statements by both witnesses captured on my BWC, Probable cause was established to arrest Downey in regards to FSS. 784.03(1)(A)(1)- BATTERY-SIMPLE (TOUCH OR STRIKE).

Downey was ultimately TOT to PBCJ without incident.

While on scene, Johnson was provided with a domestic violence brochure.

NOT A CERTIFIED COPY

STATE OF FLORIDA
COUNTY OF PALM BEACH

Appeared before me, _____ personally known to me, who, being first duly sworn, says that the facts above, based upon my investigation, are true.

1252
SIGNATURE OF ARRESTING OFFICER

Sworn to and subscribed to before me this 14 day of June, 2023.

MARINUCCI, VINCENT
NOTARY PUBLIC / CLERK OF COURT / OFFICER (F.S.S. 117.10)

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

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**
- **Dating Violence**
- **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: _____

COURT CASE/WARRANT #: _____ **(FOR WARRANT USE ONLY)**

1. Incident Report #: **23-002447** Agency: **Jupiter Police Department**
   Offense: **Battery- Simple (Touch or Strike)**
   Suspect/Offender: **Richard F. Downey**
   D.O.B. **02/15/1965** Race: **W** Sex: **M**

2. Warrant #(s): _____

3a. Victim's Name: **April N. Johnson** D.O.B. **04/05/85** Race: **W** Sex: **F**
   Address: **295 Oregon RD**
   City: **Cheshire** State: **CT** ZIP: **06410**
   Home #: **203-772-9661** Work #: _____ Other: _____

3b. Victim's Next of Kin, Friend or Neighbor: _____
   Address: _____
   City: _____ State: _____ ZIP: _____
   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: _____

Officer's Name: **Ofc. Bagdziunas** I.D. # **1252** Date: **06/14/2023**

1 copy = Corrections or State Attorney (Warrant Application) 1 Copy = Warrants Section 1 copy = Central Records

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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: 2023015619	**Date:** 6/15/2023
	Specialist Name/ID: Chantel Daniels/30347