JA# 0383299 23mm6416mB P# 1157

# CONFIDENTIAL VICTIM INFORMATION

## ARREST / NOTICE TO APPEAR

1 Arrest 3 Request for Warrant 3 N T A 4 Request for Capias — 1 JUVENILE

**ADMINISTRATION**

OBTS Number

Agency ORI Number: 0502000 | Agency Name: Lantana Police Department | Agency Report Number (If T A 's only): 6 | 1 | 23-003984

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

If Weapon Seized — Enter Type

Multiple Clearance Indicator: 1

| Location of Arrest (Including Name of Business) | Location of Offense (Business Name, Address) |
|---|---|
| 896 WATER TOWER WAY APT 315, LANTANA, 896 WATER | 896 WATER TOWER WAY 315, LANTANA, FL 33462 |

| Date of Arrest | Time of Arrest | Booking Date | Booking Time | Jail Date | Jail Time | Location of Vehicle |
|---|---|---|---|---|---|---|
| 08/05/2023 | 22:39 | 08/05/2023 | 22:49 | 08/06/2023 | 00:17 | |

**DEFENDANT**

Name (Last, First, Middle): MASTROSIMONE, ROBERT J — Alias (Name, DOB, Soc Sec #, Etc ): Alias:

| Race (W - White, I - American Indian, B - Black, O - Oriental/Asian) | Sex | Date of Birth | Height | Weight | Eye Color | Hair Color | Complexion | Build |
|---|---|---|---|---|---|---|---|---|
| W | M | 08/12/1977 | 5'10 | 250 | BLUE | BROWN | LIGHT | Medium |

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

| Local Address (Street, Apt Number) (City) (State) (Zip) | Phone | Residence Type (1 City, 2 County, 3 Florida, 4 Out of State) |
|---|---|---|
| 896 WATER TOWER WAY 315, LANTANAN, FL 33462 | (561) 460-2217 | 1 |

| Permanent Address (Street, Apt Number) (City) (State) (Zip) | Phone | Address Source |
|---|---|---|
| 896 WATER TOWER WAY 315, LANTANAN, FL 33462 | (561) 460-2217 | FL D/L |

| Business Address (Name, Street) (City) (State) (Zip) | Phone | Occupation |
|---|---|---|
| BOCA RESORT, | | Chef |

| D/L Number, State | Soc Sec Number | IRS Number | Place of Birth (City, State) | Citizenship |
|---|---|---|---|---|
| M236760772920 / FL | [redacted] | | PHILADELPHIA, PA, | 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) (1) NO BOND (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: S Sell, B Buy, T Traffic, D Deliver, E Use, R Smuggle, K Disperses/Distribute, M Manufacture/Produce/Cultivate, Z Other, N N/A, P Possess

Drug Type: B Barbiturate, C Cocaine, H Hallucinogen, M Marijuana, O Opium/Deriv, P Paraphernalia/Equipment, S Synthetic, U Unknown, Z Other, H HVA, A Amphetamine, E Heroin

**CHARGE**

| Charge Description | Statute Violation Number | Violation of ORD # |
|---|---|---|
| BATTERY - SIMPLE TOUCH / STRIKE | 784.03(1)(a)(1) | |

| 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 # |
|---|---|---|
| | | |

| 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 — 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 |
|---|---|---|
| MURDOCK | MURDOCK | PBCJ |

| Transported By | Date Transported | Time Transported | Other |
|---|---|---|---|
| MURDOCK | 08/06/2023 | 00:17 | |

**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 CONTEMPT OF COURT AND A WARRANT FOR MY ARREST SHALL BE ISSUED.

No Photo Available

Signature of Defendant (for Juvenile and Parent/Custodian) — Date Signed

FILED PBG - GUN CLUB-- 23 AUG 8 PM 1:44

**ADMIN**

HOLD for Other Agency — Signature of Arresting Officer — Name Verification (Printed by Arrestee)

☐ Dangerous ☐ Resisted Arrest ☐ Suicidal ☐ Other

Name of Arresting Officer (Print): MURDOCK, LOGAN R — ID #: 941 — (PRINT)

Intake Deputy — ID — Pouch # — Transporting Officer: MURDOCK — ID #: 941 — Agency: LANTA

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

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DOMESTIC VIOLENCE PROBABLE CAUSE
AFFIDAVIT
Palm Beach County

**ADMIN**

| Date / Time | Agency ORI Number | Agency Name | Agency Report Number |
|---|---|---|---|
| 08/05/2023 21:49 | FL FL0502000 | LANTANA POLICE DEPARTMENT | 6 \| 4 \| 23-003984 |

**DEF**

| Name (Last, First, Middle) | Alias | Race | Sex | Date of Birth |
|---|---|---|---|---|
| MASTROSIMONE, ROBERT J | | W | M | 08/12/1977 |

**CHRG**

Charge Description: 784.03 BATTERY - SIMPLE TOUCH / STRIKE

**VICTIM**

| Victim's Name (Last, First, Middle) | Race | Sex | Date of Birth |
|---|---|---|---|
| [redacted] | | | |

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

**ADDITIONAL INFORMATION**

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

OBSERVATIONS OF VICTIM (PHYSICAL & EMOTIONAL):
**DISCOLORATION OF IMPACT AREA**

RELATIONSHIP BETWEEN VICTIM & SUSPECT: [redacted]

| | YES | NO | |
|---|---|---|---|
| PHOTOGRAPHS: Scene: | ☐ | ☒ | |
| Victim: | ☒ | ☐ | |
| 911 CALL: | ☒ | ☐ | CALLER: **JONATHAN WATERS** |
| 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**

**********MARSY'S LAW INVOKED**********

On 08/05/2023 at 2149 hrs I, Officer Murdock (ID 941), responded to 896 Water Tower Way Apt 315 in reference to Domestic Violence.

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.

941
SIGNATURE OF ARRESTING OFFICER

Sworn to and subscribed to before me this 6 day of Aug. 2023.

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

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

DOMESTIC VIOLENCE PROBABLE CAUSE
AFFIDAVIT
Palm Beach County
Narrative Continuation

ADMIN

| Date / Time | | |
|---|---|---|
| 08/05/2023 21:49 | | |
| Agency ORI Number | Agency Name | Agency Report Number |
| FL FL0502000 | LANTANA POLICE DEPARTMENT | 6 \| 4 \| 23-003984 |

NARRATIVE

Upon arrival, I made contact with Robert Mastrosimone (08/12/1977).

Mastrosimone stated that he had sent a text to some family members saying he needed help because he had a drinking problem and he was going to get that help when he got PTO from work next weekend. Mastrosimone stated that his [redacted] and her [redacted] then arrived at his residence, which Mastrosimone stated he told them not to.

While speaking with Mastrosimone I overheard [redacted] mention that Mastrosimone had made suicidal statements where he threatened to shoot himself.

I then asked Mastrosimone if he was feeling suicidal or homicidal. He stated he was not. I asked Mastrosimone about a gun and he stated he does not own one. Mastrosimone stated that while he had been talking to his [redacted], they had begun to wrestle for the keys to his vehicle but that he did not hit anybody.

I then made contact with [redacted] who provided a sworn statement:

[redacted] stated that he and [redacted] had arrived after receiving a text from Mastrosimone as well as a text from Mastrosimone's fiance Natahsa I. Rodriguez (05/24/1984) asking for help. Upon arrival [redacted] and [redacted] went into Mastrosimone's bedroom to speak with him. Mastrosimone then made a comment about going to his vehicle to get a gun and "blow his brains out." At that time [redacted] and Mastrosimone began to wrestle for Mastrosimone's keys. [redacted] assisted in getting the keys from Mastrosimone. As [redacted] was exiting the room, [redacted] was walking out behind him. [redacted] turned around after [redacted] stated that Mastrosimone had hit [redacted] separated himself and [redacted] from Mastrosimone and called 911.

I then made contact with [redacted] who provided a sworn statement:

[redacted] stated that she had arrived at the residence after receiving the texts for help. Upon arrival, [redacted] went into Mastrosimone's bedroom to talk to him. Mastrosimone then made a comment about going to his car to get a gun and kill himself. [redacted] then attempted to get Mastrosimone's keys, however, he got to them first and they began to wrestle for the keys. [redacted] helped her get the keys from Mastrosimone. As they were leaving the room, [redacted] was struck on the left side of her face from behind by Mastrosimone. [redacted] believes Mastrosimone was attempting to hit [redacted] due to Mastrosimone threatening to do so.

I observed [redacted] face and could see some discoloration in the area where she stated she had been struck.

I then made contact with Rodriguez who provided a sworn statement:

Rodriguez stated that Mastrosimone had come home from work earlier in the day and had already been drinking. Mastrosimone becomes verbally abusive to Rodriguez when he is intoxicated. Rodriguez separated herself from Mastrosimone and stayed in the living room while Mastrosimone was in the bedroom watching tv, however, Mastrosimone continued to be verbally abusive so Rodriguez texted [redacted] to come over and

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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.

SIGNATURE OF ARRESTING OFFICER

Sworn to and subscribed to before me this 6 day of Aug. 2023.

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

DOMESTIC VIOLENCE PROBABLE CAUSE
AFFIDAVIT
Palm Beach County
Narrative Continuation

| ADMIN | Date / Time | Agency ORI Number | Agency Name | Agency Report Number |
|---|---|---|---|---|
| | 08/05/2023 21:49 | FL FL0502000 | LANTANA POLICE DEPARTMENT | 6 \| 4 \| 23-003984 |

NARRATIVE

help. Rodriguez stated that she had been in the room while [redacted] had wrestled for the keys, but walked out before both of them. Rodriguez stated she did not see [redacted] get hit but heard her say that she had been hit.

I then made contact with Mastrosimone again and read him his Miranda Rights, which he stated he understood.

Post-Miranda Mastrosimone stated the following:

Mastrosimone had stated that he should go to his car and blow his brains out, but not that he was going to. Mastrosimone does not own a gun. Mastrosimone stated that after [redacted]s were exiting his room, he pushed both of them and accidentally made contact with [redacted] face.

At this time Probable Cause exists to charge Mastrosimone with Battery (F.S.S. 784.03):
784.03 Battery
(1)(a) The offense of battery occurs when a person:
1. Actually and intentionally touches or strikes another person against the will of the other

I then placed Mastrosimone under arrest. I handcuffed Mastrosimone with two pairs of handcuffs behind his back. The handcuffs were double-locked and checked for tightness.

While transporting Mastrosimone to LPD HQ for processing, Mastrosimone made a spontaneous utterance and stated that he did not intend to hit [redacted], he was trying to hit [redacted] and accidentally struck [redacted].

Mastrosimone was transported to LPD HQ for processing. Mastrosimone was then transported to and lodged at PBCJ.

Domestic Violence paperwork was completed.

Marsy's Law paperwork was completed and Marsy's Law was invoked.

Axon BWC footage uploaded to evidence.com.

This case will be cleared by arrest.

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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.

_____
SIGNATURE OF ARRESTING OFFICER

Sworn to and subscribed to before me this 6 day of Aug., 2023.

_____
NOTARY PUBLIC / CLERK OF COURT / OFFICER (F.S.S. 117.10)

# VICTIM NOTIFICATION FORM

This form must be filled out in a case involving one of the following crimes:

- **Homicide** (Ch. 782)
- **Sexual Offense** (Ch. 794)
- **Attempted Murder**
- **Attempted Sexual Offense**
- **Stalking** (S. 784.048)
- **Domestic Violence** – (This includes any assault, agg. Assault, battery, agg. Battery, sexual assault, sexual battery, stalking, agg. 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#: 23-003984 Agency: Lantana
   Offense: Domestic Battery
   Suspect/Offender: Mcintosh, Robert
   D.O.B. 9/12/77 Race: White Sex: male

2. Warranty #(s): _____

3. Complete one (1) of the following:

   a. Victim's [redacted]
   Address:
   City:
   Home #:

   b. Victim's next of kin: _____
   Address: _____
   City: _____ State: _____ Zip: _____
   Home #: _____ Work #: _____ Other#: _____

   c. Victim's designated contact other than next of kin (for example: a friend or neighbor):
   Name: _____
   Address: _____
   City: _____ State: _____ Zip: _____
   Home #: _____ Work #: _____ Other#: _____

4. Relevant identification or case numbers assigned to the case (please specify):
   _____

**WAIVER:** I CHOOSE NOT TO COMPLETE THIS VICTIM NOTIFICATION FORM, AND UNDERSTAND THAT I AM WAIVING MY RIGHT TO BE NOTIFIED OF THE RELASE OF THE SUSPECT/OFFENDER.

Signature of person waiving notification: _____
Printed name of person waiving notification: _____

Officer's Name: _____ I.D.: _____ Date: _____

White-Warrants Division Yellow-Corrections or State Attorney (Warranty Application) Pink – Central Record

PBSO #0029-A Stock F-4403

SUSPECT/OFFENDER: _____

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

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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 | ☐ | 119.0712(2) | Other: Personal information contained in a motor vehicle record | |
| | ☐ | 316.650(b) | Other: Driver information contained in a uniform traffic citation | |

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**REVIEW COMPLETED BY**

| | |
|---|---|
| **Booking Number:** 2023020357 | **Date:** 8/6/2023 |
| | **Specialist Name/ID:** M. Tooks #8557 |