0198999 1409

ARREST / NOTICE TO APPEAR

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

1 JUVENILE

ADMINISTRATION

OBTS Number

Agency ORI Number: 0500400

Agency Name: Delray Beach Police Department

Agency Report Number (N.T.A.'s only): 4 0 17-001668

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 HANDGUN

Multiple Clearance Indicator: 1

Location of Arrest (Including Name of Business): 16201 S MILITARY TRL DELRAY BCH FL 33445

Location of Offense (Business Name, Address): 16201 S MILITARY TRL, DELRAY BEACH, FL 33445

Date of Arrest	Time of Arrest	Booking Date	Booking Time	Jail Date	Jail Time	Location of Vehicle
01/30/2017	18:31	01/30/2017	18:41	/ / : :		

DEFENDANT

Name (Last, First, Middle): PADILLA, ADALBERTO

Alias (Name, DOB, Soc. Sec. #, Etc.): Alias:

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	05/19/1977	5'10	220	Brown	BLK	light	STOCKY

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

Marital Status: Religion: Catholic

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

Local Address (Street, Apt. Number) (City) (State) (Zip): 8649 BOCA GLADES BLVD W, BOCA RATON, FL 33434

Phone:

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

Permanent Address (Street, Apt. Number) (City) (State) (Zip): 8649 BOCA GLADES BLVD W, BOCA RATON, FL 33434

Phone:

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
P340000771790 / FL	[redacted]		Queens, NY	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: 5000

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 #
POSSESS FIREARM/CONCEALED WEAPON	790.23(1B)	

Drug Activity	Drug Type	Amount / Unit	Offense #	Counts	Domestic Violence	Warrant / Capias Number	Bond
	N	/	17-001668	1	☐ Y ☒ N		[illegible]

CHARGE

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		/			☐ Y ☐ N		

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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

Transported By | Date Transported / / | Time Transported : : | Other JAN 31 AM 12:20

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

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

JAN 31 AM 5:34

No Photo Available

ADMIN

HOLD for Other Agency

☐ Dangerous ☐ Resisted Arrest ☐ Suicidal ☐ Other

Signature of Arresting Officer: 1117

Name of Arresting Officer (Print): PEREZ, ANTHONY R. I.D. # 1117

Name Verification (Printed by Arrestee) (PRINT)

Witness here if subject signed with an "X".

Intake Deputy I.D. # Pouch #

Transporting Officer: Gordon I.D. # 1087 Agency DBPD

PAGE 1 OF 1

SCANNED 5/8/30

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

PROBABLE CAUSE AFFIDAVIT

ADMIN

OBTS Number:

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

JUVENILE:

Agency ORI Number: FL 0500400

Agency Name: DELRAY BEACH POLICE DEPARTMENT

Agency Report Number: 40 17-001668

Charge Type: Check as many as apply. [X] 1. Felony [ ] 2. Traffic Felony [ ] 3. Misdemeanor [ ] 4. Traffic Misdemeanor [ ] 5. Ordinance [ ] 6. Other

Special Notes:

DEF

Name (Last, First, Middle)	Alias	Race	Sex	Date of Birth
PADILLA, ADALBERTO		W	M	05/19/1977

CHARGES

Charge Description	Charge Description
790.23(1B) POSSESS FIREARM/CONCEALED WEAPON	

VICTIM

Victim's Name (Last, First, Middle)	Race	Sex	Date of Birth
STATE OF FLORIDA,	W	M	

Local Address (Street, Apt. Number)	(City)	(State)	(Zip)	Phone	Address Source
FLORIDA, FL				(561) -	

Business Address (Name, Street)	(City)	(State)	(Zip)	Phone	Occupation
				(561) -	

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.

[ ] confessed to _____ admitting to the below facts.

[ ] was observed by _____ who told _____ that he/she saw the arrested person committ the below acts.

[X] was found to have committed the below acts, resulting from my (described) investigation.

On the 30 day of January, 2017 at 18:40 (Specifically include facts constituting cause for arrest.)

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

On 1/30/2017 at approximately 1526 hours, I responded to 16201 S Military Trl in reference to a traffic accident involving a white male who had backed his vehicle up on to a curb in the Delray Eye Associates parking lot. Dispatch advised that the male was unresponsive inside of his vehicle and as a result, Delray Beach FD was dispatched. DBFD arrived to the location first and attempted to make contact with the driver, later identified as Alberto Padilla (DOB 5/19/1977), who was still unresponsive and in the driver seat. DBFD observed a silver revolver inside of the vehicle and immediately backed away while notifying DBPD dispatch. DBFD advised he was the sole occupant in that vehicle.

I arrived in the area first while maintaining a safe distance from vehicle but still with a good visual of the suspect who was still inside of the vehicle. I waited for additional Officers to arrive on scene before making contact with the suspect. Once on scene, Sgt. Jacobson, Ofc. Brown, and I utilized a shield to approach the passenger side window of the vehicle. Sgt. Jacobson broke the front passenger window and removed the revolver which was wedged between the passenger seat and passenger side door unholstered and readily accessible to Padilla. The firearm was a Taurus Ultra-Light revolver which was fully loaded with six rounds of .38 Special ammunition. The gun was able to fire at any time with a single pull of the trigger. It should be noted Padilla does not have a concealed weapons permit.

DBPD Crime Scene responded to the scene and collected the revolver as evidence. The suspect was transported to Delray Medical Center due to his health status. The suspect consented to a blood draw and a DUI investigation is pending.

Based on my investigation, Probable Cause exists to charge Alberto Padilla (DOB 5/19/1977) Possess Firearm/Concealed Weapon per FSS 790.23(1b).

ADMINISTRATIVE

SWORN AND SUBSCRIBED BEFORE ME

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

01/30/2017
DATE

1117
SIGNATURE OF ARRESTING / INVESTIGATING OFFICER

PEREZ, ANTHONY R (1117)
NAME OF OFFICER (PLEASE PRINT)

01/30/2017
DATE

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