

0495070

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ARREST / NOTICE TO APPEAR

AD M I N I S T R A T I O N	OBTS Number		Agency ORI Number 0500800		Agency Name West Palm Beach Police Department		Agency Report Number (N.T.A.'s only) 9 4 2018-0001215		1. Arrest 2. N.T.A. 3. Request for Warrant 4. Request for Capias 1		JUVENILE	
D E F E N D A N T	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 Hands/feet/teeth		Multiple Clearance Indicator							
	Location of Arrest (Including Name of Business) 114 S OLIVE AVE WPD FL 33401						Location of Offense (Business Name, Address) 114 S OLIVE AVE, WEST PALM BEACH, FL 33401					
	Date of Arrest 01/21/2018		Time of Arrest 00:42		Booking Date		Booking Time		Jail Date		Jail Time	
	Location of Vehicle											
C O D E F	Name (Last, First, Middle) DIAZ, ALMA						Alias (Name, DOB, Soc. Sec. #, Etc.)					
	Race W - White B - Black O - Oriental/Asian W		Sex F		Date of Birth 08/13/1988		Height 5'05		Weight 125		Eye Color BROWN	
	Hair Color BROWN		Complexion LIGHT		Build M							
	Scars, Marks, Tattoos, Unique Physical Features (Location, Type, Description)						Marital Status		Religion		Indication of: Alcohol Influence Yes ☒ No ☐ Unk. ☐ Drug Influence Yes ☐ No ☐ Unk. ☐	
	Local Address (Street, Apt. Number) 1201 E. SUNRISE BLVD., FT. LAUDERDALE, FL 33304						(City)		(State)		(Zip)	
	Permanent Address (Street, Apt. Number) 1201 E. SUNRISE BLVD., FT. LAUDERDALE, FL 33304						(City)		(State)		(Zip)	
	Business Address (Name, Street) 1201 E. SUNRISE BLVD., FT. LAUDERDALE, FL 33304						(City)		(State)		(Zip)	
	D/L Number, State /						Soc. Sec. Number [REDACTED]		INS Number		Place of Birth (City, State) Puerto Rico (us)	
	Citizenship U-S-											
	Co-Defendant Name (Last, First, Middle)						Race		Sex		Date of Birth	
Co-Defendant Name (Last, First, Middle)						Race		Sex		Date of Birth		
J U V E N I L E	☐ Parent ☐ 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.						School Attended		Grade			
	Property Crime? ☐ Yes ☒ No						Description of Property		Value of Property			
	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. Amphetamines B. Barbiturate C. Cocaine E. Heroin H. Hallucinogen M. Marijuana O. Opium/Deriv. P. Paraphernalia/ Equipment S. Synthetic U. Unknown Z. Other					
	Charge Description BATTERY ON OFFICER, FIREFIGHTER, EMT, ETC.						Statute Violation Number 784.07(2B)		Violation of ORD #			
	Charge Description RESIST/OBSTRUCT OFFICER W/O VIOLENCE						Statute Violation Number 843.02		Violation of ORD #			
	C H A R G E	Charge Description						Statute Violation Number		Violation of ORD #		
Drug Activity						Drug Type		Amount / Unit				
Offense # 2018-0001215						Counts 1		Domestic Violence ☐ Y ☒ N		Warrant / Capias Number		
C H A R G E	Charge Description						Statute Violation Number		Violation of ORD #			
	Drug Activity						Drug Type		Amount / Unit			
	Offense # 2018-0001215						Counts 1		Domestic Violence ☐ Y ☒ N		Warrant / Capias Number	
C H A R G E	Charge Description						Statute Violation Number		Violation of ORD #			
	Drug Activity						Drug Type		Amount / Unit			
	Offense #						Counts		Domestic Violence ☐ Y ☐ N		Warrant / Capias Number	
I N T A K E	Health / Apparent Physical Condition of Defendant						Any knowledge of the following: ☐ Mental ☐ Escape Risk ☐ Medication ☐ Deformities ☐ Injuries					
	Check which applies: ☐ Released O.R. ☐ Released to Parent/Guardian ☐ T.O.T. County Jail						PROPERTY - Received By		Released By		Released To	
	Transported By						Date Transported		Time Transported		Other	
N O T I C E T O A P P E A R	☒ 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 IF I FULLY 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			
	Signature of Arresting Officer LUKE, THELTON						Name Verification (Printed by Arrestee) (PRINT)		I.D. # 01683			
A D M I N I S T R A T I O N	HOLD for Other Agency						Signature of Arresting Officer LUKE, THELTON		Name Verification (Printed by Arrestee) (PRINT)			
	Intake Deputy Thomas [Signature]						Pouch #		Transporting Officer P. Mathura		I.D. # 2086 WTB	
	Witness here if subject signed with an "X".						Page 1 OF 1					

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

Mathura

JAN 21 2018

PROBABLE CAUSE AFFIDAVIT		1. Arrest 2. N.T.A.	3. Request for Warrant 4. Request for Capias	1	JUVENILE
OBTS Number					
Agency ORI Number FL 0500800	Agency Name WEST PALM BEACH POLICE DEPARTMENT	Agency Report Number 9 4 2018-0001215			
Charge Type: Check as many as apply.	☒ 1. Felony ☐ 3. Misdemeanor ☐ 5. Ordinance ☐ 2. Traffic Felony ☐ 4. Traffic Misdemeanor ☐ 6. Other		Special Notes:		
Name (Last, First, Middle) DIAZ, ALMA		Alias	Race W	Sex F	Date of Birth 08/13/1988
Charge Description 784.07(2B) BATTERY BATTERY ON OFFICER, FIREFIGHTER, EMT,		Charge Description 843.02 RESIST/OBSTRUCT OFFICER W/O VIOLENCE			
Victim's Name (Last, First, Middle) LUKE, THELTON JR		Race B	Sex M	Date of Birth 11/22/1968	
Local Address (Street, Apt. Number) 600 BANYAN BLVD, WEST PALM BEACH, FL 33401		Phone (561) 822-1900	Address Source KNOWN		
Business Address (Name, Street) CITY OF WEST PALM BEACH, SAME		Phone (561) 822-1900	Occupation POLICE OFFICER		
The undersigned certifies and swears that he/she has just and reasonable 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 commit the below acts. ☐ was found to have committed the below acts, resulting from my (described) investigation. On the <u>21</u> day of <u>January</u>, <u>2018</u> at <u>00:42</u> (Specifically include facts constituting cause for arrest.) On Saturday January 21, 2018 at approximately 0040 hours I was working an overtime detail at 114 S. Olive Ave. (Banko Cantina). I was wearing my WPB EDU blue and black uniform with the word police on the front and back when an unknown female was causing a disturbance in front of the club regarding her friend not being allowed to enter the club. The female was later identified as Alma Diaz. Diaz was in in the club prior to the disturbance and was in possession of an alcoholic beverage. When Diaz was advised that she had to leave her beverage before she could exit the club she told me that she had just paid for the beverage and she wanted to finish drinking it. However she continued to cause a disturbance and she refuse to finish her drink. I proceeded to tell the Diaz that she had to leave and I took the beverage and poured it into the garbage. While I was escorting her away from the entrance of the club she proceeded to take her clinch right hand and swung backwards and struck me in my groin area. I grabbed the female by her right arm and she started to resist me and she fell into the potted plants in front of the club. I was attempting to gain control of Diaz she started kicking at me. Ofc. Rosquete assisted me as we pulled Diaz out of the potted plants she was advised that she was under arrest. Diaz continued to resist our efforts to take her into custody and we fell to the ground. I stood up and advised Diaz that she was under arrest for striking me in the groin. Diaz was placed in handcuffs and they were doubled locked. Diaz was escorted to Ofc. Brideau's marked patrol vehicle, where Ofc. Rosquete conducted a search of her person and she was placed in the back of the patrol car. Diaz complained of an existing shoulder injury and the handcuffs were switched to the forward position. Diaz was asked if she had any injuries and if she needed medical attention. She advised no.					
SWORN AND SUBSCRIBED BEFORE ME  NOTARY PUBLIC / CLERK OF COURT / OFFICER (F.S.S. 117.10) <u>1/21/18</u> DATE		SIGNATURE OF ARRESTING / INVESTIGATING OFFICER  LUKE, THELTON JR (01683) NAME OF OFFICER (PLEASE PRINT) <u>01/21/2018</u> DATE			

COURT

STATE ATTORNEY

CENTRAL RECORDS
JAN 21 2018

JAIL

CRIME ANALYSIS

P. I. O.

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OBTS Number		PROBABLE CAUSE AFFIDAVIT SUPPLEMENT		1. Arrest 2. N.T.A.	3. Request for Warrant 4. Request for Capias	1	JUVENILE
A D M I N I S T R A T I V E	Agency ORI Number FL 0500800		Agency Name WEST PALM BEACH POLICE DEPARTMENT		Agency Report Number 9 4 2018-0001215		
	Charge Type: Check as many as apply. ☒ 1. Felony ☐ 3. Misdemeanor ☐ 5. Ordinance ☐ 2. Traffic Felony ☐ 4. Traffic Misdemeanor ☐ 6. Other					Special Notes:	
Name (Last, First, Middle) DIAZ, ALMA				Alias	Race W	Sex F	Date of Birth 08/13/1988
It should be noted while sitting in the booking area Diaz advised through spontaneous utterance that she was just defending her friend because the club was not letting her friend inside. Diaz also advised that has PTSD from an incident the occurred to her approx. month ago and she has been taking a self-defense class to deal with it. She said when I escorted her out she automatically went in to defense mood and struck me in the groin. Based on the above facts I believe probable cause exist to charge the defendant Alma Diaz with one count of Battery on law Enforcement officer pursuant to F.S.S.784.07(1) (D) and Resisting Officer wtihout Violence pursuant F.S.S. 843.02. The defendant was transported to the Palm Beach County Jail without incident.							
SWORN AND SUBSCRIBED BEFORE ME <i>[Signature]</i> 2086 NOTARY PUBLIC / CLERK OF COURT / OFFICER (F.S.S. 117.10) 1/21/18 DATE <i>[Signature]</i> 1683 SIGNATURE OF ARRESTING / INVESTIGATING OFFICER LUKE, THELTON JR (01683) NAME OF OFFICER (PLEASE PRINT) 01/21/2018 DATE							
SCANNED JAN 21 2018						PAGE 2 OF 2	

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STATE ATTORNEY

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CRIME ANALYSIS

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