

OBTs Number		Agency ORI Number		Agency Name		Agency Report Number (N.T.A.'s only)		1. Arrest 2. N.T.A.		3. Request for Warrant 4. Request for Capias		1		JUVENILE	
0500200		Boca Raton Police Department		3		2		2017-009980							
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, Fist, Teeth		Multiple Clearance Indicator			
Date of Arrest		Time of Arrest		Booking Date		Booking Time		Jail Date		Jail Time		Location of Vehicle			
07/15/2017		00:56		07/15/2017		01:06		07/15/2017		01:09		NONE			
Name (Last, First, Middle)		Alias:		Alias (Name, DOB, Soc. Sec. #, Etc.)											
WAGNER, ANDREW MATTHEW															
Race		Sex		Date of Birth		Height		Weight		Eye Color		Hair Color		Complexion	
W - White B - Black O - Oriental/Asian		W M		04/09/1989		6'01		190		GREEN		BLONDE		LIGHT	
Scars, Marks, Tattoos, Unique Physical Features (Location, Type, Description)		Marital Status		Religion		Indication of: Alcohol Influence Drug Influence		Yes No Unk.							
TATT L SHOULDER / WINGED SANDALS WITH BASEBALL BATS		S													
Local Address (Street, Apt. Number)		(City)		(State)		(Zip)		Phone		Residence Type:		1. City 2. County 3. Florida 4. Out of State		1	
7801 N FEDERAL HWY 6307, BOCA RATON, FL 33487								(630) 896-3457							
Permanent Address (Street, Apt. Number)		(City)		(State)		(Zip)		Phone		Address Source					
7801 N FEDERAL HWY 6307, BOCA RATON, FL 33487								(630) 896-3457		SUBJECT					
Business Address (Name, Street)		(City)		(State)		(Zip)		Phone		Occupation					
AMERICAN IMAGING, 127 NW 13TH ST SUITE C13										Director					
D/L Number, State		Soc. Sec. Number		INS Number		Place of Birth (City, State)		Citizenship							
K6235128973 IL						AURORA, IL, United		US							
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			
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.		School Attended		Grade							
The child and/or parent was told to keep the Juvenile Court Clerk's Office (Phone 355-2526) informed of any change of address.		Property Crime?		Description of Property		Value of Property									
Yes, by:		No:		Yes		No									
Drug Activity N. N/A P. Possess		S. Sell B. Buy T. Traffic		R. Smuggle D. Deliver E. Use		K. Disperse/ 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	
Charge Description		Statute Violation Number		Violation of ORD #											
BATTERY		784.03(1A1)													
Drug Activity		Drug Type		Amount / Unit		Offense #		Counts		Domestic Violence		Warrant / Capias Number		Bond	
N		N		/		2017-009980		1		Y					
Charge Description		Statute Violation Number		Violation of ORD #											
Charge Description		Statute Violation Number		Violation of ORD #											
Health / Apparent Physical Condition of Defendant		Explain:		Any knowledge of the following:		Mental		Escape Risk		Medication		Deformities		Injuries	
GOOD															
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									
		/ /		:											
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 CONTEMPT OF COURT AND A WARRANT FOR MY ARREST SHALL BE ISSUED.															
Signature of Defendant (or Juvenile and Parent/Custodian)		Date Signed													
HOLD for Other Agency		Signature of Arresting Officer		Name Verification (Printed by Arrestee)											
		760													
Dangerous Suicidal		Resisted Arrest Other		Name of Arresting Officer (Print)		I.D. #		(PRINT)							
				CODLING, TODD		760									
Intake Deputy		I.D. #		Pouch #		Transporting Officer		I.D. #		Agency		Witness here if subject signed with an "X".		PAGE 1 OF 1	
D/S J. BENNETT #8349						BRPD		760							

2/11/11

SCANNED
JUL 16 2017

OBTS Number		PROBABLE CAUSE AFFIDAVIT		1. Arrest 2. N.T.A.		3. Request for Warrant 4. Request for Capias		1	JUVENILE
Agency ORI Number FL 0500200		Agency Name BOCA RATON POLICE DEPARTMENT		Agency Report Number 3 2 2017-009980					
Charge Type: Check as many as apply.		☐ 1. Felony ☐ 2. Traffic Felony		☒ 3. Misdemeanor ☐ 4. Traffic Misdemeanor		☐ 5. Ordinance ☐ 6. Other		Special Notes:	
Name (Last, First, Middle) WAGNER, ANDREW MATTHEW		Alias		Race W		Sex M		Date of Birth 04/09/1989	
Charge Description 784.03(1A1) SIMPLE BATTERY		Charge Description							
Charge Description		Charge Description							
Victim's Name (Last, First, Middle) LEIGH, KIRKWOOD KRISTEN		Race W		Sex F		Date of Birth 05/09/1989			
Local Address (Street, Apt. Number) 7801 N FEDERAL HWY 307, BOCA RATON, FL 33487		(City)		(State)		(Zip)		Phone (309) 310-2607	
Business Address (Name, Street)		(City)		(State)		(Zip)		Address Source Occupation	
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. ☐ was observed by _____ who told _____ that he/she saw the arrested person commit 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 <u>15</u> day of <u>July</u>, <u>2017</u> at <u>00:56</u> (Specifically include facts constituting cause for arrest.) On 7/14/17 at approximately 2348 hours, units responded code 3 (lights and sirens) to 7801 N. Federal Hwy Bldg 6 Apt 307 (Broadstone). Caller advised he witnessed a physical altercation between a male and female on the balcony of an apartment. I met with the caller William Thornton in front of Bldg 6. Thornton advised while he was sitting on the balcony of his apartment at Bldg 4 Apt 201, he observed a white male, later identified as Andrew Wagner, and white female, later identified as Kristen Kirkwood, arguing on the balcony on the north east corner of Building 6. Thornton stated Wagner appeared violent in his movements while arguing. Thornton advised he observed Wagner grab Kirkwood and ripped her down to the ground and get on top of her. Wagner then got back up and was on his phone. As Kirkwood attempted to get back up Wagner pushed her back down to the ground and struck her in the upper body with a closed fist. Thornton stated he left his balcony and walked over to building 6 and yelled up to the third floor balcony where Wagner and Kirkwood were standing. Thornton stated "come down here and pick on someone your own size." Wagner yelled back to get the fuck out of here and that Thornton didn't know anything about bipolar. Thornton told Wagner he was calling the police and Thornton stormed off back into the apartment. Kirkwood stayed on the balcony hysterically crying begging Thornton not to call police. Thornton described the Wagner as being a white male, clean cut and wearing a t-shirt. Thornton described the female as having long curly hair and crying hysterically the whole time. Thornton advised he walked up the Wagner's apartment and confirmed it was building 6, apartment 307. Thornton stated he waited in the parking lot for police to arrive. Thornton stated he watched the apartment the whole time and did not observe anyone leave the apartment. Thornton provided a written statement which was submitted into BRPD evidence. I observed that Thornton's apartment does indeed face building 6, apartment 307.									
SWORN AND SUBSCRIBED BEFORE ME GRAHAM, KEITH T NOTARY PUBLIC / CLERK OF COURT / OFFICER (F.S.S. 117.10) <u>07/15/2017</u> DATE <i>Todd Codling 760</i> SIGNATURE OF ARRESTING / INVESTIGATING OFFICER CODLING, TODD (760) NAME OF OFFICER (PLEASE PRINT) <u>07/15/2017</u> DATE									

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CENTRAL RECORDS

JAIL

CRIME ANALYSIS

P.I.O.

JUL 16 2017

PAGE
1 OF 3

OBTS Number Agency ORI Number FL 0500200	PROBABLE CAUSE AFFIDAVIT SUPPLEMENT	1. Arrest 2. N.T.A. 3. Request for Warrant 4. Request for Capias	1	JUVENILE
Agency Name BOCA RATON POLICE DEPARTMENT	Agency Report Number 3 2 2017-009980			
Charge Type: ☐ 1. Felony ☒ 3. Misdemeanor ☐ 5. Ordinance ☐ 2. Traffic Felony ☐ 4. Traffic Misdemeanor ☐ 6. Other		Special Notes:		
Name (Last, First, Middle) WAGNER, ANDREW MATTHEW		Race W	Sex M	Date of Birth 04/09/1989

Officer McInnis (ID 734) was the first officer to arrive. He advised he observed that the lights were on inside the apartment, the shades were closed and he heard nothing coming from inside the apartment. Officers Torsiello (ID 784) and Chriswisser (ID 788) arrived on scene and we attempted to make contact with the subjects inside 307 with negative results. We then had BRPD Dispatch check to see if we had a phone number on file for the apartment but they advised they did not have one. We also attempted to make contact with the surrounding neighbors with negative results. Officer McInnis also yelled through the door of apartment 307 that if someone did not answer the door then we were going to have to force our way in.

I spoke with a white male that was sitting on the first floor balcony directly below Building 6 apartment 307. The subject was wearing headphones and had to take them out to hear me. I asked him if he heard or saw any altercation coming from apartment 307. The subject advised he had been listening to music and did not hear or see anything. I asked him if he knew the subjects in apartment 307 and he advised he did not know them personally but he did know that they drove the 2 vehicles and the scooter parked directly in front of his apartment and that they had Illinois tags. All 3 vehicles were present when I arrived. The subject wished to remain anonymous.

Sergeant Graham (ID 714) responded to the scene. Due to the exigency of the above circumstances, the eye witness account of the physically violent disturbance, and the possibility of someone inside this apartment needing immediate assistance, we decided to force entry into apartment 307. Sgt Graham announced his name, rank and that he was with the Boca Raton Police department and that if someone did not answer the door then we were going to force entry. Officer Torsiello, using a sledgehammer, breached the door. Officer McInnis, Sgt Graham, Officer Torsiello and I entered the apartment. As we entered the apartment we announced "Police, come out." We then began to clear the apartment when Wagner exited the north bedroom. He was immediately taken into custody and handcuffed by Officer Torsiello. Officer McInnis and I continued to clear the apartment. In the north bedroom closet Officer McInnis located Kirkwood inside of the bedroom closet. Kirkwood walked out of the closet and sat on the bed without incident. The rest of the apartment was cleared and there were no other occupants.

Officer Torsiello read Wagner his constitutional warnings from his standard issued Miranda card. Wagner stated he did not want to answer any questions and asked for an attorney.

I spoke with Kirkwood who advised that she and Wagner had been arguing on the balcony but stated it was verbal only and never physical. I observed numerous bruises to Kirkwood's legs and arms. I also observed a red mark and bump on Kirkwood's forehead. I asked Kirkwood how she got all the bruises and she stated it was from her dogs jumping

SWORN AND SUBSCRIBED BEFORE ME GRAHAM, KEITH T NOTARY PUBLIC / CLERK OF COURT / OFFICER (F.S.S. 117.10) 07/15/2017 DATE NOTARY PUBLIC / CLERK OF COURT / OFFICER (F.S.S. 117.10)	 SIGNATURE OF ARRESTING / INVESTIGATING OFFICER CODLING, TODD (760) NAME OF OFFICER (PLEASE PRINT) 07/15/2017 DATE PAGE 2 OF 3
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CENTRAL RECORDS

JAIL

CRIME ANALYSIS

JUL 16 2017 P.I.O.

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Agency ORI Number FL 0500200		Agency Name BOCA RATON POLICE DEPARTMENT		Agency Report Number 3 2 2017-009980						
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) WAGNER, ANDREW MATTHEW								Race W	Sex M	Date of Birth 04/09/1989
on her. I then asked how she got the red mark and bump on her forehead. Kirkwood stated that she is clumsy and fell and hit her head while on the balcony. Photos of Kirkwood's injuries and photos of the scene, including the breached door, were taken and submitted into BRPD evidence. I conducted a show up with Thornton who observed Wagner sitting on the couch in apartment 307. Thornton confirmed Wagner was the subject he observed strike Kirkwood on the balcony. Andrew Wagner was arrested and is being charged with F.S.S. 784.03(1A1) Simple Battery, Domestic. Wagner was processed at BRPD then transported to Palm Beach County Jail. Kirkwood was given a domestic violence pamphlet but refused to sign the receipt. I forwarded the unsigned receipt to BRPD records.										
SWORN AND SUBSCRIBED BEFORE ME GRAHAM, KEITH T #711 NOTARY PUBLIC / CLERK OF COURT / OFFICER (F.S.S. 117.10) 07/15/2017 DATE <i>Todd Codling</i> SIGNATURE OF ARRESTING / INVESTIGATING OFFICER CODLING, TODD (760) NAME OF OFFICER (PLEASE PRINT) 07/15/2017 DATE										

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CENTRAL RECORDS

JAIL

 SCANNED
 CRIME ANALYSIS
 JUL 16 2017

P.I.O.

 PAGE
 3 OF 3