

0485388

N 4

3550

ARREST / NOTICE TO APPEAR

OBTIS Number		Agency ORI Number		Agency Name		Agency Report Number (N.T.A.'s only)		1		JUVENILE							
0500200		Boca Raton Police Department				3 1 2 2017-002116				MM7016							
Charge Type: Check as many as apply.		<input type="checkbox"/> 1. Felony <input type="checkbox"/> 2. Traffic Felony <input type="checkbox"/> 3. Misdemeanor <input type="checkbox"/> 4. Traffic Misdemeanor <input type="checkbox"/> 5. Ordinance <input type="checkbox"/> 6. Other				If Weapon Seized Enter Type											
Location of Arrest (Including Name of Business)		Location of Offense (Business Name, Address)															
100 NW 2ND AVE		333 SW 4TH AVE, BOCA RATON, FL 33432															
Date of Arrest		Time of Arrest		Booking Date		Booking Time		Jail Date		Jail Time							
02/16/2017		14:30															
Name (Last, First, Middle) KORNBLUTH, BRIAN LOUIS																	
Race W - White B - Black		Sex W - M		Date of Birth 05/23/1988		Height 5'05		Weight 171		Eye Color Blue							
Scars, Marks, Tattoos, Unique Physical Features (Location, Type, Description)										Marital Status M							
Local Address (Street, Apt. Number)		(City)		(State)		(Zip)		Phone		Religion							
6332 LA COSTA DR C, BOCA RATON, FL 33432								(786) 877-5952									
Permanent Address (Street, Apt. Number)		(City)		(State)		(Zip)		Phone		Residence Type: 1. City 2. County 3. Florida 4. Out of State							
6332 LA COSTA DR C, BOCA RATON, FL 33432								(786) 877-5952		Address Source							
Business Address (Name, Street)		(City)		(State)		(Zip)		Phone		Occupation							
SOMERSET ACADEMY,										Teacher							
DL Number, State K651072881830 / FL		Soc. Sec. Number		INS Number		Place of Birth (City, State) MIAMI FL		Citizenship VS									
Co-Defendant Name (Last, First, Middle)																	
Co-Defendant Name (Last, First, Middle)																	
<input type="checkbox"/> Parent <input type="checkbox"/> Other: _____		Name (Last, First, Middle)															
<input type="checkbox"/> Legal Custodian																	
Address (Street, Apt. Number)		(City)		(State)		(Zip)		Business Phone									
Notified by: (Name)						Date		Time		JUVENILE DISPOSITION							
										1. Handled/Processed within Department and Released							
Released To: (Name)		Relationship		Date		Time				2. TOT JAC							
										3. Incarcerated							
The above address was provided by <input type="checkbox"/> defendant and/or <input type="checkbox"/> 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															
<input type="checkbox"/> Yes, by: <input type="checkbox"/> No:																	
Property Crime? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		Description of Property															
Drug Activity N. Sell B. Buy P. Possess T. Traffic		S. Sell R. Smuggle D. Deliver E. Use		K. Dispense/ Distribute		M. Manufacture/ Produce/ Cultivate		Z. Other		Drug Type B. Barbiturate N. N/A A. Amphetamine		H. Hallucinogen C. Cocaine E. Heroin		P. Paraphernalia/ Equipment O. Opium/Deriv.		U. Unknown S. Synthetic Z. Other	
Charge Description SIMPLE BATTERY												Statute Violation Number 784.03(1)(a)(1)		Violation of ORD #			
Drug Activity N		Drug Type /		Amount / Unit /		Offense #		Counts 2		Domestic Violence <input type="checkbox"/> Y <input checked="" type="checkbox"/> N		Warrant / Capias Number		Bond			
Charge Description												Statute Violation Number		Violation of ORD #			
Drug Activity /		Drug Type /		Amount / Unit /		Offense #		Counts		Domestic Violence <input type="checkbox"/> Y <input checked="" type="checkbox"/> N		Warrant / Capias Number		Bond			
Charge Description												Statute Violation Number		Violation of ORD #			
Drug Activity /		Drug Type /		Amount / Unit /		Offense #		Counts		Domestic Violence <input type="checkbox"/> Y <input checked="" type="checkbox"/> N		Warrant / Capias Number		Bond			
Health / Apparatus Physical Condition of Defendant		Any knowledge of the following: <input type="checkbox"/> Mental <input type="checkbox"/> Escape Risk <input type="checkbox"/> Medication <input type="checkbox"/> Delirious <input type="checkbox"/> Injuries Explain:															
Check which applies: <input type="checkbox"/> Released O.R. <input type="checkbox"/> Posted Bond		<input type="checkbox"/> Released to Parent/Guardian <input type="checkbox"/> South County Mental Health		<input type="checkbox"/> T.O.T. County Jail		PROPERTY - Received By		Released By		Released To							
Transported By						Date Transported		Time Transported		Other							
<input type="checkbox"/> INSTRUCTION NO. 1 - Mandatory appearance in court <input checked="" type="checkbox"/> 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																	
HOLD for Other Agency		Signature of Arresting Officer		Name Verification (Printed by Arrestee)													
<input type="checkbox"/> Dangerous <input type="checkbox"/> Suicidal		<input type="checkbox"/> Resisted Arrest <input type="checkbox"/> Other		Name of Arresting Officer (Print) KURDYS, TIMOTHY J.		I.D. # 589		(PRINT)									
Istake Deputy		I.D. # SCANN		Transporting Officer Robert 781 BPD		I.D. # 781 BPD		Agency 781 BPD		PAGE 1 OF 1							
Witness here if subject signed with an "X".																	

PROBABLE CAUSE AFFIDAVIT

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

1

JUVENILE

Case Number	PROBABLE CAUSE AFFIDAVIT		
Agency ORI Number	Agency Name	Agency Report Number	
FL 0500200	BOCA RATON POLICE DEPARTMENT	3	2 2017-002116
Charge Type: <input type="checkbox"/> 1. Felony <input checked="" type="checkbox"/> 3. Misdemeanor <input type="checkbox"/> 5. Ordinance Check as many as apply. <input type="checkbox"/> 2. Traffic Felony <input type="checkbox"/> 4. Traffic Misdemeanor <input type="checkbox"/> 6. Other		Special Notes:	
Name (Last, First, Middle) KORNBLUTH, BRIAN LOUIS		Aliases	Race Sex Date of Birth W M 05/23/1988
Charge Description 784.03 SIMPLE BATTERY		Charge Description	
Charge Description		Charge Description	
Victim Name (Last, First, Middle) [REDACTED]			

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 **DET KURDYS** 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 **9** day of **February** **2017** at **07:25** (Specifically include facts constituting cause for arrest.)

Victim number 2: [REDACTED]

On 02-10-17 I responded to the Somerset Academy Boca located at 333 SW 4th Ave in reference to a report of child abuse.

Upon arriving at the school I met with BRPD Officer Steven McErlain, Principal Daniel Shourds and Department of Children and Families Investigator Susan Defiglio. Shourds stated that on 02-08-17 he had a meeting with fourth grade teacher Arlene Gebber. Gebber told Shourds that she had concerns about fourth grade teacher Brian Kornbluth. Gebber reported that Kornbluth has been repeatedly requesting that certain male students be scheduled to attend his class. Gebber was concerned that Kornbluth seems to pay special attention to young male students and that his behavior was concerning and suspicious. All of the classrooms at the academy are equipped with video surveillance. On 02-08-17 Shourds waited for a time in which Kornbluth was not in his classroom and re positioned the surveillance camera within the classroom to capture the area surrounding Kornbluth's desk. On 02-09-17 Shourds reviewed the video surveillance. At approximately 7:25am on 02-09-17, prior to Kornbluth leaving for a school field trip, he is observed sitting at his desk reviewing paperwork. Ten year old fifth grade student [REDACTED] enters the classroom and engages in conversation with [REDACTED]. No audio is available. A short time later Kornbluth is captured on video surveillance kissing [REDACTED] on the lips one time just prior to [REDACTED] leaving the classroom. As this behavior concerned Principal Shourds he contacted Kornbluth and immediately suspended him from working at the school. [REDACTED] parents were contacted and later met with Shourds at the school and were informed of the incident. The following morning Shourds reported the incident to the Boca Raton Police Department.

On 02-10-17 while at the academy DCF Investigator Defiglio and I met with [REDACTED]

SWORN AND SUBSCRIBED BEFORE ME

DENEVE, ROBERT LEWIS

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

02/16/2017

SCANNED
FEB 11

SIGNATURE OF ARRESTING / INVESTIGATING OFFICER

KURDYS, TIMOTHY J (589)

NAME OF OFFICER (PLEASE PRINT)

02/16/2017

DATE

PAGE

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COURT

STATE ATTORNEY

CENTRAL RECORDS

JAIL

CRIME ANALYSIS

P.I.O.

OGBS 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 T E R A T I V E	Agency ORI Number FL 0500200	Agency Name BOCA RATON POLICE DEPARTMENT	Agency Report Number 3 2 2017-002116					
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) KORNBLUTH, BRIAN LOUIS		Alias			Race W	Sex M	Date of Birth 05/23/1988	
<p>and spoke to him. During our conversation [REDACTED] did not disclose that he was kissed by Kornbluth and made no other statements indicating that he had been a victim of any other crime. Due to what was observed on video and [REDACTED] not providing any information about the incident an interview was scheduled for [REDACTED] at the Child Protection Team offices located in West Palm Beach.</p> <p>On 02-13-17 [REDACTED] participated in a forensic interview conducted by CPT Case Coordinator Vanessa O'Steen at the Child Protection Team Office located at 5305 Greenwood Avenue, Suite 101 in West Palm Beach. The interview was video recorded. During the interview [REDACTED] disclosed that Kornbluth had kissed him on the lips several times while at [REDACTED]. [REDACTED] did not disclose any other instances of inappropriate contact with Brian Kornbluth.</p> <p>On 02-15-17 [REDACTED] eleven year old sister, [REDACTED] participated in a forensic interview at the Child Protection Team offices in West Palm Beach. The interview was video recorded. In summary, [REDACTED] disclosed that when she was in the fifth grade she went to visit Brian Kornbluth in his classroom at the Somerset Academy with her brother [REDACTED] so that they could get some gummy bears from him. Kornbluth gave both children gummy bears and asked them for a hug and a kiss in return. [REDACTED] stated that Kornbluth kissed her and her brother on the lips one time. [REDACTED] stated that Kornbluth makes her feel uncomfortable and she now avoids contact with him.</p> <p>During the course of this investigation the facts were discussed with [REDACTED]'s mother [REDACTED] requested that an arrest be made in this case.</p> <p>On 02-16-17 I met with Brian Kornbluth and his attorney Allison Duffie at the Boca Raton Police Department. Kornbluth was advised of his constitutional warnings from a pre-printed card. Kornbluth stated that he understood his rights. After a brief conversation with his attorney Kornbluth agreed to provide a statement. The statement was video recorded. In summary, Kornbluth admitted to kissing [REDACTED] on the lips one time. Kornbluth denied ever kissing [REDACTED]. Refer to the recorded statement for details.</p> <p>Video surveillance recovered from 28 year old teacher Brian Kornbluth's classroom clearly captures Kornbluth kissing 10 year old student [REDACTED] on the lips one time. Follow up investigation revealed that 11 year old student [REDACTED] was also kissed on the lips one time by Kornbluth in his classroom after Kornbluth gave her some gummy bears. Brian Louis Kornbluth, D.O.B 05-23-1988, is charged with two counts of simple battery.</p>								
<p>SWORN AND SUBSCRIBED BEFORE ME</p> <p>DENEVE, ROBERT LEWIS NOTARY PUBLIC / CLERK OF COURT / OFFICER (S.S. 117.10)</p> <p>02/16/2017 DATE</p> <p>SCANNED BY 11</p>								
<p>SIGNATURE OF ARRESTING / INVESTIGATING OFFICER</p> <p>KURDYS, TIMOTHY J (589) NAME OF OFFICER (PLEASE PRINT)</p> <p>02/16/2017 DATE</p>								
<p>PAGE 2 of 2</p>								

COURT

STATE ATTORNEY

CENTRAL RECORDS

JAIL

CRIME ANALYSIS

P.I.O.