

0493483

N# 17mm 013949 1948

		ARREST / NOTICE TO APPEAR Juvenile Referral Report				1 Arrest 3. Request for Warrant 2. N.T.A. 4. Request for Capias		1	Juvenile	N
ADMINISTRATION	OBTS Number		Agency ORI Number FL 0500300		Agency Name BOYNTON BEACH POLICE DEPT.		Agency Report Number 34-17-066865			
	Charge Type: Check as many as Apply. <input type="checkbox"/> 1. Felony <input checked="" type="checkbox"/> 3. Misdemeanor <input type="checkbox"/> 5. Ordinance <input type="checkbox"/> 2. Traffic Felony <input type="checkbox"/> 4. Traffic Misdemeanor <input type="checkbox"/> 6. Other					If Weapon Seized Enter Type N/A		Multiple Clearance Indicator 1		
	Date of Arrest 11/19/2017		Time of Arrest 1518	Booking Date	Booking Time	Jail Date	Jail Time	Location of Vehicle		
DEFENDANT	Name (Last, First, Middle) Niemczyk, Christopher, Michael									
	Alias (Name, DOB, Soc. Sec. #, Etc)									
	W - White B - Black	I - American Indian O - Oriental / Asian	Race W	Sex M	Date of Birth 04/06/78	Height 5'10"	Weight 210	Eye Color Brown	Hair Color Brown	Complexion Light
	Scars, Marks, Tattoos, Unique Physical Features (Location, Type, Description)					Marital Status Single	Religion unk	Indication of: Alcohol Influence <input type="checkbox"/> <input type="checkbox"/> Drug Influence <input type="checkbox"/> <input type="checkbox"/>	Y N Unk. <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>	Residence Type 1. City 3. Florida 2. County 4. Out of State 1
	Local Address (Street, Apt. Number) 106 Harbors Way		(City) Boynton Beach		(State) FL	(Zip) 33435	Phone (610)905-9669		Address Source FLDL	
	Permanent Address (Street, Apt. Number)		(City)		(State)	(Zip)	Phone		Occupation Self Employed	
	Business Address (Street, Apt. Number)		(City)		(State)	(Zip)	Phone		Occupation Self Employed	
	D/L Number, State N522113781260			Soc. Sec. Number		INS Number		Place of Birth New Jersey	Citizenship USA	
	Co-Defendant Name (Last, First, Middle)	Race	Sex	Date of Birth		<input type="checkbox"/> 1. Arrested	<input type="checkbox"/> 3. Felony	<input type="checkbox"/> 5. Juvenile		
	Co-Defendant Name (Last, First, Middle)	Race	Sex	Date of Birth		<input type="checkbox"/> 2. At Large	<input type="checkbox"/> 4. Misdemeanor			
<input type="checkbox"/> Parent	Name (Last) (First) (Middle)		Residence Phone							
<input type="checkbox"/> Legal Custodian			Business Phone							
<input type="checkbox"/> Other										
Address (Street, Apt. Number)	(City)		(State)	(Zip)						
Notified by: (Name)	Date	Time	Juvenile Disposition 1. Handled/Processed within Dept. and Released 2. TOT HRS/DYS 3. Incarcerated							
Released To: (Name)	Relationship		Date	Time						
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 561-355-2526) informed of any change of address: <input type="checkbox"/> Yes, By: (Name) <input type="checkbox"/> No: (Reason)						School Attended		Grade		
Property Crime? <input type="checkbox"/> Yes <input type="checkbox"/> No	Description of Property				Value of Property					
Drug Activity N. N/A P. Possess	S. Sell B. Buy T. Traffic	R. Smuggle D. Deliver	K. Dispense/ Distribute	M. Manufacture Produce/ Cultivate	Z. Other	Drug Type N. N/A A. Amphetamine	B. Barbituate C. Cocaine E. Heroin	H. Hallucinogen M. Marijuana O. Opium/Deriv.	P. Paraphernalia Equipment S. Synthetic	U. Unknown Other
Charge Description Domestic Battery	Counts 1	Domestic Violence <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	Statute Violation Number 784.03 (1A2)		Violation of ORD#					
Drug Activity N	Drug Type N	Amount/Unit	Offense # 17-066865	Warrant/Capias Number	Bond					
Charge Description	Counts	Domestic Violence <input type="checkbox"/> Yes <input type="checkbox"/> No	Statute Violation Number		Violation of ORD#					
Drug Activity	Drug Type	Amount/Unit	Offense #	Warrant/Capias Number	Bond					
Charge Description	Counts	Domestic Violence <input type="checkbox"/> Yes <input type="checkbox"/> No	Statute Violation Number		Violation of ORD#					
Drug Activity	Drug Type	Amount/Unit	Offense #	Warrant/Capias Number	Bond					
Charge Description	Counts	Domestic Violence <input type="checkbox"/> Yes <input type="checkbox"/> No	Statute Violation Number		Violation of ORD#					
Drug Activity	Drug Type	Amount/Unit	Offense #	Warrant/Capias Number	Bond					
<input type="checkbox"/> Instruction No. 1 Mandatory Appearance in Court	Location (Court, Room Number, Address) South County Courthouse, 200 West Atlantic Ave, Delray Beach, FL 33444		Court Date and Time	Month	Day	Year	Time	<input type="checkbox"/> A.M. <input type="checkbox"/> P.M.		
<input type="checkbox"/> Instruction No. 2 You need not appear in Court but must Comply with instruction on reverse side.	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 NOV 19 2017	
HOLD for other Agency Name:	Name of Arresting Officer Hollis	I.D.# 970	Agency BBPD	Name Verification (Printed by Arresting Officer) BU# 110066V 20 2017	Page 1 OF 1					
<input type="checkbox"/> Dangerous <input type="checkbox"/> Suspect	<input type="checkbox"/> Resisted Arrest <input type="checkbox"/> Other	Intake Dept. 014	Pouch #	Transporting Officer Hollis SA	I.D.# 970	Agency BBPD	Witness here is subject Signed with an 'X'.			

NOT A CERTIFIED COPY



**DOMESTIC VIOLENCE PROBABLE CAUSE AFFIDAVIT
PALM BEACH COUNTY**



On the 19th day of November 2017 at 1412

Subject: Niemczyk, Christopher, Michael DOB: 04/06/78 Case #: 17-066865

Charge Description: Domestic Battery Statute #: 784.03 (1A2)

Victim: [REDACTED] DOB: 04/23/81 Race: White Sex: Female

Local Address: [REDACTED]

Personal Contact: [REDACTED]

Narrative:

I responded to [REDACTED] in reference to a domestic. Upon arrival, I met with, W/F [REDACTED] who stated she was battered by [REDACTED], W/M Christopher Niemczyk. [REDACTED] stated Niemczyk was down stairs playing video games when he received two phone calls, one from the mother of his child and the other from his parents. [REDACTED] stated she doesn't know exactly what was said during the phone conversations but Niemczyk became extremely angry and began yelling and cursing at her. [REDACTED] stated she went upstairs which Niemczyk followed and continued yelling at her. Once up stairs, [REDACTED] slammed an unknown glass object against the dishwasher, shattering the glass object. At that point, Niemczyk advised [REDACTED] to leave the residence. [REDACTED] stated Niemczyk then walked outside and began walking to the neighbors residence which she followed. [REDACTED] stated once outside, Niemczyk quickly entered the residence and attempted to close the door, in an attempt to lock [REDACTED] out of the residence. [REDACTED] stated she was able to make entry into the residence at which point, Niemczyk grabbed her by the throat and dragged her out of the residence. [REDACTED] stated during the process of Niemczyk dragging her, she could not breathe however she never loss consciousness.

I observed a scratch on the left side of [REDACTED] neck. Also there was redness around [REDACTED] neck and a scrape on her right knee. [REDACTED] socks were also torn, all of which are consistent with being grabbed around the neck and dragged.

I then made contact with Niemczyk who confirmed [REDACTED] account of events. However, Niemczyk stated once he received the phone calls, [REDACTED] became enraged and began yelling and cursing at him. Niemczyk stated he walked upstairs which [REDACTED] followed and continued yelling and cursing. Niemczyk stated once [REDACTED] shattered the glass object, he advised [REDACTED] he was contacting her father which [REDACTED] began attacking him, in an attempt to gain control of Niemczyk's cell phone. Niemczyk stated he walked outside, at which point [REDACTED] tackled him to the ground. Niemczyk stated in efforts of stopping [REDACTED] from attacking him, he placed his left arm on [REDACTED] neck.

I observed minor scrapes on Niemczyk's left knee.

There were no witnesses or video footage to this altercation and both [REDACTED] and Niemczyk accused each other of being the primary aggressor.

Based on [REDACTED] and Niemczyk's statements, injuries and lack of witnesses. I find both [REDACTED] and Niemczyk to be mutual combatants. Due to that reason, I find probable cause to charge both [REDACTED] and Niemczyk with Domestic Battery pursuant to F.S.S. 784.03 (1A2).

Defendant's Statement: Taped Victim's Statement: Taped

Observation Of Victim (Physical and Emotional):

Scratch on the left side of [REDACTED] neck with redness. Also a scrape on her right knee and torn socks.

Relationship Between Victim and Suspect:

[REDACTED]

Photographs: Scene: Yes No
 Victim: Yes No
 911 Call: Yes No Caller: _____
 Tape Requested: Yes No
 Weapon Used: Yes No Type: Arm, Hand
 Witnesses: Yes No
 Injuries: Yes No
 Medical Treatment: Yes No
 At Scene Yes No Paramedics: _____
 At Hospital Yes No Physician(s): _____
 Hospital: _____

Act Committed In Presence Of Minor(s): Yes No

Name: _____ Age: _____

Name: _____ Age: _____

F.D.C.F. Notified: Yes No Victim Pregnant: Yes No

Violation Of Restraining Order: Yes No Case #: _____

Prior History Of Domestic Violence: Yes No

Alcohol Or Drugs Involved: Yes No Unknown

Victim Contact Information:

Phone Home: [REDACTED] Work: _____

Employer: Unemployed

Relative Name: [REDACTED] Phone: [REDACTED]

Address: _____

City/State: [REDACTED]

State Of Florida
County Of Palm Beach

Appeared before me, Hollis _____, (print name) personally known to me, who, being first duly sworn, says that the facts above, based upon my investigation, are true.

[Signature] 970
Signature Of Arresting Officer

Sworn to and subscribed to me before this 19th day of November 2017

[Signature]
Notary/Clerk Of Court/Officer (F.S. 117.10)

VICTIM NOTIFICATION FORM

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

- **Homicide (Ch. 782)**
- **Attempted Murder**
- **Stalking (S. 784.084)**
- **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 dwelling)
- **Sexual Offense (Ch. 794)**
- **Attempted Sexual Offense**

Upon completion, this form must accompany the booking paperwork. If applying for a warrant, attach this form to the filing packet.

1. Incident Report #: 17-066865 Agency: Boynton Beach Police Department
Offense: Domestic Battery
Suspect/Offender: Niemczyk, Christopher, Michael
DOB: 04/06/78 Race: W Sex: M

2. Warrant # (s): _____

3. Complete one (1) of the following:

A. Victim's Name: _____
Address: _____
City: _____ State: _____ Zip: _____
Home #: _____ Work #: _____ Other: _____

B. Victim's Next of Kin: _____
Address: Unk
City: _____ 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 RELEASE OF THE SUSPECT/OFFENDER.

Signature of Victim: _____

Printed Name of Victim: _____

Officer's Name: Hollis I.D.# 970 Date: 11/19/2017

SUSPECT/OFFENDER: Niemczyk, Christopher, Michi
COURT CASE/ WARRANT #: _____
(FOR WARRANTS USE ONLY)