

0504 703/1707

14MM805

ARREST / NOTICE TO APPEAR
Juvenile Referral Report

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

1 Juvenile N

OBTS Number		Agency ORI Number FLO 500000		Agency Name PALM BEACH COUNTY SHERIFF'S OFFICE		Agency Report Number 06 19027887	
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		Multiple Clearance Indicator 0 1			
Location of Arrest (Including Name of Business) 1447 Lake Crystal Drive Unit G WPB, FL 33411				Location of Offense (Including Name of Business) 1447 Lake Crystal Drive Unit G WPB, FL 33411			
Date of Arrest Jan 20, 2019		Time of Arrest 0536		Booking Date		Booking Time	
Jail Date		Jail Time		Location of Vehicle			
Name (Last, First, Middle) BATTISTINI GIANELLA				Alias (Name, DOB, Soc. Sec. #, Etc.)			
Race W - White 1 - American Indian B - Black O - Oriental/Palest		Sex F		Date of Birth 05/06/1996		Height 5'04"	
Weight 150		Eye Color Brown		Hair Color Brown		Complexion White	
Build Small		Marital Status Single		Religion None		Indication of Alcohol Influence Y ☐ N ☐ Unk ☐	
Scars, Marks, Tattoos, Unique Physical Features (Location, Type, Description) Script on Left Shoulder				Residence Type 1. City 2. County 3. Florida 4. Out of State		02	
Local Address (Street, Apt. Number) 1447 Lake Crystal Drive Unit G West Palm Beach FL 33411				Phone 744-232-6700		Address Source FL DHSMV RECORDS	
Permanent Address (Street, Apt. Number)				Phone		Occupation Account Manager	
Business Address (Street, Apt. Number)				Phone			
DL Number, State B-323-280-96-666-0, FL		Social Security Number		INS Number		Place of Birth Lima, Peru	
Citizenship Peru		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 Guardian Other		Name (Last, First, Middle)		Phone			
Address (Street, Apt. No.)		City		State Zip		Business Phone	
Notified By (Name)		Date		Time		Juvenile Disposition: 1. Handled/Processed within Dept. and Released 2. TOT HRSDAYS 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 561 355-2526) informed of any address change. ☐ Yes, by (Name) ☐ No (Reason)				School Attended		Grade	
Property Crime? ☐ Yes ☐ No		Description of Property		Value of Property			
Drug Activity N. N/A P. Possess		B. Sell B. Buy T. Traffic		R. Struggle 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		P. Prescription Equipment		U. Unknown Z. Other			
Charge Description Simple Battery (Domestic)		Counts 1		Domestic Violence ☐ Y ☐ N		Statute Violation Number 784.03 (1)(A)(1)	
Drug Activity N		Drug Type N		Amount/Unit		Offense # 19027887	
Charge Description		Counts		Domestic Violence ☐ Y ☐ N		Statute Violation Number	
Drug Activity		Drug Type		Amount/Unit		Offense #	
Charge Description		Counts		Domestic Violence ☐ Y ☐ N		Statute Violation Number	
Drug Activity		Drug Type		Amount/Unit		Offense #	
Charge Description		Counts		Domestic Violence ☐ Y ☐ N		Statute Violation Number	
Drug Activity		Drug Type		Amount/Unit		Offense #	
Charge Description		Counts		Domestic Violence ☐ Y ☐ N		Statute Violation Number	
Drug Activity		Drug Type		Amount/Unit		Offense #	
Location (Court, Address, Room Number)							
Court Date and Time Month Day Year Time AM ☐ PM ☐							
I AGREE TO APPEAR AT THE ABOVE TIME AND PLACE DESIGNATED TO ANSWER THE OFFENSE CHARGED OR TO PAY THE FINE SUBSCRIBED. I UNDERSTAND THAT I SHOULD 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 (for Juvenile and Parent/Custodian)				Date Signed			
HOLD for Other Agency Name ☐ Dangerous ☐ Suicidal ☐ Resisted Arrest ☐ Other				Name of Arresting Officer D/S Andrew Soler ID # 31276			
Transporting Officer D/S Andrew Soler 31276				Agency PBSO			
Name Verification (Printed by Arrestee) 19027887				Page 1 of 1			

SCANNED
JAN 21 2019

OBTS Number		PROBABLE CAUSE AFFIDAVIT		1. Arrest 2. N.T.A.		3. Request For Warrant 4. Request For Capias		1	Juvenile	N	
Agency ORI Number FLO 5 0 0 0 0		Agency Name PALM BEACH COUNTY SHERIFF'S OFFICE				Agency Report Number 06		19027887			
Charge Type: Check as many as apply		☐ 1. Felony ☒ 2. Traffic Felony ☐ 3. Misdemeanor ☐ 4. Traffic Misdemeanor ☐ 5. Ordinance ☐ 6. Other		Special Notes Domestic Related							
Defendant Name (Last, First, Middle) BATTISTINI GIANELLA						Race W		Sex F		Date of Birth 05/06/1996	
Charge Simple Battery (Domestic)						Charge					
Victim Name (Last, First, Middle) Valdes Torres Julio						Race W		Sex M		Date of Birth 06/21/1990	
Local Address (Street, Apt. Number) 1447 Lake Crystal Drive Apt G		City West Palm Beach		State Zip FL 33417		Phone 561-376-1744		Address Source FL DHSMV Records			
Business Address (Street, Apt. Number)		City		State Zip		Phone		Occupation			
The undersign 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 (described) investigation.					
On the 20 day of January 20 19 at 05:04 ☒ AM ☐ PM											

I was dispatched to 1447 Lake Crystal Drive, Apt. G, West Palm Beach, FL 33411 in reference to a Domestic Disturbance in progress. While en route, I received information through dispatch that the complainant advised her child's father assaulted her and refused to leave the residence.

Upon arrival, I came into contact with the subject, W/M Julio Valdes Torres, identified through a valid Florida Driver's License, outside of the residence. Upon contact, Valdes Torres appeared emotionally upset and I observed red scratch marks on the right side of his neck. Valdes Torres informed me he contacted law enforcement due to a domestic disturbance that occurred between him and his girlfriend, known as W/F Gianella Battistini. He advised the incident occurred at their residence located at 1447 Lake Crystal Drive, Apt G, West Palm Beach, FL 33411. Valdes Torres informed me Battistini arrived home at approximately 0500 hours, from an unknown friend's residence. He advised she consumed alcohol and was under the influence of alcohol intoxication. Valdes Torres stated he and Battistini have endured several complications within their relationship in the past, including infidelity. He advised he approached Battistini, within their residence, and requested to see her cellular phone. Valdes Torres informed me Battistini refused to lend him her cellular phone. He advised he then physically took the cellular phone from her possession and that Battistini then physically pushed him. Valdes Torres stated Battistini then physically struck his face and scratched his neck with her finger nails. Valdes Torres informed me he did not physically harm nor strike Battistini. He advised he then retreated, left the residence and contacted law enforcement. Valdes Torres informed me he and W/F Gianella Battistini, have been in a romantic dating relationship for approximately three (3) years. He advised they have a child in common and have resided together as a family for approximately two (2) years at the residence located at, 1447 Lake Crystal Drive, Apt. G, West Palm Beach, FL 33411. The subject, W/M Julio Valdes Torres, then provided a recorded sworn statement, which was collected utilizing the in-car camera system within marked PBO patrol vehicle, asset #68622.

I then approached the residence and made contact with W/F Gianella Battistini, identified through Florida DHSMV records. Upon contact, Battistini appeared emotionally calm. I could smell an odor of alcohol emanating from her breath. I did not observe any physical injuries on Battistini. Battistini informed me she and W/M Julio Valdes Torres have been in a romantic dating relationship for approximately three (3) years. She advised she and Valdes Torres have resided together, at 1447 Lake Crystal Drive, Apt. G, West Palm Beach, FL 33411 for approximately two (2) years and have a child in common. She advised she returned home late after attending a party at a friend's residence.

The foregoing instrument was sworn to and affirmed before me this 20 day of January 20 19 , by: JAN 21 2019	
Name of Notary Public / Clerk of Court / Officer (F.S.S. 117.00) Signature of Notary Public / Clerk of Court / Officer (F.S.S. 117.00)	Name of Arresting/Investigating Officer D/S Andrew Soler 31276 Signature of Arresting/Investigating Officer
Page 1 of 2	

OBTS Number		PROBABLE CAUSE AFFIDAVIT		1. Arrest 3. Request For Warrant 2. N.T.A. 4. Request For Capias		<div style="border: 1px solid black; padding: 2px;">1</div> Juvenile	<div style="border: 1px solid black; padding: 2px;">N</div>
Agency ORI Number FLO 5 0 0 0 0 0		Agency Name PALM BEACH COUNTY SHERIFF'S OFFICE		Agency Report Number 06		19027887	
Charge Type: ☐ 1. Felony ☒ 3. Misdemeanor ☐ 2. Traffic Felony ☐ 4. Traffic Misdemeanor ☐ 5. Ordinance ☐ 6. Other		Special Notes					
Defendant Name (Last, First, Middle) BATTISTINI GIANELLA				Race W	Sex F	Date of Birth 05/06/1996	
Charge Simple Battery (Domestic)				Charge			
Charge				Charge			
Victim Name (Last, First, Middle) Valdes Torres Julio				Race W	Sex M	Date of Birth 06/21/1990	
Local Address (Street, Apt. Number) 1447 Lake Crystal Drive Apt G		City West Palm Beach	State FL	Zip 33417	Phone 561-376-1744		Address Source
Business Address (Street, Apt. Number)		City	State	Zip	Phone		Occupation
The undersign 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 (described) investigation.			
On the <u>20</u> day of <u>January</u> 20 <u>19</u> at <u>05:04</u> ☒ AM ☐ PM							

Battistini stated Valdes Torres approached her, within their residence, and requested to see her cellular phone. She advised she refused to comply with his request. Battistini stated Valdes Torres then became emotionally angry, physically pushed her and pulled the hair on her head. She advised she then physically struck and scratched Valdes Torres in self-defense. Battistini informed me she did not want to cooperate with further investigation nor provide a sworn statement in regards to the incident.

Based on the conducted investigation, provided information, and physical observations of injuries, I have determined W/F Gianella Battistini to be the primary aggressor. I have established probable cause and determined W/F Gianella Battistini to be in violation of F.S.S. 784.03 (1)(A)(1) on ONE (1) count. W/F Gianella Battistini did actually and intentionally touch or strike W/M Julio Valdes Torres against the will of W/M Julio Valdes Torres and W/F Gianella Battistini and W/M Julio Valdes Torres have possessed a dating relationship within the past 6 months, and W/M Julio Valdes Torres was a family or household member of W/F Gianella Battistini, contrary to Florida Statute 784.03(1) and 741.283.

SCANNED

The foregoing instrument was sworn to and affirmed before me this <u>20</u> day of <u>January</u> 20 <u>19</u> , by: <u>JAN 21 2019</u>	
<u>D/S Thomas Tall</u> Name of Notary Public / Clerk of Court / Officer (F.S.S. 117.00)	<u>D/S Andrew Soler</u> Name of Arresting/Investigating Officer
<u>[Signature]</u> Signature of Notary Public / Clerk of Court / Officer (F.S.S. 117.00)	<u>[Signature]</u> 31276 Signature of Arresting/Investigating Officer
Page <u>2</u> of <u>2</u>	

Palm Beach County Sheriff's Office
DOMESTIC VIOLENCE/DATING VIOLENCE SUPPLEMENTAL PROBABLE CAUSE FORM
(Submit this form with the original Probable Cause Affidavit)

Defendant: BATTISTINI GIANELLA DOB: 05/06/1996 Case #: 19027887
Victim: Valdes Torres Jullo C DOB: 06/21/1990 Race: W Sex: M
Relationship between Victim and Defendant: Dating Relationship

Photographs: Scene ☐ Yes ☒ No Victim ☒ Yes ☐ No Defendant ☒ Yes ☐ No
911 Call: ☒ Yes ☐ No Caller: Jullo Valdes Torres
Weapon Used: ☐ Yes ☒ No Type: _____
Witness: ☐ Yes ☒ No Name: _____
Victim Pregnant: ☐ Yes ☒ No If yes, _____ Weeks _____ Months
Injuries: ☒ Yes ☐ No Description: Scratch Marks on Right side of Neck
Medical Treatment: ☐ Yes ☒ No
At Scene: ☐ Yes ☒ No Paramedics: _____
At Hospital: ☐ Yes ☒ No Hospital: _____ Physician: _____
Are children living in the home? ☒ Yes ☐ No DCF Notified? ☒ Yes ☐ No
Name: Leo Valdes-Battistini DOB: 10/13/2016
Name: _____ DOB: _____
Name: _____ DOB: _____
Injunction: ☐ Yes ☒ No Case #: _____
No Contact Order: ☐ Yes ☒ No Case #: _____
Alcohol or Drugs: ☒ Yes ☐ No ☐ Unknown
Prior history of Domestic/Dating Violence ☐ Yes ☒ No
Defendant's statements ☒ Yes ☐ No If yes, ☐ written ☐ recorded ☒ oral
First words Defendant said when you responded to scene: I came home late
Victim's statements ☒ Yes ☐ No If yes, ☐ written ☒ recorded ☐ oral
First words Victim said when you responded to scene: She scratched me and slapped me
Did the Victim contact anyone other than the police within an hour of the incident regarding the incident?
☐ Yes ☒ No If yes, name: _____ phone: _____
Observations of Victim (Physical & Emotional): _____ Upset
☒ Upset ☐ Crying ☐ Fearful ☐ Hysterical ☐ Afraid ☐ Calm ☐ Nervous
☐ Complained of pain ☐ Other _____
Victim contact information:
Local Address: 1447 Lake Crystal Drive Apt G
West Palm Beach FL 33417
Phone: Home: 561-376-1744 Work: _____ Cell: _____
Employer: Unknown
Name of Relative: Leo Valdes-Battistini Phone: 561-376-1744

VICTIM NOTIFICATION FORM

- Homicide (Ch.782)
- Attempted Murder
- Stalking (F.S. 784.048)
- Domestic Violence - (This includes any assault, aggravated assault, battery, aggravated battery, sexual assault, sexual battery, stalking, aggravated 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 single dwelling.
- Sexual Offense (Ch.794)
- Attempted Sexual Offense
- Dating Violence

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

1. Incident Report #: 19027887 Agency: Palm Beach County Sheriff's Office
Offense: Simple Battery (Domestic)
Suspect/Offender: BATTISTINI GIANELLA
DOB: 05/06/1996 Race: W Sex: F

2. Warrant #(s): _____

3.a. Victim's Name: Valdes Torre Julio C DOB: 06/21/1990 Race: W Sex: M
Address: 1447 Lake Crystal Drive Apt G
City: West Palm Beach State: FL Zip: 33417
Home #: 561-376-1744 Work #: _____ Other #: _____

b. Victim's next of kin, friend or neighbor: Leo Valdes-Battistini
Address: 1447 Lake Crystal Drive Apt G
City: West Palm Beach State: FL Zip: 33411
Home #: _____ Work #: _____ Other #: _____

NOTE: PURSUANT TO F.S. 119.07, THE CONTENTS OF THIS FORM MAY SUBJECT TO CONFIDENTIALITY.

Victim/Relation Notification Waiver and Confidential Information Request

(Check applicable boxes)

- ☐ Waiver: I choose not to be notified when the arrestee is released from custody.
- ☐ Confidential: I request the information on this form be kept confidential (applicable only to sexual battery, stalking, child abuse, harassment or domestic violence cases).

Signature of person waiving notification: _____

Printed name of person waiving notification: _____

Deputy's Name: D/S Andrew Soler ID #: 31276 Date: May 22, 2018

White = Corrections or State Attorney (Warrant Application)

Yellow = Warrants Section

Pink = Central Records



**PALM BEACH COUNTY
SHERIFF'S OFFICE**
Florida State Statute Exemption Sheet

Palm Beach County Sheriff's Office – Arrests Only

	X	Florida State Statute	Description	Page Number(s)
L/E Exemptions	☐	119.071(2)(d)	Surveillance techniques, procedures and personnel; inventory of law enforcement resources, policies or plans pertaining to mobilization deployment or tactical operations.	
	☐	943.053, 943.0525	NCIC/FCIC/FBI and in-state FDLE/DOC.	
	☐	119.071(4)(c)	Undercover personnel.	
	☐	119.071(2)(f)	Confidential informants (CIs).	
	☐	119.071(2)(e)	Confession.	
Public Info. Exemptions	☐	985.04(1)	Juvenile offender records.	
	☐	119.071(h)(i)	Assets of a crime victim.	
	☐	395.3025(7)(a), 456.057(7)(a)	Medical information.	
	☐	394.4615(7)	Mental health information.	
	☐	119.071(4)(d)(2)(a)	Home address, telephone, Social Security number, date of birth, or photos of active/former LE personnel, spouses, and children.	
Florida Rules of Judicial Administration 2.420 (Rule of 23)	☒	(iii) 119.0714(1)(i)-(j), (2)(a)-(e)	Social Security, bank account, charge, debit, and credit card numbers.	2
	☐	(viii) 394.4615(7)	Clinical records under the Baker Act.	
	☐	(xii) 741.30(3)(b)	The victim's address in a domestic violence action on petitioner's request.	
	☐	(xiii) 119.071(2)(h), 119.0714(1)(h)	Protected information regarding victims of child abuse or sexual offenses.	
	☐			
	☐			
	☐			
	☐			
	☐			
Other	☐		Other:	
	☐		Other:	

REVIEW COMPLETED BY

Booking Number: 2019002317	Date: 1/20/2019
	Specialist Name/ID: J. Beck/9007

SCANNED
JAN 21 2019