

0483778

NR 160CF12456

P-159

ARREST / NOTICE TO APPEAR

A D M I N I S T R A T I O N	OBTS Number		Agency ORI Number 0500200		Agency Name Boca Raton Police Department		Agency Report Number (N.T.A.'s only) 3, 2 2016-018498		1. Arrest 2. N.T.A. 3. Request for Warrant 4. Request for Capias 1		JUVENILE N			
	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 None/not Applicable		Multiple Clearance Indicator									
D E F E N D A N T	Location of Arrest (Including Name of Business) 5700 W GLADES RD BOCA RATON FL 33431						Location of Offense (Business Name, Address) 5700 W GLADES RD, BOCA RATON, FL 33431							
	Date of Arrest 12/20/2016		Time of Arrest 16:44		Booking Date 12/20/2016		Booking Time 16:54		Jail Date 12/20/2016		Jail Time 15:10			
J U V E N I L E	Name (Last, First, Middle) CESPEDES-SOARES, GIULIA GIOVANNA													
	Alias: Alias (Name, DOB, Soc. Sec. #, Etc.)													
	Race W - White B - Black O - Oriental/Asian W		Sex F		Date of Birth 05/22/1998		Height 5'06		Weight 125		Eye Color BROWN		Hair Color BROWN	
	Complexion light		Build Small		Scars, Marks, Tattoos, Unique Physical Features (Location, Type, Description)		Marital Status S		Religion NONE		Indication of Alcohol Influence Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> Unk <input type="checkbox"/>		Indication of Drug Influence Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> Unk <input type="checkbox"/>	
	Local Address (Street, Apt. Number) (City) (State) (Zip) 1952 PARK PL, BOCA RATON, FL 33486						Phone (561) 866-4518							
	Permanent Address (Street, Apt. Number) (City) (State) (Zip) 1952 PARK PL, BOCA RATON, FL 33486						Phone (561) 866-4518							
	Business Address (Name, Street) (City) (State) (Zip)						Phone							
	D/L Number, State C213287986820 / FL						Soc. Sec. Number [REDACTED]		INS Number		Place of Birth (City, State) MIAMI, FL, United		Citizenship US	
	Co-Defendant Name (Last, First, Middle)				Race		Sex		Date of Birth		<input type="checkbox"/> 1. Arrested <input type="checkbox"/> 2. At Large <input type="checkbox"/> 3. Felony <input type="checkbox"/> 4. Misdemeanor <input type="checkbox"/> 5. Juvenile			
	Co-Defendant Name (Last, First, Middle)				Race		Sex		Date of Birth		<input type="checkbox"/> 1. Arrested <input type="checkbox"/> 2. At Large <input type="checkbox"/> 3. Felony <input type="checkbox"/> 4. Misdemeanor <input type="checkbox"/> 5. Juvenile			
C O D E D	<input type="checkbox"/> Parent <input type="checkbox"/> Other: _____ Name (Last, First, Middle)													
	<input type="checkbox"/> Legal Custodian Address (Street, Apt. Number) (City) (State) (Zip)													
	Residence Phone													
	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 <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		Grade			
	<input type="checkbox"/> Yes, by: _____ <input type="checkbox"/> No: _____								Property Crime? <input type="checkbox"/> Yes <input checked="" 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 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		U. Unknown Z. Other			
C H A R G E	Charge Description BATTERY L.E. OFC.						Statute Violation Number 784.07		Violation of ORD # 3000					
	Drug Activity		Drug Type N		Amount / Unit /		Offense #		Counts 1		Domestic Violence <input type="checkbox"/> Y <input checked="" type="checkbox"/> N		Warrant / Capias Number	
	Bond													
C H A R G E	Charge Description						Statute Violation Number		Violation of ORD #					
	Drug Activity		Drug Type		Amount / Unit		Offense #		Counts		Domestic Violence <input type="checkbox"/> Y <input type="checkbox"/> N		Warrant / Capias Number	
	Bond													
C H A R G E	Charge Description						Statute Violation Number		Violation of ORD #					
	Drug Activity		Drug Type		Amount / Unit		Offense #		Counts		Domestic Violence <input type="checkbox"/> Y <input type="checkbox"/> N		Warrant / Capias Number	
	Bond													
I N T A K E	Health / Apparent Physical Condition of Defendant NORMAL						Any knowledge of the following: <input type="checkbox"/> Mental <input type="checkbox"/> Escape Risk <input type="checkbox"/> Medication <input type="checkbox"/> Deformities <input type="checkbox"/> Injuries Explain: NONE							
	Check which applies: <input type="checkbox"/> Released O.R. <input type="checkbox"/> Released to Parent/Guardian <input checked="" type="checkbox"/> T.O.T. County Jail						PROPERTY - Received By BOCA PD							
	<input type="checkbox"/> Posted Bond <input type="checkbox"/> South County Mental Health						Released By BOCA PD							
N O T I C E T O A P P E A R	Transported By BOCA PD						Date Transported 12/20/2016		Time Transported 17:30		Released To PBCJ			
	<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							
	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.													
A D M I N	Signature of Defendant (or Juvenile and Parent/Custodian)						Date Signed							
	HOLD for Other Agency						Signature of Arresting Officer FONG, KENNETH							
	<input type="checkbox"/> Dangerous <input type="checkbox"/> Suicidal <input type="checkbox"/> Resisted Arrest <input type="checkbox"/> Other						Name Verification (Printed by Arrestee) SCANNED							
Initials of Deputy MS Coe / Bro						ID # 763		Agency BRPD		Witness here if subject signed with an "X" DEC 20 PM 6:37 DEC 21 2016				

✓ Miller 722

PROBABLE CAUSE AFFIDAVIT

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

1

JUVENILE

OBT Number		Agency ORI Number FL 0500200		Agency Name BOCA RATON POLICE DEPARTMENT		Agency Report Number 3 2 2016-018498	
Charge Type: Check as many as apply. <input checked="" 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		Special Notes:	
Name (Last, First, Middle) CESPEDES-SOARES, GIULIA GIOVANNA						Race W	Sex F
Date of Birth 05/22/1998							
Charge Description 784.07 ASSAULT/BATTERY L.E. OFC.				Charge Description			
Charge Description				Charge Description			
Victim's Name (Last, First, Middle) FONG, KENNETH						Race W	Sex M
Local Address (Street, Apt. Number) 100 NW 2ND AVE, BOCA RATON, FL 33432				(City)	(State)	(Zip)	Phone (561) 338-1234
Business Address (Name, Street) CITY OF BOCA RATON				(City)	(State)	(Zip)	Address Source 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. ☐ 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 **20** day of **December**, **2016** at **14:47** (Specifically include facts constituting cause for arrest.)

On December 20, 2016 at approximately 1336 hours, I responded to 5700 W Glades RD (Macy's Parking garage) for a disturbance. BRPD dispatch advised a male and female were physically fighting. BRPD dispatch advised both parties were near a black BMW 328I bearing FL tag HRISE.

Upon arrival, I made contact with W/F Giulia Cepedes Soares and W/M Jacob Cioffi who were near a black BMW 328I bearing FL tag HRISE. Cepedes Soares and Jacob Cioffi were verbally arguing and both appeared to be upset. While speaking with Cepedes Soares about the incident, Cioffi became verbally combative and began yelling and screaming. I then began to explain why BRPD was called. I notified both parties that I was dispatched to a disturbance and was conducting an investigation. For my purposes, I needed to speak to them about the incident.

Cioffi became upset and began to tell me that I did not have reason to stop him and that he was free to leave. I then explained to Cioffi that it is my lawful duty to investigate if a crime was committed and needed both parties to cooperate. I told both parties that they were not free to leave. Cioffi continued to curse and yell at me and refused to provide any information about the incident.

Officer Rute arrived on scene and I instructed Cepedes Soares to speak with him about the incident. At this time, Cioffi began to walk away and I told him to stop and that he was not free to leave. I then requested his identification card. Cioffi stated he does not need to show me any identification because I did not have any right to detain him. Cioffi then continued to walk back towards the black BMW and for officer safety reasons, I instructed him not to since I did not know if he had any weapons inside the vehicle. He then reached into his right pocket with his right hand. I then attempted to grab Cioffi's right hand and was swatted away by Cioffi's hands. At this time, I attempted to place Cioffi into handcuffs and was unable because Cioffi began to actively

SWORN AND SUBSCRIBED BEFORE ME

MORAN, JOHN TODD

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

12/20/2016

DATE

SIGNATURE OF ARRESTING / INVESTIGATING OFFICER

FONG, KENNETH (763)

NAME OF OFFICER (PLEASE PRINT)

12/20/2016

DATE

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1 OF 2

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 0500200	Agency Name BOCA RATON POLICE DEPARTMENT	Agency Report Number 3 2 2016-018498						
Charge Type: Check as many as apply.		<input checked="" 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		Special Notes:	
Name (Last, First, Middle)		Alias		Race		Sex		Date of Birth	
CESPEDES-SOARES, GIULIA GIOVANNA				W		F		05/22/1998	
<p>resist arrest. Officer Rute saw the altercation and ran to assist. Cioffi began to push and pull away from officers. I instructed Cioffi that he was under arresting and stop resisting. Cioffi, Officer Rute and I fell onto the ground. Cioffi continued to disregard my verbal commands to stop resisting and was ultimately placed into handcuffs with the assistance from Officer Rute. See Officer Rute's supplement for further.</p> <p>After the scene was contained, I was approached by a W/M identified as Ryan Bellina. Bellina advised he saw the altercation and assisted BRPD by physically detaining Cepedes Soares because she attempted to pull me off of Cioffi as Officer Rute and I attempted to place him into handcuffs. Bellina advised he had to physically remove Cepedes Soares off of me until Officer Cohen placed her into handcuffs. See her report for further. Bellina was able to provide a witness statement on scene. I was unable to see Cepedes Soares commit these acts because my attention was on the Cioffi who was combative.</p> <p>Officer Cohen was able to speak with Cespedes Soares about the incident. Officer Cohen advised Cespedes Soares was in the driver seat of her BMW and her boyfriend, Jacob Cioffi was standing outside of the open driver side door. Cespedes Soares and Cioffi were "going back and forth" about who was going to drive her vehicle (FL tag HRISE). Cespedes Soares stated they were playfully smacking each other when a female, Kathleen Collins (whom they did not know) approached them and told them she was going to call the police. Cespedes Soares told Collins she did not know what was going on and to go away and then police arrived.</p> <p>Officer Cohen explained to Cespedes Soares that officers were conducting an investigating where there were allegations of physical abuse (domestic). Cespedes Soares then stated that she was upset with the male in the yellow shirt (Ryan Bellina) for interfering and physically getting in her way. Officer Cohen explained to Cespedes Soares that as soon as she arrived on scene, she noticed her lunging at both of the officers in an aggressive manner. Bellina was there and immediately told me he was trying to keeping her attacking the officers. Cespedes Soares acknowledged that she did interfere and did not realize it was illegal to do so.</p> <p>Cespedes Soares was placed into my BRPD marked patrol vehicle (Unit 278) and transported into BRPD holding facility. Officer Hall transported Cioffi into his marked patrol vehicle to BRPD holding facility without incident. Cespedes Soares and Cioffi were both charged with F.S.S 784.07 (C) Battery On a LEO.</p>									
<div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <p>SWORN AND SUBSCRIBED BEFORE ME</p> <p style="text-align: center;">MORAN, JENN TODD</p> <p style="text-align: center;">NOTARY PUBLIC / CLERK OF COURT / OFFICER (F.S.S. 117.10)</p> <p style="text-align: center;">12/20/2016</p> <p style="text-align: center;">DATE</p> </div> <div style="width: 45%;"> <p style="text-align: center;">SIGNATURE OF ARRESTING / INVESTIGATING OFFICER</p> <p style="text-align: center;">FONG, KENNETH (763)</p> <p style="text-align: center;">NAME OF OFFICER (PLEASE PRINT)</p> <p style="text-align: center;">12/20/2016</p> <p style="text-align: center;">DATE</p> </div> </div>									
								PAGE 2 OF 2	

COURT

STATE ATTORNEY

CENTRAL RECORDS

JAIL

CRIME ANALYSIS

P.I.O.