0502456 18MM1209210709

ARREST / NOTICE TO APPEAR
Juvenile Referral Report

OBTS Number | 1 Arrest, 2 NTA, 3 Request for Warrant, 4 Request for Capias: 1 | Juvenile: N

ADMINISTRATIVE

Agency ORI Number: FL0502600 | Agency Name: PALM BEACH GARDENS POLICE DEPT. | Agency Report Number (NTA's only): 78-18-006543

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

Location of Arrest (Including Name of Business): 1105 Duncan Cir, PBG, FL 33418 | Location of Offense (Business Name, Address): 1105 Duncan Cir, PBG, FL 33418

Date of Arrest: 10/23/18 | Time of Arrest: 0017 | Booking Date | Booking Time | Jail Date | Jail Time | Location of Vehicle

DEFENDANT

Name (Last, First, Middle): Franzen-Motta, Holleigh, Ann | Alias (Name, DOB, Soc Sec #, Etc.)

Race (W - White, B - Black, I - American Indian, O - Oriental): W | Sex: F | Date of Birth: 12/23/93 | Height: 5' 4" | Weight: 179lbs | Eye Color: Blue | Hair Color: Blonde | Complexion: Fair | Build: Medium

Scars, Marks, Tatoos, Unique Physical Features (Location, Type, Description) | Marital Status: Single | Religion: Unknown | Indication of Alcohol Influence / Drug Influence: Y ☐ N ☐ Unk ☒

Local Address (Street, Apt Number): 1105 Duncan Cir #201 | (City): PBG | (State): FL | (Zip): 33418 | Phone: (561) 718-0601 | Residence Type (1 City, 2 County, 3 Florida, 4 Out of State): 1

Permanent Address (Street, Apt Number): 1105 Duncan Cir #201 | (City): PBG | (State): FL | (Zip): 33418 | Phone: ( ) - | Address Source: DL

Business Address (Name, Street) | (City) | (State) | (Zip) | Phone: ( ) - | Occupation

D/L Number, State: F652321739630 FL | Soc: [redacted] | INS Number | Place of Birth (City, State): Palm Beach Gardens, FL | Citizenship: US

CO-DEF

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

JUVENILE

Parent / Legal Custodian / Other — Name (Last) (First) (Middle) | Residence Phone: ( )

Address (Street, Apt Number) (City) (State) (Zip) | Business Phone: ( )

Notified by (Name): Not Home | Date | Time | Juvenile Disposition (1 Handled/Processed within Dept and Released, 2 TOT DCF, 3 Incarcerated)

Released To (Name) | Relationship | Date | Time

The above address was provided by ☐ defendant and / or ☐ defendant's parent. The child and / or parent was told to keep the Juvenile Court Clerk's Office (Phone 355-2526) informed of any change of address. ☐ Yes, by (Name) ☐ No (Reason) | School Attended | Grade

Property Crime? ☐ Yes ☐ No | Description of Property | Value of Property

CODE

Drug Activity: N N/A, P Possess, S Sell, B Buy, T Traffic, R Smuggle, D Deliver, E Use, K Dispense/Distribute, M Manufacture/Produce/Cultivate, Z Other

Drug Type: N N/A, A Amphetamine, B Barbiturate, C Cocaine, F Heroin, H Hallucinogen, M Marijuana, O Opium/Deriv, P Paraphernalia/Equipment, S Synthetic, U Unknown, Z Other

CHARGE

Charge Description: Battery | Counts: 1 | Domestic Violence ☐Y ☐N | Statute Violation Number: 784.03 (1) (A) 2 | Violation of ORD #

Drug Activity | Drug Type | Amount / Unit | Offense #: PBG006543 | Warrant / Capias Number | Bond

CHARGE

Charge Description | Counts | Domestic Violence ☐Y ☐N | Statute Violation Number | Violation of ORD #

Drug Activity | Drug Type | Amount / Unit | Offense # | Warrant / Capias Number | Bond

CHARGE

Charge Description | Counts | Domestic Violence ☐Y ☐N | Statute Violation Number | Violation of ORD #

Drug Activity | Drug Type | Amount / Unit | Offense # | Warrant / Capias Number | Bond

CHARGE

Charge Description | Counts | Domestic Violence ☐Y ☐N | Statute Violation Number | Violation of ORD #

Drug Activity | Drug Type | Amount / Unit | Offense # | Warrant / Capias Number | Bond

NOTICE TO APPEAR

☐ Instruction No 1: Mandatory Appearance in Court
☐ Instruction No 2: You need not appear in Court but must comply with instructions on Reverse Side

Location (Court, Room Number, Address)

Court Date and Time: Month | Day | Year | Time | AM PM

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

ADMIN

HOLD for other Agency: Name | Signature of Arresting Officer: X 429 | Name Verification (Printed by Arresting Officer): SCANNED

☐ Dangerous ☐ Suicidal ☐ Resisted Arrest ☐ Other | Name of Arresting Officer (Print): Leshow | ID #: 429 | (PRINT) | OCT 23 2018

Intake Deputy: JONES 8101 | ID # | Pouch # | Transporting Officer: Pickering 4666 | Agency: PBGPD | Witness here if subject signed with an "X" | PAGE ___ OF ___

DISTRIBUTION: WHITE - COURT COPY | GREEN - STATE ATTORNEY | YELLOW - AGENCY | PINK - JAIL | GOLD - DEFENDANT

PBGPD FORM-023

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DOMESTIC VIOLENCE PROBABLE CAUSE AFFIDAVIT

Palm Beach County

ADMIN

Date / Time	Agency ORI Number	Agency Name	Agency Report Number
10/22/2018 23:34	FL 0502600	PALM BEACH GARDENS POLICE	7 | 8 | 18-006453

DEF

Name (Last, First, Middle)	Alias	Race	Sex	Date of Birth
FRANZEN-MOTTA, HOLLEIGH ANN	FRANZEN, HOLLEIGH	W	F	12/23/1973

CHRG

Charge Description: 784.03(1)(A)(2) BATTERY - CAUSE BODILY HARM

VICTIM

Victim's Name (Last, First, Middle)	Race	Sex	Date of Birth
MOTTA, JASON ERIK	W	M	11/02/1971

Local Address (Street, Apt Number) (City) (State) (Zip)	Phone	Address Source
184 CYPRESS POINT DR, PALM BEACH GARDENS, FL 33418	(561) 630-4093	

Business Address (Name, Street) (City) (State) (Zip)	Phone	Occupation
		EDUCATOR

ADDITIONAL INFORMATION

	Written	Taped	Oral
DEFENDANT'S STATEMENTS:	☐	☒	☐
VICTIM'S STATEMENTS:	☐	☒	☐

OBSERVATIONS OF VICTIM (PHYSICAL & EMOTIONAL): RATTLED

RELATIONSHIP BETWEEN VICTIM & SUSPECT: EX SPOUSE

	YES	NO	
PHOTOGRAPHS: Scene:	☒	☐	
Victim:	☒	☐	
911 CALL:	☒	☐	CALLER: JASON MOTTA
WEAPON USED:	☐	☒	TYPE:
WITNESSES:	☐	☒	(If YES, attach witness list)
INJURIES:	☐	☒	
MEDICAL TREATMENT:	☒	☐	
AT: Scene:	☒	☐	PARAMEDICS: RUN # PBG18010751
Hospital:	☒	☐	PHYSICIAN(S) / HOSPITAL: GARDENS MEDICAL CENTER
ACT COMMITTED IN PRESENCE OF MINOR(S):	☒	☐	NAMES/AGES: COLE 16
H. R. S. NOTIFIED:	☒	☐	
VICTIM PREGNANT:	☐	☒	
VIOLATION OF RESTRAINING ORDER:	☐	☒	CASE #:
PRIOR HISTORY OF DOMESTIC VIOLENCE:	☐	☒	
ALCOHOL OR DRUGS INVOLVED:	☐	☒	

NARR

(See next page)

STATE OF FLORIDA
COUNTY OF PALM BEACH

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

429
SIGNATURE OF ARRESTING OFFICER

Sworn to and subscribed to before me this 23 day of October, 2018

FRANKS, ANTON #346
NOTARY PUBLIC / CLERK OF COURT / OFFICER (F.S.S. 117.10)

SCANNED
OCT 23 2018

COURT STATE ATTORNEY CENTRAL RECORDS JAIL CRIME ANALYSIS P. I. O.

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DOMESTIC VIOLENCE PROBABLE CAUSE
AFFIDAVIT
Palm Beach County
Narrative Continuation

ADMIN

Date / Time		
10/22/2018 23:34		
Agency ORI Number	Agency Name	Agency Report Number
FL 0502600	PALM BEACH GARDENS POLICE	7 | 8 | 18-006453

NARRATIVE

On October 22nd, 2018 at approximately 2334 hours I was dispatched to 1105 Duncan Cir, Palm Beach Gardens, FL 33418 Palm Beach County. This was in reference to a domestic battery.

While I was driving to this call the caller (Jason Motta) told Police Dispatch that his ex-wife (Holleigh Franzen-Motta) was actively hitting and choking him. Upon my arrival I observed Holleigh Franzen-Motta yelling across the community's parking lot towards Jason Motta. I told Holleigh Franzen-Motta to stay where she was standing but she began to walk towards Jason Motta in an aggressive manor. I again asked Holleigh Franzen-Motta to stay where she was and she turned towards me and began to yell. I placed Holleigh Franzen-Motta into handcuffs for the safety of all parties on scene.

At this time, I then spoke with Jason Motta who was sworn in and stated the following. Tonight, he received a phone call from his 16-year-old son (Cole Motta) who said that his mom (Holleigh Franzen-Motta) was acting crazy. He responded to the house and Cole Motta came out crying. Holleigh Franzen-Motta followed them outside so Jason Motta and Cole Motta got into his vehicle. Holleigh entered the back seat of his vehicle and he exited to call the Police. Cole Motta also exited the vehicle and Jason Motta and Cole Motta tried to walk away from Holleigh Franzen-Motta. Holleigh Franzen-Motta exited the vehicle and ran after them. Holleigh Franzen-Motta then grabbed Jason Motta's shirt collar causing it to pull against his neck. Jason Motta was able to pull away and they separated. This was when I arrived. The collar of Jason Mottas shirt was stretched out and there was a small red mark visible. Jason Motta stated that this never caused him to have difficulty breathing.

I then made contact with Cole Motta who stated that his mother had been upset with him because he had gone to talk with his ex-girlfriends mother who Holleigh Franzen-Motta said is a child molester. Cole Motta stated that Holleigh Franzen-Motta said she was going to call the Police, so he took her cellphone and put it into the toilet. This called Holleigh Franzen-Motta to become upset and she began to push him. He pushed her back and went to his bedroom to contact his father.

Holleigh Franzen-Motta was read Miranda from a Department issued Miranda card. When asked if she understood her rights Holleigh Franzen-Motta stated that she did not. When asked if I needed to read them again she said no. A little while later Holleigh Franzen-Motta asked why she was not being asked questions. I again asked if she understood her rights and this time she stated she did. Post Miranda Holleigh Franzen-Motta stated the same as Cole Motta and admitted to grabbing Jason Motta's shirt collars. Holleigh Franzen-Motta stated she grabbed his collar to prevent him from walking away with Cole Motta.

At the conclusion of my investigation I find probable cause to believe Holleigh Franzen-Motta committed battery because she did actually and intentionally touched Jason Motta against his will per Florida Statute 784.03(1). Holleigh Franzen-Motta complained of having a diabetic emergency and was transported to Gardens Medical Center by Palm Beach Gardens Fire Rescue (Run #: PBG18010751). Once Holleigh Franzen-Motta was medially cleared she was transported to the Palm Beach County Jail.

Due to this event happening in front of Jason Motta and Holleigh Franzen-Mottas four children I have reported it to the Department of Children and Families.

This Officer is equipped with a Department issued body worn camera which was utilized during this investigation.

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STATE OF FLORIDA
COUNTY OF PALM BEACH

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

429
SIGNATURE OF ARRESTING OFFICER

Sworn to and subscribed to before me this 23 day of October, 2018.

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

SCANNED
OCT 23 2018

COURT STATE ATTORNEY CENTRAL RECORDS IAU CRIME ANALYSIS P.I.O.

VICTIM NOTIFICATION FORM

SUSPECT/OFFENDER: Motta

COURT CASE/WARRANT #: _____ (FOR WARRANTS USE ONLY)

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

- **Homicide** (Ch. 782)
- **Sexual Offense** (Ch. 794)
- **Attempted Murder**
- **Attempted Sexual Offense**
- **Stalking** (S. 784.048)
- **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 single dwelling.)

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

1. Incident Report #: 18006453 Agency: Palm Beach Gardens
   Offense: Domestic Battery
   Suspect/Offender: Holleigh Motta
   D.O.B. 12/23/73 Race: W Sex: F

2. Warrant #(s): _____

3. Complete one (1) of the following:

   a. Victim's name: JASON MOTTA
   Address: 184 Cypress Point Dr
   City: Palm Beach Gardens State: FL Zip: 33418
   Home #: 561 630 4093 Work #: _____ Other: _____

   b. Victim's next of kin: _____
   Address: _____
   City: _____ State: _____ 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.

SCANNED
OCT 23 2018

Signature of person waiving notification: _____
Printed name of person waiving notification: _____

Officer's Name: Leskow I.D.: 429 Date: 10/23/18

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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	☐	539.001, F.S., 539.003, F.S.	Other: Pawn Broker Information	
	☐		Other:	

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REVIEW COMPLETED BY

Booking Number: 2018035398	**Date:** 10/23/2018
	Specialist Name/ID: M. Tooks #8557

SCANNED
OCT 23 2018