

ARREST / NOTICE TO APPEAR

1. Arrest 2. N.T.A. 3. Release with Warrant 4. Release for Citation JUVENILE

18CF6453

Agency ORI Number <b>0500200</b>	Agency Name <b>Boca Raton Police Department</b>	Agency Report Number (N.T.A.'s only) <b>3, 2 2018-009063</b>
Charge Type: Check as many as apply <input checked="" type="checkbox"/> 1. Felony <input type="checkbox"/> 2. Traffic Felony	<input checked="" type="checkbox"/> 3. Misdemeanor <input type="checkbox"/> 4. Traffic Misdemeanor	<input type="checkbox"/> 5. Ordinance <input type="checkbox"/> 6. Other
Location of Arrest (Including Name of Business) <b>101 E CAMINO REAL</b>		Location of Offense (Business Name, Address) <b>101 E CAMINO REAL 1020, BOCA RATON, FL 33432</b>
Date of Arrest <b>07/06/2018</b>	Time of Arrest <b>03:04</b>	Booking Date <b>07/06/2018</b>
Booking Time <b>03:14</b>	Jail Date <b>07/06/2018</b>	Jail Time <b>03:14</b>
Name (Last, First, Middle) <b>MARMERSHTEYN, JEANETTE LUCY</b>		Alias (Name, DOB, Soc. Sec. #, Etc.) <b>N/A</b>
Race W - White B - Black O - Oriental/Asian <b>W</b>	Sex <b>F</b>	Date of Birth <b>07/25/1975</b>
Height <b>5'04</b>	Weight <b>114</b>	Eye Color <b>BROWN</b>
Hair Color <b>BLONDE</b>	Complexion <b>LIGHT</b>	Build <b>Small</b>
Local Address (Street, Apt. Number) <b>3211 S OCEAN BLVD 802, HIGHLAND BEACH, FL 33487</b>	City <b>HIGHLAND BEACH, FL</b>	State <b>FL</b>
Permanent Address (Street, Apt. Number) <b>3211 S OCEAN BLVD 802, HIGHLAND BEACH, FL 33487</b>	City <b>HIGHLAND BEACH, FL</b>	State <b>FL</b>
Business Address (Name, Street) <b>UNEMPLOYED,</b>	City <b></b>	State <b></b>
D.L. Number, State <b>A9145863 / CA</b>	Sec. Sec. Number <b></b>	DNS Number <b></b>
Place of Birth (City, State) <b>DOWNIE, CA, United</b>	Citizenship <b>US</b>	
Co-Defendant Name (Last, First, Middle) <b></b>	Race <b></b>	Sex <b></b>
Date of Birth <b></b>	<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) <b></b>	Race <b></b>	Sex <b></b>
Date of Birth <b></b>	<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	
<input type="checkbox"/> Parent <input type="checkbox"/> Other <input type="checkbox"/> Legal Custodian	Name (Last, First, Middle) <b></b>	Residence Phone <b></b>
Address (Street, Apt. Number) <b></b>	City <b></b>	State <b></b>
Zip <b></b>	Business Phone <b></b>	
Notified by: (Name) <b></b>	Date <b></b>	Time <b></b>
Released To: (Name) <b></b>	Relationship <b></b>	Date <b></b>
Time <b></b>	JUVENILE DISPOSITION 1. Handled/Processed within Department and Released 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 <b></b>
Grade <b></b>	Property Crime? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	Description of Property <b>LYRICA XANAX</b>
Value of Property <b></b>	Drug Activity S. Sell N. N/A P. Possess	R. Smuggle D. Deliver E. Use
X. Dispense/Distribute	M. Manufacture/Produce/Cultivate	Z. Other
Drug Type N. N/A A. Amphetamines	B. Barbiturate C. Cocaine E. Heroin	H. Hallucinogen M. Marijuana O. Opium/Deriv.
P. Paraphernalia/Equipment S. Synthetic	U. Unknowns Z. Other	
Charge Description <b>TRESPASS - OCCUPIED STRUCTURE AFTER WARNING</b>	Statute Violation Number <b>80.08(2B)</b>	Warrant / Copia Number <b>OR</b>
Drug Activity N	Amount / Unit <b></b>	Offense # <b>1</b>
Counts <b>1</b>	Domestic Violence <input type="checkbox"/> Y <input checked="" type="checkbox"/> N	Warrant / Copia Number <b></b>
Charge Description <b>POSSESSION OF XANAX</b>	Statute Violation Number <b>893.13(6A)</b>	Violation of ORD # <b></b>
Drug Activity N	Amount / Unit <b></b>	Offense # <b>2</b>
Counts <b>2</b>	Domestic Violence <input type="checkbox"/> Y <input checked="" type="checkbox"/> N	Warrant / Copia Number <b></b>
Charge Description <b>POSSESSION OF LYRICA</b>	Statute Violation Number <b>893.13(6A)</b>	Violation of ORD # <b></b>
Drug Activity N	Amount / Unit <b></b>	Offense # <b>1</b>
Counts <b>1</b>	Domestic Violence <input type="checkbox"/> Y <input checked="" type="checkbox"/> N	Warrant / Copia Number <b></b>
Health / Apparent Physical Condition of Defendant <b>GOOD</b>	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	
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 checked="" type="checkbox"/> T.O.T. County Jail
Transported By <b>MCQUISTON</b>	PROPERTY - Received By <b>MCQUISTON</b>	Released By <b>MCQUISTON</b>
Date Transported <b>07/06/2018</b>	Time Transported <b>05:00</b>	Released To <b>PBCJ</b>
<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) <b>South County 200 W Atlantic Ave Delray Beach, FL 33444</b>		
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) <b></b>		Date Signed <b></b>
HOLD for Other Agency <input type="checkbox"/> Dangerous <input type="checkbox"/> Suicidal	Signature of Arresting Officer <b>D. K. McQuiston</b>	Name Verification (Printed by Arrestee) <b>JUL 6 AM 6:07</b>
<input type="checkbox"/> Resisted Arrest <input type="checkbox"/> Other	Name of Arresting Officer (Print) <b>MCQUISTON, D. K.</b>	LD # <b>785</b>
Inmate Deputy <b>05 Thompson</b>	Transporting Officer <b>MCQUISTON</b>	LD # <b>785</b>
Agency <b>BRPD</b>	Agency <b>BRPD</b>	Agency <b>BRPD</b>
Witness here if subject signed with an "X".		

0499610 SCANNED JUL 11 2018

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PROBABLE CAUSE AFFIDAVIT

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

1

JUVENILE

Agency ORI Number <b>FL 0500200</b>	Agency Name <b>BOCA RATON POLICE DEPARTMENT</b>	Agency Report Number <b>3   2   2018-009063</b>
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Charge Type: Check as many as apply.	<input checked="" type="checkbox"/> 1. Felony	<input checked="" type="checkbox"/> 3. Misdemeanor	<input type="checkbox"/> 5. Ordinance	Special Notes:
	<input type="checkbox"/> 2. Traffic Felony	<input type="checkbox"/> 4. Traffic Misdemeanor	<input type="checkbox"/> 6. Other	

Name (Last, First, Middle) <b>MARMERSHTEYN, JEANETTE L</b>	Alias	Race <b>W</b>	Sex <b>F</b>	Date of Birth <b>07/25/1975</b>
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Charge Description <b>810.08(1)... TRESPASS - OCCUPIED STRUCTURE AFTER</b>	Charge Description <b>893.13(6A)..... POSSESSION OF SCHEDULE IV SUBSTAN</b>
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Victim's Name (Last, First, Middle) <b>GAINES, HOWARD SETH</b>	Race <b>W</b>	Sex <b>M</b>	Date of Birth <b>02/14/1951</b>
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Local Address (Street, Apt. Number) (City) (State) (Zip) <b>101 E CAMINO REAL 1020, BOCA RATON, FL 33432</b>	Phone <b>(561) 893-9172</b>	Address Source
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Business Address (Name, Street) (City) (State) (Zip)	Phone	Occupation
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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 committ 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 **6** day of **July** **2018** at **03:04** (Specifically include facts constituting cause for arrest.)

Victim #2 - State of Florida.

On 07/06/2018, at approximately 0206 hours, I responded to 101 East Camino Real APT 1020 in reference to a domestic disturbance. Upon arrival, I made contact with Howard Gaines and his girlfriend, Jeanette Marmershteyn.

Gaines stated that he and Marmershteyn were arguing over personal issues. Gaines stated that during the course of the argument that Marmershteyn pushed him in the chest while inside of the apartment and struck him in the groin. When asked to describe the specific events of the physical contact Gaines stated that the push was a poke and that it was possibly to just get his attention. It should be noted that there were no apparent signs of redness on Gaines persons nor any signs of his clothes being disheveled. Gaines stated that Marmershteyn was heavily intoxicated and he wanted her to leave his apartment for the night.

Marmershteyn stated that she and Gaines were arguing over personal issues. Marmershteyn stated that the extent of the incident was verbal and at no time did anything physical contact take place. I did not observe any redness on Marmershteyn hands consistent with any physical contact between her and Gaines. It should be noted that there were no independent witnesses to the incident within the apartment.

As Gaines was the authorized person for the property and Marmershteyn stated that she has a permanent address in Highland Beach, Gaines issued Marmershteyn a trespass warning in the presence of myself and Officer Alvarez. Marmershteyn failed to obey the trespass warning and was arrested for trespass after warning (F.S.S. 810.08(1.))

An inventory search of Marmershteyn's personal property found her to be in possession of two rectangular white bars with characters G3722 and a white and red

SWORN AND SUBSCRIBED BEFORE ME	<i>Dee C 705</i> SIGNATURE OF ARRESTING / INVESTIGATING OFFICER
<b>VAZQUEZ-BELLO, YVETTE D</b> NOTARY PUBLIC / CLERK OF COURT OFFICER (F.S.S. 1117.10)	<b>MCQUISTON, DEREK KEITH (785)</b> NAME OF OFFICER (PLEASE PRINT)
<b>07/06/2018</b> DATE	<b>07/06/2018</b> DATE

PROBABLE CAUSE AFFIDAVIT  
SUPPLEMENT

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

**1** JUVENILE

OBTS Number	Agency ORI Number <b>FL 0500200</b>		Agency Name <b>BOCA RATON POLICE DEPARTMENT</b>	Agency Report Number <b>3   2   2018-009063</b>
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	<input type="checkbox"/> 2. Traffic Felony	<input type="checkbox"/> 4. Traffic Misdemeanor	<input type="checkbox"/> 6. Other	

Name (Last, First, Middle) <b>MARMERSHTEYN, JEANETTE L</b>	Alias	Race <b>W</b>	Sex <b>F</b>	Date of Birth <b>07/25/1975</b>
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capsule with PFIZER on one end and PGN300 on the other. Officer Alvarez contacted Poison Control and spoke to representative Pablo (case number M3579278.) Pablo identified the rectangular white bar with characters G3722 as Xanax which is a Schedule IV substance. Pablo identified the white and red capsule with PFIZER on one end and PGN300 on the other as Lyrica which is also a Schedule IV substance. Neither the Xanax nor the Lyrica were found to be in a prescription pill container and were found loosely inside of the side pocket of her purse. Marmershteyn was additionally charged with Possession of Xanax and Possession of Lyrica (F.S.S. 893.13(6A.))

PROBABLE CAUSE STATEMENT

NOT A CERTIFIED COPY

SWORN AND SUBSCRIBED BEFORE ME <u>VAZQUEZ-BELLO, YVETTE D</u> NOTARY PUBLIC / CLERK OF COURT / OFFICER (F.S.S. 17.10) <u>07/06/2018</u> DATE	<u><i>Derek Keith</i></u> SIGNATURE OF ARRESTING / INVESTIGATING OFFICER <u>MCQUISTON, DEREK KEITH (785)</u> NAME OF OFFICER (PLEASE PRINT) <u>07/06/2018</u> DATE	PAGE <b>2 of 2</b>
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