2207413-1652

ARREST / NOTICE TO APPEAR

13CF5262

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

1 JUVENILE N

ADMINISTRATION

OBTS Number

Agency ORI Number: 0501700

Agency Name: Jupiter Police Department

Agency Report Number (N.T.A.'s only): 5171 13-002165

Charge Type: Check as many as apply. [X] 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)

Location of Offense (Business Name, Address): 810 S US HIGHWAY 1 223, JUPITER, FL 33477

Date of Arrest	Time of Arrest	Booking Date	Booking Time	Jail Date	Jail Time	Location of Vehicle
5/17/13	1446					

DEFENDANT

Name (Last, First, Middle): KACKLEY, JENNIFER JANE

Alias (Name, DOB, Soc. Sec. #, Etc.): Alias:

Race (W - White, B - Black, I - American Indian, O - Oriental/Asian)	Sex	Date of Birth	Height	Weight	Eye Color	Hair Color	Complexion	Build
W	F	10/24/1978	5'07	125	GREEN	BLONDE /	MEDIUM	Small

Scars, Marks, Tatoos, Unique Physical Features (Location, Type, Description): unk

Marital Status: S

Religion:

Indication of: Alcohol Influence [X] Yes [ ] No [ ] Unk. / Drug Influence [X] Yes [ ] No [ ] Unk.

Local Address (Street, Apt. Number) (City) (State) (Zip): 405 N CYPRESS DR 2, TEQUESTA, FL 33469

Phone: (561) 972-0480

Residence Type: 1. City 2. County 3. Florida 4. Out of State: 2

Permanent Address (Street, Apt. Number) (City) (State) (Zip): 405 N CYPRESS DR 2, TEQUESTA, FL 33469

Phone: (561) 972-0480

Address Source: VERBAL

Business Address (Name, Street) (City) (State) (Zip): ROGER DEAN STADIUM,

Phone: (561) 630-75114405

Occupation: Bartender

DL Number, State	Soc. Sec. Number	INS Number	Place of Birth (City, State)	Citizenship
K240430788840 /	[redacted]	-	Ithaca Falls, OH, United States Of	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 [ ] Other: [ ] Legal Custodian

Name (Last, First, Middle) | Residence Phone

Address (Street, Apt. Number) (City) (State) (Zip) | 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 [ ] defendant and/or [ ] 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.
[ ] Yes, by [ ] No:

School Attended | Grade

Property Crime? [ ] Yes [X] 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. Disperses/ 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

CHARGE

Charge Description	Statute Violation Number	Violation of ORD #
TAMPER/DESTROY EVIDENCE	918.13(1)(A)	

Drug Activity	Drug Type	Amount / Unit	Offense #	Counts	Domestic Violence	Warrant / Capias Number	Bond
N	N	/	13-002068	1	[ ] Y [X] N		

CHARGE

Charge Description	Statute Violation Number	Violation of ORD #

Drug Activity	Drug Type	Amount / Unit	Offense #	Counts	Domestic Violence	Warrant / Capias Number	Bond
		/			[ ] Y [ ] N		

CHARGE

Charge Description	Statute Violation Number	Violation of ORD #

Drug Activity	Drug Type	Amount / Unit	Offense #	Counts	Domestic Violence	Warrant / Capias Number	Bond
		/			[ ] Y [ ] N		

INTAKE

Health / Apparent Physical Condition of Defendant

Any knowledge of the following: [ ] Mental [ ] Escape Risk [ ] Medication [ ] Deformities [ ] Injuries
Explain:

Check which applies: [ ] Released O.R. [ ] Released to Parent/Guardian [ ] T.O.T. County Jail [ ] Posted Bond [ ] South County Mental Health

PROPERTY - Received By | Released By | Released To

Transported By | Date Transported | Time Transported | Other

NOTICE TO APPEAR

[X] INSTRUCTION NO. 1 - Mandatory appearance in court
[ ] INSTRUCTION NO. 2 - You need not appear in Court but must comply with instructions on Page 2.

Location (Court, Room)

Court Date and Time

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) | Date Signed

2013 MAY 18 AM 5:40
SHARON R. BOCK, CLERK
PALM BEACH COUNTY, FL
GUN CLUB BRANCH

No Photo Available

ADMIN

HOLD for Other Agency

[ ] Dangerous [ ] Resisted Arrest [ ] Suicidal [ ] Other

Intake Deputy | I.D. # | Pouch #

Signature of Arresting Officer

Name of Arresting Officer (Print): CANONICO, LINDSEY | I.D. #: 1054

Transporting Officer: Juric | I.D. #: 341 | Agency: JPD

Name Verification (Printed by Arrestee) (PRINT)

Witness here if subject signed with an "X".

PAGE 1 OF 1

[ ] COURT [ ] STATE ATTORNEY [ ] AGENCY [ ] CENTRAL RECORDS [ ] JAIL [ ] CRIME ANALYSIS [ ] P. I. O. [ ] DEFENDANT

Juric

SCANNED

MAY 22 2013

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PROBABLE CAUSE AFFIDAVIT

OBTS Number:

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

JUVENILE: N

ADMIN

Agency ORI Number	Agency Name	Agency Report Number
FL 0501700	JUPITER POLICE DEPARTMENT	14 13-002165

Charge Type: Check as many as apply: [X] 1. Felony [ ] 2. Traffic Felony [ ] 3. Misdemeanor [ ] 4. Traffic Misdemeanor [ ] 5. Ordinance [ ] 6. Other

Special Notes:

DEF

Name (Last, First, Middle)	Alias	Race	Sex	Date of Birth
KACKLEY, JENNIFER JANE		W	F	10/24/1978

CHARGES

Charge Description	Charge Description
918.13(1)(A) TAMPER/DESTROY EVIDENCE	
Charge Description	Charge Description

VICTIM

Victim's Name (Last, First, Middle)	Race	Sex	Date of Birth
State Of Florida			

Local Address (Street, Apt. Number)	(City)	(State)	(Zip)	Phone	Address Source

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

PROBABLE CAUSE STATEMENT

The undersigned certifies and swears that he/she has just and resonable 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.

[X] was found to have committed the below acts, resulting from my (described) investigation.

On the 14 day of May, 2013 at 16:40 (Specifically include facts constituting cause for arrest.)

On 05/09/13 at 0255 hours North County Regional Communications received a 911 call from a female, Jennifer Kackley regarding a male who was unconscious, unknown if breathing, and appeared blue. Kackley advised communications that the male, had been using unknown pills earlier in the day and later told Fire Rescue on the phone that they had been drinking and the male had taken Xanax earlier. Officers Raleigh and Owen arrived on scene at 0259 hours. According to the initial report, when officers arrived it was discovered that room #223 was at the far end of the hallway on the second floor. When they arrived the door was closed and locked and knocked on the door. A white female, later identified as Jennifer Kackley (10/24/78) opened the door. The decedent, Jason Cummans (W/M 01/26/83) was lying on his back across the bed, not as someone would normally sleep, basically perpendicular. Cummans' neck and face area were a bluish-purple color and he was not breathing. He was approximately 2-2 ½ feet away from the end of the bed and the blankets were on the end of the bed. The room was in disarray, clothing, food and other items throughout the room. Officer Raleigh pulled the blankets off the bed and threw them on top of a pile of clothes near the southwest corner of the room, by the refrigerator. Officer Owen and Officer Raleigh moved Cummans to the floor at the foot of the bed (between the bed and the refrigerator/dresser area). Both officers advised that as they moved him his wrists and ankles felt cool to the touch but that his torso was still warm.

Officer Owen checked for a pulse, but none was detected. Officer Raleigh started chest compressions, while Officer Owen set up the AED. When the AED was ready, they stood clear of the patient while it analyzed. The AED directed "no shock advised". Chest compressions were continued for 2 minutes, until the AED advised to clear to analyze again. Once again the AED was "no shock advised". Chest compressions continued until Fire Rescue Station #18 arrived at 0303 hours and took over treatment. Cummans was treated on scene and worked on by Fire Rescue until he was transported to Jupiter Medical Center (Later seen on video leaving the room at 0328 hours and arriving at the hospital at 0343 hours). Cummans was ultimately pronounced dead at 0356 by Dr. Casker at Jupiter

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SWORN AND SUBSCRIBED BEFORE ME

378/1028

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

5/14/13
DATE

SIGNATURE OF ARRESTING / INVESTIGATING OFFICER

CANONICO, LINDSEY (1054)
NAME OF OFFICER (PLEASE PRINT)

05/14/2013
DATE

FILED
PALM BEACH COUNTY, FL
SHARON R. BOCK, CLERK
PCA/CCC BRANCH
2013 MAY 16 AM 5:40

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

SCANNED
MAY 22 2013

ADMIN

OBTS Number	PROBABLE CAUSE AFFIDAVIT SUPPLEMENT	1. Arrest 2. N.T.A. 3. Request for Warrant 4. Request for Capias	1	JUVENILE

Agency ORI Number	Agency Name	Agency Report Number
FL 0501700	JUPITER POLICE DEPARTMENT	13-002165

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KACKLEY, JENNIFER JANE		W	F	10/24/1978

PROBABLE CAUSE STATEMENT

Medical Center.

While on scene Officer Owen took a written statement from Kackley. Kackley stated that she and Cummans were hanging out drinking and "dabbled in some `coke`". She went on to write that at around 1pm Cummons "got really high fast like" and that is when he took a Xanax. She stated that he started to act weird and wasn`t making any sense so she got him to lie down and he went to sleep immediately. Kackley wrote that she checked on him throughout the night and when she woke up and looked at him, he looked bluish so she called 911. She further advised he had smoked marijuana throughout the night as well. At approximately 0330 hours I was called out by Sgt. Barry to respond to the scene. I arrived at approximately 0409 hours and I was briefed on what was known at the time. I briefly spoke to Kackley and informed her of the procedure. I took some preliminary photos as I was informed that Fire Rescue had left something behind and was heading back to retrieve it. I then conducted a sworn taped statement with Kackley in the hallway outside of the hotel room. The following is a synopsis of the interview: I began by obtaining basic personal information from her. I asked how long she was staying at the Best Western and she said since Tuesday night. I asked how she knows him and she said he is her ex-boyfriend, Jason Randall Cummans (01/26/83). She told me they had previously lived together for 4 years and they broke up almost a year ago. She said they are obviously still friends. I asked where he was living and she said at his sister, Amy Cioffi`s residence in Tequesta since they broke up. I asked if he had issues with his sister since he moved in and she said she didn`t think so but that their mom had just moved in as well and she has Alzheimers and that is stressful. Kackley thought Cummans left Monday or Tuesday and came to the hotel after an argument. I asked when she last saw him before this and she said maybe a couple of weeks. She said they are still very close and talk on the phone all of the time. I asked what the argument was about with his family and she said that his mother has Alzheimers and allegedly thought that he was going to hurt her. Kackley stated that Amy told him to leave long enough for their mom to forget that she was afraid. I asked if Cummans worked and she said that he does side jobs sometimes but did not have a real job. I asked if it was Monday or Tuesday that he checked into the hotel and she said she didn`t know but that he called her on Tuesday. She mentioned that Cummans had gotten a new tattoo with "mom" and was hurt when they got into the argument. I asked if he was excessively upset about it and she said no. I asked about when she came to the hotel (Tuesday night). She told me she works at Roger Dean and got off around 10pm, went to Corners Bar after, and then came over to the hotel. I asked if she had intended to stay the night and she said yes. I asked about several nights and she said they definitely were not going to leave that night with the condition he was in. I asked if he had been planning to check out yesterday (Wednesday) and she confirmed that he was, but he extended for another night. I asked if he was going back to his sister`s house and she said she didn`t know. I asked about his demeanor when she got there Tuesday night and she said he was fine. She mentioned a rental car. I asked about it and she said that he only had a motorcycle and that he said he had errands to run the next day (Thursday) but she said she wouldn`t be able to take him so they got him a rental car. She said the rental car was in

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

5/14/13
DATE

SIGNATURE OF ARRESTING / INVESTIGATING OFFICER

CANONICO, LINDSEY (1054)
NAME OF OFFICER (PLEASE PRINT)

05/14/2013
DATE

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

SCANNED
MAY 22 2013

ADMIN

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KACKLEY, JENNIFER JANE		W	F	10/24/1978

PROBABLE CAUSE STATEMENT

her name. I asked what time they went to get the car and she said 3:30pm. She said they ultimately had to leave the car at the Publix shopping center because she was all over the road, and she drove him back here. She stated that when they got back they went outside to have a cigarette and Cummans was rambling and not making any sense and unsteady on his feet. She said she asked him to sit down on the bed; that he laid down and went to bed. I asked what time they got up in that morning and she said 8am. I asked what they did during the day and she said they just hung out at the hotel. I asked if they drank anything and she said yes; that they drank and partied. She said that they drank wine and champagne. I asked about Tuesday night and she said it was all the same, that he had a 6 pack of Stella and champagne. I asked if they slept at all on Tuesday night and she said they "rested" but no solid sleep. I asked about drug use and told her that no one was in trouble. Kackley mentioned he smoked marijuana, drank beer, he had some Xanax and there was cocaine. She said that he really didn`t tell her all that he did. Officer Raleigh asked if he had a prescription and she said she didn`t know. I asked if he swallowed the pills or would crush them and she told me he swallowed them. I asked if the cocaine was there when she got there and she said yes. I asked how much she would guess was there and she said a couple grams maybe. I asked if it was gone now and she said yes. I asked when she thought it was completely gone and she said between 11am and 1pm. I confirmed what she had told me about going to get the rental car at 3:30pm and I asked what time they got back to the hotel and she stated around 4pm-430pm. She talked about him speaking strangely and said that a few years ago when he had his surgery he was talking like that too and it reminded her of that. I asked about the surgery and she said his heart valves had deteriorated. Officer Raleigh added that his sister had said he needed a mitral valve replacement because he was an IV drug user. She denied knowledge of his IV drug use when they were together but I asked what his drug of choice would have been back then and she said oxycodone. I asked about other medical conditions and she said he had seizures. I asked about when he went to lay down. She told me he has always been a heavy sleeper and that he was sleeping on his stomach with his arms slightly bent and near his head on either side. She said she moved his head at one point because he was face down and she thought he couldn`t breathe. I asked what time he laid down and she said 7pm, between 5pm and 7pm. I asked if she went to bed at that time too and she said no, she watched TV for a while and then finally got in bed with him but she couldn`t move him. She said she got the covers over her feet and his bottom half. I asked what he was wearing and she said just his boxers. I asked what time she thought she went to bed and she said maybe around 10pm-11pm. I asked what time she woke up and she said around 2am-230am. She said she looked at him and he was blue, she thought he was dead. Kackley stated she was slapping him and jumping on the bed. She said she called 911 and they tried to instruct her to do CPR and she started crying. I asked if she saw anything on his body or anything and she said his face was blue and purple. I asked if Cummans had ever been married or had kids and she said no. We briefly spoke about Cummans` sisters. I then asked if there was anything I didn`t ask that I should know and I asked when they last ate and she told me that morning when they went down for breakfast at 8am. I then asked about the cocaine use again and asked if he or she used more. She told me it was basically equal and then he

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

5/14/13
DATE

409

SIGNATURE OF ARRESTING / INVESTIGATING OFFICER

CANONICO, LINDSEY (1054)
NAME OF OFFICER (PLEASE PRINT)

05/14/2013
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COURT STATE ATTORNEY CENTRAL RECORDS CRIME ANALYSIS P. I. O.

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KACKLEY, JENNIFER JANE		W	F	10/24/1978

PROBABLE CAUSE STATEMENT

stopped and she continued. I asked her one more time if there was anything else I should know and she didn`t think so. I swore her into her statement and the interview was concluded.

I photographed and searched Kackley`s property prior to allowing her to leave the scene to go to the hospital. As Kackley was leaving the hotel, Officer Raleigh called Officer Pope, who was at the hospital with Cummans` family. Officer Pope advised Officer Raleigh that Cummans` sister, Amy was upset and wanted to speak to me because she found out that other people had been in the room and moved the body before police arrived.

Officer Raleigh and I caught up with Kackley just outside of the hotel front doors and spoke to her. I asked her if anyone else had been in the room. Kackley stated that earlier in the day "Johnny" and his wife "Mary" had been over. I then asked if anyone else had been in the room after she woke up and found Cummans but before she called 911. Kackley became very nervous and stated she was upset and it slipped her mind about "Johnny" and "Mary" coming to the hotel. She said when she woke up and saw Cummans she didn`t know what to do. She said his friend "Johnny" had been over earlier and saw Cummans acting weird, so he told her if she needed anything to call him. We asked Kackley if she would check her cell phone and see what time she called "Johnny". Kackley opened her cell phone and showed it to us. Kackley had called "Johnny" at 0238, 0246 and 0247 hours. She called 911 at 0255 hours. She said the first time she called him, she told him Cummans was blue and she didn`t think he was breathing and "Johnny" told her he was coming over. Officer Raleigh asked if the later calls were to see where "Johnny" was and she said yes, because she was waiting for him to get there. She said "Johnny" and "Mary" came to the room and "Johnny" rolled Cummans over to check on him. She stated that they told her to call 911. I asked why they left before the police came and she stated that they don`t like cops and paramedics. I asked if they had removed drugs from the room and Kackley said she didn`t know. Kackley said she did not know Johnny`s last name but believes he lives in Jupiter or Palm Beach Gardens and drives an Explorer or SUV. Kackley provided 321-302-0838 as a phone number for "Johnny". She then left the hotel.

A couple minutes later, a vehicle pulled into the parking lot and a white female approached us. The female was determined to be the decedent`s sister Amy Cioffi and their mother Ruth Cummans. I conducted a sworn taped statement with Cioffi in the parking lot of the hotel. Cioffi advised of Cummans` medical and drug history. She added that Cummans had just settled a lawsuit that week and she thought his settlement may have been around $75,000 .00 but she knew he had received $20,000 cash that week. Cioffi also advised that when she was at the hospital "Johnny" called her and said he "had nothing to do with this". Amy said "Johnny" had been friends with her husband before he died last year. Amy said Johnny`s last name is Santora and she believed he lives in North Palm Beach. Cioffi provided a second number for Johnny 561-905-6363. She said he had called her several times from 2 different numbers. After the interview was concluded Cummans and Cioffi left the area.

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CANONICO, LINDSEY (1054)
NAME OF OFFICER (PLEASE PRINT)

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KACKLEY, JENNIFER JANE		W	F	10/24/1978

PROBABLE CAUSE STATEMENT

After I finished with the initial investigation, I went back to the Jupiter Police Department. I received a call from Cioffi who stated that "Johnny" had called her a few more times and had told her that he, Mary and Kackley cleaned the room and destroyed the drugs prior to calling the police. He told her that he and Mary took the marijuana and Kackley flushed the cocaine. I asked Cioffi if she would be willing to do a controlled call with "Johnny" and she agreed. I then looked on DAVID to determine "Johnny`s" real name. I was able to determine that "Johnny" is actually Salvatore Santora (W/M 10/04/51) who resides in North Palm Beach and his spouse is listed as Mary Delaney (W/F 03/11/43) later verified through emergency contact numbers and video surveillance footage.

I then responded to Cioffi`s residence to conduct the controlled call. She signed the waiver and we recorded the call to Santora at 561-904-6363. The following is a synopsis of the controlled call: Santora answered the phone and Cioffi told him that the Medical Examiner was asking what kind of drugs Cummans was on and she needed to know. Santora said he was definitely doing cocaine. Cioffi asked if he was using Xanax too and Santora confirmed he was. She told him she found some in the room. Santora added that Cummans was also using marijuana. Cioffi asked what he saw in the room and Santora sounds liked he is asking someone who is with him, "What else did we see in the room?" (later determined to be talking to Mary Delaney). You can hear him ask if there was beer cans and a female is heard saying, "yeah" in the background. He said they had been drinking too and Cioffi mentioned the champagne. Santora states again that he was using "coke" for sure and then you hear the female say something inaudible in the background and Santora states, "she got rid of that coke". Cioffi asked if it was Kackley and Santora said yes, because he told her to just get rid of everything. Cioffi asked if Kackley got rid of the "pot" and Santora states, "We actually did" and further explained that she told them that it wouldn`t go down the toilet because it was "quite a little bit". Cioffi told Santora that she thought Kackley should have called 911 before calling him and Santora agreed. She asked about Kackley`s demeanor, if he thought she could have hurt her brother and he said he didn`t know, it was three in the morning and they had been sleeping. Cioffi asked about seeing any money while there and Santora said he hadn`t, but that the whole place was a mess. They spoke briefly about Cummans having just settled his law suit. She then asked about the yellow rectangular pill and he said he didn`t know what it was, but maybe Xanax or Restryl. Santora then put Delaney on the phone stating that she wanted to say something. She spoke mostly about Cummans stopping by their house a few days ago and that he looked good and that he told them about the settlement and that he spent a lot of money over the weekend and had a great time. Cioffi asked if she saw any money in the room and Delaney said that she didn`t see any but it could have been there because they were only in the room for a total of 4 minutes. She stated, "the only thing we were doing was trying to get him to wake up…and to try to get rid of what, what…and to tell her to get rid of stuff that was there." She went on to say that they thought he was still breathing and that they thought they (police) would come and then he would get in a lot of trouble…"so we were trying to get rid of as much as we could before we left…and then were going to go

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ADMINISTRATIVE

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MAY 22 2013

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Agency ORI Number	Agency Name		Agency Report Number		
FL 0501700	JUPITER POLICE DEPARTMENT		13-002165		

Charge Type: Check as many as apply. [X] 1. Felony [ ] 2. Traffic Felony [ ] 3. Misdemeanor [ ] 4. Traffic Misdemeanor [ ] 5. Ordinance [ ] 6. Other

Special Notes:

DEF

Name (Last, First, Middle)	Alias	Race	Sex	Date of Birth
KACKLEY, JENNIFER JANE		W	F	10/24/1978

PROBABLE CAUSE STATEMENT

home and call you (Cioffi)". Cioffi asked if she thought Cummans was dead when she was there and Mary said, "No, he wasn`t dead. He breathed and he was warm, he was warm!" Cioffi asked if she knew about any other drugs and she said no, that she (Kackley) was talking about the "coke" and said he took a lot of Xanax. Cioffi asked if there was a lot of "coke" left when she got there and she said that Kackley had flushed it. She said that when they got there, there was a little bit on a table and Santora told Kackley to wipe it off and get rid of the residue. She said she thought there had been quite a bit because the residue was from one end of the table to the other. Delaney started to say that the marijuana wouldn`t go down and then stopped and said "I don`t want to talk about this on the phone". She then asked if the police were going to call them and asked what Kackley had told the police. She said that it was 230am when Kackley called them and it took them a half an hour to get there. She offered condolences and said she was sad and knew he was going to get himself in trouble when he got all that money.

On 05/10/13 I received a call from the manager at Best Western advising that CD-R with the video surveillance from the hotel was ready for pick up. I responded and took possession of the CD-R. I then came back to the police department and viewed the video. The camera view is from the ceiling on the second floor pointing to the west down the hallway (toward the direction of the room). At 0222 hours Kackley is seen exiting the room with an ice bucket and talking on a cell phone as she walks east (toward the vending area). Shortly after she returns to the room and goes off of camera view. At 0250 hours Delaney and Santora are seen on camera arriving on the second floor walking west down the hallway, and go off camera and into the room. At 0253 hours Delaney and Santora are seen leaving the room and heading back toward to elevator. At 0259 Jupiter Police officers are seen arriving on the second floor and at 0303 hours Palm Beach County Fire Rescue arrives. Fire Rescue is on scene until they are seen transporting Cummans towards the elevator at 0328 hours.

Despite the drug use that was even admitted by Kackley, it should be noted that at the conclusion of the thorough search of the hotel room for evidence, the only drug paraphernalia or drugs I found in the room was: a small amount of marijuana in stackable pill container, a large glass bong, several smaller glass smoking pipes, suspected waxy marijuana (all of which was hidden and concealed), a small piece of a yellow pill (on floor), a whole yellow rectangular pill (from a small hidden metal cylinder pill container), and a white round pill (on floor).

Due to the above described investigation I found that Jennifer Kackley did with knowledge that a criminal trial or proceeding or an investigation by a duly constituted prosecuting authority, law enforcement agency, grand jury or legislative committee of this state was pending or was about to be instituted, alter, destroy, conceal, or remove any record, document, or thing with the purpose to impair its verity or availability in such proceeding or investigation; or did make, present, or use any record, document, or thing, knowing it to be false, contrary to Florida Statute 918.13(1).

NOT A CERTIFIED COPY

ADMINISTRATIVE

SWORN AND SUBSCRIBED BEFORE ME

[signature] 328/1028

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

5/14/13

DATE

[signature] 407

SIGNATURE OF ARRESTING / INVESTIGATING OFFICER

CANONICO, LINDSEY (1054)

NAME OF OFFICER (PLEASE PRINT)

05/14/2013

DATE

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

SCANNED
MAY 22 2013