0506081 - 1959

(NH)

ARREST / NOTICE TO APPEAR

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

ADMINISTRATION

OBTS Number			
	Agency ORI Number: 0500400	Agency Name: Delray Beach Police Department	Agency Report Number (N.T.A.'s only): 4 0 19-003832

19MM2950

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: Hands/fist/feet/teeth

Multiple Clearance Indicator: 2

Location of Arrest (Including Name of Business)	Location of Offense (Business Name, Address)
64 S OCEAN BLVD, DELRAY BEACH, FL	64 S OCEAN BLVD, DELRAY BEACH, FL 33483

Date of Arrest	Time of Arrest	Booking Date	Booking Time	Jail Date	Jail Time	Location of Vehicle
03/09/2019	19:25	03/09/2019	20:25			

DEFENDANT

Name (Last, First, Middle): ALPERN, JESSICA LAUREN — Alias (Name, DOB, Soc. Sec. #, Etc.): Alias:

Race (W - White, I - American Indian, B - Black, O - Oriental/Asian)	Sex	Date of Birth	Height	Weight	Eye Color	Hair Color	Complexion	Build
W	F	05/26/1992	5'02	130	BROWN	BROWN	LIGHT	MEDIUM

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

Marital Status: S — Religion: NOT INDICA — Indication of: Alcohol Influence ☒ Yes ☐ No ☐ Unk. Drug Influence

Local Address (Street, Apt. Number)	(City)	(State)	(Zip)	Phone	Residence Type: 1. City 2. County 3. Florida 4. Out of State
9776 BAY HARBOR CIR 25, FORT MYERS, FL 33919				(954) 562-6230	1

Permanent Address (Street, Apt. Number)	(City)	(State)	(Zip)	Phone	Address Source
9776 BAY HARBOR CIR 25, FORT MYERS, FL 33919				(954) 562-6230	VERBAL

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

D/L Number, State	Soc. Sec. Number	INS Number	Place of Birth (City, State)	Citizenship
A416432926861 / FL	[redacted]		PEMBROKE PINES,	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 ☒ 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., S. Synthetic, P. Paraphernalia/Equipment, U. Unknown, Z. Other

CHARGE

Charge Description	Statute Violation Number	Violation of ORD #
SIMPLE BATTERY(TOUCH OR STRIKE)	784.03(1A1)	

Drug Activity	Drug Type	Amount / Unit	Offense #	Counts	Domestic Violence	Warrant / Capias Number	Bond
	N	/		1	☐ Y ☒ N		

CHARGE

Charge Description	Statute Violation Number	Violation of ORD #
RESIST/OBSTRUCT OFFICER W/O VIOLENCE	843.02	

Drug Activity	Drug Type	Amount / Unit	Offense #	Counts	Domestic Violence	Warrant / Capias Number	Bond
	N	/		1	☐ 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

Transported By — Date Transported — Time Transported — Other

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 Page 2.

Location (Court, Room): South County 200 W Atlantic Ave Delray Beach, FL 33444
Court Date and Time: 03/28/2019 08:30:00

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

No Photo Available

ADMIN

HOLD for Other Agency — ☐ Dangerous ☐ Suicidal ☐ Resisted Arrest ☐ Other

Signature of Arresting Officer

Name of Arresting Officer (Print): UMBRIAC, FRANK — I.D. #: 0816

Intake Deputy — I.D. # — Pouch #

Transporting Officer: TABARES — I.D. #: 1118 — Agency: DBPD

Name Verification (Printed by Arrestee) (PRINT)

Witness here if subject signed with an "X".

SCANNED MAR 10 2019

1 OF 1

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

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PROBABLE CAUSE AFFIDAVIT

ADMIN

OBTS Number:

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 0500400	DELRAY BEACH POLICE DEPARTMENT	4 0 19-003832

Charge Type: Check as many as apply. ☐ 1. Felony ☒ 3. Misdemeanor ☐ 5. Ordinance ☐ 2. Traffic Felony ☐ 4. Traffic Misdemeanor ☐ 6. Other

Special Notes:

DEF

Name (Last, First, Middle)	Alias	Race	Sex	Date of Birth
ALPERN, JESSICA LAUREN		W	F	05/26/1992

CHARGES

Charge Description	Charge Description
784.03(1A1) SIMPLE BATTERY(TOUCH OR STRIKE)	843.02 RESIST/OBSTRUCT OFFICER W/O VIOLENCE
Charge Description	Charge Description

VICTIM

Victim's Name (Last, First, Middle)	Race	Sex	Date of Birth
PINHEIRO, RAFAEL	W	M	11/13/1985

Local Address (Street, Apt. Number) (City) (State) (Zip)	Phone	Address Source
64 S OCEAN BLVD, DELRAY BEACH, FL 33483	(561) 542-0571	

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

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.

☐ confessed to _____ admitting to the below facts.

☒ was observed by OFC. M. BROWN who told OFC. F. UMBRIAC that he/she saw the arrested person committ the below acts.

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

On the 9 day of March, 2019 at 19:25 (Specifically include facts constituting cause for arrest.)

The following incident occurred at 64 S Ocean Blvd, The Sandbar, in the City of Delray Beach, Palm Beach County, FL:

On 3/9/2019 at approximately 1900 hours, Ofc M. Brown #994, was working as a detail officer for Sandbar located at 64 South Ocean Blvd. A fight broke out at the establishment and the security guards and Ofc Brown, escorted the defendant Alpern out of the club. Alpern left the establishment; however, he was extremely belligerent and boisterous, yelling profane words and threatening comments towards Ofc Brown and the staff. At approximately 1905 hours, Ofc Brown was notified by the bar manager, Rafael Pinheiro, that the same subject was fighting with the Valet`s and they needed my assistance. Pinhero requested that the subject be issued a trespass warning for his actions. Ofc Brown requested a routine back-up officer due to the subject`s aggressiveness. Ofc Brown went to make contact with Alpern and he spit on another unknown male that he was in a confrontation with. At that time, Ofc Brown ran up to Alpern, to arrest him and he immediately began to fight and resist Ofc Brown`s efforts to arrest him. Ofc Brown wrestled Alpern to the ground and had him down on his stomach. Alpern kicked Ofc Brown several times (approximately 6) on his left ribs. Alpern also turned his head and spit on Ofc Brown approximately 3 times. Ofc Brown was able to get his left arm behind his back and one handcuff on and after some assistance from an unknown bystander, Ofc Brown eventually got the right arm handcuffed. To keep Alpern from spitting on Ofc Brown, he used his forearm and some pressure to keep Alpern`s head still, until Alpern eventually stopped spitting. During the entirety of the arrest, the subject`s sister, Jessica Alpern, refused to obey Ofc Brown`s lawful commands to back away. She even reached her hand towards the handcuffs even after multiple warnings to stay back. She also punched Rafael Pinheiro in the face as he tried to hold the subject`s legs from kicking Ofc Brown in the ribs. There were other people in the crowd that were trying to get to the subject and Ofc Brown requested someone call 911 because he could not get to his police radio. At one point Ofc Brown did get to his radio and

ADMINISTRATIVE

SWORN AND SUBSCRIBED BEFORE ME

TABARES MEDEROS, JESUS R
NOTARY PUBLIC / CLERK OF COURT / OFFICER (F.S.S. 117.10)

03/09/2019
DATE

SIGNATURE OF ARRESTING / INVESTIGATING OFFICER

UMBRIAC, FRANK (0816)
NAME OF OFFICER (PLEASE PRINT)

03/09/2019
DATE

SCANNED

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

MAR 10 2019

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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 0500400	DELRAY BEACH POLICE DEPARTMENT	4 0 19-003832

Charge Type: Check as many as apply: ☐ 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
ALPERN, JESSICA LAUREN		W	F	05/26/1992

PROBABLE CAUSE STATEMENT

asked for an expedited response. Officers arrived and took over the arrest.

While transporting Jake Alpern to county jail, he told Ofc Kratz and Ofc Umbriac that he was going to kick their asses (at least 5x) he was going to put them in the dirt, we were going to get a bullet in the temple and he knows kings and their going to come to our houses and kill our families.

Based on the above stated facts, defendant Jake Alpern is charged with Battery on a LEO pursuant to FSS 784.07(2b), Assault on a officer, pursuant to FSS 784.07(2a), Resisting with violence pursuant to FSS 843.01, Corruption by threat against public official pursuant to FSS 838.021(3B) and Disorderly Intoxication pursuant to FSS 856.011.

Defendant Jessica Alpern is charged with Simple Battery pursuant to FSS 784.03(1a1) and resisting without violence pursuant to FSS 843.02

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ADMINISTRATIVE

SWORN AND SUBSCRIBED BEFORE ME

TABARES MEDEROS, JESUS R
NOTARY PUBLIC / CLERK OF COURT / OFFICER (F.S.S. 117.10)

03/09/2019
DATE

SIGNATURE OF ARRESTING / INVESTIGATING OFFICER

UMBRIAC, FRANK (0816)
NAME OF OFFICER (PLEASE PRINT)

03/09/2019
DATE

PAGE 1

SCANNED
MAR 18 2019
P.B.P.D.

COURT STATE ATTORNEY CENTRAL RECORDS JAIL CRIME ANALYSIS

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:	

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REVIEW COMPLETED BY

Booking Number: 2019008221	**Date:** 03/10/2019
	Specialist Name/ID: AM/31562

SCANNED
MAR 10 2019