

0484394

NH

ARREST / NOTICE TO APPEAR

P-439

17mm487

AD M I N I S T R A T I O N	OBTS Number 0500200	Agency ORI Number 0500200	Agency Name Boca Raton Police Department	Agency Report Number (N.T.A.'s only) 3 2 2017-000536	1. Arrest 2. N.T.A. 3. Request for Warrant 4. Request for Capias 1	JUVENILE	
D E F E N D A N T	Charge Type: Check as many as apply: <input 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	If Weapon Seized Enter Type Hands, Feet, Fist, Teeth				Multiple Clearance Indicator N	
	Location of Arrest (Including Name of Business) 1600 N FEDERAL HWY BOCA RATON, FL 33431				Location of Offense (Business Name, Address) 600 NE 24TH ST, BOCA RATON, FL 33431		
	Date of Arrest 01/12/2017	Time of Arrest 03:05	Booking Date 01/12/2017	Booking Time 03:15	Jail Date // ::	Jail Time // ::	
	Location of Vehicle						
C O D E F	Name (Last, First, Middle) POWELL, KEITH A						
	Alias: Alias (Name, DOB, Soc. Sec. #, Etc.)						
	Race W - White B - Black O - Oriental/Asian W	Sex M	Date of Birth 04/24/1972	Height 6'01	Weight 290	Eye Color BR	
	Scars, Marks, Tattoos, Unique Physical Features (Location, Type, Description) TATT L ARM / "CARA" & "CARISSA"; TATT R ARM / "TIL DEATH"			Marital Status S	Religion NONE	Complexion LIGHT	
	Local Address (Street, Apt. Number) AT LARGE, BOCA RATON, FL 33432			Phone	Indication of: Alcohol Influence Drug Influence Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> Unk. <input type="checkbox"/>		
	Permanent Address (Street, Apt. Number) AT LARGE, BOCA RATON, FL 33432			Phone	Residence Type: 1. City 2. County 3. Florida 4. Out of State		
	Business Address (Name, Street) PANERA BREAD, 1600 N FEDERAL HWY			Phone	Address Source SELF		
	D/L Number, State 071490424 / TN			Soc. Sec. Number	INS Number	Place of Birth (City, State) FAYETTEVILLE, NC	
	Citizenship US			Occupation Line Cook			
	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
J U V E N I L E	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
	<input type="checkbox"/> Parent <input type="checkbox"/> Other: _____ Name (Last, First, Middle)			Residence Phone			
	<input type="checkbox"/> Legal Custodian 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 <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. <input type="checkbox"/> Yes, by: _____ <input type="checkbox"/> No: _____			School Attended	Grade		
	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. 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		
C H A R G E	Charge Description BATTERY				Statute Violation Number 784.03(1)(a)	Violation of ORD # NO	
	Drug Activity	Drug Type N	Amount / Unit /	Offense # 2017-000536	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				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:		
	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 <input type="checkbox"/> Posted Bond <input type="checkbox"/> South County Mental Health				PROPERTY - Received By GANNON		
	Transported By				Date Transported // ::	Time Transported Other	
	Released To				Released By GANNON		
N O T I C E T O A P P E A R	<input checked="" type="checkbox"/> INSTRUCTION NO. 1 - Mandatory appearance in court <input 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.				Court Date and Time 02/16/2017 08:30:00		
	Signature of Defendant (or Juvenile and Parent/Custodian)				Date Signed 2017 JAN 13 AM 5:37		
	HOLD for Other Agency				Name Verification (Printed by Arrestee)		
A D M I N	<input type="checkbox"/> Dangerous <input type="checkbox"/> Resisted Arrest <input type="checkbox"/> Suicidal <input type="checkbox"/> Other				Name of Arresting Officer (Print) GANNON, BRIAN M.		
	Transporting Officer McQuish				ID # 775		
	Pouch #				Agency 785		
	Witness here if subject signed with an "X".				PAGE 1 OF 1		

SCANNED
JAN 13 2017

OBTS Number		PROBABLE CAUSE AFFIDAVIT		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 0500200	BOCA RATON POLICE DEPARTMENT		3 2 2017-000536						
Charge Type: Check as many as apply	<input 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		Special Notes:						
Name (Last, First, Middle)			Alias			Race	Sex	Date of Birth	
POWELL, KEITH A						W	M	04/24/1972	
Charge Description			Charge Description						
784.03(1) BATTERY									
Charge Description			Charge Description						
Victim's Name (Last, First, Middle)						Race	Sex	Date of Birth	
RODRIGUEZ, LUIS FELIPE J						W	M	12/25/1974	
Local Address (Street, Apt. Number)			(City)	(State)	(Zip)	Phone		Address Source	
AT LARGE, BOCA RATON, FL 33432						(561) 424-7787		SUBJECT	
Business Address (Name, Street)			(City)	(State)	(Zip)	Phone		Occupation	
UNEMPLOYED, HWY						(561) 395-1051		CLERK	
<p>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.</p> <p>The Person taken into custody ...</p> <p> <input type="checkbox"/> committed the below acts in my presence. <input type="checkbox"/> was observed by _____ who told _____ that he/she saw the arrested person commit the below acts. </p> <p> <input type="checkbox"/> confessed to _____ admitting to the below facts. <input checked="" type="checkbox"/> was found to have committed the below acts, resulting from my (described) investigation. </p> <p>On the 12 day of January, 2017 at 03:05 (Specifically include facts constituting cause for arrest.)</p>									
<p>The following incident occurred in the City of Boca Raton, Palm Beach County, Florida.</p> <p>On January 12, 2017 at approximately 0230 hours, an anonymous complainant contacted BRPD from the area of 1600 N. Federal Hwy (Panera Bread), in reference to being flagged down by a white male subject. According to the complainant, the white male was bleeding from his hand, stating that he had just hit someone. Upon arrival, I met with the white male subject, later identified as Keith Powell, by his Tennessee driver license. According to Powell, he was walking with Luis Rodriguez and Travis Bullock towards James Rutherford Park (600 NE 24th St) earlier in the evening. Powell stated that Rodriguez had made several statements about how he would stab him and slit his throat. According to Powell, Rodriguez had what appeared to be a knife in his possession. Powell stated that he ignored Rodriguez and continued to walk to James Rutherford Park with Rodriguez and Bullock. Several hours later, while in the park, Powell stated that he and Rodriguez became involved in a separate verbal altercation. Powell stated that due to Rodriguez's statement earlier in the evening, in addition to not being able to see his hands, Powell struck Rodriguez in the face one time with a closed fist. Powell then left the park and walked towards Federal Hwy. Powell sustained a cut to his right hand, which was treated on scene by BRPD.</p> <p>I then spoke with Rodriguez, who was located at approximately 450 NE 20th St. According to Rodriguez, he stated that Powell had been begging him for alcohol throughout the evening. While they were inside of the park, Rodriguez stated that he and Powell began to argue over who provided the most alcohol. According to Rodriguez, he called Powell a "son of a bitch" numerous times, telling Powell to "go fuck yourself." At this time, Powell stood up and aggressively approached Rodriguez, who told Powell, "I have a knife," in order to prevent Powell from continuing his approach. Powell then proceeded to strike Rodriguez, causing his lip to bleed and become swollen. BRPD responded and evaluated Rodriguez, who refused medical attention. When questioned about Rodriguez's</p>									
<div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <p>SWORN AND SUBSCRIBED BEFORE ME</p> <p>IMMLER, DOUGLAS J</p> <p>NOTARY PUBLIC / CLERK OF COURT / OFFICER (F.S. 117.10)</p> <p>01/12/2017</p> <p>DATE</p> </div> <div style="width: 45%;"> <p>SIGNATURE OF ARRESTING / INVESTIGATING OFFICER</p> <p>GANNON, BRIAN MATTHEW (775)</p> <p>NAME OF OFFICER (PLEASE PRINT)</p> <p>01/12/2017</p> <p>DATE</p> </div> </div>									

COURT

STATE ATTORNEY

CENTRAL RECORDS

JAIL

CRIME ANALYSIS

SCANNED
JAN 13 2017

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 FL 0500200	Agency Name BOCA RATON POLICE DEPARTMENT	Agency Report Number 3 2 2017-000536					
Charge Type: Check as many as apply: <input type="checkbox"/> 1. Felony <input checked="" type="checkbox"/> 3. Misdemeanor <input type="checkbox"/> 5. Ordinance <input type="checkbox"/> 2. Traffic Felony <input type="checkbox"/> 4. Traffic Misdemeanor <input type="checkbox"/> 6. Other		Special Notes:					
Name (Last, First, Middle) POWELL, KEITH A				Race W		Sex M	Date of Birth 04/24/1972

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statements about stabbing Powell, Rodriguez denied making any threats nor having a knife with him at any time during the altercations. A knife was not located on Rodriguez or within his possession, with Rodriguez claiming to have a knife only to scare off Powell. Rodriguez stated that he wanted to press charges against Powell for simple battery. He refused to complete a sworn written witness statement

I finally spoke with witness, Bullock. According to Bullock, at no time did he see Rodriguez have a knife in his possession, or brandish a weapon and threaten Powell. Furthermore, while inside of the park, Powell stated that he saw Powell strike Rodriguez one time in the face during the course of their argument. Bullock confirmed that Rodriguez never struck or threatened Powell. Bullock refused to complete a sworn written witness statement.

At the conclusion of my investigation, due to the independent witness (Bullock) stating that he had never seen the victim (Rodriguez) be in possession of, or brandish a knife while making a threat towards Powell, as well as Powell continuing to walk to James Rutherford Park in the company of Rodriguez, indicating a lack of a well-founded fear for Powell's safety and wellbeing, as well as Powell's admittance to striking Rodriguez, I arrested Powell for simple battery, in violation of F.S.S. 784.03(1), simple battery.

Powell was placed in handcuffs which were double locked and checked for tightness. Powell was transported to the BRPD Booking Facility for processing. He was then transported to Boca Raton Regional Hospital for medical clearance for the laceration to his hand. He was then transported and turned over to Palm Beach County Jail to await final disposition.

SWORN AND SUBSCRIBED BEFORE ME <div style="text-align: center;"> IMMLER, DOUGLAS J <small>NOTARY PUBLIC / CLERK OF COURT / OFFICER (F.S. 117.10)</small> 01/12/2017 <small>DATE</small> </div>	<div style="text-align: center;"> <small>SIGNATURE OF ARRESTING / INVESTIGATING OFFICER</small> GANNON, BRIAN MATTHEW (775) <small>NAME OF OFFICER (PLEASE PRINT)</small> 01/12/2017 <small>DATE</small> </div>
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COURT

STATE ATTORNEY

CENTRAL RECORDS

JAIL

CRIME ANALYSIS

PAGE 2 OF 2
 SCANNED P.I.O.
 JAN 13 2017