

0484394

NH

## ARREST / NOTICE TO APPEAR

P-439

17MM488

OBTS Number			ARREST / NOTICE TO APPEAR			1. Arrest 2. N.T.A.		3. Request for Warrant 4. Request for Capias		1 JUVENILE			
Agency ORI Number <b>0500200</b>			Agency Name <b>Boca Raton Police Department</b>			Agency Report Number (N.T.A.'s only) <b>3 1 2   2017-000536</b>		If Weapon Seized Enter Type <b>Hands, Feet, Fist, Teeth</b>		Multiple Clearance Indicator <b>N</b>			
Charge Type: Check as many as apply. <input type="checkbox"/> 1. Felony <input 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													
Location of Arrest (Including Name of Business) <b>1600 N FEDERAL HWY BOCA RATON, FL 33431</b>			Location of Offense (Business Name, Address) <b>600 NE 24TH ST, BOCA RATON, FL 33431</b>										
Date of Arrest <b>01/12/2017</b>		Time of Arrest <b>03:05</b>		Booking Date <b>01/12/2017</b>		Booking Time <b>03:15</b>		Jail Date <b>/ / : :</b>		Jail Time			
Location of Vehicle													
Name (Last, First, Middle) <b>POWELL, KEITH A</b>													
Alias: <b>Alias:</b>													
Race W - White B - Black		Sex M		Date of Birth <b>04/24/1972</b>		Height <b>6'01</b>		Weight <b>290</b>		Eye Color <b>BR</b>			
Marital Status <b>S</b>		Religion <b>NONE</b>								Complexion <b>LIGHT</b>			
Scars, Marks, Tattoos, Unique Physical Features (Location, Type, Description) <b>TATT L ARM / "CARA" &amp; "CARISSA"; TATT R ARM / "TIL DEATH</b>										Indication of: Alcohol Influence <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> Unk. Drug Influence <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> Unk.			
Local Address (Street, Apt. Number) <b>AT LARGE, BOCA RATON, FL 33432</b>		(City)		(State)		(Zip)		Phone		Residence Type: 1. City <input type="checkbox"/> 3. Florida 2. County <input type="checkbox"/> 4. Out of State <input type="checkbox"/>			
Permanent Address (Street, Apt. Number) <b>AT LARGE, BOCA RATON, FL 33432</b>		(City)		(State)		(Zip)		Phone		Address Source <b>SELF</b>			
Business Address (Name, Street) <b>PANERA BREAD, 1600 N FEDERAL HWY</b>		(City)		(State)		(Zip)		Phone		Occupation <b>Line Cook</b>			
D/L Number, State <b>071490424 / TN</b>		Soc. Sec. Number		INS Number		Place of Birth (City, State) <b>FAYETTEVILLE, NC</b>		Citizenship <b>US</b>					
Co-Defendant Name (Last, First, Middle)				Race		Sex		Date of Birth		<input type="checkbox"/> 1. Arrested <input type="checkbox"/> 3. Felony <input type="checkbox"/> 5. Juvenile <input type="checkbox"/> 2. At Large <input type="checkbox"/> 4. Misdemeanor			
Co-Defendant Name (Last, First, Middle)				Race		Sex		Date of Birth		<input type="checkbox"/> 1. Arrested <input type="checkbox"/> 3. Felony <input type="checkbox"/> 5. Juvenile <input type="checkbox"/> 2. At Large <input type="checkbox"/> 4. Misdemeanor			
<input type="checkbox"/> Parent <input type="checkbox"/> Other: _____				Name (Last, First, Middle)								Residence Phone	
<input type="checkbox"/> Legal Custodian													
Address (Street, Apt. Number) <b>(City)</b>				(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.								School Attended		Grade			
<input type="checkbox"/> Yes, by: <input type="checkbox"/> No:								Property Crime? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		Description of Property		Value of Property	
C O D E Drug Activity S. Sell R. Smuggle K. Dispenses/ M. Manufacture/ Z. Other								Drug Type B. Barbiturate H. Hallucinogen P. Paraphernalia/ U. Unknown		N. N/A D. Deliver E. Use Produce/ Cultivate C. Cocaine M. Marijuana O. Opium/Deriv. S. Synthetic		E. Heroin	
C H A R G E Charge Description <b>BATTERY</b>								Statute Violation Number <b>784.03(1)(a)</b>				Violation of ORD # <b>ND</b>	
Drug Activity		Drug Type		Amount / Unit		Offense # <b>2017-000536</b>		Counts		Domestic Violence <input type="checkbox"/> Y <input checked="" type="checkbox"/> N		Warrant / Capias Number	
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	
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	
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					
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								PROPERTY - Received By <b>GANNON</b>		Released By <b>GANNON</b>		Released To	
I N T A K E Transported By								Date Transported <b>/ / : :</b>		Time Transported		Other	
N O T I C E <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) <b>South County 200 W Atlantic Ave Delray Beach, FL 33444</b>		Court Date and Time <b>02/16/2017 08:30:00</b>		2017 JAN 13 C1113 No Photo Available	
I O P P E A R 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					
HOLD for Other Agency				Signature of Arresting Officer <b>GANNON, BRIAN M.</b>				Name Verification (Printed by Arrestee) <b>775</b>					
<input type="checkbox"/> Dangerous <input type="checkbox"/> Resisted Arrest <input type="checkbox"/> Suicidal <input type="checkbox"/> Other				Name of Arresting Officer (Print) <b>GANNON, BRIAN M.</b>				(PRINT)					
Initials Deputy ID # <b>Tembayay4282</b>				Transporting Officer ID # <b>789</b>				Agency <b>Deer</b>		PAGE <b>1</b> OF <b>1</b>			
Witness here if subject signed with an "X".													

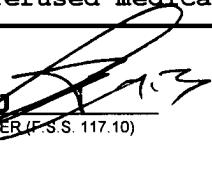
SCANNED  
JAN 13 2017

## PROBABLE CAUSE AFFIDAVIT

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

1

JUVENILE

OBTS Number	PROBABLE CAUSE AFFIDAVIT				
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 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)	Alias		Race Sex Date of Birth		
POWELL, KEITH A			W M 04/24/1972		
Charge Description	Charge Description				
<b>784.03(1) BATTERY</b>					
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
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 ... <input type="checkbox"/> committed the below acts in my presence. <input type="checkbox"/> was observed by _____ who told _____ <input type="checkbox"/> confessed to _____ that he/she saw the arrested person committ the below acts. <input checked="" type="checkbox"/> was found to have committed the below acts, resulting from my (described) investigation.					
On the <u>12</u> day of <u>January</u> , <u>2017</u> at <u>03:05</u> (Specifically include facts constituting cause for arrest.)					
<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 BRFD.</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. BRFD responded and evaluated Rodriguez, who refused medical attention. When questioned about Rodriguez's</p>					
SWORN AND SUBSCRIBED BEFORE ME	 <b>IMMLER, DOUGLAS J.</b> 13 <small>NOTARY PUBLIC / CLERK OF COURT / OFFICER (P.S.S. 117.10)</small>				
01/12/2017	 <b>GANNON, BRIAN MATTHEW (775)</b> <small>SIGNATURE OF ARRESTING / INVESTIGATING OFFICER</small> <small>NAME OF OFFICER (PLEASE PRINT)</small>				
DATE	01/12/2017				
ADMINISTRATIVE	PAGE 1 OF 2				

COURT

STATE ATTORNEY

CENTRAL RECORDS

JAIL

CRIME ANALYST

 SCANNED  
 JAN 13 2017

OBTS Number	
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**PROBABLE CAUSE AFFIDAVIT  
SUPPLEMENT**

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   2017-000536</b>	
Charge Type: Check as many as apply. 1. Felony 2. Traffic Felony	<input checked="" type="checkbox"/> 3. Misdemeanor <input type="checkbox"/> 4. Traffic Misdemeanor	5. Ordinance 6. Other	Special Notes:

Name (Last, First, Middle) <b>POWELL, KEITH A</b>	Alias	Race <b>W</b>	Sex <b>M</b>	Date of Birth <b>04/24/1972</b>
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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.

ADMINISTRATIVE	SWORN AND SUBSCRIBED BEFORE ME  <b>IMMLER, DOUGLAS J</b> NOTARY PUBLIC / CLERK OF COURT / OFFICER (F.S.S. 117.10) <b>01/12/2017</b> DATE	SIGNATURE OF ARRESTING / INVESTIGATING OFFICER  <b>GANNON, BRIAN MATTHEW (775)</b> NAME OF OFFICER (PLEASE PRINT) <b>01/12/2017</b> DATE	PAGE <b>2 OF 2</b>
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COURT

STATE ATTORNEY

CENTRAL RECORDS

JAIL

CRIME ANALYSIS

SCANNED P. I. O.  
JAN 13 2017