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ARREST / NOTICE TO APPEAR

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

1 JUVENILE

N

OBTS Number		Agency ORI Number 0501600		Agency Name Juno Beach Police Dept		Agency Report Number (N.T.A.'s only) 3217-00423	
Charge Type		<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		If Weapon Seized Enter Type NONE		Multiple Clearance Indicator 1	
Location of Arrest (Including Name of Business) 803 DONALD ROSS RD				Location of Offense (Business Name, Address) 803 DONALD ROSS RD, JUNO BEACH, FL 33408			
Date of Arrest 08/31/2017		Time of Arrest 16:54		Booking Date		Booking Time	
Jail Date		Jail Time		Location of Vehicle			
Alias (Name, DOB, Soc. Sec. #, Etc.) FALVEY, KEVIN J							
Name (Last, First, Middle)		Sex M		Date of Birth 07/31/1964		Height 5'10 Weight 165	
Race W - White		Race I - American Indian		Race W		Race M	
Race P - Black		Race O - Oriental/Asian		Race W		Race M	
Sears, Marks, Tattoos, Unique Physical Features (Location, Type, Description)							
Local Address (Street, Apt. Number) 901 LAUREL RD, NORTH PALM BEACH, FL 33408		(City) (City)		(State) (State)		(Zip) (Zip)	
Permanent Address (Street, Apt. Number) 901 LAUREL RD, NORTH PALM BEACH, FL 33408		(City) (City)		(State) (State)		(Zip) (Zip)	
Business Address (Name, Street) KOSTER MACHINERY, NPB, FL		(City) (City)		(State) (State)		(Zip) (Zip)	
D/L Number, State F410510642710 / FL		Soc. Sec. Number		IIN Number		Place of Birth (City, State) South Bend, Indiana	
Co-Defendant Name (Last, First, Middle)						Citizenship US	
Co-Defendant Name (Last, First, Middle)						Indication of Alcohol Influence <input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> Unknown	
Parent <input type="checkbox"/> Other <input type="checkbox"/> Legal Custodian						Drug Influence <input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> Unknown	
Address (Street, Apt. Number)		(City) (City)		(State) (State)		Residence Type 1. City <input type="checkbox"/> 3. Florida 2. County <input type="checkbox"/> 4. Out of State 2	
Notified by: (Name)						Address Source FL DL	
Released To: (Name)						Occupation Sales	
Name (Last, First, Middle) (REDACTED)							
Business Phone							
Date (REDACTED) Time (REDACTED) JUVENILE DISPOSITION 1. Handled/Processed within Department and Released 1. TOT JAC 2. Incarcerated 3. Incarcerated							
Relationship Date (REDACTED) Time (REDACTED)							
School Attended Grade							
Value of Property							
Property Crime? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No Description of Property							
Drug Type B. Barbiturate H. Hallucinogen P. Paraphernalia/Equipment U. Unknown M. Marijuana O. Opium/Deriv. S. Synthetic Z. Other							
Drug Type M. N/A A. Amphetamine E. Heroin							
Statute Violation Number 784.048(2) Violation of ORD #							
Bond							
Charge Description STALKING-SIMPLE FOLLOW/HARASS/CYBERSTALK ANOTHER							
Drug Activity Drug Type Amount / Unit Offense # 17-000423 Counts 2 <input type="checkbox"/> Y <input checked="" type="checkbox"/> N Domestic Violence Warrant / Capias Number							
Statute Violation Number Violation of ORD #							
Bond							
Charge Description							
Drug Activity Drug Type Amount / Unit Offense # Counts <input type="checkbox"/> Y <input type="checkbox"/> N Domestic Violence Warrant / Capias Number							
Statute Violation Number Violation of ORD #							
Bond							
Charge Description							
Drug Activity Drug Type Amount / Unit Offense # Counts <input type="checkbox"/> Y <input type="checkbox"/> N Domestic Violence Warrant / Capias Number							
Statute Violation Number Violation of ORD #							
Bond							
Health / Apparent Physical Condition of Defendant							
Check which applies: <input type="checkbox"/> Released O.R. <input type="checkbox"/> Released to Parent/Guardian <input type="checkbox"/> T.O.T. County Jail PROPERTY - Received By <input type="checkbox"/> Released By <input type="checkbox"/> Released To <input type="checkbox"/> Posted Bond <input type="checkbox"/> South County Mental Health							
Date Transported Time Transported Other							
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: ES							
Location (Court, Room) North County PALM BEACH GARD							
Court Date and Time 10/04/2017 10:00:00							
INSTRUCTION NO. 1 - Mandatory appearance in court INSTRUCTION NO. 2 - You need not appear in Court but must comply with instructions on Page 2.							
I AGREE TO APPEAR AT THE TIME AND PLACE DESIGNATED TO ANSWER THE OFFENSE CHARGED OR TO PAY THE FINE SUBSCRIBED. I UNDERSTAND THAT IF 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) SCANNED SEP 01 2017							
Signature of Arresting Officer ISHAM, MATTHEW				Name Verification (Printed by Arrestee) ISHAM, MATTHEW			
HOLD for Other Agency				ID # 291			
<input type="checkbox"/> Dangerous <input type="checkbox"/> Resisted Arrest <input type="checkbox"/> Suicidal <input type="checkbox"/> Other				(PRINT)			
D/S B. SHATARA #7623				Witness here if subject signed with an "X".			
PAGE 1 OF 1							

A	OBTS Number
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PROBABLE CAUSE AFFIDAVIT

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

1

JUVENILE

N

D	Agency ORI Number	Agency Name	Agency Report Number			
M	FL 0501600	JUNO BEACH POLICE DEPT	SL 17-000423			
N	Charge Type: Check as many as apply	1. Felony <input checked="" type="checkbox"/> 3. Misdemeanor <input type="checkbox"/> 5. Ordinance 2. Traffic Felony <input type="checkbox"/> 4. Traffic Misdemeanor <input type="checkbox"/> 6. Other	Special Notes:			
D	Name (Last, First, Middle)	Alias	Race	Sex	Date of Birth	
E	FALVEY, KEVIN J		W	M	07/31/1964	
C	Charge Description	Charge Description				
H	784.048(2) STALKING-SIMPLE FOLLOW/HARASS /CYBERSTALK					
A	Charge Description	Charge Description				
R	Victim's Name (Last, First, Middle)	Race	Sex	Date of Birth		
G	URREGO SOTO, DIANA ISABEL	W	F	03/02/1969		
S	Local Address (Street, Apt. Number)	(City)	(State)	(Zip)	Phone	Address Source
T	16568 68TH ST N, LOXAHATCHEE, FL 33470					
I	Business Address (Name, Street)	(City)	(State)	(Zip)	Phone	Occupation
M	<p>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.</p> <p>The Person taken into custody . . .</p> <p><input type="checkbox"/> committed the below acts in my presence. <input checked="" type="checkbox"/> was observed by _____ who told _____ that he/she saw the arrested person committ 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 <u>31</u> day of <u>August</u> <u>2017</u> at <u>16:54</u> (Specifically include facts constituting cause for arrest.)</p>					
P	<p>On 8/31/17 at approximately 3:57PM, I was dispatched to a suspicious incident at 803 Donald Ross Rd, Juno Beach (Juno Beach), in which two females indicated that they were being followed by a suspicious male in a Ford Explorer. Upon arrival in the area, I observed a red Ford Explorer bearing FL tag BHCK28, parked facing South toward Dunkin Donuts, in the Eastern most parking space in front of 823 Donald Ross Rd, Juno Beach.</p>					
R	<p>The front windows of the vehicle were down, and I observed a white male, later identified by FL DL as Kevin J. Falvey (W/M 7/31/64), in the driver's seat of the vehicle, who did not have a shirt on, and was staring toward the windows of Dunkin Donuts, directly at where the two females he had followed were sitting. He did not see me as I passed by him, and continued to look in Dunkin Donuts from his vehicle.</p>					
B	<p>I went inside Dunkin Donuts to make contact with the complainant, Diana Isabel Urrego Soto (W/F 3/2/64) and her sister, Sandra Marcela Urrego Soto (W/F 11/4/88), who spoke Spanish, and could not understand much English. Detective Jose Nunez ID#247, who is a fluent Spanish speaker, responded to the scene to translate. Det. Nunez interviewed both females and received a written statement from Diana Urrego Soto. Det. Nunez stated the following in his supplemental report:</p>					
A	<p>"Diana explained the incident to me in detail and advised the following: On August 31, 2017, when her and her sister left the beach, they walked towards the showers at which time they observed a subject, later identified as Kevin Falvey (W/M 07/31/1964), approaching them in a car. They saw that Falvey was slowing down his speed to observe her and her sister as he drove past. Falvey was driving a red Ford Explorer and subsequently parked in front of their car, in the area of beach walkover 26 on A1A. Upon putting their car into drive and pulling out of their parking space, they observed Falvey also putting his car into drive at which time he pulled out behind them. Diana and her sister then pulled over and parked at the very next beach access to confirm if Falvey was in fact following them, and they observed that he followed their</p>					
C	<p>SWORN AND SUBSCRIBED BEFORE ME SMITH, STEVE <i>Steve</i> NOTARY PUBLIC / CLERK OF COURT / OFFICER (F.S.S. 117.10) 08/31/2017 DATE</p>					
A	<p>SIGNATURE OF ARRESTING/INVESTIGATING OFFICER ISHAM, MATTHEW (291) NAME OF OFFICER (PLEASE PRINT) 08/31/2017 DATE</p>					
D	<p>SCANNED SEP 01 2017 PAGE 1 OF 3</p>					

COURT

STATE ATTORNEY

CENTRAL RECORDS

JAIL

CRIME ANALYSIS

P.I.O.

OBTS Number	
A D M I N	Agency ORI Number
	FL 0501600
	Agency Name
	JUNO BEACH POLICE DEPT
	Charge Type: Check as many as apply
	<input type="checkbox"/> 1. Felony <input checked="" type="checkbox"/> 3. Misdemeanor <input type="checkbox"/> 2. Traffic Felony <input type="checkbox"/> 4. Traffic Misdemeanor <input type="checkbox"/> 5. Ordinance <input type="checkbox"/> 6. Other

PROBABLE CAUSE AFFIDAVIT
SUPPLEMENT

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

1

JUVENILE

N

D E F	Agency Report Number
	52 17-000423
	Special Notes:
	Name (Last, First, Middle)
	FALVEY, KEVIN J
	Alias
	Race
	W
	Sex
	M
	Date of Birth
	07/31/1964

exact driving trajectory, and also pulled over and parked behind them. Diana advised that they then pulled out of that parking space and continued north on A1A at which time Falvey pulled out and followed behind them. Diana then pulled into Carlin Park and Falvey pulled in as well; still following behind the two sisters. Diana advised that they looped through Carlin as Falvey continued following, at which time they pulled back onto A1A and traveled south on A1A with Falvey still behind their vehicle. Falvey followed closely behind the two sisters, at which time Diana advised they made a right turn onto Donald Ross Road, now traveling west on Donald Ross with Falvey still driving behind their vehicle. Diana advised that upon stopping for the red light at Donald Ross Rd and U.S. Highway#1, Falvey, who was still behind their vehicle, pulled up in close proximity to their car. Diana advised that upon looking in their rearview mirror, they observed Falvey masturbating in his car. Diana advised that she pulled forward at which time Falvey accelerated forward as well, to maintain close proximity to their car. Once the light turned green, the two proceeded through the intersection and turned on their blinker to turn right into Plaza La Mer at which time they observed that Falvey also turned on his blinker to turn right into the plaza. The two then continued forward to another entrance of the plaza and Falvey continued closely behind. At this time they immediately turned into the Dunkin Donuts parking lot (803 Donald Ross Road) and parked in order to go inside and call the police. Diana advised that Falvey parked his vehicle in a parking space on the west side of Dunkin Donuts, and continued looking at her and her sister until police arrived."

Due to the close proximity between the parties, the victims were both able to see and confirm that the individual that we detained was the suspect.

Sgt. Steve Smith ID#280, made contact with Falvey while I was inside of Dunkin Donuts with the victims. Sgt. Smith conducted a dispatch and computer check of Falvey's driver's license, which showed that he has been arrested multiple times in Palm Beach County for Lewd and Lascivious behavior against a child, indecent exposure, and stalking from between 1996-2004. It also showed that he had been a suspect in other cases involving lewd behavior between 1994-1995.

I then made contact with Falvey and requested that he exit his vehicle. He was detained in handcuffs, which were checked for tightness and double locked, and placed in the rear caged area of Sgt. Smith's patrol car. I read Falvey his constitutional rights from a department issued card, which he confirmed he understood. When I asked him what he was doing parked where he was, he stated that he had pulled over into the parking lot to text his friends who had texted him. He allowed me to look at his phone to prove to me that he was texting someone and showed me the most recent messages, however, he had not answered either message, even though he supposedly pulled into the lot to text, and had been sitting in his car for a long enough period of time in which he could have replied. When I asked him why he did not answer he could not provide an explanation. When I asked him why I saw him staring into the windows of Dunkin Donuts, he said that he was

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IVE
SWORN AND SUBSCRIBED BEFORE ME

SMITH, STEVE

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

08/31/2017

DATE

SCANNED
01 SEP 01 2017

SIGNATURE OF ARRESTING / INVESTIGATING OFFICER

ISHAM, MATTHEW (291)

NAME OF OFFICER (PLEASE PRINT)

08/31/2017

DATE

PAGE

2 OF 3

A D M I N	OBTS Number FL 0501600	PROBABLE CAUSE AFFIDAVIT SUPPLEMENT	1. Arrest 2. N.T.A. 3. Request for Warrant 4. Request for Capias	1	JUVENILE W
D E F	Agency ORI Number JUNO BEACH POLICE DEPT	Agency Name	Agency Report Number S 21-000423	Special Notes:	
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					
D E F	Name (Last, First, Middle) FALVEY, KEVIN J	Alias	Race W	Sex M	Date of Birth 07/31/1964

looking over there because someone he knew that worked at the corporate office had just walked out. However, that was not a legitimate explanation, because he was staring directly into Dunkin Donuts for an extended period of time, even when there was not anyone outside of the corporate office (which is directly North of the Dunkin Donuts).

I also asked Falvey where he was coming from, and he stated that he was driving along the beach road (A1A), and when I asked him if he went in the parks, he stated he did not go into any parks. When I asked him why he followed the females in their vehicle from the beach, North to Carlin Park, then turned around in Carlin Park, and proceeded to follow the females South on A1A, then turned onto Donald Ross Rd, after the females did, then continued to follow them to the Dunkin Donuts parking lot. He stated that he did not know that he was following anyone, even though he admittedly took the exact path of the victim's, to include pulling over, when they did, turning around when they did, and parking in the same location they did.

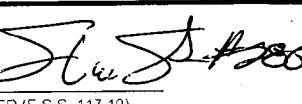
Falvey was placed under arrest for stalking, and I transported him to the Juno Beach Police Department, where he was placed in the holding cell while I completed the necessary arrest paper work.

Det. Nunez interviewed Falvey at the station, in the holding cell, and Falvey stated that it was an isolated incident and not something he does regularly. When he asked him about his past arrests, he stated that it was a long time ago and he "went to therapy," for it, and stated that things were going better, but then said, but sometimes "things happen". I was also with Detective Nunez at the time of the interview.

Sgt. Smith conducted an inventory of Falvey's vehicle, and observed multiple containers of lotion, a monocular, and a large wad of used paper towels that were stuck together, in the center console. The vehicle was towed from the scene by Kauff's towing.

As a result of the above listed investigation, I have probable cause to believe that Kevin J. Falvey did willfully, maliciously, and repeatedly follow, harass, or cyberstalk, Diana Urrego Soto and Sandra Urrego Soto, contrary to Florida Statute 784.048(2).

SCANNED
SEP 01 2017

ADMINISTRATIVE	SWORN AND SUBSCRIBED BEFORE ME SMITH, STEVE NOTARY PUBLIC / CLERK OF COURT / OFFICER (F.S.S. 117.10) 08/31/2017 DATE	 SIGNATURE OF ARRESTING / INVESTIGATING OFFICER	 ISHAM, MATTHEW (291) NAME OF OFFICER (PLEASE PRINT) 08/31/2017 DATE	PAGE 3 OF 3
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