0237662 19CF2527 2053

ARREST / NOTICE TO APPEAR

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

1 JUVENILE W

ADMINISTRATION

OBTS Number

Agency ORI Number: 0501700

Agency Name: Jupiter Police Department

Agency Report Number (N.T.A.'s only): 5 | 4 | 19-001278

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: Blunt Object (other)

Multiple Clearance Indicator

Location of Arrest (Including Name of Business): 230 TIMBERWALK TRL JUPITER FL 33458

Location of Offense (Business Name, Address): 230 TIMBERWALK TRL, JUPITER, FL 33458

Date of Arrest	Time of Arrest	Booking Date	Booking Time	Jail Date	Jail Time	Location of Vehicle
03/15/2019	02:24					

DEFENDANT

Name (Last, First, Middle): MOORE, KIMBERLY MICHELE

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	02/04/1967	5'03	125	GREEN	BROWN	LIGHT	Medium

Scars, Marks, Tatoos, Unique Physical Features (Location, Type, Description): TATT LO BACK / TWO FARIES

Marital Status: M — Religion: CATHOLIC

Indication of: Alcohol Influence ☒ Yes ☐ No ☐ Unk. — Drug Influence ☐

Local Address (Street, Apt. Number) (City) (State) (Zip): 230 TIMBERWALK TRL, JUPITER, FL 33458 — Phone: (954) 515-6621 — Residence Type: 1. City 2. County 3. Florida 4. Out of State: 1

Permanent Address (Street, Apt. Number) (City) (State) (Zip): 230 TIMBERWALK TRL, JUPITER, FL 33458 — Phone: (954) 515-6621 — Address Source: VERBAL

Business Address (Name, Street) (City) (State) (Zip): — Phone: — Occupation: Bar Tender

D/L Number, State	Soc. Sec. Number	INS Number	Place of Birth (City, State)	Citizenship
M600513675440 / FL	[redacted]		CASTRO VALLEY, CA,	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. P. Paraphernalia/ Equipment S. Synthetic U. Unknown Z. Other

CHARGE

Charge Description	Statute Violation Number	Violation of ORD #
BATTERY - BATTERYAGGRAVATED W/ DEADLY WEAPON	784.045(1)(A)(2)	

Drug Activity	Drug Type	Amount / Unit	Offense #	Counts	Domestic Violence	Warrant / Capias Number	Bond
	N	/	19-001278	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		

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		

VICTIM NOTIFICATION REQUIRED

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

☐ 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.

No Photo Available

Signature of Defendant (or Juvenile and Parent/Custodian) — Date Signed

ADMIN

HOLD for Other Agency

☐ Dangerous ☐ Resisted Arrest ☐ Suicidal ☐ Other

Signature of Arresting Officer: Shaff 389

Name of Arresting Officer (Print): SHAFF, SHANNA — I.D. #: 1217

Name Verification (Printed by Arrestee) (PRINT)

PAGE 1 OF 1

Intake Deputy: Winn 6965 — I.D. # — Pouch #

Transporting Officer: Shaff — I.D. #: 389 — Agency: JPD

Witness here if subject signed with an "X".

MAR 16 AM 6:56

MAR 15 AM 6:14

SCANNED MAR 16 2019

NOT A CERTIFIED COPY

DOMESTIC VIOLENCE PROBABLE CAUSE AFFIDAVIT

Palm Beach County

ADMIN

Date / Time	Agency ORI Number	Agency Name	Agency Report Number
03/15/2019 03:04	FL 0501700	JUPITER POLICE DEPARTMENT	5 | 4 | 19-001278

DEF

Name (Last, First, Middle)	Alias	Race	Sex	Date of Birth
MOORE, KIMBERLY MICHELE		W	F	02/04/1967

CHRG

Charge Description: 784.045(1)(A)(2) BATTERY - BATTERYAGGRAVATED W/ DEADLY WEAPON

VICTIM

Victim's Name (Last, First, Middle)	Race	Sex	Date of Birth
BURNS, JUSTIN JOHN	W	M	02/14/1989

Local Address (Street, Apt. Number) (City) (State) (Zip)	Phone	Address Source
230 TIMBERWALK TRL, JUPITER, FL 33458		

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

ADDITIONAL INFORMATION

	Written	Taped	Oral
DEFENDANT'S STATEMENTS:	☐	☒	☐
VICTIM'S STATEMENTS:	☐	☒	☐

OBSERVATIONS OF VICTIM (PHYSICAL & EMOTIONAL): **UPSET**

RELATIONSHIP BETWEEN VICTIM & SUSPECT: **SPOUSE**

	YES	NO	
PHOTOGRAPHS: Scene:	☒	☐	
Victim:	☒	☐	
911 CALL:	☒	☐	CALLER: **KIMBERLY M. MOORE**
WEAPON USED:	☒	☐	TYPE: **UNKNOWN**
WITNESSES:	☐	☒	(If YES, attach witness list)
INJURIES:	☒	☐	
MEDICAL TREATMENT:	☒	☐	
AT: Scene:	☐	☒	PARAMEDICS:
Hospital:	☒	☐	PHYSICIAN(S) / HOSPITAL: **JMC**
ACT COMMITTED IN PRESENCE OF MINOR(S):	☐	☒	NAMES/AGES:
H. R. S. NOTIFIED:	☐	☒	
VICTIM PREGNANT:	☐	☒	
VIOLATION OF RESTRAINING ORDER:	☐	☒	CASE #:
PRIOR HISTORY OF DOMESTIC VIOLENCE:	☐	☒	
ALCOHOL OR DRUGS INVOLVED:	☒	☐	

NARR

On 3/15/2019 at approximately 0146hrs, I responded to 230 Timberwalk Trl, in Jupiter FL, in reference to a possible domestic battery. Ofc. Flesch had arrived on scene prior to my arrival and had placed Justin J. Burns (W/M 2/14/1989) into custody for a non-related warrant. I made contact with Burns and asked him about the incident tonight, he stated the following:

STATE OF FLORIDA
COUNTY OF PALM BEACH

Appeared before me, _____ personally known to me, who, being first duly sworn, says that the facts above, based upon my investigation, are true.

#389

SIGNATURE OF ARRESTING OFFICER

Sworn to and subscribed to before me this 15 day of March, 2019.

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

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

SCANNED
MAR 16 2019

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DOMESTIC VIOLENCE PROBABLE CAUSE
AFFIDAVIT
Palm Beach County
Narrative Continuation

ADMIN	Date / Time		
	03/15/2019 03:04		
	Agency ORI Number	Agency Name	Agency Report Number
	FL 0501700	JUPITER POLICE DEPARTMENT	5 | 4 | 19-001278

NARRATIVE

Burns and his wife, Kimberly M. Moore (W/F 2/4/1967) were at their residence, when Moore began yelling at Burns about an issue with an ex-coworker. Burns advised Moore began fighting with him and throwing household items (cooking utensils, vase, chairs, picture frames) around the home while they were arguing. Burns stated Moore went upstairs and took his clothes and began throwing them down the stairs while yelling. Burns advised he grabbed garbage bags to put his clothes in so he could leave. Burns advised Moore came back downstairs and continued to yell and try to fight him. Burns then stated he was leaning over to pick something off the floor when he was hit with an unknown blunt object in the head, causing him to fall to the ground and almost lose consciousness. Burns stated he believed he was hit with a foot rest or a chair. Burns advised he then went out the front door to attempt to remove himself from the situation. Burns was outside and decided it was best to stay outside to avoid more conflict and sat in his vehicle until police arrived.

Upon my observation of Burns, he had blood on his face, coming from a laceration above his right eye, consistent with his story.

I then spoke with Kimberly Moore, who stated the following:

Moore had just returned home, and when she walked in the door, the house was "destroyed" and Justin Burns was throwing household items (cooking utensils, vase, chairs, stools, pictures) around the house. Moore stated Burns was yelling and mad at her for being gone. Moore advised she went upstairs with her pets and locked herself in her bedroom and tried to call the police. However, she stated she got a new phone and was not familiar with how to work it. Moore stated, at this time, she went back downstairs and exited the home through the rear door, and went to her mothers` house down the street. Moore stated multiple times that Burns never touched her. Moore also advised she never threw anything and she did not know how Burns got the laceration on his head.

Upon speaking with Ofc. Raleigh, Ofc. Raleigh asked Moore why she had a phone number written on her arm, to which she replied "in case I go to jail because life isn`t fair".

Following the interviews, I went inside the home, along with Ofc. Raleigh and Ofc. Farinacci, and found the house in disarray. There were kitchen utensils scattered throughout the kitchen and living room. There was a broken ceramic palm tree on the floor in the living room, and half of it was at the bottom of the stairs near the front door. There were chairs and an ottoman that had been overturned, as well as cat/dog food scattered across the floor. There was Kool-Aid that had been spilled on the kitchen counter and on the floor. There was a kitchen knife wedged in the side of the reclining chair. There documents scattered across the kitchen floor, along with broken glass and ceramic. There was a dent in wall near the kitchen, which appeared to be from a chair, as there was a knocked over chair in the vicinity. There was blood smeared on the bathroom door, and a drop of blood on the bathroom sink.

There were mens` clothes thrown all down the stairs, and when later asked, Moore admitted she threw the clothes down the stairs when she was arguing with Burns.

While speaking with Moore, I noticed multiple inconsistencies with her story, as she originally stated she never threw anything and later changed it to say she threw clothes down the stairs. She also made multiple comments about knowing she would go to jail because "it`s a domestic and that`s how they always turn out".

STATE OF FLORIDA
COUNTY OF PALM BEACH

Appeared before me, _____ personally known to me, who, being first duly sworn, says that the facts above, based upon my investigation, are true.

#389
SIGNATURE OF ARRESTING OFFICER

Sworn to and subscribed to before me this 15 day of March, 2019.

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

SCANNED
MAR 16 2019

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

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DOMESTIC VIOLENCE PROBABLE CAUSE
AFFIDAVIT
Palm Beach County
Narrative Continuation

ADMIN

Date / Time		
03/15/2019 03:04		
Agency ORI Number	Agency Name	Agency Report Number
FL 0501700	JUPITER POLICE DEPARTMENT	5 | 4 | 19-001278

NARRATIVE

Based on my investigation, a thorough walkthrough of the home, and with the statements of Burns and Moore, I found Kimberly Moore to be the primary aggressor. At this time I have probable cause to charge Kimberly M. Moore with Aggravated Battery (Domestic) with a deadly weapon whereas Moore did actually and intentionally touch or strike Burns against the will of Burns, and in doing so used an Blunt object, a deadly weapon, contrary to Florida Statute 784.045(1)(a)2 and (2). (2 DEG FEL), and striking Burns in the head.

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STATE OF FLORIDA
COUNTY OF PALM BEACH

Appeared before me, _____ personally known to me, who, being first duly sworn, says that the facts above, based upon my investigation, are true.

Shaff #389
SIGNATURE OF ARRESTING OFFICER

Sworn to and subscribed to before me this 15 day of March, 2019.

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

SCANNED
MAR 16 2019

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

VICTIM NOTIFICATION FORM

This form must be completed when one of the following crime(s) has been committed:

- **Homicide** (Ch.782)
- **Attempted Murder**
- **Stalking** (F.S. 784.048)
- **Sexual Offense** (Ch. 794)
- **Attempted Sexual Offense**
- **Dating Violence**
- **Domestic Violence – (This includes any assault, aggravated assault, battery, aggravated battery, sexual assault, sexual battery, stalking, aggravated stalking or any criminal offense resulting in physical injury or death of one family member or household member by another, who is or was residing in the same single dwelling)**

Upon completion, this form must accompany the booking paperwork.
If applying for a warrant, attach this form to the filing packet.

1. Incident Report #: **19-1278** Agency: **Jupiter Police Department**
   Offense: **Aggravated Battery with a Deadly Weapon (Domestic)**
   Suspect/Offender: **Kimberly M. Moore**
   D.O.B. **2/4/67** Race: **W** Sex: **F**

2. Warrant #(s): _____

3a. Victim's Name: **Justin J. Burns** D.O.B. **2/14/89** Race: **W** Sex: **M**
   Address: **230 Timberwalk Trail Jupiter, FL 33458**
   City: **Jupiter** State: **FL** ZIP: **33458**
   Home #: none Work #: _____ Other: _____

3b. Victim's Next of Kin, Friend or Neighbor: _____
   Address: _____
   City: _____ State: _____ ZIP: _____
   Home #: _____ Work #: _____ Other: _____

NOTE: PURSUANT TO F.S.119.07, THE CONTENTS OF THIS FORM MAY BE SUBJECT TO CONFIDENTIALITY

Victim/Relation Notification Waiver and Confidential Information Request.

(check applicable boxes)

☐ **Waiver:** **I choose not to be notified when the arrestee is released from custody.**

☐ **Confidential:** **I request the information on this form be kept confidential (applicable only to sexual battery, stalking, child abuse, harassment or domestic violence cases).**

Signature of person waiving notification: _____

Printed name of person waiving notification: _____

Officer's Name: **Shanna Shaff** I.D. # **389/1217** Date: **3/15/19**

1 copy = Corrections or State Attorney (Warrant Application) 1 Copy = Warrants Section 1 copy = Central Records

SUSPECT/OFFENDER: Kimberly M. Moore (FOR WARRANT USE ONLY) COURT CASE/WARRANT #: _____

NOT A CERTIFIED COPY

SCANNED
MAR 16 2019

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	☐	119.071 (2)(c)	Other: Active criminal intelligence3	
	☐		Other:	

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REVIEW COMPLETED BY

Booking Number: 2019008844	**Date:** 3/16/2019
	Specialist Name/ID: Ricketts/8693

SCANNED
MAR 16 2019