

J# 0482294

P# 1609

ARREST / NOTICE TO APPEAR

AD M I N I S T R A T I O N	OBTS Number	Agency ORI Number 0500800		Agency Name West Palm Beach Police Department		Agency Report Number (N.T.A.'s only) 9 4 2016-0019513		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 checked="" type="checkbox"/> 1. Felony <input type="checkbox"/> 2. Traffic Felony <input 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 HANDGUN		Multiple Clearance Indicator							
	Location of Arrest (Including Name of Business) 1743 VILLAGE BLVD					Location of Offense (Business Name, Address) 1743 VILLAGE BLVD 201, WEST PALM BEACH, FL 33401						
	Date of Arrest 10/30/2016	Time of Arrest 01:40	Booking Date	Booking Time	Jail Date	Jail Time	Location of Vehicle					
	Name (Last, First, Middle) CABRERA, LIZZETTE											
J U V E N I L E	Alias:											
	Race W - White B - Black O - Oriental/Asian W	Sex F	Date of Birth 03/22/1973	Height 5'07	Weight 175	Eye Color BROWN	Hair Color BROWN	Complexion LIGHT	Build Medium			
	Scars, Marks, Tattoos, Unique Physical Features (Location, Type, Description)					Marital Status S	Religion	Indication of: Alcohol Influence Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> Unk. <input type="checkbox"/> Drug Influence Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> Unk. <input type="checkbox"/>				
	Local Address (Street, Apt. Number) (City) (State) (Zip) 1743 VILLAGE BLVD 201, WEST PALM BEACH, FL 33401					Phone (954) 312-3847		Residence Type: 1. City 3. Florida 2. County 4. Out of State 1				
	Permanent Address (Street, Apt. Number) (City) (State) (Zip) 1743 VILLAGE BLVD 201, WEST PALM BEACH, FL 33401					Phone (954) 312-3847		Address Source VERBAL				
	Business Address (Name, Street) (City) (State) (Zip)					Phone		Occupation				
	D/L Number, State		Soc. Sec. Number		INS Number		Place of Birth (City, State) CHICAGO, IL, United		Citizenship US			
	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			
	C O D E F	<input type="checkbox"/> Parent <input type="checkbox"/> Other: <input type="checkbox"/> Legal Custodian		Name (Last, First, Middle)		Residence Phone						
Address (Street, Apt. Number) (City) (State) (Zip)				Business Phone								
Notified by: (Name)		Date	Time	JUVENILE DISPOSITION Handled Processed with 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						
Drug Activity N. N/A P. Possess		S. Sell B. Buy T. Traffic	R. Smuggle D. Deliver E. Use	K. Disperse/ 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 Description ASSAULT - AGG ASSAULT W/ A FIREARM (POSS.)					Statute Violation Number 784.021(1A)		Violation of ORD #					
Drug Activity		Drug Type N	Amount / Unit /	Offense # 2016-0019513	Counts 1	Domestic Violence <input checked="" type="checkbox"/> Y <input type="checkbox"/> N	Warrant / Capias Number		Bond			
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				
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 type="checkbox"/> T.O.T. County Jail					PROPERTY - Received By		Released By		Released		
	<input type="checkbox"/> Posted Bond <input type="checkbox"/> South County Mental Health											
	Transported By					Date Transported	Time Transported	Other				
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)		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 CONTEMPT OF COURT AND A WARRANT FOR MY ARREST SHALL BE ISSUED.											
	Signature of Defendant (or Juvenile and Parent/Custodian)					Date Signed					No Photo Available	
A D M I N	HOLD for Other Agency		Signature of Arresting Officer RS Rowe		Name Verification (Printed by Arrestee) 2054							
	<input type="checkbox"/> Dangerous <input type="checkbox"/> Resisted Arrest <input type="checkbox"/> Suicidal <input type="checkbox"/> Other		Name of Arresting Officer (Print) ROWE, RYAN J.		I.D. # 02054		(PRINT)				PAGE 1 OF 1	
	Intake Deputy CPH Tanmen		I.D. # 4716		Pouch #		Transporting Officer RS Rowe		I.D. # 2054		Agency UPB	
	Witness here if subject signed with you											SCANNED

☒ COURT ☐ STATE ATTORNEY ☐ AGENCY ☐ CENTRAL RECORDS ☐ JAIL ☐ CRIME ANALYSIS ☐ DEFENDANT

Rowe

OCT 30 AM 5:22

DOMESTIC VIOLENCE PROBABLE CAUSE

AFFIDAVIT

Palm Beach County

A D M I N	Date / Time 10/30/2016 01:40		AFFIDAVIT Palm Beach County		Agency Report Number 9 4 2016-0019513	
	Agency OR# Number FL 0500800		Agency Name WEST PALM BEACH POLICE DEPARTMENT			
D E F E N D A N T	Name (Last, First, Middle) CABRERA, LIZZETTE				Race W	Sex F
	Alias				Date of Birth 03/22/1973	
C H A R G E	Charge Description 784.021(1A) 3YR MIN ASSAULT - AGG ASSAULT W/ A FIREARM (POSS.)					
	Victim's Name (Last, First, Middle) RODRIGUEZ, CARLOS MANUEL				Race W	Sex M
V I C T I M	Local Address (Street, Apt. Number) (City) (State) (Zip) 1743 VILLAGE BLVD 201, WEST PALM, FL 33401				Phone (954) 825-5554	
	Business Address (Name, Street) (City) (State) (Zip)				Address Source	
					Occupation	
<div style="display: flex; justify-content: space-between;"> <div style="width: 35%;"> <p>DEFENDANT'S STATEMENTS: <input type="checkbox"/> Written <input checked="" type="checkbox"/> Taped <input type="checkbox"/> Oral</p> <p>VICTIM'S STATEMENTS: <input type="checkbox"/> Written <input checked="" type="checkbox"/> Taped <input type="checkbox"/> Oral</p> </div> <div style="width: 60%;"> <p>OBSERVATIONS OF VICTIM (PHYSICAL & EMOTIONAL):</p> <p style="text-align: center; font-weight: bold;">SCARED</p> </div> </div>						
RELATIONSHIP BETWEEN VICTIM & SUSPECT BOYFRIEND						
A D D I T I O N A L I N F O R M A T I O N	PHOTOGRAPHS:		Scene: <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO			
			Victim: <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO			
	911 CALL:		<input checked="" type="checkbox"/> YES <input type="checkbox"/> NO	CALLER: VICTIM		
	WEAPON USED:		<input checked="" type="checkbox"/> YES <input type="checkbox"/> NO	TYPE: HANDGUN		
	WITNESSES:		<input type="checkbox"/> YES <input checked="" type="checkbox"/> NO	(If YES, attach witness list)		
	INJURIES:		<input type="checkbox"/> YES <input checked="" type="checkbox"/> NO			
	MEDICAL TREATMENT:		<input type="checkbox"/> YES <input checked="" type="checkbox"/> NO			
	AT: Scene:		<input type="checkbox"/> YES <input checked="" type="checkbox"/> NO	PARAMEDICS:		
	Hospital:		<input type="checkbox"/> YES <input checked="" type="checkbox"/> NO	PHYSICIAN(S) / HOSPITAL:		
	ACT COMMITTED IN PRESENCE OF MINOR(S):		<input type="checkbox"/> YES <input checked="" type="checkbox"/> NO	NAMES/AGES:		
	H. R. S. NOTIFIED:		<input type="checkbox"/> YES <input checked="" type="checkbox"/> NO			
	VICTIM PREGNANT:		<input type="checkbox"/> YES <input checked="" type="checkbox"/> NO			
	VIOLATION OF RESTRAINING ORDER:		<input type="checkbox"/> YES <input checked="" type="checkbox"/> NO	CASE #:		
	PRIOR HISTORY OF DOMESTIC VIOLENCE:		<input type="checkbox"/> YES <input checked="" type="checkbox"/> NO			
	ALCOHOL OR DRUGS INVOLVED:		<input type="checkbox"/> YES <input checked="" type="checkbox"/> NO			
N A R R	<p>On 10/30/2016 at approximately 0115hrs FTO Forbes and I responded to 1743 Village Blvd apt 201 in reference to an armed disturbance. While en route WPBPD dispatch advised there was a female in the residence who was armed with a 9MM handgun, and there was a child in the house watching TV. Upon our arrival FTO Forbes made contact with the victim, Carlos Rodriguez (W/M DOB 02/13/1975) in the parking lot of the complex.</p>					
	<p>STATE OF FLORIDA COUNTY OF PALM BEACH</p> <p>Appeared before me, _____ personally known to me, who, being first duly sworn, says that the facts above, based upon my investigation, are true.</p> <p style="text-align: center;"><i>RS Ave 2054</i> _____ SIGNATURE OF ARRESTING OFFICER</p> <p>Sworn to and subscribed to before me this <u>30</u> day of <u>October</u>, <u>2016</u>.</p> <p style="text-align: center;"><i>1725</i> FORBES, RYAN _____ NOTARY PUBLIC / CLERK OF COURT / OFFICER (F.S.S. 117.10)</p>					

SCANNED

OCT 31 2016

COURT

STATE ATTORNEY

CENTRAL RECORDS

JAIL

CRIME ANALYSIS

P. I. O.

DOMESTIC VIOLENCE PROBABLE CAUSE

AFFIDAVIT

Palm Beach County

Narrative Continuation

A D M I N I S T R A T I V E	Date / Time 10/30/2016 01:40	Agency Name WEST PALM BEACH POLICE DEPARTMENT	Agency Report Number 9 4 2016-0019513
	Agency ORI Number FL 0500800		

FTO Forbes informed me Rodriguez mentioned he and his girlfriend, Lizzette Cabrera (W/F DOB 3/22/73) were involved in an argument. Rodriguez said during the argument Cabrera grabbed a handgun, loaded a magazine into the handgun, racked the slide, and pointed the gun at him. Cabrera was able to leave the residence where he called 911. When asked about the child still inside of the residence, Cabrera advised she is the daughter of the female in question, and is 19 years old.

Officer Allison made contact with the female in question, Lizzette Cabrera, via phone. Officer Allison said Lizzette informed him she did not have a gun and wanted to come out peacefully. At that time, Lizzette peacefully exited the house. Officer Nichols, Sgt Nash, and FTO Forbes and I walked to the front door of apartment 201. Upon getting to the front door we knocked and called the individual who was said to be Cabrera's daughter, Selina Cabrera (W/F DOB 08/31/1997) to the front door. Selina approached the front door and exited the apartment. The above officers cleared the house, ensuring no one else was inside. During our clearing, a handgun was observed laying on the floor of the master bedroom beside the bed. There was also a gun case beside the gun. Upon crime scene retrieval of the firearm it was determined the handgun was a 9MM Norinco bearing a serial number of 26003571; and the gun case contained one loaded and one unloaded magazine.

During my recorded statement with Rodriguez, he stated the following: Rodriguez informed me he and Lizzette have been together for 5 years, and have been living within this residence for 2 years. Rodriguez advised he and Lizzette began to argue in the car on the way home from dancing. He stated when they arrived at their residence the argument continued into the residence and into the master bedroom. Rodriguez informed me Lizzette retrieved her handgun, racked the slide, and pointed the gun at him in the master bedroom, saying get out of my house. I asked Rodriguez if he was scared and he answered "of course." Rodriguez advised Lizzette has owned this firearm since a previous marriage, which was given to her by her ex-husband. He knew the firearm to be a black 9MM and has seen the firearm previously, to know this was the same firearm during this incident.

During my recorded post Miranda interview with Lizzette, she stated the following: Lizzette verbally informed me she understood each of her rights. Lizzette advised she and her boyfriend had been involved in an argument. Lizzette described Rodriguez as a paranoid person. Lizzette said the result of most arguments is the silent treatment. Lizzette told me there is a firearm in the house but she did not know the make or model, just that it is black. Lizzette informed me she has the firearm for protection but has never used it. Lizzette stated the firearm is never out of the case. When asked if there was any reason the firearm should be out of the case tonight, Lizzette advised "I guess I shouldn't talk about it".

Based on the above stated and the statement given by Carlos Rodriguez, I find probable cause to charge Lizzette Cabrera with (1) count of Domestic Aggravated Assault with a Deadly Weapon, pursuant to F.S.S. 784.021

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.

RS Rowe 2054
SIGNATURE OF ARRESTING OFFICER

Sworn to and subscribed to before me this 30 day of October, 2016.

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

SCANNED
OCT 31 2016

COURT

STATE ATTORNEY

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