050292 NK 18-8-5714 3499

ARREST / NOTICE TO APPEAR
Juvenile Referral Report

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

ADMINISTRATIVE

OBTS Number

Agency ORI Number: FL0 5 0 2 6 0 0 | Agency Name: PALM BEACH GARDENS POLICE DEPT. | Agency Report Number (N.T.A.'s only): 78-18-00544 3

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: N/A | Multiple Clearance Indicator

Location of Arrest (Including Name of Business): 4415 Daffodil Cir S, PBG | Location of Offense (Business Name, Address): 4342 Fuschia Cir S, PBG

Date of Arrest: 09.06.18 | Time of Arrest: 16.36 | Booking Date | Booking Time | Jail Date | Jail Time | Location of Vehicle

DEFENDANT

Name (Last, First, Middle): Spillert, Michael J | Alias (Name, DOB, Soc. Sec. #, Etc.)

Race (W - White, B - Black, I - American Indian, O - Oriental): W | Sex: M | Date of Birth: 09.27.95 | Height: 508 | Weight: 160 | Eye Color: BLU | Hair Color: BLK | Complexion: Fair | Build: AVG

Scars, Marks, Tatoos, Unique Physical Features (Location, Type, Description) | Marital Status: S | Religion: Bap | Indication of Alcohol Influence / Drug Influence: Y ☐ N ☐ Unk ☑

Local Address (Street, Apt. Number): 4415 Daffodil Cir S | (City): PBG | (State): FL | (Zip): 33410 | Phone: [redacted] | Residence Type (1 City, 2 County, 3 Florida, 4 Out of State)

Permanent Address (Street, Apt. Number): 4415 Daffodil Cir S | (City): PBG | (State): FL | (Zip): 33410 | Phone: (561) 225 8546 | Address Source

Business Address (Name, Street): Right Leg: Tattoo | (City) | (State) | (Zip) | Phone ( ) | Occupation

D/L Number, State: S146 550 95 3470 | Soc. Sec. Number: [redacted] | INS Number | Place of Birth (City, State): WPB, FL | Citizenship

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 / Legal Custodian / Other — 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 Dept. and Released, 2 TOT DCF, 3 Incarcerated

Released To (Name) | Relationship | Date | Time

The above address was provided by ☐ defendant and / or ☐ defendant's parent. 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: (Name) ☐ No. (Reason) | School Attended | Grade

SEP 6 PM 9:19

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 Dispense/Distribute, M Manufacture/Produce/Cultivate, Z Other

Drug Type: N N/A, A Amphetamine, B Barbiturate, C Cocaine, F Heroin, H Hallucinogen, M Marijuana, O Opium/Deriv, P Paraphernalia/Equipment, S Synthetic, U Unknown, Z Other

CHARGE

Charge Description: Possess Controlled Sub (Cocaine) | Counts: 1 | Domestic Violence ☐Y ☑N | Statute Violation Number: 893.13 (6A) | Violation of ORD #

Drug Activity: P | Drug Type: M | Amount / Unit | Offense # | Warrant / Capias Number | Bond

CHARGE

Charge Description: Possess Marijuan Less Than 20 gm | Counts: 1 | Domestic Violence ☐Y ☑N | Statute Violation Number: 893.13 (6B) | Violation of ORD #

Drug Activity: P | Drug Type: M | Amount / Unit: 1.5gm | Offense # | Warrant / Capias Number | Bond

CHARGE

Charge Description: Possess Drug Paraphernalia | Counts: 3 | Domestic Violence ☑Y ☐N | Statute Violation Number: 893.147 (1) | Violation of ORD #

Drug Activity: P | Drug Type: P | Amount / Unit | Offense # | Warrant / Capias Number | Bond

CHARGE

Charge Description | Counts | Domestic Violence ☐Y ☐N | Statute Violation Number | Violation of ORD #

Drug Activity | Drug Type | Amount / Unit | Offense # | Warrant / Capias Number | Bond

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 Reverse Side.

Location (Court, Room Number, Address)

Court Date and Time: Month | Day | Year | Time | A.M. | P.M.

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

ADMIN

HOLD for other Agency: Name | Signature of Arresting Officer: 473

☐ Dangerous ☑ Resisted Arrest ☐ Suicidal ☐ Other | Name of Arresting Officer (Print): J. Sanchez | I.D. #: 473 PBGPD

Intake Decision | I.D. # | Pouch # | Transporting Officer: J. Sanchez | I.D. #: 473 | Agency: PBGPD

Name Verification (Printed by Arrestee) (PRINT) | Witness here if subject signed with an "X"

PAGE ___ OF ___

DISTRIBUTION: WHITE - COURT COPY | GREEN - STATE ATTORNEY | YELLOW - AGENCY | PINK - JAIL | GOLD - DEFENDANT

PBGPD FORM-023

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PROBABLE CAUSE AFFIDAVIT

OBTS Number:

1 Arrest 2 NTA 3 Request for Warrant 4 Request for Capias | 1 | JUVENILE

ADMIN

Agency ORI Number	Agency Name	Agency Report Number
FL 0502600	PALM BEACH GARDENS POLICE	7 | 8 | 18-005443

Charge Type (Check as many as apply): [X] 1 Felony [X] 3 Misdemeanor [ ] 5 Ordinance [ ] 2 Traffic Felony [ ] 4 Traffic Misdemeanor [ ] 6 Other

Special Notes:

DEF

Name (Last, First, Middle)	Alias	Race	Sex	Date of Birth
SPILLERT, MICHAEL JAMES		W	M	09/27/1995

CHARGES

Charge Description	Charge Description
893.13(6)(A) DRUGS - CONTROLLED SUBST MARIJUANA OI	893.13(6)(B) DRUGS - POSSESS MARIJUANA NOT MORE TH
893.147 DRUGS - POSSESSION/USE DRUG PARAPHERNALIA	

VICTIM

Victim's Name (Last, First, Middle)	Race	Sex	Date of Birth
State Of Florida			

Local Address (Street, Apt Number)	(City)	(State)	(Zip)	Phone	Address Source

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

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

[X] committed the below acts in my presence

[ ] confessed to _____ admitting to the below facts

[ ] was observed by _____ who told _____ that he/she saw the arrested person committ the below acts

[X] was found to have committed the below acts, resulting from my (described) investigation

On the 6 day of September, 2018 at 18:08 (Specifically include facts constituting cause for arrest)

PROBABLE CAUSE STATEMENT

On Thursday, September 6, 2018, at 6:08pm, I, Ofc Jonathan Sanchez was dispatched to 4415 Daffoldil Cir S, Palm Beach Gardens, Palm Beach County FL in reference to a disturbance. My department issued body worn camera was used on this call. While in route to the above address in my marked Palm Beach Gardens Police vehicle, Northcom (dispatch center) advised the subject from the disturbance left the area in an older model, light blue colored, Toyota Camry (FL 913RCL).

I observed a vehicle matching that description in the area of Fuschia Cir S, bearing FL tag 913RCL. The tag on the vehicle was not properly placed as it was mounted on the rear dash of the vehicle. A traffic stop was conducted due to the improperly placed tag. Upon approach I made contact with the driver later identified as Michael Spillert. Spillert was asked if he was involved in the disturbance at 4415 Daffodil Cir S. He advised he was involved but nothing physical occurred. He stated he was involved in an argument with his mom and he left the house after he broke a piece of furniture.

I asked Spillert to exit his vehicle and walk to the trunk area. Spillert was asked to place his hands on the trunk of the vehicle. Ofc. Washington (ID 479), visually inspected Spillert's clothing before conducting a pat down. During the visual inspection she noticed a silver colored "pen-like" device commonly used to smoke marijuana oil in plain sight and a bulge in his right pocket. She asked Spillert if he had anything in his pocket. Spillert reached towards his pocket with his right hand. Ofc. Washington immediately grabbed his hand and placed it back on the trunk and commanded him not to move. Spillert immediately stated he had marijuana in that same pocket.

Upon searching Spillert, a blue and red pipe used to smoke marijuana with suspected marijuana residue was found in his right pocket along with a "grinder" that is used to crush marijuana into small pieces, a "pen-like" device containing suspected marijuana oil and 1.5g of suspected marijuana in a clear baggie. Spillert was read his Miranda

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ADMINISTRATIVE

SWORN AND SUBSCRIBED BEFORE ME

BEATH, DENNIS
NOTARY PUBLIC / CLERK OF COURT / OFFICER (F S S 117 10)

09/06/2018
DATE

473
SIGNATURE OF ARRESTING / INVESTIGATING OFFICER

SANCHEZ, JONATHAN S (473)
NAME OF OFFICER (PLEASE PRINT)

09/06/2018
DATE

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

ADMIN	OBTS Number	PROBABLE CAUSE AFFIDAVIT SUPPLEMENT	1 Arrest 2 NTA 3 Request for Warrant 4 Request for Capias	1	JUVENILE

Agency ORI Number	Agency Name	Agency Report Number
FL 0502600	PALM BEACH GARDENS POLICE	7 | 8 | 18-005443

Charge Type. Check as many as apply: [X] 1 Felony [X] 3 Misdemeanor [ ] 5 Ordinance [ ] 2 Traffic Felony [ ] 4 Traffic Misdemeanor [ ] 6 Other

Special Notes

DEF	Name (Last, First, Middle)	Alias	Race	Sex	Date of Birth
	SPILLERT, MICHAEL JAMES		W	M	09/27/1995

PROBABLE CAUSE STATEMENT

warnings from a printed card. Post Miranda he admitted the suspected marijuana was his and the "pen-like" device did in fact contain marijuana oil.

I later made contact with Spillert`s mother, Micki Stella. She advised they had an argument but nothing physical occurred.

Probable cause exists to charge Michael Spillert with 1 count of possession of a controlled substance, F.S.S. 893.13(6)(A) as he was in physical possession of marijuana oil.
Probable cause exists to charge Michael Spillert with 1 count of possession of marijuana under 20 grams, F.S.S. 893.13(6)(B) as he was in physical possession of 1.5 grams of marijuana.
Probable cause exists to charge Michael Spillert with 3 counts of drug paraphernalia, F.S.S. 897.147(1)(B) as he did use the pipe, "grinder" and "pen-like" device for ingesting and/or inhaling a controlled substance into the human body.

The suspected marijuana and suspected marijuana oil were tested using a NARK II test kit which yielded positive results. The suspected marijuana, pipe, "grinder", and marijuana oil device were all placed into evidence.

Spillert was placed into hand cuffs which were checked for proper fit and double locked for safety. Spillert was transported to the Palm Beach County jail without incident.

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SCANNED SEP 0

ADMINISTRATIVE

SWORN AND SUBSCRIBED BEFORE ME

BEATH, DENNIS
NOTARY PUBLIC / CLERK OF COURT / OFFICER (F S S 117 10)

09/06/2018
DATE

473
SIGNATURE OF ARRESTING / INVESTIGATING OFFICER

SANCHEZ, JONATHAN S (473)
NAME OF OFFICER (PLEASE PRINT)

09/06/2018
DATE

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

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	☐		Other:	
	☐		Other:	

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SCANNED SEP 09 2018

REVIEW COMPLETED BY

Booking Number: 2018029969	Date: 9/6/2018
	Specialist Name/ID: J. Beck/9007