

ARREST/ NOTICE TO APPEAR

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

1

JUVENILE

OBTS Number Agency ORI Number 0500200 Agency Name Boca Raton Police Department Agency Report Number (N.T.A.'s only) 3 | 2 | 2018-005438

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 None/not Applicable. Multiple Clearance Indicator: N

Location of Arrest (Including Name of Business): 44 SE 14TH ST Location of Offense (Business Name, Address): 44 SE 14TH ST 404, BOCA RATON, FL 33432

Date of Arrest: 04/18/2018 Time of Arrest: 13:31 Booking Date: 04/18/2018 Booking Time: 13:41 Jail Date: 04/18/2018 Jail Time: 13:33 Location of Vehicle: NONE

Name (Last, First, Middle): LLANES, RAFAEL J Alias: Alias (Name, DOB, Soc. Sec. #, Etc.):

Race: W - White I - American Indian W M Date of Birth: 03/19/1985 Height: 6'00 Weight: 240 Eye Color: BRO Hair Color: BLA Complexion: LGT Build: MED

Scars, Marks, Tattoos, Unique Physical Features (Location, Type, Description): Marital Status: S Religion: NA Indication of Alcohol Influence Drug Influence: Yes No Unk

Local Address (Street, Apt. Number) (City) (State) (Zip): 44 SE 14TH ST 404, BOCA RATON, FL 33432 Phone: (305) 362-2004

Permanent Address (Street, Apt. Number) (City) (State) (Zip): 44 SE 14TH ST 404, BOCA RATON, FL 33432 Phone: (305) 362-2004

Business Address (Name, Street) (City) (State) (Zip): D/L Number, State: L520720850990 / FL Soc. Sec. Number: [REDACTED] INS Number: [REDACTED] Place of Birth (City, State): MIAMI, FL Citizenship: US

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

Parent Other: Name (Last, First, Middle): Residence Phone: Legal Custodian: Business Phone:

Address (Street, Apt. Number) (City) (State) (Zip): 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.

Property Owned? Yes No Description of Property Value of Property: Drug Activity S. Sell R. Smuggle K. Disperses/ Distribute M. Manufacture/ Produce/ Cultivate Z. Other. Drug Type N. N/A B. Barbiturate H. Hallucinogen P. Paraphernalia/ Equipment Z. Other. C. Cocaine M. Marijuana O. Opium/Deriv. S. Synthetic. U. Unknown

Charge Description: FELONY BATTERY Statute Violation Number: 784.041 (2) Violation of ORD #

Drug Activity Drug Type Amount / Unit Offense # Counts Domestic Violence Warrant / Capias Number Bond: Drug Activity N Drug Type N Amount / Unit / Offense # 2618-00 5438 Counts 1 Domestic Violence Y N Warrant / Capias Number Bond

Charge Description: Statute Violation Number: Violation of ORD #

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Health / Apparent Physical Condition of Defendant: GOOD Any knowledge of the following: Mental Escape Risk Medication Deformities Injuries Explain: NONE

Check which applies: Released O.R. Released to Parent/Guardian T.O.T. County Jail PROPERTY - Received By: 668 Released By: BRPD Released To: PBCJ

Transported By: BRPD Date Transported: 04/18/2018 Time Transported: 13:34 Other:

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 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:

HOLD for Other Agency: NONE Signature of Arresting Officer: Name Verification (Printed by Arrestee): (PRINT) APR 18 2018

Dangerous Resisted Arrest Suicidal Other: Name of Arresting Officer (Print): BRADLEY, C. J. I.D. #: 668

Intake Deputy: Pouch #: 508 Transporting Officer: BRADLEY I.D. #: 668 Agency: BOCA

Witness here if subject signed with an "X": SCANNED OF 1

ADD 14 2018

JK-0497535

PROBABLE CAUSE AFFIDAVIT

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

1 JUVENILE

OBTS Number	Agency ORI Number <b>FL 0500200</b>		Agency Name <b>BOCA RATON POLICE DEPARTMENT</b>		Agency Report Number <b>3   2   2018-005438</b>	
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
Name (Last, First, Middle) <b>LLANES, RAFAEL J</b>					Race <b>W</b>	Sex <b>M</b>
Date of Birth <b>03/19/1985</b>					Special Notes:	
Charge Description <b>784.041 FELONY BATTERY (1)</b>			Charge Description			
Charge Description			Charge Description			
Victim's Name (Last, First, Middle) <b>FAIRBRAIN, JACQUELYN</b>					Race <b>W</b>	Sex <b>F</b>
Date of Birth <b>02/13/1990</b>					Address Source	
Local Address (Street, Apt. Number) (City) (State) (Zip) <b>44 SE 14TH ST 404, BOCA RATON, FL 33432</b>			Phone <b>(954) 405-2873</b>		Address Source	
Business Address (Name, Street) (City) (State) (Zip)			Phone		Occupation	

The undersigned certifies and swears that he/she has just and reasonable grounds to believe, and does believe that the above named Defendant committed the following violation of law.

The Person taken into custody ...

committed the below acts in my presence.  was observed by \_\_\_\_\_ who told \_\_\_\_\_ that he/she saw the arrested person commit the below acts.

confessed to \_\_\_\_\_ admitting to the below facts.  was found to have committed the below acts, resulting from my (described) investigation.

On the **18** day of **April**, **2018** at **13:29** (Specifically include facts constituting cause for arrest.)

The following incident took place on April 18, 2018 in the City of Boca Raton, Palm Beach County, Florida.

At 1216hrs Brian O'Connell of 44 SE 14th St called 911 to report witnessing a fight in progress. According to Brian, he saw a male and female yelling at each other and the woman yelling "help me!" Brian stated that the disturbance was coming from the 4th floor.

BRPD units responded and met with the following individuals: w/m Rafael Llanes (in the parking lot), w/f Jacquelyn Fairbrain (in apt 404), and w/m Brian O'Connell (in apt 303). I spoke with these individuals separately.

According to Rafael, he was in an argument with his wife Jacquelyn about money. Rafael stated that they were yelling at each other and throwing glass objects out of anger. Rafael stated that Jacquelyn stepped on broken glass and might need medical attention. Rafael stated that there was no physical violence directed towards one another. Rafael did not have any visible injuries and did not require any medical attention.

After speaking with Rafael, I met with Jacquelyn in apt 404. Jacquelyn did not have any visible injuries and she declined medical treatment from BRPD. Jacquelyn pointed out a reddish brown stain on her jeans and stated that it was blood from Rafael "smashing a glass item into her leg and cutting it." It should be noted that I did not observe any active bleeding or any marks consistent with being hit with a glass object. Jacquelyn further stated that during an argument with Rafael inside of apt 404, he pushed her into the west wall and placed both of his hands around her neck, causing her to lose the ability to breath; Jacquelyn stated that she was choked by Rafael. I could not see any redness or marks on Jacquelyn's neck. Jacquelyn stated that once she

SWORN AND SUBSCRIBED BEFORE ME	SIGNATURE OF ARRESTING / INVESTIGATING OFFICER
<b>MORAN, JOHN TODD</b>	
NOTARY PUBLIC / CLERK OF COURT / OFFICER (F.S.S. 117.10)	<b>BRADLEY, CHRISTOPHER JAMES (668)</b>
<b>04/18/2018</b>	NAME OF OFFICER (PLEASE PRINT)
DATE	<b>04/18/2018</b>
	DATE

PROBABLE CAUSE AFFIDAVIT  
SUPPLEMENT

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	<input type="checkbox"/> 2. Traffic Felony	<input type="checkbox"/> 4. Traffic Misdemeanor	<input type="checkbox"/> 6. Other	

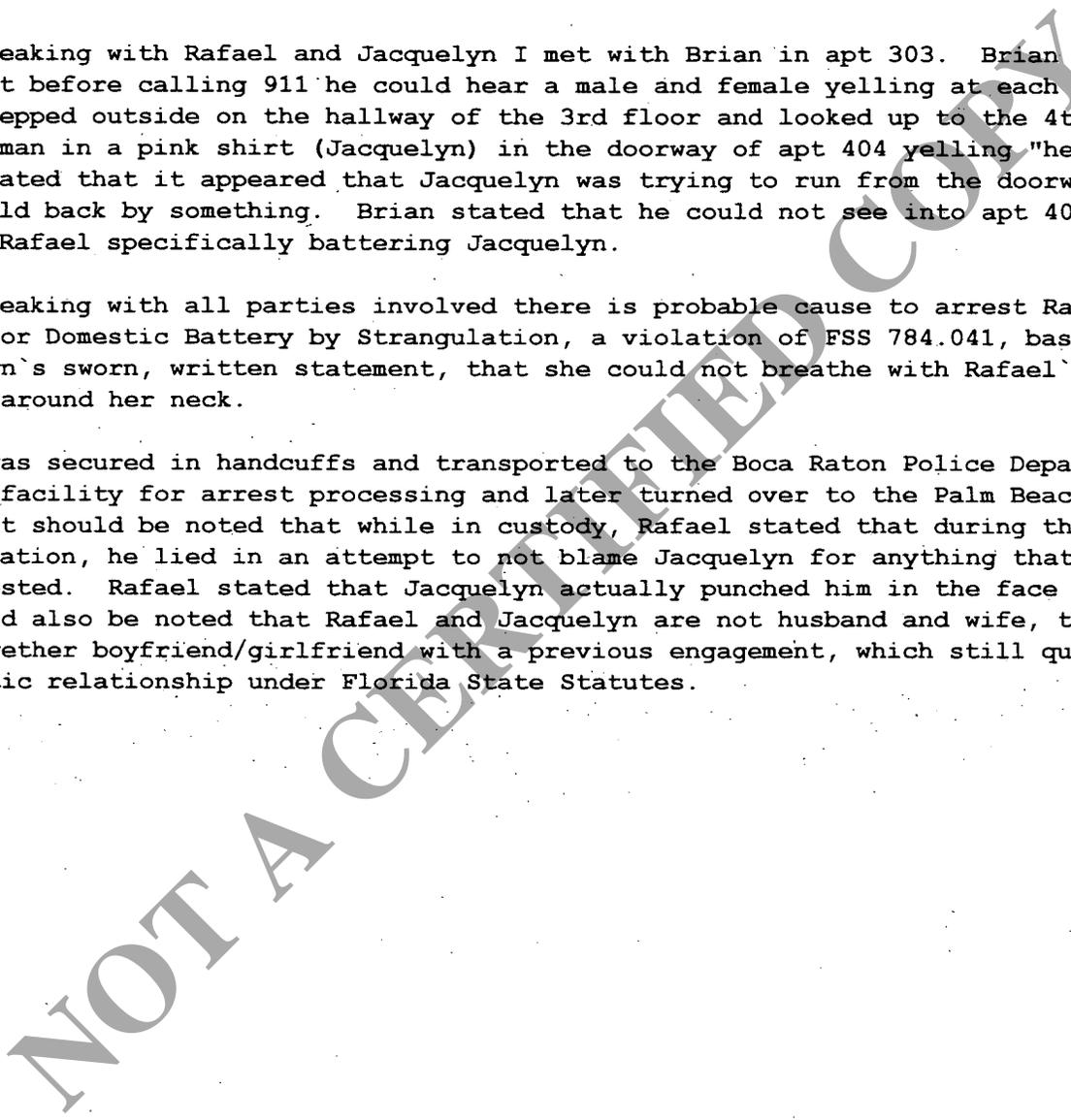
Name (Last, First, Middle) <b>LLANES, RAFAEL J</b>	Alias	Race <b>W</b>	Sex <b>M</b>	Date of Birth <b>03/19/1985</b>
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wrestled free from being choked, she attempted to run from apt 404 and Rafael stopped her by pulling on her in the doorway. Jacquelyn broke free and ran to apt 303 where the caller (Brain) was calling 911. While inside apt 404 I observed broken glass on the floor, which Jacquelyn stated was a "bong." There was furniture pushed aside and it appeared that a struggle consistent with Jacquelyn's statement was possible based on the scene.

After speaking with Rafael and Jacquelyn I met with Brian in apt 303. Brian stated that just before calling 911 he could hear a male and female yelling at each other. Brian stepped outside on the hallway of the 3rd floor and looked up to the 4th floor to see a woman in a pink shirt (Jacquelyn) in the doorway of apt 404 yelling "help me!" Brian stated that it appeared that Jacquelyn was trying to run from the doorway but was being held back by something. Brian stated that he could not see into apt 404 and did not see Rafael specifically battering Jacquelyn.

After speaking with all parties involved there is probable cause to arrest Rafael Llanes for Domestic Battery by Strangulation, a violation of FSS 784.041, based upon Jacquelyn's sworn, written statement, that she could not breathe with Rafael's hands secured around her neck.

Rafael was secured in handcuffs and transported to the Boca Raton Police Department holding facility for arrest processing and later turned over to the Palm Beach County Jail. It should be noted that while in custody, Rafael stated that during the initial investigation, he lied in an attempt to not blame Jacquelyn for anything that may get her arrested. Rafael stated that Jacquelyn actually punched him in the face and head. It should also be noted that Rafael and Jacquelyn are not husband and wife, they are live together boyfriend/girlfriend with a previous engagement, which still qualifies as a domestic relationship under Florida State Statutes.



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PAGE  
**SCANNED**