05023414

2869

ARREST / NOTICE TO APPEAR
Juvenile Referral Report

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

Juvenile: 1 n

ADMINISTRATIVE

OBTS Number:

Agency ORI Number: FLO 500000

Agency Name: PALM BEACH COUNTY SHERIFF'S OFFICE

Agency Report Number (N.T.A.'s only): 06- 18-134706

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

Weapon Seized / Type: 2 (1. Yes 2. No)

Multiple Clearance Indicator:

Location of Arrest (Including Name of Business): 2115 n Suzanne Circle, NPB FL, 33408

Location of Offense (Business Name, Address): 2115 n Suzanne Circle, NPB FL, 33408

Date of Arrest	Time of Arrest	Booking Date	Booking Time	Jail Date	Jail Time	Location of Vehicle
10/18/2018	2130					

DEFENDANT

Name (Last, First, Middle): Sems, Sarah, Ann

Alias (Name, DOB, Soc. Sec. #, Etc.):

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	09/09/1985	5'04	130	blue	bro	fair	average

Scars, Marks, Tatoos, Unique Physcal Features (Location, Type, Description):

Marital Status: single | Religion: none | Indication of: Alcohol Influence / Drug Influence [ ] Y [ ] N [ ] Unk.

Local Address (Street, Apt. Number) (City) (State) (Zip): 120 Lehane Ter Apt 207, North Palm Beach, FL 33408

Phone: (561) 222-4596

Residence Type: (1. City 2. County 3. Florida 4. Out of State): 2

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

Phone: ( )

Address Source: fl dl

Business Address (Name, Street) (City) (State) (Zip):

Phone: ( )

Occupation: trainer

D/L Number, State: S520781858290, FL

Soc. Sec. Number: [redacted]

INS Number:

Place of Birth (City, State): [redacted]n, florida

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:

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 HRS / DYS 3. Incarcerated

Released To: (Name) | Relationship | Date | Time

The above address provided by [ ] defendant and / or [ ] defendant's parents The child and / or parent was told to keep the Juvenile Court Clerk (Phone 355-2526) informed of any change of address. [ ] Yes, by: (Name) [ ] No: (Reason)

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. Dispense/ 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. Synthetics U. Unknown Z. Other

CHARGE

Charge Description	Counts	Domestic Violence	Statute Violation Number	Violation of ORD #
Battery on a LEO	1	[ ] Y [x] N	784.07(2)(b)	

Drug Activity: n | Drug Type: n | Amount / Unit | Offense #: 18-134706 | Warrant / Capias Number | Bond: 5000

CHARGE

Charge Description	Counts	Domestic Violence	Statute Violation Number	Violation of ORD #
Resisting with violence	1	[ ] Y [x] N	843.01	

Drug Activity | Drug Type | Amount / Unit | Offense #: 18-134706 | Warrant / Capias Number | Bond: 3000

CHARGE

Charge Description	Counts	Domestic Violence	Statute Violation Number	Violation of ORD #
resisting with out violence	1	[ ] Y [x] N	843.02	

Drug Activity | Drug Type | Amount / Unit | Offense #: 18-134706 | Warrant / Capias Number | Bond: OR

CHARGE

Charge Description	Counts	Domestic Violence	Statute Violation Number	Violation of ORD #
		[ ] Y [ ] N		

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

NOTICE TO APPEAR

Location (Court, Room Number, Address):

Court Date and Time: Month Day Year Time AM PM

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): X

Date Signed: 10/18/2018

ADMIN

HOLD for other Agency Name:

[ ] Dangerous [ ] Resisted Arrest [ ] Suicidal [ ] Other:

Intake Deputy | DR# | Pouch #

Signature of Arresting Officer: X

Name of Arresting Officer (Print): D/S T. Lee 28271 | I.D. #: 28271

Transporting Officer | ID # | Agency

Name Verification (Printed by Arrestee) (PRINT)

Witness here if subject signed with an "X"

OCT 19 AM 12:14

PAGE OF

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PBSO 8148 REV. 8/97

OCT 19 2018

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PROBABLE CAUSE AFFIDAVIT

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

ADMIN

Agency ORI Number	Agency Name	Agency Report Number
FLO 500000	PALM BEACH COUNTY SHERIFF'S OFFICE	06- 18-134706

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

Special Notes:

DEF

Name (Last, First, Middle)	Alias	Race	Sex	Date of Birth
Sems, Sarah, Ann		W	F	09/09/1985

CHARGES

Charge Description		Charge Description	
Battery on a LEO	784.07(2)(b)	Resisting with violence	843.01
Charge Description		Charge Description	
resisting with out violence	843.02		

VICTIM

Victim's Name (Last, First, Middle)			Race	Sex	Date of Birth
Lee, Terence,			w	m	10/19/1988
Local Address (Street, Apt. Number)	(City)	(State) (zip)	Phone	Address Source	
3228 Gun Club Rd, WPB FL, 33408			(561) 688- 4900	verbal	
Business Address (Name, Street)	(City)	(State) (zip)	Phone	Occupation	
			( )	Deputy Sheriff	

PROBABLE CAUSE STATEMENT

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

[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 commit the below acts.
[ ] was found to have commited the below acts, resulting from my (described) investigation.

On the _____ day of _____ 20___ at _____ [ ] A. M. [ ] P.M. (Specifically include facts constituting cause for arrest.)

On October 18, 2018 at 2050 hours I was dispatched to 2115 N Suzanne Circle, Palm Beach County FL, in reference to a domestic dispute. At this date and time I am certified Deputy Sheriff for the Palm Beach County Sheriff's office and I responded to this call in my agency issued patrol car and was wearing my agency issued class B uniform.

When I arrived I spoke with Michael Rubiano (complainant) in the street in front of his house, and he told me that his ex-girlfriend, Sarah Sems (defendant) came over to his house and would not leave. He told me that he asked her over the phone not to come over, and when she showed up she was yelling and banging on his door. Mr. Rubiano came out side and could not get her to leave so he called 911.
Next I spoke with Ms. Sems and she told me that he is cheating on her with a coworker, and is very upset. While speaking with Ms. Sems she was crying and shaking over the situation.

Next Ms. Sems walked over to Mr. Rubiano and began to yell and question him again. When the argument escalated I told Mr. Rubiano to go back to his house, and to have his guest leave while we are still here. When Mr. Rubiano went back inside I spoke with Ms. Sems and told her that I can see that she is upset and I suggested that she leave so that she would not do anything out of anger when the other woman came out of the house. She told me that she wasn't committing any crimes by standing in the road and that she was going to yell at the woman when she came down. I had Mr. Rubiano pull his guest, Brooks car into the drive way to avoid any conflict with Ms. Sems. When Brook came out of the house I was standing at the edge of the driveway approximately 50 ft away from Mr. Sems. When Ms. Sems saw Brook she began yelling and charged down the road toward her yelling and cursing. I had previously told Ms. Sems that she was not going to be allowed on Mr. Rubiano's property and that she was not going to fight Brook. I believed that a fight was imitate and I stepped in front of Ms. Sems and grabbed her left elbow with my right hand to stop her. When I grabbed it she tensed her arm and then pulled away, pulling her arm and turning her body. While attempting to reestablish a grip Ms. Sems pushed her hand out towards my chest, glancing off and up, glancing my face. Next I used an arm bar taken down on Ms. Sems right arm, and she was directed in a controlled manor to the grass. Deputy Feddon also assisted in the take down from behind Ms. Sems. Once on the ground Ms. Sems was placed in handcuffs, that were double locked and checked for tightness, and then she was searched by Deputy Bell and placed in my patrol car.
Sarah Sems did actually and intentionally touch or strike Deputy T. Lee against the will of Deputy T. Lee, while Deputy T. Lee was engaged in the lawful performance of a duty and while Sarah Sems knew that Deputy T. Lee was a law enforcement officer, contrary to Florida Statute 784.03(1) and 784.07(2)(b). (3 DEG FEL) (LEVEL 4).

Sarah Sems did resist, obstruct or oppose Deputy T. Lee, a law enforcement officer of the Palm Beach County Sheriff's Office, in the execution of a legal process or in the lawful execution of a legal duty, without offering or doing violence to the person of such officer, contrary to Florida Statute 843.02. (1 DEG MISD)

Sarah Sems did knowingly and willfully resist, obstruct, or oppose Deputy T Lee, a law enforcement officer of the Palm Beach County Sheriff's Office, or any other person legally authorized to execute process in the execution of a legal process or in the lawful execution of a legal duty, by offering or doing violence to the person of such officer, contrary to Florida Statute 843.01. (3 DEG FEL) (LEVEL 5)

Based on the above investigation there is probable cause for the arrest of Sarah Sems for violating FSS: 784.07(2)(b), 843.01, and 843.02.

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ADMINISTRATIVE

STATE OF FLORIDA
COUNTY OF PALM BEACH

D/S T. Lee 28271
(Signature of Arresting/Investigative Officer)

The foregoing instrument was sworn to or affirmed and subscribed before me this 18 day of OCTOBER 20 18 by D/S T. Lee

(Print name of Arresting/Investigative Officer) who is personally known to me and/or produced identification. Type of identification produced _____

OFC. PBSO #492
Notary Public, Clerk of Court, Officer (F.S.S. 117.10)

PAGE ___ OF ___

PBSO #0004 REV. 04/01 DISTRIBUTION: WHITE - COURT COPY GREEN - STATE ATTORNEY YELLOW - AGENCY PINK - AGENCY

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.	
	☐	[redacted]		
	☐			
	☐			
	☐			
	☐			
Other	☐		Other:	
	☐		Other:	

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REVIEW COMPLETED BY

Booking Number: 2018034831	**Date:** October 19, 2018
	Specialist Name/ID: L. Rosales, 4489