0504148

18mm148B294

# ARREST / NOTICE TO APPEAR
Juvenile Referral Report

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

## ADMINISTRATIVE

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): 7 8 - 1 8 - 0 0 7 9 6 6

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): 11012 Legacy Dr #101 PBG, FL 33410

Location of Offense (Business Name, Address): 11012 Legacy Dr #101 PBG, FL 33410

| Date of arrest | Time of Arrest | Booking Date | Booking Time | Jail Date | Jail Time | Location of Vehicle |
|---|---|---|---|---|---|---|
| 1 2 3 0 1 8 | 0 0 4 5 | | | | | N/A |

## DEFENDANT

Name (Last, First, Middle): GONZALEZ, SCOTT J

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

| Race (W - White, B - Black, I - American Indian, O - Oriental) | Sex | Date of Birth | Height | Weight | Eye Color | Hair Color | Complexion | Build |
|---|---|---|---|---|---|---|---|---|
| W | M | 0 7 2 3 7 5 | 6'01" | 190 | GRN | BRO | MED | SLIM |

Scars, Marks, Tatoos, Unique Physical Features (Location, Type, Description): N/A

Marital Status: S | Religion: N/A | Indication of: Alcohol Influence ☑ Y ☐ N ☐ Unk. / Drug Influence ☐ Y ☐ N ☑ Unk.

Local Address (Street, Apt. Number): 11012 LEGACY DR #101 | (City): PALM BEACH GARDENS | (State): FL | (Zip): 33410 | Phone: (561) 473-6164 | Residence Type: 1. City 2. County 3. Florida 4. Out of State: 3

Permanent Address (Street, Apt. Number): 11012 Legacy Dr. #101 | (City): PBG | (State): FL | (Zip): 33410 | Phone: ( ) | Address Source: S/F

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

D/L Number, State: GONZAS J251M3/WA | Soc. Sec. Number: [redacted] | INS Number | Place of Birth (City, State): LOS ANGELES, CA | Citizenship: 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 / Legal Custodian / Other: Name (Last) (First) (Middle) | Residence Phone: ( )

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

VICTIM NOTIFICATION

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

Property Crime? ☐ Yes ☐ No | Description of Property | Value of Property

NOT A CERTIFIED COPY

## 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 | Counts | Domestic Violence | Statute Violation Number | Violation of ORD # |
|---|---|---|---|---|
| SIMPLE BATTERY (DATING) | 1 | ☑ Y ☐ N | 784.03 (1) (A) 1 | |

| Drug Activity | Drug Type | Amount / Unit | Offense # | Warrant / Capias Number | Bond |
|---|---|---|---|---|---|
| N | N | | | | NO BOND |

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

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

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

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

| 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

☐ 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 X [signature] #456 | Name Verification (Printed by Arrestee) DEC 30 AM 4:04

☐ Dangerous ☐ Resisted Arrest ☐ Suicidal ☐ Other: | Name of Arresting Officer (Print): Koegel | I.D.#: 456 | (PRINT)

Intake Deputy: DS Collins 7022 | I.D.#: | Pouch # | Transporting Officer: Koegel | I.D.#: 456 | Agency: PBGPD | Witness here if subject signed with an "X" | PAGE ___ OF ___

SCANNED DEC 31 2018

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

PBGPD FORM-023

DOMESTIC VIOLENCE PROBABLE CAUSE
AFFIDAVIT
Palm Beach County
Narrative Continuation

ADMIN

| Date / Time | | |
|---|---|---|
| 12/29/2018 23:46 | | |
| Agency ORI Number | Agency Name | Agency Report Number |
| FL 0502600 | PALM BEACH GARDENS POLICE | 7 \| 8 \| 18-007966 |

NARRATIVE

She had friends visiting from out of state who were all drinking alcohol inside of the residence. Burnes stated her boyfriend of two years, Scott J. Gonzales (W/M DOB: 07/23/1975) was intoxicated and supposedly got into a verbal argument with some of her friends inside of the residence. Burnes advised no physical altercations took place between any occupants inside of the residence. Burnes advised Gonzales was inside of his bedroom by himself. Gonzales was the original caller for 9-1-1 but refused to answer several callbacks from Palm Beach Gardens Dispatch. I attempted to call Gonzales down from his bedroom several times in order to obtain a statement, but Gonzales was ignoring all verbal commands. I could hear what sounded to be items being thrown in a bedroom above me. At this time no criminal offense had been committed and I had all parties leave the residence. With Gonzales ignoring Police commands, and him being the sole occupant of the residence, Gonzales was left alone in the residence while all other parties were recommended to stay elsewhere for the remainder of the evening.

At approximately 11:46pm I was dispatched to the residence above for a second time. Upon arrival, I made contact with Burnes outside of her residence. Burnes was very emotional and was also very intoxicated. Burnes stated she returned home to pick up some personal belongings. Burnes advised she entered her residence and made her way up to her bedroom, where Gonzales still was. Burnes advised Gonzales to let her into the room where they began to talk about the incident that happened prior. Burnes advised she gathers her belongings and places them into the hallway. Burnes advised at this time she was standing in the doorway of her bedroom and the hallway when her and Gonzales continued to argue.

Burnes advised during the argument, Gonzales reached over her right shoulder and grabbed her by the back of her shirt and pulled her toward him. Burnes advised "he just kept grabbing me and grabbing me, pulled me out of the way and just shoved me to the fucking floor." Burnes advised she shoved Gonzales back when she could and when Gonzales made his way out of the residence, she called 9-1-1. Gonzales left the residence and proceeded westbound through the community on foot. Burnes had visible red marks, as well as small scratches on the left shoulder blade area of her upper back, consistent to her statement. Burnes denied medical attention.

Officer Machado (ID# 497) and Officer Eriksson (ID# 496) located Gonzales on a walkway between apartment buildings just east of their residence. Officer Eriksson (ID# 496) read Gonzales his Miranda Warnings to which he stated he understood. It should be noted from the beginning; Gonzales statement was very inconsistent. Gonzales advised Burnes kicked the door down but on several other occasions advised he let her inside of the bedroom. Gonzales advised he and Burnes began to discuss the incident that occurred earlier in the evening. Gonzales stated Burnes was blocking the threshold of the bedroom door, that led to the hallway. Gonzales stated he made his way around Burnes but would not elaborate as to how he made it around Burnes and into the hallway. When I attempted to gather further information from Gonzales reference the physical activity, he would bring up the earlier incident and would ignore my questions regarding how he got outside of the doorway. Gonzales advised he had no injuries and also denied medical attention.

Based on my investigation I find probable cause to charger Scott J. Gonzales with Simple Battery (Dating Violence) pursuant to Florida State Statute (F.S.S.) 784.03(1)(A)(1). Gonzales was transported to the Palm Beach Gardens Police Department for processing before being transported to the Palm Beach County Jail without incident.

NOT A CERTIFIED COPY

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.

SIGNATURE OF ARRESTING OFFICER

Sworn to and subscribed to before me this 29 day of December, 2018.

LEFFLER, PAUL D JR
NOTARY PUBLIC / CLERK OF COURT / OFFICER (F.S.S. 117.10)

SCANNED
DEC 31 2018

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

DOMESTIC VIOLENCE PROBABLE CAUSE
AFFIDAVIT
Palm Beach County
Narrative Continuation

ADMIN

| Date / Time | | |
|---|---|---|
| 12/29/2018 23:46 | | |
| Agency ORI Number | Agency Name | Agency Report Number |
| FL 0502600 | PALM BEACH GARDENS POLICE | 7 \| 8 \| 18-007966 |

NARRATIVE

NOT A CERTIFIED COPY

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.

#456
SIGNATURE OF ARRESTING OFFICER

Sworn to and subscribed to before me this 29 day of December , 2018.

LEFFLER, PAUL D JR
NOTARY PUBLIC / CLERK OF COURT / OFFICER (F.S.S. 117.10)

SCANNED
DEC 31 2018

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

# DOMESTIC VIOLENCE PROBABLE CAUSE AFFIDAVIT

Palm Beach County

**ADMIN**

| Date / Time | Agency ORI Number | Agency Name | Agency Report Number |
|---|---|---|---|
| 12/29/2018 23:46 | FL 0502600 | PALM BEACH GARDENS POLICE | 7 \| 8 \| 18-007966 |

**DEF**

| Name (Last, First, Middle) | Alias | Race | Sex | Date of Birth |
|---|---|---|---|---|
| GONZALES, SCOTT J | | W | M | 07/23/1975 |

**CHRG**

Charge Description: 784.03(1)(A)(1) BATTERY-SIMPLE (TOUCH OR STRIKE)

**VICTIM**

| Victim's Name (Last, First, Middle) | Race | Sex | Date of Birth |
|---|---|---|---|
| BURNES, THERESA JUNE | W | F | 06/10/1975 |

| Local Address (Street, Apt. Number) (City) (State) (Zip) | Phone | Address Source |
|---|---|---|
| 11012 LEGACY DR 101, PALM BEACH GARDENS, FL 33410 | (509) 491-7817 | |

| 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): **INTOXICATED, EMOTIONAL, CRYING**

RELATIONSHIP BETWEEN VICTIM & SUSPECT: **BF/GF**

| | YES | NO | |
|---|---|---|---|
| PHOTOGRAPHS: Scene: | ☒ | ☐ | |
| Victim: | ☒ | ☐ | |
| 911 CALL: | ☒ | ☐ | CALLER: **THERESA BURNES** |
| WEAPON USED: | ☒ | ☐ | TYPE: **HANDS** |
| WITNESSES: | ☐ | ☒ | (If YES, attach witness list) |
| INJURIES: | ☒ | ☐ | |
| MEDICAL TREATMENT: | ☐ | ☒ | |
| AT: Scene: | ☐ | ☒ | PARAMEDICS: |
| Hospital: | ☐ | ☒ | PHYSICIAN(S) / HOSPITAL: |
| 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 Saturday, December 29th, 2018 at approximately 10:16pm I was dispatched to 11012 Legacy Drive (Apartment #101) Palm Beach Gardens, Palm Beach County, Florida in reference to a disturbance. My department issued body worn camera was activated throughout the duration of this incident. Upon arrival, I made contact with homeowner Theresa J. Burnes (W/F DOB: 06/10/1975) who advised 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.

#1456
SIGNATURE OF ARRESTING OFFICER

Sworn to and subscribed to before me this 29 day of December, 2018.

376
LEFFLER, PAUL D JR
NOTARY PUBLIC / CLERK OF COURT / OFFICER (F.S.S. 117.10)

SCANNED
DEC 31 2018

NOT A CERTIFIED COPY

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

## VICTIM NOTIFICATION FORM

SUSPECT/OFFENDER:_____

This form must be filled out in a case involving one of the following crimes:

- **Homicide** (Ch. 782)
- **Sexual Offense** (Ch. 794)
- **Attempted Murder**
- **Attempted Sexual Offense**
- **Stalking** (S. 784.048)
- **Domestic Violence** - (This includes any assault, agg. assault, battery, agg. battery, sexual assault, sexual battery, stalking, agg. 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 #: 18-007966 Agency: PBGPD
   Offense: DOMESTIC SIMPLE BATTERY
   Suspect/Offender: Scott J. Gonzales
   D.O.B. 7/23/75 Race: W Sex: M

2. Warrant #(s): N/A

3. Complete one (1) of the following:

   a. Victim's name: Theresa J. Burns
   Address: 11012 Legacy Drive (#101)
   City: PBG State: FL Zip: 33410
   Home #: 509-491-7817 Work #:_____ Other:_____

   b. Victim's next of kin:_____
   Address:_____
   City:_____ State:_____ Zip:_____
   Home #:_____ Work #:_____ Other:_____

   c. Victim's designated contact other than next of kin (for example: a friend or neighbor):
   Name:_____
   Address:_____
   City:_____ State:_____ Zip:_____
   Home #:_____ Work #:_____ Other:_____

4. Relevant identification or case numbers assigned to the case (please specify):
   _____

COURT CASE/WARRANT #:_____
(FOR WARRANTS USE ONLY)

**WAIVER:** I CHOOSE NOT TO COMPLETE THIS VICTIM NOTIFICATION FORM, AND UNDERSTAND THAT I AM WAIVING MY RIGHT TO BE NOTIFIED OF THE RELEASE OF THE SUSPECT/OFFENDER.

SCANNED
DEC 31 2018

Signature of person waiving notification: _____
Printed name of person waiving notification:_____

Officer's Name : KOEGEL I.D.: 456 Date: 12/09/18

NOT A CERTIFIED COPY

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: | |

NOT A CERTIFIED COPY

**REVIEW COMPLETED BY**

| | |
|---|---|
| **Booking Number:** 2018042831 | **Date:** 12/31/2018 |
| | **Specialist Name/ID:** AM/31562 |

SCANNED
DEC 31 2018