

**IN THE CIRCUIT COURT,
SEVENTH JUDICIAL CIRCUIT
IN AND FOR FLAGLER COUNTY, FLORIDA**

CASE NO.: 22-00251-CFFA

STATE OF FLORIDA

VS.

DAMARI MARQUIS BARNES /

DOB: 05/21/2006, SSN: [REDACTED]

B/M, HT: , WT:

MOTION TO REVOKE BOND

COMES NOW, the State of Florida, by and through the undersigned Assistant State Attorney, and pursuant to Fla. Statue 903.0471, hereby moves this Honorable Court to revoke the present bond of the defendant because there is probable cause to believe the defendant committed a new offense while on pretrial release in this case. Specifically, the State would show;

1. The Defendant was arrested as an adult for Manslaughter with a Firearm and the bond on the warrant was set at \$500,000 by the Honorable Chris France, on March 16, 2022.
2. The State filed an Information in the case on March 15, 2022.
3. The Defendant has not bonded out and is being held in the Duval County Jail per the Flagler County Sheriff's Office request because he is a juvenile charged as an adult.
4. The Defendant was arrested and charged with Battery by a Detainee on another Detainee (F.S. 784.082), a third-degree felony, on April 3, 2022. A Judge in the 4th Circuit reviewed the arrest affidavit and made a finding of probable cause on that same date. The affidavit and probable cause finding are attached to this motion.
5. The State requests that the Defendant's bond in this case be revoked based on the fact that probable cause has been found that he committed a new law violation.
6. The statute that provides that a court may revoke pretrial release and order pretrial detention if the court finds probable cause to believe that the Defendant committed a new crime while pretrial release applies when a Defendant commits a new crime after the bond on his first case was set but before he is released on bond. Santiago v. Ryan, 109 So.3d 848 (3rd DCA 2013).

WHEREFORE, the State of Florida respectfully requests this Court enter an Order revoking the defendant's bond.

R.J. LARIZZA
STATE ATTORNEY

By: s/JENNIFER L DUNTON
ASSISTANT STATE ATTORNEY
Florida Bar No.: 0014274
ESERVICEFLAGLER@SAO7.ORG

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy hereof has been furnished by mail/delivery to STEVEN R ROBINSON, 533 SEABREEZE BLVD., SUITE 300, DAYTONA BEACH, FL 32118, on April 8 2022.

s/JENNIFER L DUNTON
ASSISTANT STATE ATTORNEY
Florida Bar No.: 0014274
1769 EAST MOODY BLVD BLDG 1
BUNNELL, FL 32110
(386) 313-4300
ESERVICEFLAGLER@SAO7.ORG

First Appearance:	Continued:	Continued:	Continued:	Continued:
Continued:	Continued:	Continued:	Continued:	Continued:

Route To

Groups:
People:



Arrest and Booking Report
Jacksonville Sheriff's Office
 Jacksonville, Florida
ADULT
BARNES, DAMARI MARQUIS

Year: 2022	Incident #: 192218	Amend #:
Previous Juvenile Jail Number:		
Jail #: 2022007327	Admitted: 04/03/2022 03:03	File Direct: YES
JSO ID#:	Court: Circuit	
SSN:	OBTS #:	

Incident Information

Incident Location: **500 ADAMS ST E JACKSONVILLE, FL 32202**
 Arrest Location: **500 ADAMS ST E JACKSONVILLE, FL 32202**
 Sub-sector: **A3 TAZ: 97** Sub-sector: **A3 TAZ: 97**
 Arresting Agency: **JACKSONVILLE SHERIFF'S OFFICE** Day/Date/Time Arrested: **Sunday, 04/03/2022 02:31**
 Day/Date/Time Incident From: **Saturday, 04/02/2022 20:36** To: **Saturday, 04/02/2022 21:24**
 Offense Location Type: **JAIL / PRISON**

ADD ON

Miscellaneous

Interviewed By:
 Drug Activity: **NOT APPLICABLE** Drug Type: **UNKNOWN** **FELONY**
 Arrest Made On: **OV** Is Incident Gang Related?: **NO** Was Hate Crime Involved?: **NO** Was Dating Violence Involved?: **NO**
 Domestic Violence Related?: **NO** If No, Is It Domestic Related?: **NO** Any Children under 18 Involved as a Victim?: **NO**

Arrestee - **BARNES, DAMARI MARQUIS**

Demographics

Race: **BLACK** Sex: **MALE** Date of Birth: **05/21/2006**
 Ethnicity: **NOT OF HISPANIC ORIGIN**
 Primary Language: **English** Secondary Language: **NOT APPLICABLE**
 Age: **15** Height (Inches): **5'09"** Weight (lbs): **140**
 Hair Style: **LOW** Hair Color: **BLACK** Hair Length: **SHORT**
 Build: **MEDIUM** Eye Color: **BROWN** Facial Hair: **NONE**
 Complexion: **MEDIUM** Voice: **NORMAL**
 Clothing/Description:
 Place of Birth: **UNKNOWN, UNKNOWN**
 Nicknames:
 Aliases:

CLERK COPY

ORIGINAL

Distinguishing Marks (Scars, Marks, and Tattoos)

APR 03 2022

Contact Information

Home Phone #: Bus. Phone #: Ext.: Alt. Phone #:
 Cell Phone #: Cell Phone Provider:
 Email Address:

Primary Identification

Type of ID Given: **NONE** ID: Issuing State:

Agency Identification

JSO ID: JPICS ID: Mailing Address Alternate Address

Home Address

**FLAGLER CO JAIL
 BUNNELL, FLORIDA
 Sub-sector: OJ TAZ:**

Employment/School

Employer: Occupation:
 School Last Attended:
 Country of Citizenship: **UNITED STATES** US Citizen?: **YES** Residence Type: **FLORIDA** Residence Status: **NON-RESIDENT**

Printed 04/03/2022 03:03 by N.G. IZZI (#83272)

Arrest 2022-0192218 (Continued)

ECD Usage:

RTR written related to this incident?: NO RTR Incident Yr: RTR Incident #:
Drugs Involved?: NO Alcohol Involved?: NO Computer Involved?: NO
Is Arrestee a Gang member?: NO Required to register as a sex offender?: NO
Suspect Invoke Miranda?: YES Miranda Rights Given?: YES Arrestee Confessed?: NO Arrestee needs ADA Consideration?: NO

Weapon(s) Involved

Weapon(s): PERSONAL WEAPONS (HANDS/ FIST/ FEET/TEETH/ETC.)

Offense(s)

#1 Statute #: 784.082(3) Degree: F3 UCR Code: 130B Attempt Code: Committed
BATTERY BY PERSON DETAINED IN PRISON OR JAIL FACILITY

Citation #: SA #: Warrant Type: Not Applicable
JSO Control #: Warrant/Case #: No. of Counts:
Jurisdiction: JACKSONVILLE SHERIFF'S OFFICE Court Location/Div.: Judge:
Purge/Bond Type: Bond Amount: Date of Issue: Date of Return:

Criminal Activity Type: None/Unknown

VOP/FTA ONLY 10,000

Original Statute No: Degree: UCR Code: Attempt Code: Committed
Description: No Cont. w/ Victim or Co-deft

Additional Information

On 04-03-22, at 0014, I was dispatched to the pretrial detention facility, 500 E Adams Street, in reference to an inmate on inmate battery.

Upon my arrival, I spoke with Correction personnel who advised that the two suspects battered their cell mate. I reviewed the video footage of the incident which occurred in Dorm 6E1A Cell 11 between 2036-2124 hours. I observed the following:

Suspect 1, Inmate Damari Barnes, punched the victim, Inmate Luis Marrero, several times as the victim stood against the cell wall. The victim offered no resistance. Suspect 2, Inmate Marion Brown was standing at the cell door with a blanket in an attempt to shield any view of what was occurring in the cell. A Corrections Officer approached the cell and told Suspect Brown to remove the blanket. The officer shined his light in the cell but did not see anything occurring. Once the officer left the area, Suspect Brown shoved the victim several times and pushed the victim's head into the toilet. The victim then sat on his bunk and wiped his face of the toilet contents. Suspect Brown then went to the toilet and dipped something inside before returning to the victim and shoving it in in the victim's face. Suspect Barnes then sat on the toilet and appeared to defecate. Suspect Brown made the victim stand against the wall, then punched and kneed him in the face and body several times. The officer returned to the cell and came to the victim's aid. Upon approach of the officer, the suspects had moved to their bunks.

I spoke with the victim. He stated the inmates from the neighboring cells ordered the victim to yell a sexual comment to them. When he refused, they told the suspects to beat him up. He gave a similar account of the incident as I had viewed on the video footage. When asked about the toilet soaked item the Brown shoved in his face, the victim stated that it was a cup of urine from the toilet and he had forced him to drink it. He stated that Suspect Barnes had defecated in the toilet at the request of Suspect Brown and they had threatened to make the victim eat it.

I observed some redness to the victim's chest area where most of the punches had landed.

A DVD copy of the video surveillance was placed in the property room.

Both suspects were advised of their miranda rights by card. Both declined to make a statement.

Both suspects are juveniles adjudicated as adults. Suspect Barnes is a Flagler County inmate being held in this facility. Lt. S.M. Burkhalter 70314 approved the add-on charges for this inmate.

Add-on charges related to this incident were placed on both suspects.

Signature

I, C.J. UPTON (#6856), swear or affirm that the information provided within this affidavit and any additional documentation referenced in this affidavit to be true and correct to the best of my knowledge.

Arresting Officer #: Is/ C.J. UPTON (#6856)
Div/Zone or Unit: PATROL

Sworn to me this 3rd day of April, 2022, by the referenced arresting officer under oath. The officer is personally known to me.

Approving Supervisor: Is/ C.R. HARRIS (#7183) Status: Approved

Administrative

Transported By: C.J. UPTON (#6856)

Arresting Officer #2: NIA
Num of Cases Cleared:

Additional Reviewers

Report Reviewer 2: /s/ N.G. IZZI (#83272) Status: Approved
Report approved on: 04/03/2022 03:03

Investigation Time #1

Hour(s): 02 Minute(s): 30 Cost Amount: \$120.60

Property #1 - RECORDINGS (TAPES, CDs, CASSETTES)

Quantity: 1 Status: SEIZED (NOT STOLEN)
Turned in at: PROPERTY ROOM
Manufacturer: Model:
Serial Number: Color:
Description: DVD OF VIDEO SURVEILLANCE
Related Charge: #01: 784.082(3) - BATTERY BY PERSON DETAINED IN PRISON OR JAIL FACILITY
Property Taken Value: Property Taken by Arresting Officer: Evidence

Property Owner:

JACKSONVILLE SHERIFF'S OFFICE

Bus. Contact Name: C.J. UPTON (#6856) Bus. Contact Phone #: (904) 630-0500 Ext.:
Physical Address Mailing Address

501 BAY ST E
JACKSONVILLE, FL 32202

Sub-sector: A3 TAZ: 97

Received From:

NOT APPLICABLE

CoDefendant #1 - BROWN, MARION WESLEY IV

Demographics

Race: BLACK Sex: MALE Date of Birth: 04/01/2005
Ethnicity: NOT OF HISPANIC ORIGIN
Age: 17

Contact Information

Home Phone #: Bus. Phone #: Ext.: All. Phone #:
Cell Phone #: Cell Phone Provider:
Email Address:

Home Address

1014 8TH ST W
JACKSONVILLE, FL 32209

Sub-sector: M3 TAZ: 119

Victim #1 - MARRERO, LUIS E III

Did victim invoke right to prevent the disclosure of personal info (Marsy's Law)? NO

Demographics

Race: WHITE Sex: MALE Date of Birth: 09/28/2004
Ethnicity: NOT OF HISPANIC ORIGIN
Primary Language: English Secondary Language: NOT APPLICABLE
Age: 17
Clothing/Description:

Contact Information

Home Phone #: Bus. Phone #: Ext.: All. Phone #:
Cell Phone #: Cell Phone Provider:
Email Address:

Primary Identification

Type of ID Given: DRIVERS LICENSE ID: M660525043480 Issuing State: FLORIDA

Arrest 2022-0192218 (Continued)

Home Address
 1600 LANSDOWNE DR # 502
 JACKSONVILLE, FL 32211
 Sub-sector: D2 TAZ: 321

Mailing Address

Victim Relationship to Offender: CELL MATE

Additional Question(s)

Body Worn Camera Footage
 01 Is there Body Worn Camera (BWC) footage for incident?: YES

Jail Information (Back Door) **Date and Time Admitted: 04/03/2022 03:03**
 Jail Number: 2022007327 Juvenile/Court Clerk #:

Triage Questions

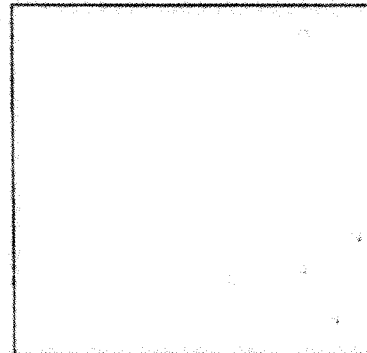
Involved in Traffic Accident?: NO Injuries from Accident?:
 Was OC Deployed Prior to/during Arrest?: NO Was a Hobble Restraint used on the Arrestee?: NO
 Does the Arrestee Exhibit any Signs of Suicidal Behavior or Attempts?: NO Does the Arrested have any Observable Medical/Mental Health Problems?: NO
 Has the Arrestee Shown any Escape Potential or Violence Propensity Behaviors?: NO
 Is there any other Information about the Arrestee that Jail Personnel need to Know?: NO
 If Yes, What?:

Part II of Arrest And Booking Report:

Arrestee Personal Information: How Long in Jax?

Chemical Test Data					
Specimen:	Blood	Breath	Urine	Unable	None
Analysis Results:				Refused:	
1st	g/210L	TIME:			
2nd	g/210L	TIME:			
3rd	g/210L	TIME:			
Breath Test Instrument:					
Type:			Machine #:		
Operator Name and ID#:			Date:		

Verification By: _____



Right Thumb Print

Jody Phillips
Clerk of Circuit Court

ADD ON DOCKET

Date: APRIL 3, 2022 Judge: GARY FLOWER by CR-B P/A: AUSTIN KWIKKEL

DEF ADJ INSOLVENT &
PUBLIC DEFENDER APPT'D
~~MOTION BOND FILED~~
PROBABLE CAUSE FILED

PASS TO: 4/26/2022
CIRCUIT COURT

PSJ2451

APP FOR CRIMINAL INDIGENT STATUS
DEFT FOUND (X) INDIGENT () NOT INDIGENT

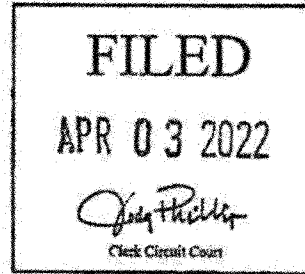
IN THE COUNTY COURT OF THE FOURTH
JUDICIAL CIRCUIT, IN AND FOR DUVAL
COUNTY, FLORIDA

Docket Number 22-7327

STATE OF FLORIDA

VS

Barnes, Damari



FINDING OF PROBABLE CAUSE
TO DETAIN

Pursuant to Florida Rules of Criminal Procedure 3.131, this Court, having heard the evidence and having been fully advised in the premises, hereby determines that there is probable cause to detain the above-named defendant pending further proceedings.

Dated at Jacksonville, Duval County, Florida, this 3rd day April 2022

J. Hite

JUDGE