

7th Judicial Circuit 707
Charging Affidavit - FLAGLER

Arrest # _____

Bk # 14-00124

Pg #1 of 4

ARREST <input checked="" type="checkbox"/> NOTICE TO APPEAR <input type="checkbox"/> AFFIDAVIT <input type="checkbox"/> C C <input type="checkbox"/>		ADULT <input checked="" type="checkbox"/> JUVENILE <input type="checkbox"/>		Court Case Number <u>14-69 MM</u>	
(ORI) FL 0 1 5 0 0 0 0		Agency Name Flagler County Sheriff's Office		Agency Case Number <u>2014 00005017</u>	
FCIC/NCIC Check? Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>		OBTS# <u>184040288</u>		Date Arrested <u>1/17/2014</u> Time of Arrest <u>02 01</u>	
ADDRESS OF ARREST <u>4 SLOWDRIFT TURN PALM COAST Florida 32164</u>				Arrested By <u>Duenas Jonathon</u> ID Number <u>594</u>	
DEFENDANT		Name (L.F.M.) <u>Eyrich Kyle Lee</u>		A.K.A. _____ Sex <u>Male</u> Race <u>White</u>	
DOB <u>08/29/1958</u>	Age <u>55</u>	Driver's Lic ID No <u>E620 512 58 309 0</u>		State <u>Florida</u>	Year Expire <u>2018</u>
Height <u>5 9</u>	Weight <u>180</u>	Hair <u>Brown</u>	Eyes <u>Brown</u>	FOB (City St Country) _____	
Scars Marks Tattoos _____		Birthmarks & Orientation _____		Statement Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> Citizenship Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>	
Probation Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>		Sexual Predator Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>		English Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>	
Address-Home Permanent (STREET APT NUMBER) _____ (CITY) _____ (STATE) _____ ZIP CODE _____ RESIDENCE PHONE _____					
Address-Local (STREET APT NUMBER) _____ (CITY) _____ (STATE) _____ ZIP CODE _____ RESIDENCE PHONE _____					
Address-Other (Employer School) (STREET APT NUMBER) _____ (CITY) _____ (STATE) _____ ZIP CODE _____ BUS SCHOOL PHONE _____					
CHARGES		DOMESTIC VIOLENCE? YES <input checked="" type="checkbox"/>		Attachment Affidavit(s) <input type="checkbox"/> Statement(s) <input type="checkbox"/> NTA's Schedule <input type="checkbox"/> Report <input type="checkbox"/> Title Infracton(s) <input type="checkbox"/> DUT <input type="checkbox"/> Total Charges <u>1</u>	
#1	Charge <u>Battery Domestic Violence</u>	FEL <input type="checkbox"/> MISD <input checked="" type="checkbox"/> ORD <input type="checkbox"/>	FS ORD <u>784 03dv</u>	Citation No _____	Bond <u>NONE</u>
#2	Charge _____	FEL <input type="checkbox"/> MISD <input type="checkbox"/> ORD <input type="checkbox"/>	FS ORD _____	Citation No _____	Bond _____
#3	Charge _____	FEL <input type="checkbox"/> MISD <input type="checkbox"/> ORD <input type="checkbox"/>	FS ORD _____	Citation No _____	Bond _____
CO-DEFENDANT		(Co-Defendant Arrested) Yes <input type="checkbox"/> No <input type="checkbox"/> Fel <input type="checkbox"/> MISD <input type="checkbox"/> Trif <input type="checkbox"/> Ord <input type="checkbox"/> NTA <input type="checkbox"/> (Co-Defendant Arrested) Yes <input type="checkbox"/> No <input type="checkbox"/> Fel <input type="checkbox"/> MISD <input type="checkbox"/> Trif <input type="checkbox"/> Ord <input type="checkbox"/> NTA <input type="checkbox"/>			
#1 NAME (L.F.M.) _____		Race _____ Sex _____ DOB _____ Age _____			
#2 NAME (L.F.M.) _____		Race _____ Sex _____ DOB _____ Age _____			
NARRATIVE The undersigned certifies and swears that there is a probable cause to believe the above named defendant on the <u>17th</u> day of <u>January</u> <u>2014</u> at approximately <u>02 01</u> <u>X</u> A M <u>PM</u> at <u>4 Slowdrift TURN</u> within <u>Flagler</u> County violated the law and did then and there On Friday January 17 th 2014, at approximately 12 49 AM I Deputy J Duenas #594 responded to 4 Slowdrift Turn Palm Coast, FL 32164 in reference to a 911 investigation Upon my arrival at the residence, contact was made with a male subject later identified to me as Kyle Eyrich (suspect) Upon inquiring with Kyle as to if he or anyone in the home had dialed 911 he advised that his wife Colleen Eyrich (victim), had done so Kyle then invited me inside of the residence and upon entering the living room of the home Colleen was observed sitting on the floor crying and the home appeared to have items scattered					
Supervisor Approved <u>Reckenwald Jon Daniel</u>					
NOTICE TO APPEAR		MANDATORY APPEARANCE <input type="checkbox"/>		YOU NEED NOT APPEAR IN COURT BUT MUST COMPLY WITH INSTRUCTIONS ON THE REVERSE SIDE OF YOUR COPY <input type="checkbox"/>	
I AGREE TO APPEAR IN COURT HEREIN TO ANSWER THE OFFENSE CHARGED OR TO PAY THE FINE INDICATED I UNDERSTAND THAT SHOULD I WILLFULLY FAIL TO APPEAR BEFORE THE COURT AS REQUIRED OR PAY THE LISTED FINE I MAY BE HELD IN CONTEMPT OF COURT AND A WARRANT FOR MY ARREST WILL BE ISSUED		FINE AND COSTS AMOUNT _____			
SIGNATURE OF DEFENDANT _____ DATE _____		RELATIONSHIP TO JUVENILE _____		Inve _____ Disp _____	
Sworn to and subscribed before me the undersigned _____		I swear affirm the above statements are true and true _____		RT Thumb _____	
Name <u>CLERK</u>		OFFICER'S COMPLAINT'S SIGNATURE <u>Jonathon Duenas</u>			
Notary Public <input type="checkbox"/> Law Enforcement or Corrections Officer <input type="checkbox"/> Personally Known <input type="checkbox"/> Produced Identification <input type="checkbox"/> Type of Identification _____		NAME (PRINTED) <u>JONATHON DUENAS</u>		ID NUMBER <u>#594</u>	
OFFICIAL USE ONLY		Inmate Number & Facility _____		FILED IN THE OFFICE OF THE CLERK OF CIRCUIT COURT Flagler County, Florida	

707 - COURT COPY

JAN 17 2014

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Arrest Report Page 2 OF 4

Narrative 707-B Supplement

☒ Arrest
☐ Affidavit
☐ Notice to Appear

☐ Adult
☐ Juvenile

Court Case
Number

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Defendant Name Eyrich Kyle Lee		Agency Case Number 2014 00005017	
CHARGES	DOMESTIC VIOLENCE? <input type="checkbox"/> YCS <input type="checkbox"/>	Attachments Affidavit(s) <input type="checkbox"/> Statement(s) <input type="checkbox"/> NTA Schedule <input type="checkbox"/> Report <input type="checkbox"/> Traffic Infraction(s) <input type="checkbox"/>	
#	Charge	FEL <input type="checkbox"/> MISD <input type="checkbox"/> ORD <input type="checkbox"/>	FS/ORD
#	Charge	FEL <input type="checkbox"/> MISD <input type="checkbox"/> ORD <input type="checkbox"/>	FS/ORD
#	Charge	FEL <input type="checkbox"/> MISD <input type="checkbox"/> ORD <input type="checkbox"/>	FS/ORD

about within I then asked Colleen what the problem was at which time she yelled to her husband I don't know Kyle, why don t you tell him why I called I Kyle then responded by stating ' probably because I hit her in the face I then asked Colleen if Kyle had struck her in the face to which she replied "yes" Kyle was then detained and relocated to the rear seat of my patrol car

After the arrival of Deputies Dillard and Bruno, they maintained contact with Kyle as contact was again made with Colleen in reference to obtaining personal information and a written statement Colleen became uncooperative by refusing to provide me with her or her husband s identification and further advised that if I was going to try to take her husband to jail for hitting her she would lie and say that she hit him so she would have to go to jail instead Deputy Dillard and Bruno then switched places with me so that I could attempt to obtain a statement from Kyle

Contact was again made with Kyle and he was advised of his Miranda rights, at which time he acknowledged understating of his rights and advised that he wished to provide a verbal statement Kyle explained that he and Colleen had been arguing all day over medical issues related to an automotive accident she had been involved in recently and other financial related issues Kyle also advised that he and his wife had been drinking tequila heavily throughout the day and evening Kyle explained that the verbal altercation turned physical when he became increasingly upset and struck Colleen in the face with the open palm of his right hand two times Kyle advised that shortly after doing so, Colleen dialed 911 and then hung the phone up without saying anything Kyle was advised that at this time, 2 01 AM, he was being placed under arrest reference domestic battery

Let it be known that Colleen did have slight red marks on her face consistent with being struck, but remained extremely uncooperative and would not allow me to take a photograph of her injuries and further refused to provide a written statement or accept any domestic violence information Also while in the process of obtaining Kyle's statement, Colleen exited the home and became extremely hostile in the roadway in front of her home by demanding that I take her to jail for hitting her husband Colleen then attempted to approach my patrol car where Kyle remained and I advised her multiple times to return to her home Colleen did not comply with my instructions and made further attempts to get to my patrol car by trying to walk around me and pushing her way between me and Deputies Dillard and Bruno Due to Colleen's uncooperativeness aggressiveness, and the scene she was causing in front of her home, she was temporarily detained and

Sworn to and subscribed before me the undersigned this <u>17</u> day of <u>January</u> <u>2014</u>	I swear/affirm the above statements are correct and true	Right thumb
Name <u>CLT</u>	<u>DIS</u> <u>Jonathan Duenas</u> OFFICER S/COMPLAINANT'S SIGNATURE	
Notary Public <input type="checkbox"/> Law Enforcement Officer <input checked="" type="checkbox"/> Personally Known <input type="checkbox"/> Produced Identification <input type="checkbox"/>	NAME(PRINTED) <u>JONATHAN DUEÑAS</u>	ID NUMBER <u>#594</u>
Type of Identification		

707-B - COURT COPY

Narrative 707-B Supplement

☒ Arrest
☐ Affidavit
☐ Notice to Appear

☒ Adult
☐ Juvenile

Court Case
Number

Page # 4 of 4

Defendant Name Eyrich Kyle Lee		Agency Case Number 2014 00005017			
CHARGES	DOMESTIC VIOLENCE? <input type="checkbox"/>	YTS <input type="checkbox"/>	Attachments <input type="checkbox"/> Affidavit(s) <input type="checkbox"/> Statement(s) <input type="checkbox"/> NTA Schedule <input type="checkbox"/> Report <input type="checkbox"/> Traffic Infraction(s) <input type="checkbox"/>	Total Charges	
#	Charge	FEL <input type="checkbox"/> MISD <input type="checkbox"/> ORD <input type="checkbox"/>	FS/ORD	Citation No	Bond
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#	Charge	FEL <input type="checkbox"/> MISD <input type="checkbox"/> ORD <input type="checkbox"/>	FS/ORD	Citation No	Bond

relocated to the rear seat of Deputy Bruno's patrol car After calming down, Colleen was released from custody, at which time she walked back in to her home but further refused to cooperate with the investigation in any way or accept any of the domestic violence information

Kyle was then transported to Flagler Hospital Flagler where he was medically cleared due to having consumed a large amount of alcoholic beverages Kyle was then transported to the Flagler County Inmate facility where he was turned over to Correction Deputies without further incident Photographs were taken of the interior of the home which appear to indicate some type of an altercation and will be uploaded in to the Flagler County Sheriff s Office records management system, AEGIS, for department use

Nothing further to report

Sworn to and subscribed before me the undersigned this <u>17</u> day of <u>January</u> 2014 Name <u>CCTSW</u>	I swear/affirm the above statements are correct and true <u>Dis</u> <u>Jonathan Duenas</u> OFFICER S/COMPLAINANT S SIGNATURE <u>JONATHAN DUENAS</u> NAME(PRINTED)	Right thumb
Notary Public <input type="checkbox"/> Law Enforcement Officer <input checked="" type="checkbox"/> Personally Known <input type="checkbox"/> Produced Identification <input type="checkbox"/> Type of Identification	ID NUMBER <u>#504</u>	

707-B - COURT COPY

STATE VS Eyrich, Kyle FlaglerPg #1 of 2-24-60
Name(L F M) DOB Court Case Number
FIRST APPEARANCE DATE 1-17-14

The defendant was advised of his/her rights and furnished a copy of the complaint
Defendant ☐ requested and was appointed a Public Defender after being found indigent
Defendant ☒ not indigent, has or will retain _____ as counsel
The Court has examined the sworn complaint and finds

CHARGE	DV Battery				
Probable Cause Found	✓				
PC Undet - 72 hours					
PC Undet - 96 hours					
Insufficient PC					
BOND SET AT	1,000				
ROR					
PTR					
Other					

ASA _____ PD _____
Plea _____
Sentence _____
Notes _____

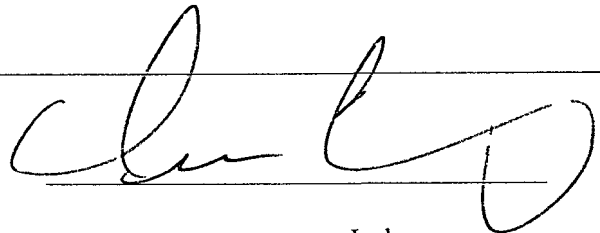
CONDITIONS OF RELEASE

Type Of Supervision

- ☐ Supervised Release
☐ Electronic Monitoring - May require defendant to pay for use of monitoring equipment

Special Conditions

- ☐ No contact with the alleged victim(s), witness(es), & co-defendant(s)
☐ No violent contact with the alleged victim(s) _____
☐ Do not consume illegal drugs
☐ Do not consume alcohol
☐ Submit to urinalysis tests for illegal drugs and/or alcohol
☐ Substance abuse assessment
☐ Participation in appropriate substance abuse treatment
☐ _____



Judge