7th. Judicial Circuit 707 Charging Affidavit - FLAGLER ARREST M NOTICE TO APPEAR OF AFFIDA

Arrest #

Bk# 17-1830

Pg #1 of 4

			COURT COPY	E	707			
		11/3	40	umber 110	Impate Mumber & facility:	ONLY	OFFICIAL USE ONLY	OFF
		TO NOVIBER		<u>[</u>]		Corrections Officer	w Enforcement or Proximeed Identy	Notary Public Law Enforcement or Corrections Officer Personally Known Prestneed thempication Type of Identification:
		OFFICER'S COMPLAINANT'S SIGNATURE	ER'S COMPLAIN	Office			the	Name:
Rt Thumb		t and true;	lements are correc	I swear affirm the above statements are correct and true	I sweam	undersigned	bed before me, the	Sworn to and subscribed before me, the undersigned This 28 day of M
			ENILE	RELATIONSHIP TO JUVENILE	RELAT	DATE	EFENDANT	SIGNATURE OF DEFENDANT
	Disp. CITATION No.	CUSTODIAN CITAT	LE PARENT OR	SIGNATURE OF JUVENICE PARENT OR CUSTODIAN	NONS			
APPEARANCE APPEAR IN COURT BUT MUST COMPLY WITH FINE, AND COSTS APPEAR IN COURT HERBY TO ANSWER THE OFFENSE CHARGED OR TO PAY THE REVERSE SIDE OF YOUR COPY OF ANOUNT: BEFORE THE COURT AS REQUIRED, OR PAY THE USED HIVE, I MAY BE HELD IN CONTEMPT OF COURT AND A WARRANT FOR MY ARREST WILL BE ISSUED.	FINE, AND AMOUNT: D THAT SHOULD!	NUST CONFLY WITH DE YOUR COPY CO ICATED, I UNDERSTAN AND A WARRANT FOR	MPT OF COURT	CTIONS ON THE ARGED OR TO P	ALANDATORY ALPEARANCE INSTRUCTIONS ON THE RA VIO ANSWER THE OFFENSE CHARGED OR TO PA PAY THE LISTED RINE, I MAY BE HELD IN CONTEM	AFFEARAN AFFEARAN EREN TO ANSWE D. OR PAYTHE LIS	O APPEAN AR IN COURT H IRT AS REQUIRED	NOTICE TO APPEAR I AGREE TO APPEAR IN COURT HERE BEFORE THE COURT AS REQUIRED, O
er had been ez) in the kitchen	a nis computer (Kelvin Martinez	(Kelvin Martinea	pached selle	advised that he approached	advised th	wall.	unplugged from the wall. Supervisor Approved:	unpluggec St
2.3	a swollen abrasion right ear.	had nind his	hroat and I	side of his t	opon my arrival, I made contact with so clearly see red marks on the right side of his throat and behalf advised that when he had gotten home from set of	ival, I made red marks ised that w	pon my arr clearly see	could also
in reference to a	in ref	to	, responded	Deputy Cavas, responded	at 2:59PM, I, De	8, 2017 at 2 ce.	On August 28, Domestic Disturbance	Domestic
nes defendant, on	believe the above names A.M. X P.M. at County, violated the law a	± ±	are is a probable ca , at approximately thin Flagler	and swears that there is a probable cause , 2017 , at approximately 16: within Flagler	ortifies and swe	The undersigned certifies the 28th day of August 84 Webster LN	the 28th 84 Webster LN	NARRATI
DOB: Age:		Races					9	#2 NAME(LEAD):
ul Date or	Y O N O FeL O NI	CoDg'#2. Arrested? Y □	Ord D NTAD	Nisd [] Traf.[Co-Oef#1. Arrested? Y □ N □ Fel □ Misd. □ Traf.□	Co-Dy'#1. Arreste		#I NAME(LEAD):
None Bond:	Citation No.:	Cini	FS OICD:	FELLI MISDLI ORDLI	FEL LI M			#3 Charge:
None Bond:	Citation No.:	Citat	FS'OIAD:	Пато пазту	FEL IX N	ingulation	Charge: Domestic battery by strangulation	#2 Clarge
Bon	Citation No.:	Citat	FS/ORD:	MISDI OIGH	FELLX N			
	raffic Infraction(s)	Attachments; Affidavit(s) Statement(s) NTA Schedule Report Traffic Infraction(ex) Tv II	ament(s) 🖾 NTA	diidavit(s) 🗆 State	_	VIOLENCE? YES (X)	200	CHARGES
BUSSCHOOL PHON	(STATE) ZIPCODE		(KIII	K	(STREET, APT, NUMBER)	(ST)	Chertenbloket/School)	Matter-seamon.
E	STATES ZIEGE	(CID) /sr	(0)	8	HET APT NUMBER)	/STERRITS/		Audress-Local
2	(STATE) ZIPCOD	(CITY) (SI	(C)	ō	Coarent on 1. INCINIDERO	(54,6		
Yes	Den#\u00e4fute	Yes 🛭 No 🗆	English:	Yes No IX	Sexual Predator: Y	NO IXI	E	Address-Mailing Permanent
Citizenship:				Occupation:			1	Tattoos:
Statement:		. St. Country)	(City	Brown	Brown	180		Sears, Marks.
	res: 2021	Florida Year Expires:	-	Broads	ID No.:	Age: 55 ID	/1962	Не <u>іфіт:</u> 01/0
Sex: Male RaceHieneri		A.K.A.:			Z, KELVIN	(LEAD: MARTINEZ, KELVIN		DEFENDAN I
	Trov	Arrested By: Cavas	32137-		0	Palm Coast, I	WRIEST: 3000,	ALDRESS OF
44	Date Arrested: 08/28/2017	UCR: Date	?)	180104973	OBTS#	Yes & No [C Clleck/ X	r CIC/INCIC CHECK?
Chase 2017-00073562	Agency Case Number:	ff's Office	Flagler County Sheriff's Office	١		8 0 0		ECITONICI
86	Number:	ADULT & JUNEVILE	ADULTE	0	AFE	2 2	2 2 2 2 2 2 2 2	ORD ET

M/B F		a		Description of Evidence
Home Statement Phone P				Cannon of Evidence
Home Phone Statement Phone P				
Home Phone		D)		Description of Evidence
Home Phone Statement Phone P		۵		Description of Evidence
Age: DOB: Statement Phone Ph		D		Description of Evidence
Age: DOB: Statement Phone Ph		D		Description of Extremes
Age: DOB: Statement Phone P		1		Description of Evidence
Age: DOB: Statement Phone Ph				Description of Evidence
Age: DOB: Statement Phone: Ph	_H _I		(Address)	Owner(Name)
Age: DOB: Statement Phone: Ph			(Address)	Description of Evidence
Age: DOB: Statement Phone Ph	DLLECTED	E VIDENCE COLLECTED Date Recovered		Description of Evidence
Age: DOB: Statement Phone		Address		- AND STREET,
Age: DOB: Statement Phone Ph	*	Relative/Contact		Relative/ Contact Name:
Age: DOB: Statement Phone Fhone F				Bus/School Address:
Age: DOB: SSN: Phone:				Street, City, State):
Age: DOB: Statement Phone	Race: Sex:	Vic D		(L,F,M):
Age: DOB: Statement Phone Ph	ā	Relative/Contact Address:		Contact Name:
Age: DOB: Statement Fhone Phone				Address:
Age: DOB: SSN: Phone:	Zip:			(M, Street, City, State):
Age: DOB: Statement Phone: Ph	Race: Sex: M F D	Wit D		(L,F,M):
Age: DOB: Statement Phone Ph	act	Relative/Contact Address;		Contact Name:
Age: DOB: Statement Phone Ph				Address:
Age: DOB: SSN: Phone: Phone Age: DOB: Statement Phone Ph	Zip:			(#, Street, City, State): Bus/School
Age: Age: Age: Age: Age: DOB: Statement Yes No Bus. Phone Phone Age: Phone Age: DOB: Statement Yes No Bus. Phone Fhone Age: DOB: Statement Yes No Bus. Phone Phone Age: DOB: Statement Yes No Bus. Phone	Race: Sex:	Wit C		(LF.M):
Age: DOB: Statement Phone Ph	tact	Relative/Contact Address:		Contact Name:
Age: DOB: Statement Phone Ph				Address:
Age: DOB: SSN: Age: DOB: SSN: Age: DOB: SSN: Age: SSN:	Zip:			(#, Street, City, State): Bus/School
Home Statement Phone Phone Statement Phone		wie DD		(L,F,M):
Home Statement Phone Age: Phone Phon	ntact	Relative/Contact Address:		Contact Name:
41 02/26/1976	32164-			Bus/School Address:
Age: PAGE: SSN:	Zip:		Florida	Address (#. Street, City, State):
41 02/26/1976	Race	# K		Name (L,F,M):
41 02/26/1976	intact	Relative/Contact Address:		Relative/ Contact Name:
41 02/26/1976 Home	176			Bus/School Address:
Age: DOB:	Hispanic MD	Wit 🖾	Addres Palm Coast,Florida	(IL,F.M): BORRERO, Address (#, Street, City, State):
3562		4	KELVIN	Name: MARTINEZ, KELVIN
Court Case Pg #2 of 4	□ Juvenile	Affidavit Notice to Appear	707-A	Form 70;
		IV ATAC	Witness/Victim/Evidence	Witness/

Sworn to and subsetthis 28 day of Name: 128 Name: 142 Notary Public Personally Known Type of Identification	trans	subn	and up spok	hin con Stat	grand clo	ab Ke	=	#	"	@	≥ Def	2 2
Sworn to and subscribed before me, the understaped this 29 day of Aty . Name: A - A - A - A - A - A - A - A - A - A	Rescue 21 responded to the scene and treated transported to FHF. Contact was made with Javier by p transported.	submitted to records. I provided	and advised him of the incident. up	stated that when Kelvin was in the himself with, and ran across the street to call 911. communication specialist, Kelvin exited the reside State College in Palm Coast. then returne	ground. then advised that Kelvin then struck is closed fist. then advised that Kelvin used his right ha Kelvin then climbed on top of him while he was on the was trying to fight back, Kelvin put his left hand around was unable to breathe. said that he then escaped in the living room. stated that Kelvin continued	of the residence to ask him ab about the computer and to let Kelvin then began yelling at hi stated that when Kelvin began	Charge:	Charge:	Charge:	C:XVXCIDS DOMESTIC YES [Supplement Defendant Name: MARTINEZ KEI VIN	2
I swear/affirm the above statements are dorrect and true. OFFICIER'S/COMPLAINANT'S SIGNATURE NAME(PRINTED) C-V 4.5, T-0 I swear/affirm the above statements are dorrect and true.	Rescue 21 responded to the scene and treated for his injuries. refused to be transported to FHF. Contact was made with Javier by paramedics via telephone who allowed for him not to be transported.	completed a Domestic Violence Assessment and Statement Form on the incider ords. I provided with a DV pamphlet and took photos of him. The photo	and advised him of the incident. Javier stated that he was leaving Tampa to respond back to Palm Coast to pick up licalled DCF and requested an immediate response due to the extent of the injuries to spoke with Jelica (ID # 395) who advised a report would be taken and an investigator would be in route to the residence.	ne bedroo	stated that once he yelled back at Kelvin, Kelvin "smacked" him causing him to fall to the ground. Ithen advised that Kelvin then struck him on the left side of his face, above the eye, with a closed fist. Ithen advised that Kelvin used his right hand to strike him with the closed fist. It is stated that Kelvin then climbed on top of him while he was on the ground and that he then began to fight back. While he was trying to fight back, Kelvin put his left hand around "s throat and began squeezing to the point that was unable to breathe. It is said that he then put his hand around Kelvin's throat and then began striking Kelvin back. It is said that he then escaped from underneath Kelvin and retreated behind the couch n the living room. It is stated that Kelvin continued to yell at him until Kelvin went into his bedroom.	of the residence to ask him about the computer being unplugged. Said that he asked Kelv about the computer and to let him turn it off appropriately to not damage the computer. Kelvin then began yelling at him about the bills and the cost of letting electronics run in the house. stated that when Kelvin began yelling at him, he started yelling back.	FEL□ MISD□ ORD□	FEL □ MISD □ ORD □	FEL 🗆 MISD 🗆 ORD 🗆	Attachments: Affidavit(s) ☐ Statement(s) ☐ NTA Schedule ☐ Report ☐ Traffic Infraction(s) ☐	1	Arrest □ Adult Affidavit □ Invenite
S SIGNATURIE ID NUMBER	for his injuries. s via telephone who allov	tement Form on th	I made contact with Javier mpa to respond back to Palr to the extent of the injuries an investigator would be in	om, he picked up a knife from the kitchen to de stated that while he was on the phone with a vehicle and left the area to go to work at Day residence to wait for LEO to arrive.	n "smacked" him causing him ie left side of his face, above the left side of his face, above the him with the closed fist. Ind that he then began to fight is throat and began squeezing is hand around Kelvin's throat derneath Kelvin and retreated thim until Kelvin went into his	said that he asked amage the computer. ng electronics run in the ho	FS/ORD:	FS/ORD:	FS/ORD:	ule Report Traffic Infr	nberr	
	refused to be wed for him no	e incident and it v	h Javier via tek k to Palm Coas i injuries to	n the kitchen to the phone wit go to work at I arrive.	to fall le eye, back. to the tand the behind to be bedre	ne asked Kelvin ter. st	Citation No:	Citation No:	No:	netion(e) Total	Page#3 of 4	
Right (humb	t to be	nt and it will be os will be	via telephone m Coast to pick to I I	o defend .h a Daytona	to fall to the le eye, with a stated that back. While he to the point that t and then began behind the couch s bedroom.	Kelvin to tell him stated that use.	Bond;	Bond:	Charges: Bond:	2	of 4	

707-B - COURT COPY

Saliconeni(9) NYA Schedulc Report Traffic Infraction(9)	Defendant Name: MARTINEZ, KELVIN	Li Notice to Appear Number: Agency Case Number: 2017-00073562	Page#4 of 4
Course FRILD MARD D GOOD. FROUD. FRILD MARD D GOOD. FRILD MARD	O ITANGE DOMESTIC VIOLENCE?	-	Traffic Infraction(s)
A Charge: PELL MADD DADD PENDER: Charles No.		FEL O MISD ORD FS/OR	Citation No:
Deputy Conway then stood by with while I drove to Daytona State College (3000 Palm Come in the parking lot of the school. Kelvin upon my arrival at DSC, Kelvin exited the building and made contact me in the parking lot of the school. Kelvin advised that when arrived home from school. In the not turn his computer off. Kelvin began telling about the cost of running all the electronics that is when began to yell at him. Kelvin then stated that the mark he had above his eye from kelvin then stated that continued to swing at him until Kelvin took to the ground and him to prevent from being struck. Kelvin advised he pinned to the ground by holding his shoulder down, but at no time did she strike. In the face or choke him. Kelvin said that once when he had above his eye from kelvin then stated that when he had above his eye from kelvin the primary and left the residence so he could go to work. I took photographs of Kelvin and they will be uploaded to Aegis as well. Based on the statements from an and they will be uploaded to Aegis as well. Deputy Conway stood by with until Javier could arrive so could be taken for a CP interview. No further action taken and Axon video will be uploaded to evidence.com. Right annual transported him forms the above his eye from and between the primary aggressor. I then placed him under arrest and transported him to FCJF without incident. Deputy Conway stood by with until Javier could arrive so could be taken for a CP interview. No further action taken and Axon video will be uploaded to evidence.com. Right annual transported him forms the above his eye from a CP interview. Right annual transported him to FCJF without the could arrive so could be taken for a CP interview.		_	
Deputy Conway then stood by with while I drove to Daytona State College (3000 Palm Come in the parking lot of the school. Kelvin advised that USC, Kelvin exited the building and made contact mit the parking lot of the school. Kelvin advised that when a prival at DSC, Kelvin exited the building and made contact mit that is when began to yell at him. Kelvin the stated that began telling about the cost of running all the electronics that is when contact that is when continued to swing at him until Kelvin the stated shall be a continued to swing at him until Kelvin the State that the cost of running all the electronics that is when continued to swing at him until Kelvin the State and the ground and pit him to prevent from being struck. Kelvin advised he pinned to the ground by holding his shoulder, him to prevent from being struck. Kelvin advised he pinned to the ground by holding his shoulder, he let up and left the residence so he could go to work. I took photographs of Kelvin and they will be uploaded to Aegis as well. Based on the statements from an and they will be uploaded to Aegis as well. Deputy Conway stood by with until Javier could arrive so could be taken for a CP puty Conway stood by with until Javier could arrive so could be taken for a CP puty Conway stood by with until Javier could arrive so could be taken for a CP puty Conway stood by with until Javier could arrive so could be taken for a CP puty Conway stood by with until Javier could arrive so could be taken for a CP puty Conway stood by with until Javier could arrive so could be taken for a CP puty Conway stood by with until Javier could arrive so could be taken for a CP puty Conway stood by with until Javier could arrive so could be taken for a CP puty Conway stood by with until Javier could arrive so could be taken for a CP puty Conway stood by with until Javier could arrive so could be taken for a CP puty		-	Citation No:
began to yell at him. Kelvin began telling about the cost of running all the elec no began to yell at him. Kelvin then stated that then began swinging at above his left eye. Kelvin then showed me the mark he had above his eye from stated that continued to swing at him until Kelvin took to the ground by holding his sy at no time did she strike in the face or choke him. Kelvin said that once at no time did she strike in the residence so he could go to work. Sook photographs of Kelvin and they will be uploaded to Aegis as well. Sed on the statements from and they will be uploaded to Aegis as well. Sed on the statements from and they will be uploaded to Aegis as well. Sed on the statements from and they will be uploaded to Aegis as well. Sed on the statements from and they will be uploaded to Aegis as well. Sed on the statements from and they will be uploaded to Aegis as well. Sed on the statements from and they will be uploaded to Aegis as well. Sed on the statements from and they will be uploaded to Beth Jensen #dsd12616, arrive until Javier could arrive so could be taken further action taken and Axon video will be uploaded to evidence.com. Sed before me, the metaeluged and Axon video will be uploaded to evidence.com.	Deputy Conway the Parkway) to make contact to me in the parking lot of the	en stood by with while I drove to Dayt with Kelvin. Upon my arrival at DSC, Kelvin exite school. Kelvin advised that when	ona State College (3000 Palm Coad the building and made contact
et up and left the residence pook photographs of Kelvin and they were sed on the statements from was the primary aggressor. I then pla DCF then stood by with DCF then stood by with DCF then stood by with DCF then action taken and Axon video very statement of the statement of th	him to not turn his compute that is when began struck him above his left eyestruck him stated that kelvin then stated that him to prevent from being shown, but at no time did shown.	elvin began telling at him. Kelvin then stated the stated the stated the stated then showed me the mark of the showed to swing at him untinued to	ved home from school, told ost of running all the electronics and then began swinging at him and ve his eye from striking him. To the ground and pinned ground by holding his shoulders
was the primary aggressor. I then pla puty Conway stood by with DCF then stood by with DCF then stood by with Provinced the undersigned DCF then stood by with	I took photographs	of Kelvin and they will be uploaded to Aegis as v	vell.
DCF then stood by with until DCF Investigator Beth Jensen # until Javier could arrive so until Javier c	Based on the statem that Kelvin was the primary incident.	nents from, and the marks that he had aggressor. I then placed him under arrest and to	on his face and neck, I determine ansported him to FCIF without
further action taken and Axon video will be uploaded to evidence.com. definite me, the undersigned Iswear/affirm the above standings for correct and true. Control of the undersigned Iswear/affirm the above standings for correct and true.	eputy		lensen #dsd12616, arrived at could be taken for a CPT
Tawearfaffirm the above sprtiments due correct and true. When the undersigned are correct and true. OFFICER'S/COMPLAINANT'S SIGNATURE.	No further action tak	en and Axon video will be uploaded to evidenc	e.com.
I swearfaffirm the above statements due correct and true. What I swearfaffirm the above statements due correct and true. OFFICER'S/COMPLAINANT'S SIGNATURE		p22	# ***
Averaged Iswearfaffirm the above statements are correct and true. HS G Averaged Iswearfaffirm the above statements are correct and true. OFFICER'S/COMPLAINANT'S SIGNATURE			
MS 4 AN Enforcement Officer Produced Identification	vorn to and subscribed before me, the undersigned	k á	
	p		Right thumb

707-B - COURT COPY