

7th Judicial Circuit 707 Charging Affidavit - Flagler

Arrest # _____

Bk # _____

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ARREST <input type="checkbox"/> NOTICE TO APPEAR <input type="checkbox"/> AFFIDAVIT <input checked="" type="checkbox"/> C.C. <input type="checkbox"/>		ADULT <input checked="" type="checkbox"/> JUVENILE <input type="checkbox"/>		Court Case Number: 13-462 CFFA	
(ORI) FL: _____		Agency Name: Flagler County Sheriff's Office		Agency Case Number: 33714-13	
FCIC/NCIC Check? Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>		OBTS# _____		UCR: _____	Date Arrested: _____
ADDRESS OF ARREST:				Arrested By: _____	ID Number: _____
DEFENDANT		Name (L,F,M): Boyd, D'Marcus Anton		A.K.A.: _____	Sex: Male Race: Black
DOB: 10/30/94	Age: 18	Driver's Lic/ID No.: n/a		State: -	Year Expires: -
Height: 5'10	Weight: 183	Hair: black	Eyes: brown	POB (City, St, Country) n/a	
Scars, Marks, Tattoos: _____		Business & Occupation: none		Statement: Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>	
Citizenship: Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>					
Probation: Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>		Sexual Predator: Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>		English: Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>	
Deaf/Mute: Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>					
Address-Mailing/Permanent (STREET, APT. NUMBER) 34 Pineash Ln		(CITY) Palm Coast	(STATE) FL	ZIPCODE 32137	RESIDENCE PHONE 386-294-9233
Address-Local (STREET, APT. NUMBER) 1001 Justice Ln.		(CITY) Bunnell	(STATE) FL	ZIPCODE 32110	RESIDENCE PHONE _____
Address-Other(Employer/School) (STREET, APT. NUMBER) _____		(CITY) _____	(STATE) _____	ZIPCODE _____	BUS/SCHOOL PHONE _____
CHARGES		DOMESTIC VIOLENCE? YES <input type="checkbox"/>		Attachments: Affidavit(s) <input type="checkbox"/> Statement(s) <input checked="" type="checkbox"/> NTA Schedule <input type="checkbox"/> Report <input checked="" type="checkbox"/> Traffic Infraction(s) <input type="checkbox"/> DUI <input type="checkbox"/> Total Charges: 4	
#1	Charge: Sexual Battery	FEL <input checked="" type="checkbox"/> MISD <input type="checkbox"/> ORD <input type="checkbox"/>	FS/ORD: 794.01	Citation No.: _____	Bond: _____
#2	Charge: Sexual Battery	FEL <input checked="" type="checkbox"/> MISD <input type="checkbox"/> ORD <input type="checkbox"/>	FS/ORD: 794.01	Citation No.: _____	Bond: _____
#3	Charge: Sexual Battery	FEL <input checked="" type="checkbox"/> MISD <input type="checkbox"/> ORD <input type="checkbox"/>	FS/ORD: 794.01	Citation No.: _____	Bond: _____
CO-DEFENDANT		Co-Def #1. Arrested? Y <input type="checkbox"/> N <input type="checkbox"/> Fel <input type="checkbox"/> Misd. <input type="checkbox"/> Traf. <input type="checkbox"/> Ord. <input type="checkbox"/> NTA <input type="checkbox"/> Co-Def #2. Arrested? Y <input type="checkbox"/> N <input type="checkbox"/> Fel <input type="checkbox"/> Misd. <input type="checkbox"/> Traf. <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 probable cause to believe the above named defendant on the <u>n/a</u> day of <u>March - April</u> , 2013, at approximately <u>n/a</u> a.m. <input type="checkbox"/> p.m. at <u>Palm Coast</u> within <u>Flagler County</u> County, violated the law and did then and there:					
On May 1, 2013, D'Marcus Boyd was taken into custody by Flagler County Sheriff's Office deputies for interfering with child custody and contributing to the delinquency of a minor after an ongoing issue with a female juvenile runaway.					
On 5/1/13, a post Miranda recorded interview was conducted with D'Marcus Boyd by Detective Conrad. He identified the juvenile victim as his girlfriend and acknowledged she was 15 years old. D'Marcus is 18 years old and admitted to having a sexual relationship with the juvenile victim having knowledge she is 15 years old. The sex was consensual and also admitted to not taking precautions to prevent pregnancy. D'Marcus further stated the juvenile victim would allegedly take the morning after pill, although D'Marcus admits to hearing the juvenile victim wanted to get pregnant. D'Marcus also stated during the interview he would help the juvenile victim when she ran away to keep her safe. They slept in the woods after the most recent time the juvenile victim ran away. D'Marcus knew if he was caught by police he would get in trouble for "interfering with child safety". D'Marcus also stated he provided the juvenile victim with whatever she needed including food. While in the woods D'Marcus stated they drank beer, the juvenile victim took pills and they had sex.					
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 _____	
Sworn to and subscribed before me, the undersigned This <u>30th</u> day of <u>May</u> , 2013.		I swear/affirm the above statements are correct and true.		Juve Disp. CITATION No. _____	
Name: <u>Elizabeth Conard</u>		OFFICER'S/COMPLAINANT'S SIGNATURE <u>[Signature]</u> #289		Rt Thumb _____	
Notary Public <input type="checkbox"/> Law Enforcement or Corrections Officer <input checked="" type="checkbox"/> Personally Known <input type="checkbox"/> Produced Identification <input type="checkbox"/> Type of Identification: _____		NAME(PRINTED) <u>Elizabeth Conard</u>		ID NUMBER <u>289</u>	
OFFICIAL USE ONLY		Inmate Number & facility: _____			

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Narrative 707-B Supplement

☐ Arrest
☒ Affidavit
☐ Notice to Appear

☒ Adult
☐ Juvenile

Court Case
Number:

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Defendant Name:

Boyd, D'Marcus Anton

Agency Case Number:

33714-13

CHARGES

DOMESTIC
VIOLENCE?

YES ☐

Attachments: Affidavit(s) ☐ Statement(s) ☒ NTA Schedule ☐ Report ☒ Traffic Infraction(s) ☐

Total
Charges: 4

# 4	Charge: Sexual Battery	FEL <input checked="" type="checkbox"/> MISD <input type="checkbox"/> ORD <input type="checkbox"/>	FS/ORD: 794.001	Citation No:	Bond:
#	Charge:	FEL <input type="checkbox"/> MISD <input type="checkbox"/> ORD <input type="checkbox"/>	FS/ORD:	Citation No:	Bond:
#	Charge:	FEL <input type="checkbox"/> MISD <input type="checkbox"/> ORD <input type="checkbox"/>	FS/ORD:	Citation No:	Bond:

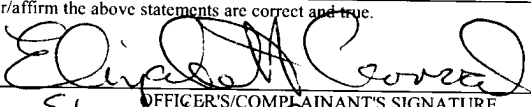
D'Marcus had several areas of bruised skin around his neck region consistent with "hickies". A hickie is defined as a reddish mark left on the skin by a passionate kiss. D'Marcus explained during sex with the juvenile victim they get a little rough. D'Marcus explained he bites the juvenile victim and she puts hickies on him. D'Marcus also confessed the juvenile victim burns herself because she gets angry with life and not being able to see D'Marcus. D'Marcus also admitted to burning himself to make her mad. D'Marcus also stated he got drunk and took a sixteen year olds virginity which was another reason the juvenile victim was upset with him.

The juvenile victim was interviewed by a Forensic child interviewer on 5/6/13. During the interview the juvenile victim disclosed the following information;

- The juvenile victim identified D'Marcus Boyd as her boyfriend and they met on her 15th birthday and started dating a week afterwards.
- The juvenile victim stated they have had unprotected sex many times and specifically mentioned the places they've had sex as; her house, his house, the Target bathroom, and in the woods. The exact dates were not known although it was estimated to all be in the months of March and April 2013. The juvenile victim stated D'Marcus refused to wear protection (a condom) and he stated he would never wear protection during sex.
- The juvenile victim stated D'Marcus Boyd knew how old she was and stated the sex was consensual.

Statements have been obtained from the juvenile victim's guardian who was also made aware of the sexual relationship with D'Marcus Boyd. The guardian is also aware of bite marks on the juvenile victim's breasts that were caused by D'Marcus Boyd and they were photographed at a medical facility.

D'Marcus Boyd will be charged with 4 counts of sexual battery which are the four specifically documented locations they had sexual intercourse. It should also be noted law enforcement located the juvenile victim in the bed of D'Marcus Boyd during a previous incident when she ran away. (Reference Flagler County Sheriff's Office case# 32708-13)

Sworn to and subscribed before me, the undersigned this <u>30th</u> day of <u>MAY</u> , 2013		I swear/affirm the above statements are correct and true.		Right thumb
Name: <u>Karen Spares 382</u>		 #289		
Notary Public <input type="checkbox"/> Law Enforcement Officer <input checked="" type="checkbox"/>		OFFICER'S/COMPLAINANT'S SIGNATURE		
Personally Known <input type="checkbox"/> Produced Identification <input type="checkbox"/>		NAME(PRINTED) <u>Elizabeth Conrad</u>		
Type of Identification:		ID NUMBER		

Witness/Victim/Evidence Form 707-A

☐ Arrest
☒ Affidavit
☐ Notice to Appear

☒ Adult
☐ Juvenile

Court Case
Number:

Pg # 3 of 3

Defendant Name: Boyd, D'Marcus Anton		Agency Case Number: 33714-13	
Name (L,F,M):	Vic <input checked="" type="checkbox"/> Wit <input type="checkbox"/>	Race: white	Sex: M <input type="checkbox"/> F <input checked="" type="checkbox"/>
Address (#, Street, City, State):	Age: 15	DOB: 04/16/98	SSN:
Bus./School Address:	Zip: 32110	Home Phone:	Statement: Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Relative/Contact Name:	Relative/Contact Address:	Bus. Phone:	Phone:

Name (L,F,M):	Vic <input type="checkbox"/> Wit <input type="checkbox"/>	Race:	Sex: M <input type="checkbox"/> F <input type="checkbox"/>	Age:	DOB: 04/16/73	SSN:
Address (#, Street, City, State):	Age: 40	DOB: 04/16/73	SSN:	Statement: Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>	Bus. Phone:	Phone:
Bus./School Address:	Zip:	Home Phone:	Statement: Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>	Bus. Phone:	Phone:	Phone:
Relative/Contact Name:	Relative/Contact Address:	Bus. Phone:	Phone:	Phone:	Phone:	Phone:

EVIDENCE COLLECTED

Description of Evidence	Date Recovered	Model Serial/I.D. Number	Drug Amount
Owner(Name)	(Address)	(Phone)	Value
Description of Evidence	Date Recovered	Model Serial/I.D. Number	Drug Amount
Owner(Name)	(Address)	(Phone)	Value
Description of Evidence	Date Recovered	Model Serial/I.D. Number	Drug Amount
Description of Evidence	Date Recovered	Model Serial/I.D. Number	Drug Amount
Description of Evidence	Date Recovered	Model Serial/I.D. Number	Drug Amount
Description of Evidence	Date Recovered	Model Serial/I.D. Number	Drug Amount
Description of Evidence	Date Recovered	Model Serial/I.D. Number	Drug Amount
Description of Evidence	Date Recovered	Model Serial/I.D. Number	Drug Amount
Description of Evidence	Date Recovered	Model Serial/I.D. Number	Drug Amount

I certify that the foregoing is a complete list of witnesses/victims & evidence known to me.

Eligio J. Conner #289 FCSO
Investigating Officer ID Number Agency

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