

CLASSIFICATION: FELONY

STATE OF FLORIDA

VS.

IN THE CIRCUIT COURT OF THE SEVENTH
JUDICIAL CIRCUIT, IN AND FOR VOLUSIA
COUNTY, FLORIDA, IN THE YEAR TWO
THOUSAND THIRTEEN

JOSEPH WAYNE DAUGHERTY
W/M; DOB: 08/30/1985 SS

CASE NO:
AGENCY: DBPD/130008415

INFORMATION

CHARGE(S):

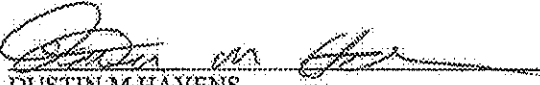
1) LEAVING SCENE OF CRASH INVOLVING DEATH

R.J. LARIZZA, State Attorney for the Seventh Judicial Circuit of the State of Florida and as such prosecuting attorney for this Court, in the name of and by the authority of the State of Florida charges that:

COUNT I: JOSEPH WAYNE DAUGHERTY on or about May 13, 2013, in the County of VOLUSIA and State of Florida, as a driver of a motor vehicle involved in an accident which resulted in the death of Joshua Krodel, did willfully fail to remain at the scene of the accident and fulfill the requirements of Florida Statute 316.062, contrary to Florida Statute 316.027(1)(b). (1 DEG FEL)

FOR THE STATE ATTORNEY

CAPAS REQUESTED


DUSTIN M HAVENS
ASSISTANT STATE ATTORNEY
SEVENTH JUDICIAL CIRCUIT OF THE
STATE OF FLORIDA
BAR NUMBER: 0176796

COUNTY OF VOLUSIA

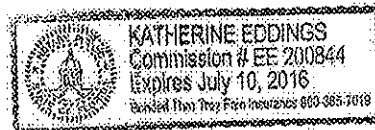
STATE OF FLORIDA

Personally appeared before me DUSTIN M HAVENS, Assistant State Attorney, for the Seventh Judicial Circuit of the State of Florida, known to me to be the foregoing prosecuting officer, who being duly sworn, says that the allegations set forth in the foregoing information are based upon facts that have been sworn to as true, and which, if true, would constitute the offense therein charged. Subscribed in good faith. Said facts based on testimony of material witnesses.

SWORN to and subscribed before me this 26 day of November, 2013.

Submitted to the Clerk of the CIRCUIT
Court, Seventh Judicial Circuit, in and
For VOLUSIA County, Florida, on the
26 day of November, 2013.


NOTARY PUBLIC AT LARGE
STATE OF FLORIDA



7th. Judicial Circuit 707
Charging Affidavit - Volusia

Arrest # _____ Bk # _____ Pg # 1 of 4

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: _____	
(ORI) FL: FL0640100		Agency Name: DAYTONA BEACH POLICE DEPARTMENT	
FCIC/NCIC Check? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No		OBTS # _____	
ADDRESS OF ARREST (Street, City, State, Zip): _____		Arrested By: _____	
DEFENDANT NAME (Last) Daugherty (First) Joseph (Middle) W		A.K.A.: _____	
DOB: 08-30-1985	Age: 27	Driver's Lic./ ID No.: _____	State: FL Year Expires: 2020 S.S.#: _____
Height: 6' 00"	Weight: 180	Hair: BLN Eyes: GRN	P.O.B. (City, State, Country): FL 32114
Scars, Marks, Tattoos: _____			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"/>		Deaf/Mute: Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>	
Address - Mailing/Permanent (STREET, APT. NUMBER) 123 ESMERALDA AV		(CITY) DB SHORES (STATE) FL	ZIP CODE 32118 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 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 checked="" type="checkbox"/> DUI <input type="checkbox"/> Total Charges: 1	
#1 Charge: Hit and run with death	FEL <input checked="" type="checkbox"/> MISD <input type="checkbox"/> ORD <input type="checkbox"/>	FS/ORD: 316.027(1)(A)	Citation No.: 0A0FCEDF Bond: _____
#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-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 (Last) _____ (First) _____ (Middle) _____	Race: _____ Sex: _____	DOB: _____	Age: _____
#2 NAME (Last) _____ (First) _____ (Middle) _____	Race: _____ Sex: _____	DOB: _____	Age: _____
NARRATIVE The undersigned certifies and swears that there is probable cause to believe the above-named defendant,			
on the 13 day of May, 2013, at approximately 1155 a.m. <input type="checkbox"/> a.m. <input checked="" type="checkbox"/> p.m.			
at 120 S Hollywood Ave VOLUSIA within Volusia County, violated the law and did then and there:			
<p>1 On the above date and time I was working as the on call Traffic Homicide Investigator. I was requested by Lt. Mays to respond to 120 S. Hollywood Ave. in reference to a crash with life threatening injuries. Upon arrival I made contact with Sgt. Ransom and Det. Hayden. Det. Hayden was speaking with a female later identified as V-1's wife. Det. Hayden advised me that the crash was a hit and run and the suspect had fled the scene. There were several witnesses at the scene, W-1 (Fessmann) stated that she had gotten a ride home from work and was standing in her driveway (118 S Hollywood) when she saw a white male (V-1) and white female arguing with a white male (Def) in a dark colored car in the driveway of 120 S. Hollywood. W-1 stated that the vehicle began to back out of the driveway, she stated the the white male (V-1) hung on to the vehicle and began running with the vehicle. W-1 then stated that she heard screaming and crying and noticed the white male (V-1) laying in the road unresponsive. W-1 stated the the vehicle continued northbound on Hollywood. W-2 (Ritter) stated that it appeared V-1 and the def exchanged something through the window prior to the vehicle backing out of the driveway. W-2 stated the V-1 held onto the vehicle as the def backed out of the driveway, the vehicle began to speed up as V-1 clung to the drivers side window. W-2 stated that she then heard a loud "thump" and then the vehicle drove away.</p> <p>11</p> <p>12 Det. Hayden spoke with W-4 (Krodel) V-1's wife who stated that she possibly knew the def as Joseph Daugherty. A BOLO was issued on 5/14/13 by Det. Hayden for the Def. to be questioned. On 5/15/13 at approximately 8:00pm the def came to 129 Valor and was interviewed by Det. Hayden. The def stated he was over at "Remmys" house (120 S. Hollywood) to "hang out" and that she "owed him money." The def stated that as he was leaving Josh (V-1) came out of the house "drunk as hell screaming." The def stated that V-1 attempted to get something he was in the vehicle, the def stated</p>			
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"/> FINE, AND COSTS AMOUNT: _____	
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.			
SIGNATURE OF DEFENDANT _____		SIGNATURE OF JUVENILE PARENT OR CUSTODIAN _____	
Date _____		RELATIONSHIP TO JUVENILE _____	
Sworn to and subscribed before me, the undersigned this 03 day of July, 2013		I swear/affirm the above statements are correct and true	
Name: _____		OFFICER'S/COMPLAINANT'S SIGNATURE _____	
Notary Public <input type="checkbox"/> Law Enforcement or Corrections Officer <input checked="" type="checkbox"/>		PARO, AARON	
Personally Known <input type="checkbox"/> Produced Identification <input type="checkbox"/>		NAME (PRINTED)	
Type of Identification: _____		D83893	
ID NUMBER		Inmate Number & Facility: _____	
OFFICIAL USE ONLY			

Narrative Supplement 707-B

☐ Arrest
☒ Affidavit
☐ Notice to Appear
☒ Adult
☐ Juvenile

Court Case Number:

Page # 2 of 4

Defendant (Last) Name: Daugherty		(First) Joseph		(Middle) W		Agency Case Number: 130008415	
CHARGES		DOMESTIC VIOLENCE? Yes <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 checked="" type="checkbox"/> Total Charges: 1	
#	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:
#	Charge:	FEL <input type="checkbox"/>	MISD <input type="checkbox"/>	ORD <input type="checkbox"/>	FS/ORD:	Citation No.:	Bond:

16 that he began to back out of the driveway "to get away from Josh." The def stated that Josh let go and he began to drive away again. The def then
 17 stated that Josh grabbed the car again, the def stated that "he sped up until he (Josh) couldn't hold on any more." The def stated that "I saw Josh fall
 18 but I figured he would get his drunk ass up," the def kept going.
 19
 20 On 5/14/13 at 4:00pm I was notified by "Carmen" (ER Nurse) that V-1 died as a result of his injuries and was pronounced dead by Dr. Ramshaw. By
 21 his statement, Def knew V-1 had fallen to the ground as a result of holding on to a moving vehicle. Def should have known that falling from a moving
 22 car was likely to cause injury or death, and Def stated he saw V-1 laying on the ground not moving. After observing V-1 on the roadway, Def left the
 23 scene without providing any care or attempting to fulfill the requirements of FSS 316.062.
 24
 25 On 6/26/13 at approximately 6:50pm prior to submitting this report I was able to conduct an interview with the passenger of the def vehicle
 26 (Josephine Stanley). The interview was conducted at the beach side precinct and was recorded on a digital voice recorder. W-7 (Stanley) stated that
 27 as she and the def were leaving the residence V-1 was holding onto the vehicle. W-7 stated that the def sped up to attempt to dislodge V-1. I asked
 28 W-7 how fast she thought they were going and she stated "not that fast like I think 30mph." When I asked W-7 if she saw V-1 fall off the vehicle she
 29 stated "I heard him fall, like a loud bump and I think we ran over something, maybe his foot but I'm not sure." I asked W-7 what her and the def talked
 30 about after V-1 fell off the vehicle and she stated "we freaked out and kept going."

Sworn to and subscribed before me, the undersigned this 03 day of July, 2013 Name: <i>Sgt. [Signature]</i>		I swear/affirm the above statements are correct and true <i>[Signature]</i>		Right Thumb
Notary Public <input type="checkbox"/> Law Enforcement Officer <input checked="" type="checkbox"/>		OFFICER'S/COMPLAINANT'S SIGNATURE		
Personally Known <input type="checkbox"/> Predicted Identification <input type="checkbox"/>		PARO, AARON D83893		
Type of Identification:		NAME (PRINTED): ID NUMBER		

Witness/Victim/Evidence Form 707-A

☐ Arrest
☒ Affidavit
☐ Notice to Appear
☒ Adult
☐ Juvenile

Court Case
Number:

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Defendant (Last)		(First)		(Middle)		Agency Case Number:		130008415	
Name: Daugherty		Joseph		W		Vic		Race: W	
Name: (Last)		(First)		(Middle)		Vic		Sex: M <input type="checkbox"/> F <input checked="" type="checkbox"/>	
Fessman		Leila		L		W		Age: 19	
Address		Zip:		Home:		DOB:		SSN:	
(#, Street, City, State): 118 S Hollywood Ave DAYTONA BEACH FL		32118		Home: (366) 500-1471				Statement: <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	
Bus/School		Address:		Zip:		Home:		Bus:	
Address:		Relative/Contact Name		Relative/Contact Address:		Phone:			
Name: (Last)		(First)		(Middle)		Vic		Race: W	
Ritter		Patricia		N		W		Sex: M <input type="checkbox"/> F <input checked="" type="checkbox"/>	
Name: (Last)		(First)		(Middle)		Vic		Age: 23	
Ritter		Patricia		N		W		DOB:	
Address		Zip:		Home:		DOB:		SSN:	
(#, Street, City, State): 118 S Hollywood Ave DAYTONA BEACH FL		32118		Home: (504) 914-2841				Statement: <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	
Bus/School		Address:		Zip:		Home:		Bus:	
Address:		Relative/Contact Name		Relative/Contact Address:		Phone:			
Name: (Last)		(First)		(Middle)		Vic		Race: W	
Krodel		Jessica		R		W		Sex: M <input type="checkbox"/> F <input type="checkbox"/>	
Name: (Last)		(First)		(Middle)		Vic		Age: 24	
Krodel		Jessica		R		W		DOB:	
Address		Zip:		Home:		DOB:		SSN:	
(#, Street, City, State): FL		32114		Home: ()				Statement: <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	
Bus/School		Address:		Zip:		Home:		Bus:	
Address:		Relative/Contact Name		Relative/Contact Address:		Phone:			
Name: (Last)		(First)		(Middle)		Vic		Race: W	
Krodel		Joshua		Lee		W		Sex: M <input checked="" type="checkbox"/> F <input type="checkbox"/>	
Name: (Last)		(First)		(Middle)		Vic		Age: 34	
Krodel		Joshua		Lee		W		DOB:	
Address		Zip:		Home:		DOB:		SSN:	
(#, Street, City, State): FL		32114		Home:				Statement: <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
Bus/School		Address:		Zip:		Home:		Bus:	
Address:		Relative/Contact Name		Relative/Contact Address:		Phone:			
Name: (Last)		(First)		(Middle)		Vic		Race: W	
Dr		Rarnshaw				W		Sex: M <input type="checkbox"/> F <input checked="" type="checkbox"/>	
Name: (Last)		(First)		(Middle)		Vic		Age:	
Dr		Rarnshaw				W		DOB:	
Address		Zip:		Home:		DOB:		SSN:	
(#, Street, City, State): 303 North Clyde Morris Blvd DAYTONA BEACH FL		32114		Home:				Statement: <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
Bus/School		Address:		Zip:		Home:		Bus:	
Address: Halifax Hospital		Relative/Contact Name		Relative/Contact Address:		Phone:			
Name: (Last)		(First)		(Middle)		Vic		Race: W	
Del		Hayden				W		Sex: M <input type="checkbox"/> F <input checked="" type="checkbox"/>	
Name: (Last)		(First)		(Middle)		Vic		Age:	
Del		Hayden				W		DOB:	
Address		Zip:		Home:		DOB:		SSN:	
(#, Street, City, State): 129 Valor Blvd DAYTONA BEACH FL		32114		Home:				Statement: <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
Bus/School		Address:		Zip:		Home:		Bus:	
Address: DBPD		Relative/Contact Name		Relative/Contact Address:		Phone:			

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

PARO, AARON
Investigating Officer

07c Paro DB8393
ID Number

DBPD
Agency

<input type="checkbox"/> Arrest	<input checked="" type="checkbox"/> Adult
<input checked="" type="checkbox"/> Affidavit	<input type="checkbox"/> Juvenile
<input type="checkbox"/> Notice to Appear	

Page # 4 of 4

EVIDENCE COLLECTED

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

Ofc Pur D83893
ID Number

DBPD

Agency