

**7th. Judicial Circuit 707
Charging Affidavit - Flagler**

Arrest # _____

Bk # 10-3017

Pg #1 of 2

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:
(ORI) FL: 1 8 0 0 0 0 0	Agency Name: Flagler County Sheriff's Office	Agency Case Number: 99420-10		
FCIC/NCIC Check? Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>	OBTS# <u>180/03/680</u>	UCR:	Date Arrested: 12/09/10	Time of Arrest:
ADDRESS OF ARREST: Palm Harbor Pkwy @ Colorado Dr Palm Coast, FL 32137		Arrested By: J. Roster	ID Number: 157	
DEFENDANT Name (L,F,M): Fleming, William Brian		A.K.A.:	Sex: Male	Race: White
DOB: 10/17/76	Age: 34	Driver's Lic/ ID No.: F455-922-76-377-0	State: FL	Year Expires: 2012
Height: 6'02"	Weight: 200	Hair: Brn	Eyes: Brn	POB (City, St, Country): New Jersey
Scars, Marks, Tattoos: Unknown	Business & Occupation: Unemployed		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): _____		(CITY): Palm Coast	(STATE): FL	ZIPCODE: 32137
Address-Local (STREET, APT. NUMBER): _____		(CITY): _____	(STATE): _____	ZIPCODE: _____
Address-Other(Employer/School) (STREET, APT. NUMBER): _____		(CITY): _____	(STATE): _____	ZIPCODE: _____

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: 1
#1	Charge: Possession of schedule IV controlled substance w/o prescription	FEL <input checked="" type="checkbox"/> MISD <input type="checkbox"/> ORD <input type="checkbox"/>	FS/ORD: 893.13 (6)(A)	Citation No.:	Bond: 1,500.00
#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"/>			
#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 9th day of December, 2010, at approximately 5:00 a.m. p.m. at Palm Harbor Pkwy @ Colorado Dr. Palm Coast, FL 32137 within Flagler County, violated the law and did then and there:

1) Defendant was unlawfully and knowingly in actual or constructive possession of a substance classified within Schedule IV, Florida Statute 893.03(4), commonly known as XANAX, a controlled substance, contrary to Florida Statute 893.13(6)(a). (3 DEG FEL) (LEVEL 3)

TO-WIT:
Subsequent to a traffic stop being conducted on a white Toyota Camry bearing Florida tag V13 SEZ, it was discovered that the above named defendant was the operator of the vehicle that was stopped. A subsequent search of the vehicle revealed (3.5) Xanax pills in a Marlboro Lights cigarette package. The driver does not have a prescription for these pills at _____

NOTHING FURTHER.

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		DATE	RELATIONSHIP TO JUVENILE	Juve Disp. CITATION No.
Sworn to and subscribed before me, the undersigned This <u>9th</u> day of <u>December</u> , 2010.		I swear/affirm the above statements are correct and true.		Rt Thumb
Name: <u>Sgt. [Signature]</u> 260	OFFICER'S/COMPLAINANT'S SIGNATURE			
Notary Public <input type="checkbox"/> Law Enforcement or Corrections Officer <input checked="" type="checkbox"/>	PERSON (PRINTED) J. Roster	ID NUMBER 157		
Type of Identification: _____		Inmate Number & facility:		

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