

Arrest <input checked="" type="checkbox"/> Notice to Appear <input type="checkbox"/> Affidavit <input type="checkbox"/>		Arrest# <u>23.0156</u> DJJ# _____		Court Case# _____	
(ORI) FL: 0 1 8 0 0 0 0		Agency Name: Flagler County Sheriff's Office		Agency Case Number: 2023-00005511	
FCIC/NCIC Check? Y <input checked="" type="checkbox"/> N <input type="checkbox"/>		OBTS#: <u>1801064597</u>		Date Arrested: 01/17/2023	
Address of Arrest: 110, Brewster, LN, Palm Coast, Florida, 32137		Arrested By: Fowler, Jake		ID.#: 1032	
CHILD Name: (L,F,M) Thomas, Marshall WESTON		A.K.A:		Sex: Male Race: WHITE	
DOB: 08/21/2006 Age: 16		DL/ID#: No DL		State: Florida Year Expires: _____	
Height: 4'10 Weight: 70		Place of Birth: (City, State, Country)		Statement: Y <input checked="" type="checkbox"/> N <input type="checkbox"/>	
Scars, Marks, Tattoos:		School:		Citizenship: Y <input checked="" type="checkbox"/> N <input type="checkbox"/>	
Probation: Y <input type="checkbox"/> N <input checked="" type="checkbox"/>		Sexual Predator: Y <input type="checkbox"/> N <input checked="" type="checkbox"/>		English: Y <input checked="" type="checkbox"/> N <input type="checkbox"/>	
Address- Mailing 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? Y <input type="checkbox"/> N <input checked="" type="checkbox"/>		Attachments: Affidavit(s) <input type="checkbox"/> Statement(s) <input type="checkbox"/> Report <input checked="" type="checkbox"/> Traffic Infractions(s) <input type="checkbox"/> DUI <input type="checkbox"/>		Total Charges: 4	
1 Charge: GRAND THEFT - FIREARM- OTHER LARCENY		Fel <input checked="" type="checkbox"/> Misd <input type="checkbox"/> Ord <input type="checkbox"/>		FS/ORD: 812.014.2.C.5 Citation#: _____	
2 Charge: GRAND THEFT - FIREARM- OTHER LARCENY		Fel <input checked="" type="checkbox"/> Misd <input type="checkbox"/> Ord <input type="checkbox"/>		FS/ORD: 812.014.2.C.5 Citation#: _____	
CO-CHILD / CO-ADULT 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"/>		#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: Juvenile: Y <input type="checkbox"/> N <input type="checkbox"/>	
2 Name: (L,F,M)		Race:		Sex: DOB: Juvenile: Y <input type="checkbox"/> N <input type="checkbox"/>	
NARRATIVE The undersigned certifies and swears that there is probable cause to believe the above named child, on the <u>17th</u> day of <u>January</u> <u>2023</u> , at approximately <u>08:20</u> A.M. <input type="checkbox"/> P.M. <input checked="" type="checkbox"/> at _____ within <u>Flagler</u> county, violated the law and did then and there:					
***MARCY'S LAW VICTIM INFORMATION ***					
Supervisor Approved: Gangialosi, Andrew 01/18/2023					
Sworn to and subscribed before me, the undersigned, this <u>17th</u> day of <u>Jan 2023</u>		I swear / affirm the above narrative is correct and true		Right Thumb	
Name: <u>[Signature]</u>		Arresting Officer's / Complainant's Signature Date		[Signature]	
Notary Public <input type="checkbox"/> Law Enforcement or Corrections Officer <input type="checkbox"/>		Name (Printed) ID.#		[Signature] 1032	
Produced Identification <input type="checkbox"/> Personally Known <input type="checkbox"/>		Type of Identification:			
NOTICE TO APPEAR					
I am the (Parent/Adult Relative/Legal Guardian) _____ of (Child's Full Name) _____ and promise to ensure that the child appears on (Date) _____ at (Time) _____ in Juvenile Court located at _____. I also promise immediately to notify the State Attorney Juvenile Division at (Telephone) () - () and the Clerk of Court at (Telephone) () - () of any change in the child's address.					
Parent / Adult Relative / Legal Guardian's Signature		Address		Telephone () - () - () Date	
I, (Child's Name) _____, understand that I have been charged with a law violation(s), as set forth, and that I am being released at this time to the custody of the above Parent/Adult Relative/Legal Guardian. I promise to appear in Juvenile Court on the date and time as set forth, and to appear as required for any additional conferences or appearances scheduled by Department of Juvenile Justice (DJJ), State Attorney's Office (SAO) or the court. I understand that my failure to appear shall result in a custody order being issued and that I will be picked up and taken to detention.					
Child's Signature		Date		Releasing Officer / DJJ Official (Printed) DJJ Intake Telephone () - () - () Date: I.D.#:	

JUVENILE 707 - COURT COPY

JUVENILE

Juvenile 707 - B
Supplement

Arrest# _____

DJJ# _____

Court Case# _____

Child's Name: Thomas, Marshall, WESTON					Agency Case Number: 2023-0005511	
CHARGES		Domestic Violence? Y <input type="checkbox"/> N <input checked="" type="checkbox"/>	Attachments: Affidavit(s) <input type="checkbox"/> Statement(s) <input type="checkbox"/> Report <input checked="" type="checkbox"/> Traffic Infractions(s) <input type="checkbox"/> DUI <input type="checkbox"/>			Total Charges: 4
#	Charge: GRAND THEFT - OTHER LARCENY \$750 - \$5K	Fel <input checked="" type="checkbox"/>	Misd <input type="checkbox"/>	Ord <input type="checkbox"/>	FS/ORD: 812.014.2.C.1	Citation#:
#	Charge: SEND WRITTEN THREAT TO KILL	Fel <input checked="" type="checkbox"/>	Misd <input type="checkbox"/>	Ord <input type="checkbox"/>	FS/ORD: 836.10.1	Citation#:
#	Charge:	Fel <input type="checkbox"/>	Misd <input type="checkbox"/>	Ord <input type="checkbox"/>	FS/ORD:	Citation#:

NARRATIVE CONTINUED

Sworn to and subscribed before me, the undersigned, this <u>18th</u> day of <u>Jan 2023</u>		I swear / affirm the above narrative is correct and true		Right Thumb
Name: <u>SR</u>		Arresting Officer's / Complainant's Signature <u>[Signature]</u> Date		
Notary Public <input type="checkbox"/>	Produced Identification <input type="checkbox"/>	Law Enforcement or Corrections Officer <input checked="" type="checkbox"/>	Personally Known <input type="checkbox"/>	Name (Printed) <u>J. Soule</u> ID #: <u>1032</u>
Type of Identification:				

JUVENILE 707-B - COURT COPY

JUVENILE

Witness/Victim/Evidence Form 707-A

- Arrest
- Affidavit
- Notice to Appear
- Adult
- Juvenile

Court Case Number:

Pg #3 of 7

Defendant Name: Thomas, Marshall, WESTON	Agency Case Number:	2023-00005511
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Name (L,F,M): THOMAS, DANIEL, WILLIAM	Vic <input type="checkbox"/> Wit <input checked="" type="checkbox"/>	Race: WHITE	Sex: M <input checked="" type="checkbox"/> F <input type="checkbox"/>	Age: 49	DOB: 02/14/1973	SSN: [REDACTED]
Address (#, Street, City, State): 110 BREWSTER LN PALM COAST, Florida			Zip: 32137	Home Phone: (386)387-1113	Statement: Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>	
Bus./School Address:				Zip:	Bus. Phone:	
Relative/Contact Name:		Relative/Contact Address:		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:	SSN:
Address (#, Street, City, State):			Zip:	Home Phone:	Statement: Yes <input type="checkbox"/> No <input type="checkbox"/>	
Bus./School Address:				Zip:	Bus. Phone:	
Relative/Contact Name:		Relative/Contact Address:		Phone:		

EVIDENCE COLLECTED

Description of Evidence	Date Recovered	Model Serial/I. D. Number	Drug Amount
Video of messages	01/17/2023		
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.

J. F. W. /
Investigating Officer

1032
ID Number

FCSo
Agency

707-A - COURT COPY

JUVENILE

Juvenile 707 - B
Supplement

Arrest# _____

DJJ# _____

Court Case# _____

Child's Name: Thomas, Marshall WESTON					Agency Case Number: 2023-00005511	
CHARGES		Domestic Violence? Y <input type="checkbox"/> N <input type="checkbox"/>	Attachments: Affidavit(s) <input type="checkbox"/> Statement(s) <input type="checkbox"/> Report <input type="checkbox"/> Traffic Infractions(s) <input type="checkbox"/> DUI <input type="checkbox"/>			Total Charges:
#	Charge:	Fel <input type="checkbox"/>	Misd <input type="checkbox"/>	Ord <input type="checkbox"/>	FS/ORD:	Citation#:
#	Charge:	Fel <input type="checkbox"/>	Misd <input type="checkbox"/>	Ord <input type="checkbox"/>	FS/ORD:	Citation#:
#	Charge:	Fel <input type="checkbox"/>	Misd <input type="checkbox"/>	Ord <input type="checkbox"/>	FS/ORD:	Citation#:

NARRATIVE CONTINUED

On Tuesday, January 17th, 2023, at 6:24 P.M., I, Deputy J. Fowler, was dispatched to 110 Brewster Lane in reference to a missing juvenile/ suspicious incident.

Prior to arrival, the Flagler County Communication Center notified dayshift units that the reporting party, Daniel Thomas, called 9-1-1, stating his juvenile son, Marshall Thomas, ran away from the residence, possibly going to Holland Park.

Daniel advised that his son Marshall was possibly going to Holland Park to fight someone. Furthermore, Daniel advised that Marshall left in an unknown, black Sports Utility Vehicle. Upon dayshift deputies arriving at the park, deputies were unable to locate Marshal.

While on scene, Deputy Harrison received information that Marshall was possibly going to the park to shoot individuals. Deputy Harrison advised that he spoke with Juveniles at the park, with their stories not being consistent or making sense. When Deputy Harrison spoke to Daniel on the phone, Daniel stated he does not speak to Marshall.

A short time after this, Daniel called 9-1-1 again, stating that two (2) of the handguns inside the residence were missing.

Upon arrival at the residence, I spoke to Daniel, who was on his cell phone. Daniel stated that his son, [REDACTED], found Marshall at 31 Becker Lane, and was returning home. A short time after this, [REDACTED] and Marshall arrived at the residence.

Upon speaking with Marshall, I read Marshall his Miranda Rights from my agency issues card. Marshall stated he understood his rights and would speak to deputies without an attorney present. It should be noted that Marshall's father was present while deputies were speaking with Marshall.

Marshall began to explain that he had been receiving threatening text messages in a group chat from juveniles he went to Matanzas High School with, stating he has had an ongoing issue with those juveniles. Marshall stated he had received multiple text messages saying they were going to jump him, beat him up, and other

Sworn to and subscribed before me, the undersigned, this <u>15th</u> day of <u>Jan 2023</u>		I swear / affirm the above narrative is correct and true		Right Thumb
Name: <u>J. Fowler</u>		<u>[Signature]</u>		
Notary Public <input type="checkbox"/> Produced Identification <input type="checkbox"/>		Law Enforcement or Corrections Officer <input checked="" type="checkbox"/> Personally Known <input type="checkbox"/>		
Type of Identification:		Name (Printed) <u>J. Fowler</u>	Date <u>1032</u>	

JUVENILE 707-B - COURT COPY

JUVENILE

Juvenile 707 - B
Supplement

Arrest# _____

DJJ# _____

Court Case# _____

Child's Name: Thomas, Marshall WESTON					Agency Case Number: 2023-00005511	
CHARGES		Domestic Violence? Y <input type="checkbox"/> N <input type="checkbox"/>	Attachments: Affidavit(s) <input type="checkbox"/> Statement(s) <input type="checkbox"/> Report <input type="checkbox"/> Traffic Infractions(s) <input type="checkbox"/> DUI <input type="checkbox"/>			Total Charges:
#	Charge:	Fel <input type="checkbox"/>	Misd <input type="checkbox"/>	Ord <input type="checkbox"/>	FS/ORD:	Citation#:
#	Charge:	Fel <input type="checkbox"/>	Misd <input type="checkbox"/>	Ord <input type="checkbox"/>	FS/ORD:	Citation#:
#	Charge:	Fel <input type="checkbox"/>	Misd <input type="checkbox"/>	Ord <input type="checkbox"/>	FS/ORD:	Citation#:

NARRATIVE CONTINUED

statements.

According to Marshall, those same juveniles have jumped him before at Holland Park. When I asked Marshall for the name of those individuals, Marshall stated he did not want to tell deputies due to possibly making the situation worse. When I asked Marshall if he had ever tried to block the juvenile's phone numbers, Marshall stated he had not and would argue back with those same juveniles. I inquired with Marshall if he had ever tried to avoid these juveniles, to which Marshall stated he had not.

Marshall stated that yesterday (01/16/23), at approximately 12 in the afternoon, Marshall went to Holland Park. When Marshall arrived at Holland Park, he then found one of the juveniles he had "beef" with, and the two (2) began to argue. During the argument, Marshall stated that the juvenile then punched Marshall in the face. Marshall then left the park after this incident.

Upon asking Marshall what happened today (01/17/23), Marshall explained that he retrieved two (2) handguns from his brother's room, along with cash. After he retrieved the two (2) handguns and the money, he went to hang out with [redacted]. Later on in the day, Jayden and Marshall went to their friends [redacted] and [redacted] residence, located at [redacted].

While he was at his friend's residence, he gave [redacted] one of the handguns for "his safety." Marshall [redacted] and [redacted] then all went to Holland Park with the handguns. When they arrived at Holland Park, they observed deputies on the scene. Due to the observation of deputies, they left the park and went back to [redacted].

I asked Marshall a number of times what his intentions were with the handguns he stole from his brother. Marshall stated a number of times that they were for "his safety," along with the safety of his friends.

Marshall explained that his goal was to scare those juveniles he had "beef" with. Marshall stated he was planning on placing the handgun in the waistband of his shorts. When Marshall was talking to them at Holland Park, Marshall advised he was going to pull his shirt up, brandishing the firearm at those juveniles, hoping to scare them and "show he is not playing around."

I inquired with Marshall a number of times about what his intentions were. Marshall continued to state that he

Sworn to and subscribed before me, the undersigned, this <u>10th</u> day of <u>Jan.</u> 2023		I swear / affirm the above narrative is correct and true		Right Thumb
Name: <u>[Signature]</u>		<u>[Signature]</u>		
Notary Public <input type="checkbox"/> Produced Identification <input type="checkbox"/>		Law Enforcement or Corrections Officer <input checked="" type="checkbox"/> Personally Known <input type="checkbox"/>		Date
Type of Identification:		Name (Printed): <u>J. Fowler</u>		
		I.D. #: <u>1032</u>		

JUVENILE 707-B - COURT COPY

JUVENILE

Juvenile 707 - B
Supplement

Arrest# _____

DJJ# _____

Court Case# _____

Child's Name: Thomas, Marshall WESTON						Agency Case Number: 2023-00005511		
CHARGES		Domestic Violence? Y <input type="checkbox"/> N <input type="checkbox"/>	Attachments: Affidavit(s) <input type="checkbox"/> Statement(s) <input type="checkbox"/> Report <input type="checkbox"/> Traffic Infractions(s) <input type="checkbox"/> DUI <input type="checkbox"/>				Total Charges:	
#	Charge:	Fel <input type="checkbox"/>	Misd <input type="checkbox"/>	Ord <input type="checkbox"/>	FS/ORD:	Citation#:		
#	Charge:	Fel <input type="checkbox"/>	Misd <input type="checkbox"/>	Ord <input type="checkbox"/>	FS/ORD:	Citation#:		
#	Charge:	Fel <input type="checkbox"/>	Misd <input type="checkbox"/>	Ord <input type="checkbox"/>	FS/ORD:	Citation#:		

NARRATIVE CONTINUED

only took the firearms to scare those juveniles. When I asked Marshall if he had made any threats with the firearm, Marshall stated he told the juveniles he was in the group message chat that he would "put a cap in their ass." Marshall continued to state he was only stating that advising that is the action he would take if he were jumped again.

I then asked Daniel if deputies could have permission to go through his son Marshall's phone. Daniel stated that deputies could go through his phone. Upon Deputy Hartley and I reading through Marshall's messages, deputies found a number of threatening messages. While reading, deputies observed, "u finna get shot," "like bro chill out you really wanna die," "u gonna die ni**o," and "I don't care anymore I will shoot ya ass killed."

After reading those messages, Deputy Hartley asked Marshall what he meant by those messages. Marshall then disclosed to Deputy Hartley that he was going to shoot them. Marshall later gave the first names of [REDACTED] as the juveniles in question. Deputy Hartley took a video of the messages and submitted them into LERMS as evidence. See Deputy Hartley's supplement report for further information in reference to the messages.

Upon asking Marshall where the handguns were, Marshall continued to state they were at [REDACTED] with both [REDACTED] and [REDACTED] in possession of the firearms and money Marshall took. Deputies responded to [REDACTED] but were unable to locate the handguns and the money. Marshall then advised that [REDACTED] had the handguns, but deputies were unable to find the handguns at [REDACTED] residence.

I then spoke to Marshall's older brother and owner of the handguns, [REDACTED] stated Marshall took \$1,283 U.S. currency and two (2) of his replica "Glock" 19 9mm handguns. [REDACTED] stated one of the handguns was black in color, with a 3-inch barrel and no sights, with the other being a 3-inch handgun with the barrel being gold in color, with a custom American Flag paint job on the slide. Mason stated the handguns were "kit guns" and did not have serial numbers.

[REDACTED] stated that both handguns were located inside the dresser in his bedroom, enclosed in a "Glock" gun case, and the money was inside a box in his dresser as well. [REDACTED] stated he had told Marshal he was not welcome inside his bedroom and keeps his bedroom door closed at all times. [REDACTED] stated he would like to

Sworn to and subscribed before me, the undersigned, this <u>1st</u> day of <u>Jan 2023</u>		I swear / affirm the above narrative is correct and true		Right Thumb
Name: <u>[Signature]</u>		<u>[Signature]</u>		
Notary Public <input type="checkbox"/> Produced Identification <input type="checkbox"/>		Arresting Officer's / Complainant's Signature Date		
Law Enforcement or Corrections Officer <input checked="" type="checkbox"/> Personally Known <input type="checkbox"/>		Name (Printed) <u>J. Fowler</u> I.D. #: <u>1032</u>		
Type of Identification:				

JUVENILE 707-B - COURT COPY

JUVENILE

Juvenile 707 - B
Supplement

Arrest# _____

DJJ# _____

Court Case# _____

Child's Name: Thomas, Marshall WESTON						Agency Case Number: 2023-00005511		
CHARGES		Domestic Violence? Y <input type="checkbox"/> N <input type="checkbox"/>	Attachments: Affidavit(s) <input type="checkbox"/> Statement(s) <input type="checkbox"/> Report <input type="checkbox"/> Traffic Infractions(s) <input type="checkbox"/> DUI <input type="checkbox"/>				Total Charges:	
#	Charge:	Fel <input type="checkbox"/>	Misd <input type="checkbox"/>	Ord <input type="checkbox"/>	FS/ORD:	Citation#:		
#	Charge:	Fel <input type="checkbox"/>	Misd <input type="checkbox"/>	Ord <input type="checkbox"/>	FS/ORD:	Citation#:		
#	Charge:	Fel <input type="checkbox"/>	Misd <input type="checkbox"/>	Ord <input type="checkbox"/>	FS/ORD:	Citation#:		

NARRATIVE CONTINUED

press charges in reference to the two (2) handguns being stolen, along with the \$1,283 U.S. currency in cash.

Due to Marshall admitting to taking the firearms and currency, along with sending written threats to kill, Marshall was arrested and charged with two (2) counts of grand theft of a firearm, grand theft, and written threats to kill. Marshall was then transported to the Flagler County Inmate Facility without incident.

The Department of Juvenile Justice was sent the arrest affidavit.

The handguns in question are still missing, with their whereabouts unknown at this time.

_____ completed a written sworn statement, desire to prosecute form, and invoked Marcy's Law. All forms were submitted to records.

My Axon video footage will be uploaded to Evidence.com in a timely manner.

I have no further information at this time.

Case clears through arrest.

Sworn to and subscribed before me, the undersigned, this <u>16th</u> day of <u>Jan 2023</u>		I swear / affirm the above narrative is correct and true		Right Thumb
Name: <u>S. Fowler</u>		Arresting Officer's / Complainant's Signature <u>[Signature]</u> Date _____		
Notary Public <input type="checkbox"/>	Law Enforcement or Corrections Officer <input checked="" type="checkbox"/>	Name (Printed)	I.D. #:	
Produced Identification <input type="checkbox"/>	Personally Known <input type="checkbox"/>	<u>J. Fowler</u>	<u>1032</u>	
Type of Identification:				

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