

IN THE CIRCUIT COURT, SEVENTH  
JUDICIAL CIRCUIT, IN AND FOR  
FLAGLER COUNTY, FLORIDA

CASE NO: 17-00416-CFFA  
DIVISION:  
CR #: FCSO3665817

STATE OF FLORIDA

VS.

PHILLIP JOSEPH WILLIAM HAIRE  
B/M DOB: 05/12/1997

**INDICTMENT**

The Spring Term Grand Jury, in and for FLAGLER County, Florida, empaneled and sworn to inquire and true presentment make, hereby, in the name of and by the authority of the State of Florida, brings this prosecution and makes the following charge or charges in TEN counts:

**CHARGE:**

- Count 1: AGGRAVATED ASSAULT (FIREARM)
- Count 2: CARJACKING (FIREARM)
- Count 3: BURGLARY WHILE ARMED WITH A FIREARM
- Count 4: SHOOTING INTO BUILDING
- Count 5: DISCHARGING A FIREARM FROM A VEHICLE
- Count 6: AGGRAVATED ASSAULT ON A LEO
- Count 7: ATTEMPTED SECOND DEGREE MURDER (FIREARM)
- Count 8: AGGRAVATED ASSAULT (FIREARM)
- Count 9: ATTEMPTED FIRST DEGREE MURDER (FIREARM)
- Count 10: ATTEMPTED FIRST DEGREE MURDER (FIREARM)

**SPECIFICATIONS OF CHARGE:**

COUNT 1: PHILLIP JOSEPH WILLIAM HAIRE on or about May 1, 2017, in the County of FLAGLER and State of Florida, while in possession of a firearm, did intentionally and unlawfully threaten by word or act to do violence to the person of Phillip Joseph Haire Sr., coupled with an apparent ability to do so, and did shoot a firearm at him which created a well-founded fear that such violence was imminent, and further did commit the assault with a firearm and deadly weapon, contrary to Florida Statutes 784.021(1)(a). (3 DEG FEL)

COUNT 2: PHILLIP JOSEPH WILLIAM HAIRE, on or about May 1, 2017, in the County of FLAGLER and State of Florida, did by force, violence, assault or putting in fear, knowingly take a motor vehicle, which was the subject of theft, from the person or custody of Sam Nutter with the intent to either temporarily or permanently deprive the owner or person occupying the motor vehicle, or any other person not the defendant of the motor vehicle, and in the course of committing the carjacking PHILLIP JOSEPH WILLIAM HAIRE carried, displayed, used, threatened, or attempt to used or possessed a firearm and during the commission or attempt to commit any offense listed in Florida Statute 775.087(2)(a)1, PHILLIP JOSEPH WILLIAM HAIRE

actually possessed a firearm or destructive device as those terms are defined in section 790.001, contrary to Florida Statutes, contrary to Florida Statutes 812.133(2)(a) and 812.133(1) and 775.087(2) and (1) (1 DEG FEL, PBL)

COUNT 3: PHILLIP JOSEPH WILLIAM HAIRE, on or about May 1, 2017, in the County of FLAGLER and State of Florida, did knowingly enter or remain in a vehicle, which was property owned by or in the possession of Sam Nutter, with the intent to commit an offense therein, and was or became armed within the conveyance, with an explosive or dangerous weapon, and during the commission or attempt to commit any offense listed in Florida Statute 775.087(2)(a)1, PHILLIP JOSEPH WILLIAM HAIRE actually possessed a firearm or destructive device as those terms are defined in section 790.001, and during the commission of the burglary PHILLIP JOSEPH WILLIAM HAIRE committed an assault on Sam Nutter, contrary to Florida Statutes 810.02 (2)(a) and (b) and 810.02(1) and 775.087(2). (1 DEG FEL, PBL)

COUNT 4: PHILLIP JOSEPH WILLIAM HAIRE on or about May 1, 2017, in the County of FLAGLER and State of Florida, did wantonly or maliciously shoot at, within, or into a public or private building located in FLAGLER County, Florida, contrary to Florida Statute 790.19. (2 DEG FEL)

COUNT 5: PHILLIP JOSEPH WILLIAM HAIRE on or about May 1, 2017, in the County of FLAGLER and State of Florida, did unlawfully, knowingly and willfully discharge a firearm from a vehicle within 1,000 feet of a person, contrary to Florida Statute 790.15(2). (2 DEG FEL)

COUNT 6: PHILLIP JOSEPH WILLIAM HAIRE did intentionally and unlawfully threaten by word or act to do violence to the person of Phillip Reynolds, coupled with an apparent ability to do so, and did shoot a firearm, a deadly weapon, at the victim, which created a well-founded fear in Phillip Reynolds that such violence was imminent, knowing Phillip Reynolds was a law enforcement officer who was engaged in the lawful performance of a duty, contrary to Florida Statute 775.0823(11), 784.021(1)(a) and 784.07(2)(c). (2 DEG FEL)

COUNT 7: PHILLIP JOSEPH WILLIAM HAIRE did ATTEMPT TO COMMIT SECOND DEGREE MURDER, an offense prohibited by law, and in such attempt did an act toward the commission of such offense by unlawfully attempting to kill Phillip Reynolds, a human being, by discharging a firearm at or toward Phillip Reynolds and/or shooting Phillip Reynolds with a firearm, and/or creating a well-founded fear in Phillip Reynolds that said violence was imminent, said act being eminently dangerous to another, and evincing a depraved mind regardless of human life, although without any premeditated design to effect the death of any particular individual, and in doing so PHILLIP JOSEPH WILLIAM HAIRE did actually possess and discharge a firearm, a deadly weapon as those terms are defined in Section 790.001, but PHILLIP JOSEPH WILLIAM HAIRE failed in the perpetration or was intercepted or prevented in the execution of said offense and he knowing knew Phillip Reynolds was a law enforcement officer who was engaged in the lawful performance of a duty and during the commission or attempt to commit any offense listed in Florida Statute 775.087(2)(a)1, PHILLIP JOSEPH WILLIAM HAIRE actually possessed a firearm or destructive device as those terms are defined in section 790.001, Florida Statutes, and further during the course of committing or attempting to commit any offense listed in Florida Statute 775.087(2)(a)1, PHILLIP JOSEPH WILLIAM HAIRE discharged a firearm or destructive device, contrary to Florida Statutes 777.04(1), 782.04(2) and 775.087(1)and(2) and 782.065. (LIFE FELONY)

COUNT 8: PHILLIP JOSEPH WILLIAM HAIRE on or about May 1, 2017, in the County of FLAGLER and State of Florida, while in possession of a firearm, did intentionally and unlawfully threaten by word or act to do violence to the person of Jeneen Haire, coupled with an apparent ability to do so, and did shoot a firearm at her which created a well-founded fear that such violence was imminent, and further did commit the assault with a firearm and deadly weapon, contrary to Florida Statutes 784.021(1)(a). (3 DEG FEL)


COUNT 9: PHILLIP JOSEPH WILLIAM HAIRE on or about May 1, 2017, in the County of FLAGLER and State of Florida, did unlawfully attempt to commit First Degree Murder, an offense prohibited by law, and in such attempt did an act toward the commission of such offense by shooting at Phillip Joseph Haire Sr., but PHILLIP JOSEPH WILLIAM HAIRE failed in the perpetration or was intercepted or prevented in the execution of said offense, and during the commission or attempt to commit any offense listed in Florida Statute 775.087(2)(a)1, PHILLIP JOSEPH WILLIAM HAIRE actually possessed a firearm or destructive device as those terms are defined in section 790.001, Florida Statutes, and further during the course of committing or attempting to commit any offense listed in Florida Statute 775.087(2)(a)1, PHILLIP JOSEPH WILLIAM HAIRE discharged a firearm or destructive device as defined in section 790.001, Florida Statutes, contrary to Florida Statutes 777.04(1) and 782.04(1)(a)(1) and 775.087(1)and(2). (LIFE FEL)

COUNT 10: PHILLIP JOSEPH WILLIAM HAIRE on or about May 1, 2017, in the County of FLAGLER and State of Florida, did unlawfully attempt to commit First Degree Murder, an offense prohibited by law, and in such attempt did an act toward the commission of such offense by shooting at Jeneen Haire, but PHILLIP JOSEPH WILLIAM HAIRE failed in the perpetration or was intercepted or prevented in the execution of said offense, and during the commission or attempt to commit any offense listed in Florida Statute 775.087(2)(a)1, PHILLIP JOSEPH WILLIAM HAIRE actually possessed a firearm or destructive device as those terms are defined in section 790.001, Florida Statutes, and further during the course of committing or attempting to commit any offense listed in Florida Statute 775.087(2)(a)1, PHILLIP JOSEPH WILLIAM HAIRE discharged a firearm or destructive device as defined in section 790.001, Florida Statutes, contrary to Florida Statutes 777.04(1) and 782.04(1)(a)(1) and 775.087(1)and(2). (LIFE FEL)

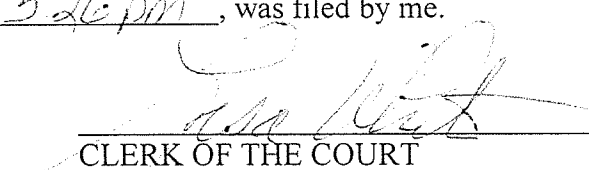
A TRUE BILL

  
FOREPERSON OF THE GRAND JURY

I, the undersigned State Attorney or Assistant State Attorney, as authorized and required by law, have advised the Grand Jury returning this Indictment.

  
s/ \_\_\_\_\_  
JASÓN LEWIS  
ASSISTANT STATE ATTORNEY  
Florida Bar Number 0496395  
ESERVICEFLAGLER@SAO7.ORG

This Indictment presented by the aforesaid Grand Jury in open court, this 17 day of May, 2017, and on the 17 day of May, 2017, at the hour of 5:26 pm, was filed by me.

  
\_\_\_\_\_  
CLERK OF THE COURT

IN THE CIRCUIT COURT OF THE  
SEVENTH JUDICIAL CIRCUIT, IN AND  
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**INTERIM PRESENTMENT**

We, the FLAGLER County Grand Jury, 2017 Spring Term, do hereby report to this Honorable Court of our deliberations and actions with respect to certain matters or cases presented to us by the State Attorney. After carefully considering the facts, evidence and testimony presented and adducted with respect to the case, or matters this Grand Jury returned the following:


A TRUE BILL

- Count 1: AGGRAVATED ASSAULT (FIREARM)
- Count 2: CARJACKING (FIREARM)
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We have completed our considerations and deliberations on all matters known to merit or require our immediate deliberations. Accordingly, we do respectfully request this Grand Jury be recessed until further order of this Honorable Court.

Dated this \_\_\_\_\_ day of May, 2017.

Respectfully submitted,

  
FOREPERSON OF THE GRAND JURY