

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

Arrest # _____ Bk # _____ Pg # 1 of 5

ARREST NOTICE TO APPEAR AFFIDAVIT C.C. ADULT JUVENILE Court Case Number: 22-301333 MJD

(ORI) FL: FL0640100 Agency Name: DAYTONA BEACH POLICE DEPARTMENT Agency Case Number: 210023267

FCIC/NCIC Check? Yes No OBTS # _____ U.C.R.: _____ Date Arrested: _____ Time of Arrest: _____

ADDRESS OF ARREST (Street, City, State, Zip): _____ Arrested By: STROCK, KYLE ID Number: D01882

DEFENDANT NAME (Last) (First) (Middle)
Marashi Danial Garvo

DOB: 06-13-1995 Age: 26 Driver's Lic./ID No.: _____ State: FL Year Expires: 2023 S.S.#: _____ Sex: M Race: W

Height: 5' 08" Weight: 180 Hair: BRO Eyes: BRO P.O.B. (City, State, Country): MI Statement: Yes No

Scars, Marks, Tattoos: _____ Business & Occupation: _____ Citizenship: Yes No

Probation: Yes No Sexual Predator: Yes No English: Yes No Deaf/Mute: Yes No

Address - Mailing/Permanent (STREET, APT. NUMBER) (CITY) (STATE) ZIP CODE RESIDENCE PHONE
541 Foote Ct DAYTONA BEACH FL 32114 (386) 675-5788

Address - Local (STREET, APT. NUMBER) (CITY) (STATE) ZIP CODE RESIDENCE PHONE
565 Foote Ct DAYTONA BEACH FL 32114 _____

Address - Other (Employer/School) (STREET, APT. NUMBER) (CITY) (STATE) ZIP CODE BUS/SCHOOL PHONE _____

CHARGES DOMESTIC VIOLENCE? Yes Attachments: Affidavit(s)? Statement(s) NTA Schedule Report Traffic Infraction(s) DUI Total Charges: 2

#1 Charge: Crim.Mischief Damage Prop.\$200/Less FEL MISD ORD FS/ORD: 806.13(1)(B)1 Citation No.: _____ Bond: _____

#2 Charge: Stalking-Follow/Harass/Cyberstalk Another FEL MISD ORD FS/ORD: 784.048(2) Citation No.: _____ Bond: _____

#3 Charge: _____ FEL MISD ORD FS/ORD: _____ Citation No.: _____ Bond: _____

CO-DEFENDANT Co-Def #1. Arrested? Y N Fel. Misd. Traf. Ord. NTA Co-Def #2. Arrested? Y N Fel. Misd. Traf. Ord. NTA

#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 16 day of December, 2021, at approximately 0630 a.m. p.m. at 563 Foote Ct DAYTONA BEACH within Volusia County, violated the law and did then and there:

1 willfully and maliciously damage the wooden fence of Robert Young (V1) by pulling on two separate panels to break portions of them off. Prior to this
2 incident, the defendant had engaged in a course of conduct directed specifically at Young and his family, that caused them substantial emotional
3 distress, and had no legitimate purpose.
4
5 On December 16, 2021, officers responded to 563 Foote Ct in reference to a disturbance. Officer Kahn completed the initial report which stated
6 the following:
7
8 On 12/16/21 at approximately 0600 hours, units responded to 563 Foote CT in reference to a disturbance. Marashi called the police because he
9 was involved in an argument with the residents of 563 Foote CT. Marashi owns the vacant lot to the West of 563 Foote CT. According to Marashi, he
10 was on his property working this morning when he got into an argument with Young and his girlfriend on the other side of a six foot wooded privacy
11 fence that separates the properties. Marashi insisted that he was attacked over the fence and fell backward onto the ground. Units contacted Young
12 at his residence and he provided video of the incident from a security camera. The video showed that there was no physical violence, and the
13 argument appeared to be over an extension cord that Marashi had hanging from the fence.
14
15 According to Young (who completed a sworn written statement), Marashi had a bright light attached to the extension cord, and the light was

NOTICE TO APPEAR MANDATORY APPEARANCE YOU NEED NOT APPEAR IN COURT BUT MUST COMPLY WITH INSTRUCTIONS ON THE REVERSE SIDE OF YOUR COPY 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 _____ SIGNATURE OF JUVENILE PARENT OR CUSTODIAN _____ CITATION _____ RELATIONSHIP TO JUVENILE _____

Sworn to and subscribed before me, the undersigned this 21 day of December, 2021. I swear/affirm the above statements are correct and true.

Name: [Signature] [Signature] OFFICER'S/COMPLAINANT'S SIGNATURE _____ Thumb _____

Notary Public Law Enforcement or Corrections Officer OFFICER'S/COMPLAINANT'S SIGNATURE: STROCK, KYLE ID NUMBER: D01882

Personally Known Produced Identification NAME (PRINTED) ID NUMBER

Type of Identification: _____

OFFICIAL USE ONLY Inmate Number & Facility: _____

FILED
NOV 15 AM 10:30
CLERK OF COURT
VOLUSIA COUNTY, FL

Volusia

Notice to Appear Instruction Sheet

Follow these instructions according to the boxes checked.

Court Case Number:
Agency Case Number:

- Mandatory Court Appearance -- You MUST appear at COURT. You will receive a Notice of Arraignment from the County Clerk's Office at the mailing address you have given. Failure to appear at the time and place designated, will result in a warrant being issued for your arrest.**
- Court Appearance Not Mandatory -- You MUST comply with EITHER A or B:**

PAYMENTS SHOULD BE MADE PAYABLE TO:
CLERK OF THE COURT.

A. Pay the Fine: You must complete the waiver information below and either mail or personally present this citation at the Clerk's Office checked below, from 8:00 a.m. to 4:30 p.m., Monday through Friday within 15 days of the issuance of this Notice to Appear. *Fines may be paid in cash, personal check, money order or certified check made payable to: Clerk of the Court. (DO NOT MAIL CASH.)*

Total fine and costs you must pay: \$ _____

B. Contest the Citation: You MUST request that a court date be set within 15 days of the issuance of this Notice to Appear (if the 15th day falls on a Saturday, Sunday or legal holiday, the period is extended to the next working day) by either appearing between the hours of 8:00 a.m. and 10:00 a.m. at the Clerk's Office checked below, or by mailing your written request to the Clerk of the Court at the address checked below.

COUNTY CLERK'S OFFICES:

- Volusia County Courthouse, room B155, 101 N. Alabama Avenue, Deland, FL, 32724
- Court House Annex, room 109, 125 E. Orange Avenue, Daytona Beach, FL, 32114
- Volusia County Courthouse, room 6, 124 N. Riverside Drive, New Smyrna Beach, FL, 32169

I agree to appear at the time and place as designated above to answer the listed charge(s) or pay the fine and costs. I understand that if I willfully fail to request a court date and/or fail to appear before the court as required by this Notice to Appear, or fail to pay the indicated fine and costs on or before the date set forth above, I may be held in contempt of court and a warrant for my arrest will be issued.

DEFENDANT'S SIGNATURE (MANDATORY): _____

ATTENTION: PERSONS WITH DISABILITIES

If you are a person with a disability who needs any accommodation in order to participate in this proceeding, you are entitled, at no cost to you, to the provision of certain assistance. Please contact Court Administration, 125 E. Orange Avenue, Ste.300, Daytona Beach, FL 32114; Telephone: 386-257-6096 within two (2) working days of your receipt of this notice: If you are hearing or voice impaired, call 1-800-955-8771 or 1-800-955-8770. THIS IS NOT A COURT INFORMATION LINE.

Plea and Waiver Information

If this notice indicates that you have the option to pay a fine or appear in court and you choose to pay the fine, follow the instructions in paragraph A above. Read and sign this page. This page MUST be returned to the clerk's office with your fine payment.

- In consideration of my not appearing in court, I enter my plea on the affidavit in this case, for the offense charged, waiving my right to be present and the reading of the affidavit. I understand the nature of the charge(s) against me and hereby enter my plea of guilty or nolo contendere (no contest) .
- In doing so, I understand the nature of the charge(s) against me, I understand that I waive my right to counsel, the right to a trial before a judge or jury, the right to a continuance, and the right to appeal. Payment of this fine will result in adjudication of guilt to this charge being withheld.
- By my signature, I acknowledge that I understand the above statements. I am not under the influence of alcohol or drugs. I also certify that my address listed below is correct.

Defendant's Signature: _____ Date: _____
(First) (Middle) (Last)

Defendant's Name (print): _____

Defendant's Address: _____

Narrative Supplement 707-B

Arrest
 Affidavit
 Notice to Appear
 Adult
 Juvenile

Court Case Number:

Page # 3 of 5

Defendant (Last) Name: Marashi	(First) Danial	(Middle) Garvo	Agency Case Number: 210023267
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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 type="checkbox"/>	Total Charges: 2
# 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 shining into his house. Young confronted Marashi, and it appears that Young grabbed the extension cord and tied it onto his side of the fence. The
 17 three subjects may have been pulling on the extension cord to get control of it from the other. Two pickets in the fence were broken when Marashi
 18 attempted to pull his extension cord back onto his property.

19
 20 Later in the day (at approximately 1030 hours), Young responded to 129 Valor with the security video of the incident from the morning. While on
 21 scene, Young advised that he observed remotely on his camera that Marashi came through his driveway gate and took the extension cord that they
 22 were earlier pulling on. I asked Young if Marashi did anything else while on the property, he advised that he only took the extension cord.

23
 24 Young indicated that he wanted to press charges for the damage to the fence and for Marashi coming into his yard. I advised Young that the
 25 damage to the fence and the entry onto the property both occurred because Young pulled the extension cord only his side of the fence and tied it so
 26 that Marashi could not pull it back over.

27
 28 I advised Young that he could have Marashi trespassed from his property immediately, I also gave him information on how he could get a
 29 protection order. I trespassed Marashi from the property and gave the paperwork to Young's girl friend at the scene.

30
 31 Axon video is available of this investigation.


32
 33 End of initial report.

34
 35 This case was then turned over to CID for follow up investigation. Contact was made with Young and he informed me that he has resided in his
 36 residence at 563 Foote Ct for approximately one year. Young stated that about a month ago, he had a neighbor (the defendant - Danial Marasi)
 37 "move in" and begin to sleep on the vacant land located to the west of him at 565 Foote Ct. Young stated that at first, he allowed Marashi to use an
 38 extension cord to have power on the property for general upkeep. Young stated that when he took the power cords away, Marashi began to be come
 39 irate with Young.

40
 41 Young stated that in the early morning hours of December 13, 2021 he called in a noise complaint on Marashi. Young stated that later that day he
 42 noticed a cut garden hose on his property. Young suspected Marashi but did not capture the event on his home surveillance cameras. Young stated
 43 that he then noticed canine feces on his side of the fence that he also suspected Marashi of doing. This was also not captured on his video
 44 surveillance cameras. Just before 2300 hours on December 13, 2021, Young began to hear more noise from Marashi's property. Young's
 45 surveillance cameras captured Marashi yelling to an acquaintance on his property in reference to the Young family. At first, Marashi can be heard
 46 stating that "this is my side of the fence I can do whatever the fuck I want." He went on to say "I could accidentally break a panel and they can't do
 47 shit about it." Marashi is then heard banging on sheet metal repeatedly before he grabs a large piece and brings it closer to Young's residence and
 48 continues to go back and forth between banging his flashlight onto the metal and then shining the light into the Young residence. Marashi can be
 49 heard yelling "they started this, they called the cops on me." He continues by saying "That's what you get whore." Marashi then goes to his vehicle,
 50 parked along the roadway out front of his property, and revs the engine loudly for several seconds then yells "lets go do some banging and wake
 51 them up, here is no sleep for you bitch niggas." Young called the police again reference the noise at this point.

52
 53 Young stated that on December 14, 2021 he caught Marashi pushing a push broom along the entire front of his property, passing his trash can,
 54 and leaving the pile of debris directly in front of Young's driveway. Young captured this on his video surveillance cameras and after inspecting the
 55 debris, noticed a large amount of roofing nails scattered amongst the debris. Young again notified the police. On the evening of December 14, 2021
 56 Young notified the police again reference to a large bonfire on the property. Young stated that he was worried because there was no running water
 57 on the property.

58
 59 On December 15, 2021 Young called in a noise complaint after Marashi was doing some "landscaping" up until around 2300 hours that evening.
 60 Young stated that Marashi had large lights shining into his residence. Just after midnight on the morning of December 16, 2021, Marashi called the
 61 police stating that his neighbor keeps calling the police on him. The call was closed out as civil in nature. At about 0600 hours, police responded to
 62 the location in reference Marashi falsely reporting the battery/disturbance. Marashi was also trespassed from 563 Foote Ct (Young residence) at that
 63 time. Around 0630 hours that morning, Young's surveillance cameras captured Marashi purposely yanking on a fence slat/panel and breaking it.
 64 Marashi then walks away and returns approximately one minute later and purposely breaks another one. Young provided me the video of this
 65 incident and I asked him what the cord was that Marashi is seen pulling prior to breaking the fence. Young stated that the spotlights that Marashi was
 66 using for his yard work the previous night were later attached to Young's side of the fence and pointed into his windows. Young stated that he
 removed the lights from his side of the fence and placed them next to a pole on his property. Marashi appeared to be attempting to pull the spotlights

Sworn to and subscribed before me, the undersigned this 21 day of December, 2021 Name: <i>A. Walker</i>	I swear/affirm the above statements are correct and true 	Right Thumb
Notary Public <input type="checkbox"/> Law Enforcement Officer <input checked="" type="checkbox"/> Personally Known <input checked="" type="checkbox"/> Produced Identification <input type="checkbox"/> Type of Identification:	OFFICER'S/COMPLAINANT'S SIGNATURE STROCK, KYLE NAME (PRINTED)	D01882 ID NUMBER

Narrative Supplement 707-B

Arrest
 Affidavit
 Notice to Appear
 Adult
 Juvenile

Court Case Number:

Page # 4 of 5

Defendant (Last) Name: Marashi (First) Danial (Middle) Garvo Agency Case Number: 210023267

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 type="checkbox"/>	Total Charges: 2
#	Charge:	FEL <input type="checkbox"/>	MISD <input type="checkbox"/>	ORD <input type="checkbox"/>	FS/ORD:	Citation No.:	Bond:	
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#	Charge:	FEL <input type="checkbox"/>	MISD <input type="checkbox"/>	ORD <input type="checkbox"/>	FS/ORD:	Citation No.:	Bond:	

67 back but was unable to, due to the pole. This appeared to anger Marashi which resulted in the breaking of the two fence slats.

68

69 Young stated that he and his family have not been able to sleep in over a week. Young stated that he is afraid to leave his residence and get into

70 a confrontation with Marashi. Young stated that his fiance's mother, who is 85 years old, paces from window to window at night because she is afraid o

71 of Marashi and afraid of what he might do to them or the residence. Code enforcement was notified of this incident as well, due to the large amount o

72 debris and outside storage on the property. They responded to the property and spoke with Marashi. Animal Control was also notified of this property

73 as there were concerns that Marashi's two dogs were not being properly taken care of. Animal control stated that the dogs appeared to be in good

74 health and had proper food and water.

75

76 Young provided me with three CD's containing photographs and videos in reference to these incidents. The disks were tagged into property and

77 evidence.

Sworn to and subscribed before me, the undersigned this 21 day of December, 2021 Name: <i>A. Walker</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 checked="" type="checkbox"/> Produced Identification <input type="checkbox"/>	STROCK, KYLE	D01882
Type of Identification:	NAME (PRINTED)	ID NUMBER

Witness/Victim/Evidence Form 707-A

Arrest
 Affidavit
 Notice to Appear
 Adult
 Juvenile

Court Case Number:

Page # 5 of 5

Defendant (Last) Name: Marashi		(First) Danial	(Middle) Garvo	Agency Case Number: 210023267					
Name: (Last) Young	(First) Robert	(Middle) L	Vic <input checked="" type="checkbox"/> Wit <input type="checkbox"/>	Race: W	Sex: M <input checked="" type="checkbox"/> F <input type="checkbox"/>	Age: 43	DOB: 02-28-1978	SSN:	Statement: <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
Address (#, Street, City, State): 563 Foote CT DAYTONA BEACH FL				Zip: 32114	Home: Phone: (786) 683-7629		Bus: Phone:	Relative/Contact Name: _____ Address: _____ Phone: _____	
Name: (Last) _____ (First) _____ (Middle) _____			Vic <input type="checkbox"/> Wit <input type="checkbox"/>	Race: _____	Sex: M <input type="checkbox"/> F <input type="checkbox"/>	Age: _____	DOB: _____	SSN: _____	Statement: <input type="checkbox"/> Yes <input type="checkbox"/> No
Address (#, Street, City, State): _____				Zip: _____	Home: Phone: _____		Bus: Phone: _____	Relative/Contact Name: _____ Address: _____ Phone: _____	
Name: (Last) _____ (First) _____ (Middle) _____			Vic <input type="checkbox"/> Wit <input type="checkbox"/>	Race: _____	Sex: M <input type="checkbox"/> F <input type="checkbox"/>	Age: _____	DOB: _____	SSN: _____	Statement: <input type="checkbox"/> Yes <input type="checkbox"/> No
Address (#, Street, City, State): _____				Zip: _____	Home: Phone: _____		Bus: Phone: _____	Relative/Contact Name: _____ Address: _____ Phone: _____	
Name: (Last) _____ (First) _____ (Middle) _____			Vic <input type="checkbox"/> Wit <input type="checkbox"/>	Race: _____	Sex: M <input type="checkbox"/> F <input type="checkbox"/>	Age: _____	DOB: _____	SSN: _____	Statement: <input type="checkbox"/> Yes <input type="checkbox"/> No
Address (#, Street, City, State): _____				Zip: _____	Home: Phone: _____		Bus: Phone: _____	Relative/Contact Name: _____ Address: _____ Phone: _____	
Name: (Last) _____ (First) _____ (Middle) _____			Vic <input type="checkbox"/> Wit <input type="checkbox"/>	Race: _____	Sex: M <input type="checkbox"/> F <input type="checkbox"/>	Age: _____	DOB: _____	SSN: _____	Statement: <input type="checkbox"/> Yes <input type="checkbox"/> No
Address (#, Street, City, State): _____				Zip: _____	Home: Phone: _____		Bus: Phone: _____	Relative/Contact Name: _____ Address: _____ Phone: _____	
Name: (Last) _____ (First) _____ (Middle) _____			Vic <input type="checkbox"/> Wit <input type="checkbox"/>	Race: _____	Sex: M <input type="checkbox"/> F <input type="checkbox"/>	Age: _____	DOB: _____	SSN: _____	Statement: <input type="checkbox"/> Yes <input type="checkbox"/> No
Address (#, Street, City, State): _____				Zip: _____	Home: Phone: _____		Bus: Phone: _____	Relative/Contact Name: _____ Address: _____ Phone: _____	
Name: (Last) _____ (First) _____ (Middle) _____			Vic <input type="checkbox"/> Wit <input type="checkbox"/>	Race: _____	Sex: M <input type="checkbox"/> F <input type="checkbox"/>	Age: _____	DOB: _____	SSN: _____	Statement: <input type="checkbox"/> Yes <input type="checkbox"/> No
Address (#, Street, City, State): _____				Zip: _____	Home: Phone: _____		Bus: Phone: _____	Relative/Contact Name: _____ Address: _____ Phone: _____	

EVIDENCE COLLECTED

Description of Evidence	Date Recovered	Model Serial/I.D. Number	Drug Amount
x3 CD's of video surveillance footage and photos	12-21-2021		
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
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.

STROCK, KYLE
Investigating Officer

[Signature] 200-001882
ID Number

DBPD
Agency