

**STATE OF FLORIDA
DEPARTMENT OF CORRECTIONS
VIOLATION REPORT**

****Report Contains Confidential Information****

Date: 02/03/2020

To: Honorable TERENCE R. PERKINS

NAME: JOSHUA KEITH LEMASTER

Circuit: BUNNELL

Case No: 1600202

Scheduled Termination Date: 12/18/2023

Mandatory Retaking From: _____

From: GARGON, DAVID W

DC NO: V54691

UC No: 182016CF000202XXXXXX

REQUESTING

Warrantless Arrest Conducted

TYPE OF REPORT

Warrantless Arrest

Arrest/New Charge

LOCATION

In Custody Current Address

1001 JUSTICE LANE
FLAGLER COUNTY
BUNNELL, FL 32110

1) HOW VIOLATION OCCURRED:

Violation of Condition (5) of the Order of Sex Offender Probation, by failing to live and remain at liberty without violating any law by committing the criminal offense of **Possession of Hashish** on 01/31/2020, in Flagler County, FL, and as grounds for belief that the offender violated his probation, Officer David W. Gargon states that the offender was arrested on 01/31/2020, for the said offense by Deputy Chewing of the Flagler County Sheriff's Office, agency case number 2020-00010292.

Circumstances: On 01/31/2020 at 9:30 pm, at 10 Kingswood Drive, Palm Coast, Deputy Chewing of the Flagler County Sheriff's Office conducted a traffic stop on a vehicle being driven by Crimson Muldrow. The offender, Joshua Lemaster was riding in the vehicle at that time as the front passenger. After Deputy Chewing stopped the vehicle, he observed the offender making furtive movements, as if he was attempting to conceal something. A k-9 unit was called to the scene and a free odor sniff was conducted on the exterior of the vehicle. Upon the K-9 Baro indicating probable cause to search the vehicle, both occupants were ordered out of the vehicle. Upon searching the vehicle, 2 containers containing hashish oil were found wedged above the arm rest between the seat and passenger wall that is located directly behind both seats. Also located in the trunk was a backpack that contained edible marijuana gummies. The driver of the car admitted to ownership of the bag in the trunk, but stated that the 2 plastic containers in the front of the car containing the hashish oil belonged to the offender. The offender was subsequently arrested on charges Possession of Hashish and VOP. The offender did possess a Marijuana Registry Card, but admitted to Deputy Chewing post Miranda that his marijuana registration had expired several months prior to his recent arrest. His last time getting a prescription filled for marijuana was in July of 2019. *See attached Police Report 2020-10292 for additional circumstances.*

Violation of Condition (6) of the Order of Probation, by associating with persons engaged in criminal activity, and as grounds for belief that the offender violated his probation, Officer David W. Gargon states that on 01/31/2020, the offender did associate with Crimson Muldrow, who was engaged in criminal activity, as evidenced by the offender riding in the same car being driven by Mr. Muldrow when Mr. Muldrow was arrested for Unlawful Possession of a Controlled Substance. *See above condition and attached Police Report 2020-10292 for additional circumstances.*

Violation of Condition (7) of the Order of Probation, by using intoxicants to excess or possessing any drugs or narcotics, unless prescribed by a physician, and as grounds for belief that the offender violated his probation, Officer David W. Gargon states that the offender was arrested on 01/30/2020, for the offense of Possession of Hashish by Deputy Austin Chewing of the Flagler County Sheriff's Office. *See above condition and attached Police Report 2020-10292 for additional circumstances.*

2) OFFENDER STATEMENT:

No statement has been obtained at this time.

3) HISTORY OF SUPERVISION:

Current Community Supervision History

Offense Date	Offense	Sentence Date	County	Case Number	Supervision Length
12/13/2015	L/L CONDUCT V< 16 OFF 18+	04/11/2018	FLAGLER	1600202	005Y 00M 00D

Prior Community Supervision History

Offense Date	Offense	Sentence Date	County	Case Number	Supervision Length
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NO PRIOR HISTORY OF SUPERVISION

PRIOR VIOLATION OF SUPERVISION:

Date of Violation	Type of Violation	Date of Disposition	Disposition of Violation
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NO PRIOR VIOLATION OF SUPERVISION

RESIDENCE: STABLE X UNSTABLE ABSCONDED

1001 JUSTICE LANE
FLAGLER COUNTY
BUNNELL , FL 32110

Resides with: Marietta Romain, girlfriend. Before the offender's most recent arrest, he was residing at the Econolodge hotel, located at 5 Kingswood Drive #204, Palm Coast, FL. The offender has only lived at different hotels since being placed on supervision. His current residence at the Econolodge does not appear to be stable, as the offender could be mandated/asked to leave the hotel at any time.

EMPLOYMENT: UNEMPLOYED

The offender works sporadically for his father's masonry business and other side jobs, but is not employed fulltime.

RESTITUTION:

Case Number	Payee Name	Original Obligation	Current Balance	Last Payment Amount	Last Payment Date

NO RESTITUTION ORDERED					

COURT COSTS/FINES:

Case Number	Payee Name	Original Obligation	Current Balance	Last Payment Amount	Last Payment Date

1600202	FLAGLER COUNTY CLERK OF COURT	\$970.00	\$970.00	\$.00	
1600202	1ST STEP VOLUSIA COUNTY, INC.	\$60.00	\$60.00	\$.00	

OTHER:

Payee Name	Original Obligation	Current Balance	Last Payment Amount	Last Payment Date

COST OF SUPERVISION	\$3000.00	\$3000.00	\$.00	
ELECTRONIC MONITORING	\$7121.40	\$1599.00	\$.00	
SURCHARGE	\$446.06	\$225.16	\$.00	

PUBLIC SERVICE WORK:

Monthly minimum

Hours Required	Hours Ordered	Hours Worked	Hours Remaining

NO PUBLIC SERVICE HOURS ORDERED

TREATMENT STATUS:

(Summary of offender's current and prior participation in treatment, educational, and vocational programs):

Treatment Date	Program Description	Termination Date	Status	Termination Reason

02/05/2019	SEX OFFENDER TREATMENT			

Note: The offender's attendance in treatment is sporadic and his participation is moderate. He recently underwent a polygraph examination on 1/22/20, in which the offender admitted to having viewed "X" rated pictures and videos approximately 2 days prior to the polygraph. Since this information was obtained through the use a polygraph, it is not being included as a specific violation condition on the Affidavit of Violation of Probation.

STATUS OF OTHER SPECIAL CONDITIONS:

Case Number	Special Condition	Begin Date	Due Date	End Date	Status

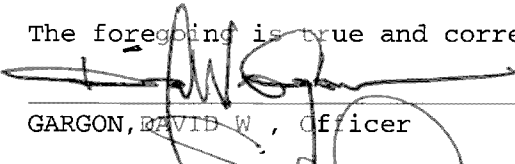
1600202	ELECTRONIC MONITORING	12/19/2018	04/07/2024	02/01/2020	COMPLETED
1600202	DNA	12/19/2018	04/07/2024	02/14/2019	COMPLETED
1600202	RESTITUTION	12/19/2018	04/07/2024		NOT COMPLETED
1600202	NO CONTACT W VICTIM/V FAMILY	12/19/2018	12/18/2023		NOT COMPLETED
1600202	SUBMIT TO SEARCH	12/19/2018	04/07/2024		NOT COMPLETED

1600202 PAY EM COSTS	12/19/2018	04/07/2024		NOT COMPLETED
1600202 NO COMPUTER SVC OR INTERNET	12/19/2018	04/07/2024		NOT COMPLETED
1600202 NO UNAPPROVED VISITING SCHOOLS	12/19/2018	04/07/2024	12/31/9999	NOT COMPLETED
1600202 NO COSTUMES OR DISTRIBUT CANDY	12/19/2018	04/07/2024	12/31/9999	NOT COMPLETED
1600202 SEX OFFENDER CURFEW	12/19/2018	04/07/2024		NOT COMPLETED
1600202 1,000 FOOT LAW	12/19/2018	04/07/2024		NOT COMPLETED
1600202 SEX OFFENDER EVALUATION	12/19/2018	12/18/2023	12/19/2018	COMPLETED
1600202 SEX OFFENDER TREATMENT PROGRAM	12/19/2018	04/07/2024		NOT COMPLETED
1600202 NO UNAPPROVED CONTACT W VICTIM	12/19/2018	04/07/2024		NOT COMPLETED
1600202 NO UNSUPERVISED CONTACT W/MINO	12/19/2018	04/07/2024		NOT COMPLETED
1600202 NO WORK/VOLUNTEER W/CHILDREN	12/19/2018	04/07/2024		NOT COMPLETED
1600202 NO PORNOGRAPHIC MATERIAL	12/19/2018	04/07/2024		NOT COMPLETED
1600202 POLYGRAPH EXAMS	12/19/2018	04/07/2024		NOT COMPLETED
1600202 MAY APPLY FOR EARLY TERM	12/19/2018	12/18/2023		NOT COMPLETED
1600202 DRIVING LOG/DRIVING ALONE	12/19/2018	04/07/2024		NOT COMPLETED
1600202 NO POST OFFICE BOX	12/19/2018	04/07/2024		NOT COMPLETED
1600202 HIV TEST	12/19/2018	04/07/2024		NOT COMPLETED

4) RECOMMENDATION:

The offender is before the court for a Violation of his Sex Offender Probation for illegal possessing high level concentrations of marijuana. Per the offender's own admission, his marijuana license expired several months prior to his recent arrest. In addition, the offender has been associating with persons engaging in criminal activity, and was riding with an associate who was charged with possessing illegal drugs, while the offender was in the same vehicle. The offender also is in non-compliance with his sex offender treatment program by watching pornography. The offender's residence is not considered stable, as he has been residing in hotels since his release from jail in December of 2018. The offender does not appear to be a good candidate for successful completion of sex offender probation. Therefore, this officer respectfully recommends that the offender's supervision be revoked and he be sentenced to incarceration.

The foregoing is true and correct to the best of my knowledge and belief.



 GARGON, DAVID W., Officer

APPROVED: 

 SHARON DAVIS

, Supervisor

2/4/20

 Date

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

Arrest # _____

Bk # 20-244

Pg #1 of 7

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: 0 1 8 0 0 0 0		Agency Name: Flagler County Sheriff's Office		Agency Case Number: 2020-00010292	
FCIC/NCIC Check? Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>		OBTS# <u>1801056819</u>		Date Arrested: 01/31/2020	
ADDRESS OF ARREST: 10, KINGSWOOD, DR, PALM COAST, Florida, 32137		Arrested By: <u>Chewning Austin</u>		Time of Arrest: 21:30	
DEFENDANT Name (L.F.M.): <u>LEMASTER, JOSHUA, KEITH</u>		A.K.A.:		ID Number: 699	
DOB: 12/29/1994		Age: 25		Sex: Male	
Driver's Lic/ID No.: L-523-431-94-469-0		State: Florida		Year Expires: 2020	
Height: 6 02		Weight: 140		S.S. #: 406-47-9023	
Hair: BROWN		Eyes: HAZEL		Statement: Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>	
Scars, Marks, Tattoos:		Business & Occupation:		Citizenship: Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>	
Probation: Yes <input checked="" type="checkbox"/> No <input 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-Visiting/Permanent (STREET, APT. NUMBER) (CITY) (STATE) ZIP CODE RESIDENT PHONE		Address-Local (STREET, APT. NUMBER) (CITY) (STATE) ZIP CODE RESIDENT PHONE	
15 BLEAU CT PALM COAST Florida 32137-		5 KINGSWOOD DR 204 PALM COAST Florida 32137- (386)569-9135		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 checked="" type="checkbox"/> Statement(s) <input type="checkbox"/> NTA Schedule <input type="checkbox"/> Report <input type="checkbox"/> Traffic Infraction(s) <input type="checkbox"/> DUI <input type="checkbox"/>		Total Charges: 01	
#1	Charge: HASHISH - POSSESSION	FEL <input checked="" type="checkbox"/> MISD <input type="checkbox"/> ORD <input type="checkbox"/>	FS#ORD: 893.13.6.A	Citation No.:	Bond: 2500
#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 checked="" type="checkbox"/> N <input type="checkbox"/> Fel <input checked="" 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 (L.F.M.):	<u>MULDROW, CRIMSON, ELIAS</u>		Race:	Sex:	DOB:
#2 NAME (L.F.M.):			Race:	Sex:	DOB:
NARRATIVE		The undersigned certifies and swears that there is a probable cause to believe the above names defendant, on the <u>31th</u> day of <u>January</u> , 2020, at approximately <u>21:30</u> A.M. <u>X</u> P.M. at <u>10 KINGSWOOD DR</u> within <u>Flagler</u> County, violated the law and did then and there.			
On 01/31/2020, at approximately 2048 hours, I, Deputy Chewning, was patrolling near the 400 block of Old Kings Road, traveling southbound, when I observed a maroon 2000 Mazda MX-5 Miata bearing Florida Tag IF88HC, traveling northbound. I visually estimated the vehicles speed to be 40MPH. Upon activating the Genesis II Dual Directional Radar System, Serial number G2-06214, Front Antenna # SRKAG2-04666 a reading of 38MPH was obtained and was accompanied by a clear Doppler tone. It's to be noted that the radar was operating properly and was tested at the beginning of the shift. Additionally, the speed limit on Old Kings Road					
Supervisor Approved: <u>Barile, Joseph Paul 02/01/2020</u>					
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"/>	
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.		FINE AND COSTS AMOUNT:			
SIGNATURE OF DEFENDANT		DATE		RELATIONSHIP TO JUVENILE	
Sworn to and subscribed before me, the undersigned		This <u>01</u> day of <u>02</u> , 20 <u>20</u> .		I swear affirm the above statements are correct and true.	
Name: <u>[Signature]</u>		OFFICER'S/COMPLAINANT'S SIGNATURE		[Signature]	
Notary Public <input type="checkbox"/> Law Enforcement or Corrections Officer <input checked="" type="checkbox"/>		Personally Known <input checked="" type="checkbox"/> Produced Identification <input type="checkbox"/>		Type of Identification:	
NAME (PRINTED)		ID NUMBER			
<u>A. CHEWNING</u>		<u>679</u>			
Inmate Number & facility:					
OFFICIAL USE ONLY					

707 - COURT COPY

Witness/Victim/Evidence Form 707-A

Arrest
 Affidavit
 Notice to Appear
 Adult
 Juvenile

Court Case Number:

Page #2 of 7

Defendant Name: LEMASTER, JOSHUA, KEITH		Agency Case Number: 2020-00010292	
Name (L,F,M):	Vic <input type="checkbox"/> Wit <input type="checkbox"/>	Race:	Sex: M <input type="checkbox"/> F <input type="checkbox"/>
Address (#, Street, City, State):	Age:	DOB:	SSN:
Bus/School Address:	Zip:	Home Phone:	Statement: Yes <input type="checkbox"/> No <input type="checkbox"/>
Relative/Contact Name:	Relative/Contact Address:	Zip:	Bus Phone:
Name (L,F,M):	Vic <input type="checkbox"/> Wit <input type="checkbox"/>	Race:	Sex: M <input type="checkbox"/> F <input type="checkbox"/>
Address (#, Street, City, State):	Age:	DOB:	SSN:
Bus/School Address:	Zip:	Home Phone:	Statement: Yes <input type="checkbox"/> No <input type="checkbox"/>
Relative/Contact Name:	Relative/Contact Address:	Zip:	Bus Phone:
Name (L,F,M):	Vic <input type="checkbox"/> Wit <input type="checkbox"/>	Race:	Sex: M <input type="checkbox"/> F <input type="checkbox"/>
Address (#, Street, City, State):	Age:	DOB:	SSN:
Bus/School Address:	Zip:	Home Phone:	Statement: Yes <input type="checkbox"/> No <input type="checkbox"/>
Relative/Contact Name:	Relative/Contact Address:	Zip:	Bus Phone:
Name (L,F,M):	Vic <input type="checkbox"/> Wit <input type="checkbox"/>	Race:	Sex: M <input type="checkbox"/> F <input type="checkbox"/>
Address (#, Street, City, State):	Age:	DOB:	SSN:
Bus/School Address:	Zip:	Home Phone:	Statement: Yes <input type="checkbox"/> No <input type="checkbox"/>
Relative/Contact Name:	Relative/Contact Address:	Zip:	Bus Phone:
Name (L,F,M):	Vic <input type="checkbox"/> Wit <input type="checkbox"/>	Race:	Sex: M <input type="checkbox"/> F <input type="checkbox"/>
Address (#, Street, City, State):	Age:	DOB:	SSN:
Bus/School Address:	Zip:	Home Phone:	Statement: Yes <input type="checkbox"/> No <input type="checkbox"/>
Relative/Contact Name:	Relative/Contact Address:	Zip:	Bus Phone:

EVIDENCE COLLECTED

Description of Evidence	Date Recovered	Model Serial/I.D. Number	Drug Amount
2 WHITE CONTAINERS W YELLOW WAX SUBSTANCE	01/31/2020		
Owner(Name) _____ (Address) _____		(Phone) _____	Value _____
SMALL PLASTIC CONTAINER W WAX SUBSTANCE	01/31/2020		
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

Det. [Signature] 697 F50
 Investigating Officer ID Number Agency

707-A - COURT COPY

Narrative 707-B Supplement

Arrest
 Affidavit
 Notice to Appear
 Adult
 Juvenile

Court Case Number:

Page # 3 of 7

Defendant Name: LEMASTER, JOSHUA, KEITH		Agency Case Number: 2020-00010292	
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:
#	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:

where I observed the violation is a 35MPH zone.

I then conducted a u-turn in an attempt to catch up to the vehicle. I located the vehicle conducting a quick turn onto the southern intersection of Kingswood Drive from Old Kings Road as I was approaching the vehicle on Old Kings Road.

At approximately 2049 hours, I proceeded onto Kingswood Drive and activated my unmarked patrol vehicle's emergency lighting system in an attempt to affect a traffic stop. The vehicle came to final rest near 10 Kingswood Drive on the east shoulder of the roadway.

As the vehicle came to final rest, I observed the front passenger making quick furtive movements as if they were concealing something. I then exited my unmarked patrol vehicle and provided clear, concise verbal commands for the occupants to show me their hands, which the occupants complied.

I approached the vehicle from the driver's side and made contact with the driver, defendant, Crimson Muldrow, and the front passenger, defendant, Joshua Lemaster, and advised the reason for the stop. I then requested Crimson to provide me with his driver's license and appropriate paperwork for the vehicle. At that time, Crimson provided me with the vehicle's registration and his driver's license. Crimson explained that his insurance card was on his cellular phone and that it was dead. I noticed that Joshua was breathing rapidly and heavily. I asked Joshua if he had his identification on him, to which he replied something to the effect of it was in his hotel room.

I then notified communications to have Deputy Cavas and his K-9 partner, Baro, en route to my location.

I provided Crimson's information to communications for a wants, warrants and driver's license check. A short time later, communications advised that Crimson was clear of any wants or warrants and that his driver's license was valid.

I provided Joshua's information to communications for a wants, warrants and driver's license check. A short time later, communications advised that Joshua was clear of any wants or warrants and only possessed an identification card. Communications also advised that Joshua was on Felony Probation/ Supervise Release

Sworn to and subscribed before me, the undersigned this <u>01</u> day of <u>FEBRUARY</u> , 20 <u>20</u>	I swear/affirm the above statements are correct and true.	Right thumb
Name: <u>6 2902</u>	<u>D/S Anei Chewing</u> # 699	
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"/>	NAME (PRINTED) <u>D/S A. CHEWING</u>	ID NUMBER <u>699</u>
Type of Identification:		

707-B - COURT COPY

Narrative 707-B Supplement

Arrest
 Affidavit
 Notice to Appear
 Adult
 Juvenile

Court Case Number:

Page # 4 of 7

Defendant Name: LEMASTER, JOSHUA, KEITH		Agency Case Number: 2020-00010292	
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:
#	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:

Status reference Lewd and Lascivious Conduct- Victim 16 YOA Offender 18 YOA (Department of Corrections V54691).

At approximately 2051 hours, Corporal Meehan arrived on scene.

At approximately 2052 hours, Sergeant Barile arrived on scene.

At approximately 2052 hours, Deputy Cavas arrived on scene. After Deputy Cavas' arrival, I requested him to deploy K-9 Baro to conduct a free odor sniff of the vehicle's exterior while I was issuing Crimson a written warning for Unlawful Speed and a uniform traffic citation for Failure to Exhibit Driver's License on Demand.

Deputy Cavas deployed K-9 Baro and a short time later, advised probable cause existed to search the vehicle as I was writing the written warning. (Please refer to K-9 deployment report T-201312285 for further details)

Crimson was then directed out of the vehicle, which he complied.

Joshua was then directed out of the vehicle, which he complied.

Corporal Meehan and I then conducted a probable cause search of the vehicle. During the probable cause search of the vehicle, Corporal Meehan located three (3) plastic containers. Two (2) white containers were stacked together with a smaller clear plastic container resting on top. The containers were wedged just above the arm rest between the seat and passenger wall that is located directly behind both seats due to the vehicle only being equipped with two front seats. The containers contained a waxy substance that emitted a strong odor of marijuana. Through training and experience, the substance appeared to be hashish. Additionally, Corporal Meehan located a black Michael Kors backpack in the trunk of the vehicle. Upon further inspection of the backpack, a white zip lock bag with a label that read "Sour Kidz" and advising the contents was a schedule I controlled substance was located as well as loose pieces of green leafy substance. The white zip lock bag contained several gum chews. Through training and experience, the green leafy substance appeared to be marijuana. Through training and experience, the gummies appeared to be marijuana edibles.

It's to be noted that the two (2) white containers had labels indicative of commercial sale. Further, the labels

Sworn to and subscribed before me, the undersigned this <u>01</u> day of <u>FEBRUARY</u> , 2020	I swear/affirm the above statements are correct and true.	Right thumb
Name: <u>[Signature]</u>	<u>[Signature]</u> OFFICER'S/COMPLAINANT'S SIGNATURE	
Notary Public <input type="checkbox"/> Law Enforcement Officer <input checked="" type="checkbox"/> Personally Known <input checked="" type="checkbox"/> Produced Identification <input type="checkbox"/>	NAME (PRINTED): <u>[Signature]</u>	ID NUMBER: <u>677</u>
Type of Identification:		

707-B - COURT COPY

Narrative 707-B Supplement

Arrest
 Affidavit
 Notice to Appear

 Adult
 Juvenile

Court Case Number:

Page # 5 of 7

Defendant Name: LEMASTER, JOSHUA, KEITH	Agency Case Number: 2020-00010292
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#	Charge:	FEL <input type="checkbox"/> MISD <input type="checkbox"/> ORD <input type="checkbox"/>	FS/ORD:	Citation No:	Bond:

also had the tetrahydrocannabinol (THC) percentages as well as the names of the oils. One (1) of the containers read "Wookies Live Diamonds Total THC 78.84%" and the other being labeled "Triple Diesel Live Diamonds Total THC 69.69%".

Also, the containers were stacked in such a manner that it is believed that it was done so after the vehicle was stopped. The reason this is believed is due to the vehicle speeding and conducting such a quick turn that if it was there prior to the stop, they would have more than likely have fallen or tipped over.

At approximately 2101 hours, I detained both Crimson and Joshua in handcuffs, for investigative purposes.

Crimson was escorted to the prisoner compartment of Corporal Meehan's patrol vehicle while I conducted a custodial interview with Joshua.

I read and advised Joshua of his Constitutional Rights, which he advised he understood, and proceeded to ask him questions pertaining to the suspected contraband located within the vehicle. Joshua waived his rights and agreed to speak to me without an attorney present. Joshua advised that nothing in the vehicle was his and that the vehicle was not his. Joshua also said something to the effect of he had not smoked in a month and a half.

It's to be noted that Joshua at one time had a medicinal marijuana card issued by the State of Florida but, has since expired.

Corporal Meehan read and advised Crimson of his Constitutional Rights, which he advised he understood, and proceeded to ask him questions pertaining to the suspected contraband located within the vehicle. Crimson waived his rights and agreed to speak to Corporal Meehan. Crimson explained that he had a tray, which was located under the driver's seat, belonged to him and that was used to roll hemp. Crimson also explained that the Michael Kors bag located was his, claiming dominion over the item.

I then spoke with Crimson in an attempt to obtain more information about the items located within the vehicle and what transpired inside of the vehicle as I attempted the stop. Crimson advised that Joshua had two (2) white containers that were identical but the labels were different. Crimson advised that the containers contained hashish oil and he observed them with Joshua. Crimson advised that he did not know what Joshua

Sworn to and subscribed before me, the undersigned this <u>01</u> day of <u>FEBRUARY</u> , <u>2020</u>	I swear/affirm the above statements are correct and true.	Right thumb
Name: <u>[Signature]</u>	<u>[Signature]</u> OFFICER'S/COMPLAINANT'S SIGNATURE	
Notary Public <input type="checkbox"/> Law Enforcement Officer <input checked="" type="checkbox"/> Personally Known <input checked="" type="checkbox"/> Produced Identification <input type="checkbox"/>	NAME (PRINTED): <u>A. Crumrine</u>	ID NUMBER: <u>699</u>
Type of Identification:		

707-B - COURT COPY

**Narrative 707-B
Supplement**

Arrest
 Affidavit
 Notice to Appear

Adult
 Juvenile

Court Case
Number:

Page # 6 of 7

Defendant Name: LEMASTER, JOSHUA, KEITH		Agency Case Number: 2020-00010292	
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"/>	
#	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:

was doing while he was moving around as he was busy shifting the vehicle's clutch.

I then conducted a field narcotics test of the waxy substance from the "Wookies Live Diamonds" container utilizing a Syndicate Chemistry Hemp Identification Test Kit, which yielded presumptive positive for the illegal percentage for tetrahydrocannabinol oil (THC), identifying it to be illegal hashish oil.

I conducted a field narcotics test of the waxy substance from the "Wookies Live Diamonds" container utilizing a Syndicate Chemistry Hemp Identification Test Kit, which yielded presumptive positive for the illegal percentage for tetrahydrocannabinol oil (THC), identifying it to be illegal hashish oil.

I conducted a field narcotics test of the waxy substance from the "Triple Diesel Live Diamonds" container utilizing a Syndicate Chemistry Hemp Identification Test Kit, which yielded presumptive positive for the illegal percentage for tetrahydrocannabinol oil (THC), identifying it to be illegal hashish oil.

I conducted a field narcotics test of the waxy substance from the smaller plastic container utilizing a Syndicate Chemistry Hemp Identification Test Kit, which yielded presumptive positive for the illegal percentage for tetrahydrocannabinol oil (THC), identifying it to be illegal hashish oil.

At approximately 2120 hours, I placed Crimson under arrest.

At approximately 2130 hours, I placed Joshua under arrest.

Communications was notified to have rotation wrecker (John's Towing) en route to remove the vehicle from the scene.

At approximately 2203 hours, rotation wrecker arrived on scene and removed the vehicle.

At approximately 2204 hours, Deputy Gossett arrived on scene and transported both Crimson and Joshua to the Flagler County Detention Facility, without incident.

Upon arrival at the Flagler County Detention Facility, I conducted a field narcotics test of the edible gummy from the white zip lock bag utilizing a Syndicate Chemistry Hemp Identification Test Kit, which yielded

Sworn to and subscribed before me, the undersigned this <u>01</u> day of <u>February</u> , 20 <u>20</u>	I swear/affirm the above statements are correct and true.	Right thumb
Name: <u>[Signature]</u>	<u>[Signature]</u> OFFICER'S/COMPLAINANT'S SIGNATURE	
Notary Public <input type="checkbox"/> Law Enforcement Officer <input checked="" type="checkbox"/> Personally Known <input checked="" type="checkbox"/> Produced Identification <input type="checkbox"/>	NAME (PRINTED) <u>DS A. CHEWNING</u>	ID NUMBER <u>699</u>
Type of Identification:		

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Narrative 707-B Supplement

Arrest
 Affidavit
 Notice to Appear
 Adult
 Juvenile

Court Case Number:

Page # 7 of 7

Defendant Name: LEMASTER, JOSHUA, KEITH	Agency Case Number: 2020-00010292
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CHARGES		DOMESTIC VIOLENCE?	YES	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:
#	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:

presumptive positive for the illegal percentage for tetrahydrocannabinol oil (THC), identifying it to be illegal. It's to be noted that through my training and experience, it is common that edibles containing THC have a higher concentrate.

All items of evidentiary value were submitted into evidence at the Flagler County Sheriff's Office: Operations Center.

The edibles and one (1) white container of presumptive positive hashish oil will be forwarded to the Florida Department of Law Enforcement (FDLE) Laboratory for further chemical analysis.

Taser Axon Body 2 footage will be uploaded to Evidence.com.

No further action was taken by this deputy.

Sworn to and subscribed before me, the undersigned this <u>01</u> day of <u>February</u> , 2020	I swear/affirm the above statements are correct and true.	Right thumb
Name: <u>[Signature]</u>	<u>[Signature]</u> #699 OFFICER'S/COMPLAINANT'S SIGNATURE	
Notary Public <input type="checkbox"/> Law Enforcement Officer <input checked="" type="checkbox"/> Personally Known <input checked="" type="checkbox"/> Produced Identification <input type="checkbox"/>	NAME (PRINTED) <u>[Signature]</u>	ID NUMBER <u>699</u>
Type of Identification:		

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

Arrest # _____

Bk # 20-244

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: 0 1 8 0 0 0 0		Agency Name: Flagler County Sheriff's Office		Agency Case Number: 2020-00010309	
FCIC/NCIC Check? Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>		OBTS# <u>180/050819</u>		UCR:	Date Arrested: 01/31/2020
ADDRESS OF ARREST: 10, KINGSWOOD, DR, PALM COAST, Florida, 32137				Arrested By: <u>Chewning Austin</u>	ID Number: 699
DEFENDANT		Name (L,F,M): <u>LEMASTER, JOSHUA, KEITH</u>		A.K.A.:	Sex: <u>Male</u> Race: <u>WHITE</u>
DOB: <u>12/29/1994</u>	Age: <u>25</u>	Driver's Lic' ID No.: <u>L-523-431-94-469-0</u>	State: <u>Florida</u>	Year Expires: <u>2020</u>	S.S. #: <u>406-47-9023</u>
Height: <u>6.02</u>	Weight: <u>140</u>	Hair: <u>BROWN</u>	Eyes: <u>HAZEL</u>	POB (City, St, Country):	Statement: Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Scars, Marks, Tattoos:	Business & Occupation:				Citizenship: Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Probation: Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>	Sexual Predator: Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>	English: Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>	Deaf/Alute: Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>		
Address-Home/Permanent: <u>15 BLEAU CT</u>		(STREET, APT. NUMBER)	(CITY)	(STATE)	ZIPCODE: <u>32137-</u>
Address-Local: <u>5 KINGSWOOD DR 204</u>		(STREET, APT. NUMBER)	(CITY)	(STATE)	ZIPCODE: <u>32137-</u> RESIDENCE PHONE: <u>(386)569-9135</u>
Address-Other(Employer/School):		(STREET, APT. NUMBER)	(CITY)	(STATE)	ZIPCODE: BUS/SCHOOL PHONE:
CHARGES		DOMESTIC VIOLENCE? YES <input type="checkbox"/>		Attachments: Affidavit(s) <input checked="" type="checkbox"/> Statement(s) <input type="checkbox"/> NTA Schedule <input type="checkbox"/> Report <input type="checkbox"/> Traffic Infraction(s) <input type="checkbox"/> DUI <input type="checkbox"/> Total Charges: <u>01</u>	
#1	Charge: <u>VOP ON SITE FELONY</u>	FEL <input checked="" type="checkbox"/> MISD <input type="checkbox"/> ORD <input type="checkbox"/>	FS/ORD: <u>948.06.F</u>	Citation No.:	Bond: <u>NONE</u>
#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 (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 a probable cause to believe the above names defendant, on the <u>31th</u> day of <u>January</u> , 2020, at approximately <u>21:30</u> A.M. <u>X</u> P.M. at <u>10 KINGSWOOD DR</u> within <u>Flagler</u> County, violated the law and did then and there.					
The defendant, Joshua Lemaster, was arrested on one (1) count of Possession of Hashish reference Flagler County Sheriff's Office case number 2020-10292.					
An NCIC/FCIC check revealed that Joshua was on Felony Probation/ Supervise Release Status reference Lewd and Lascivious Conduct- Victim 16 YOA Offender 18 YOA (Department of Corrections V54691). Joshua was placed on probation on 12/19/2018 and has a scheduled termination date of 12/18/2023. Joshua's probation					
Supervisor Approved: <u>Barile, Joseph Paul 02/01/2020</u>					
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"/>	
I AGREE TO APPEAR IN COURT HEREIN TO ANSWER THE OFFENSE CHARGED OR TO PAY THE FINE INDICATED. I UNDERSTAND THAT SHOULD I FULLY 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.		FINE AND COSTS AMOUNT:			
SIGNATURE OF DEFENDANT		DATE	RELATIONSHIP TO JUVENILE	Signature Disp.	CITATION No.
Sworn to and subscribed before me, the undersigned, this <u>01</u> day of <u>02</u> , 20 <u>20</u> .		I swear affirming above statements are correct and true		RI Number	
Name: <u>[Signature]</u>		OFFICER'S/COMPLAINANT'S SIGNATURE		<u>699</u>	
Notary Public <input type="checkbox"/> Law Enforcement or Corrections Officer <input checked="" type="checkbox"/>		DATE (PRINTED)		ID NUMBER	
Personally Known <input checked="" type="checkbox"/> Produced Identification <input type="checkbox"/>		Type of Identification:		ID NUMBER: <u>699</u>	
OFFICIAL USE ONLY		Inmate Number & facility:			

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Narrative 707-B Supplement

Arrest
 Affidavit
 Notice to Appear
 Adult
 Juvenile

Court Case Number:

Page # 2 of 2

Defendant Name: LEMASTER, JOSHUA, KEITH		Agency Case Number: 2020-00010309	
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:
#	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:

officer is David Gargon.

Joshua was subsequently charged with Violation of Probation- Felony.

Sworn to and subscribed before me, the undersigned this <u>01</u> day of <u>FEBRUARY</u> , 20 <u>20</u>	I swear/affirm the above statements are correct and true.	Right thumb
Name: <u>D. Gargon</u>	<u>D/S A. Cheung</u> #699 OFFICER'S/COMPLAINANT'S SIGNATURE	
Notary Public <input type="checkbox"/> Law Enforcement Officer <input checked="" type="checkbox"/> Personally Known <input checked="" type="checkbox"/> Produced Identification <input type="checkbox"/>	NAME (PRINTED) <u>D/S A. CHEUNG</u>	ID NUMBER <u>699</u>
Type of Identification:		

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