

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

Arrest # \_\_\_\_\_ Bk # 18-2270

Pg #1 of 3

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: <b>2018 MM 001246</b>	
(ORD) FL: 0   1   8   0   0   0   0		Agency Name: <b>Flagler County Sheriff's Office</b>		Agency Case Number: <b>2018-00088698</b>	
FCIC/NCIC Check? Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>		OBTS# <u>1801052958</u>		UCR:	Date Arrested: <b>09/19/2018</b>
ADDRESS OF ARREST: <b>1475, PALM COAST, PKWY, NW, 102, PALM COAST, Florida, 32137</b>				Arrested Name: <b>Robert Lentino</b>	ID Number: <b>817</b>
<b>DEFENDANT</b>		Name (L.F.M.): <b>SAPIENZA, PHILIP, JAMES</b>		A.K.A.:	Sex: <b>Male</b> Race: <b>White</b>
DOB: <b>11/01/1978</b>	Age: <b>39</b>	Driver's Lic ID No.: <b>S152670784010</b>	State: <b>Florida</b>	Year Expires: <b>2020</b>	S.S. #: _____
Height: <b>6 7</b>	Weight: <b>250</b>	Hair: <b>Brown</b>	Eyes: <b>Blue</b>	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 type="checkbox"/> No <input checked="" type="checkbox"/>		Sexual Predator: Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>		English: Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>	
Deaf Mute: Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>		Address-Mailing Permanent (STREET, APT. NUMBER) (CITY) (STATE) ZIPCODE RESIDENCE PHONE			
Address-Local (STREET, APT. NUMBER) (CITY) (STATE) ZIPCODE RESIDENCE PHONE		<b>37 BRADDOCK LN PALM COAST Florida 32137 (386)338-1260</b>			
Address-Other(Employer School) (STREET, APT. NUMBER) (CITY) (STATE) ZIPCODE BUS SCHOOL PHONE					
<b>CHARGES</b>		DOMESTIC VIOLENCE? YES <input type="checkbox"/>		Attachments: Affidavit(s) <input type="checkbox"/> Statement(s) <input checked="" type="checkbox"/> NTA Schedule <input type="checkbox"/> Report <input type="checkbox"/> Traffic Infractions(s) <input type="checkbox"/> DUI <input type="checkbox"/> Total Charges: <b>1</b>	
#1	Charge: <b>CRIMINAL MISCHIEF - MORE \$200 LESS \$1000</b>	FEL <input type="checkbox"/> MISD <input type="checkbox"/> ORD <input checked="" type="checkbox"/>	FS ORD: <b>806.13.1.B.2</b>	Citation No.:	Bond: <b>500</b>
#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:
<b>CO-DEFENDANT</b>		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:
<b>NARRATIVE</b> The undersigned certifies and swears that there is a probable cause to believe the above names defendant, on the <u>19th</u> day of <u>September</u> , <u>2018</u> , at approximately <u>12:29</u> <u>A.M.</u> <u>X</u> P.M. at <u>1475 PALM COAST PKWY NW102</u> within <u>Flagler</u> County, violated the law and did then and there.					
On Wednesday, September 19, 2018, at approximately 1115 hours, I, Deputy Lentino responded to 1475 Palm Coast Parkway NW 102, Palm Coast, FL in reference to a criminal mischief.					
Upon my arrival, I made contact with the victim, Jerad Davis, who completed a written statement, stating the following: Jerad received a call from, Brianna Holder, who told him that a guy was taking his stickers off of his place of business. As Jerad arrived at Supernova Clothing and Shoe Store, he saw the maintenance guy, Philip Sapienza, taking tape off of his business windows. Jerad asked what gives him					
Supervisor Approved: <b>Miley, James Martin 09/19/2018</b>					
<b>NOTICE TO APPEAR</b>		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	Juve Disp	CITATION No.
Sworn to and subscribed before me, the undersigned		I swear affirm the above statements are correct and true.			Rt Thumb
This <u>19</u> day of <u>Sep</u> , <u>2018</u>		Name: <u>D/S R. Lentino</u>			OFFICER'S COMPLAINT'S SIGNATURE
Notary Public <input type="checkbox"/> Law Enforcement or Corrections Officer <input checked="" type="checkbox"/> Personally Known <input type="checkbox"/> Produced Identification <input type="checkbox"/> Type of Identification:		NAME (PRINTED)		ID NUMBER	
		<u>D/S R. Lentino</u>		<u>817</u>	
<b>OFFICIAL USE ONLY</b>		Inmate Number & facility:			

707 - COURT COPY

# Witness/Victim/Evidence Form 707-A

Arrest  
 Affidavit  
 Notice to Appear
 
 Adult  
 Juvenile

Court Case Number

Defendant Name: <b>SAPIENZA, PHILIP, JAMES</b>		Agency Case Number: <b>2018-00088698</b>	
Name (L,F,M): <b>DAVIS, JERARD, KEATON</b>	Vic <input checked="" type="checkbox"/> Wit <input type="checkbox"/>	Race: <b>Black</b>	Sex: <b>M</b> <input checked="" type="checkbox"/> <b>F</b> <input type="checkbox"/>
Address <b>7 BUTTONWELL LN B, PALM COAST, Florida</b>		Age: <b>32</b>	DOB: <b>10/13/1985</b>
Bus/School Address:		Zip: <b>32137</b>	Home Phone: <b>(386)585-2057</b>
Relative/Contact Name:		Statement Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>	
Relative/Contact Address:		Bus Phone:	
Relative/Contact Address:		Phone:	
Name (L,F,M): <b>Holder, Brianna, Michelle</b>	Vic <input type="checkbox"/> Wit <input checked="" type="checkbox"/>	Race: <b>White</b>	Sex: <b>M</b> <input type="checkbox"/> <b>F</b> <input checked="" type="checkbox"/>
Address <b>1824 BERRYBUSH ST Bunnell, Florida</b>		Age: <b>17</b>	DOB: <b>03/29/2001</b>
Bus/School Address:		Zip: <b>32110</b>	Home Phone:
Relative/Contact Name:		Statement Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>	
Relative/Contact Address:		Bus Phone:	
Relative/Contact Address:		Phone:	
Name (L,F,M): <b>SUPERNOVA CLOTHING AND SHOE ST,</b>	Vic <input checked="" type="checkbox"/> Wit <input type="checkbox"/>	Race:	Sex: <b>M</b> <input type="checkbox"/> <b>F</b> <input type="checkbox"/>
Address <b>1475 PALM COAST PKWY 1-2, PALM COAST, Florida</b>		Age:	DOB:
Bus/School Address:		Zip: <b>32137-</b>	Home Phone: <b>(386)585-2057</b>
Relative/Contact Name:		Statement Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>	
Relative/Contact Address:		Bus Phone:	
Relative/Contact Address:		Phone:	
Name (L,F,M):	Vic <input type="checkbox"/> Wit <input type="checkbox"/>	Race:	Sex: <b>M</b> <input type="checkbox"/> <b>F</b> <input type="checkbox"/>
Address (#, Street, City, State):		Age:	DOB:
Bus/School Address:		Zip:	Home Phone:
Relative/Contact Name:		Statement Yes <input type="checkbox"/> No <input type="checkbox"/>	
Relative/Contact Address:		Bus Phone:	
Relative/Contact Address:		Phone:	
Name (L,F,M):	Vic <input type="checkbox"/> Wit <input type="checkbox"/>	Race:	Sex: <b>M</b> <input type="checkbox"/> <b>F</b> <input type="checkbox"/>
Address (#, Street, City, State):		Age:	DOB:
Bus/School Address:		Zip:	Home Phone:
Relative/Contact Name:		Statement Yes <input type="checkbox"/> No <input type="checkbox"/>	
Relative/Contact Address:		Bus Phone:	
Relative/Contact Address:		Phone:	
Name (L,F,M):	Vic <input type="checkbox"/> Wit <input type="checkbox"/>	Race:	Sex: <b>M</b> <input type="checkbox"/> <b>F</b> <input type="checkbox"/>
Address (#, Street, City, State):		Age:	DOB:
Bus/School Address:		Zip:	Home Phone:
Relative/Contact Name:		Statement Yes <input type="checkbox"/> No <input type="checkbox"/>	
Relative/Contact Address:		Bus Phone:	
Relative/Contact Address:		Phone:	

## EVIDENCE COLLECTED

Description of Evidence	Date Recovered	Model Serial/I.D. Number	Drug Amount
<b>PHOTOGRAPHS OF INCIDENT</b>	<b>09/19/2018</b>		
Owner(Name) <b>DAVIS, JERARD KEATON</b>	(Address) <b>7 BUTTONWELL B</b>	(Phone) <b>(386)585-2057</b>	Value <b>\$00,000.00</b>
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
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

D/S R. [Signature] 817 FCSO

Investigating Officer ID Number Agency

707-A - COURT COPY

# Narrative 707-B Supplement

Arrest  
 Affidavit  
 Notice to Appear

Adult  
 Juvenile

Court Case  
Number:

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Defendant Name: <b>SAPIENZA, PHILIP, JAMES</b>	Agency Case Number: <b>2018-00088698</b>
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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:
#	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:

the right to be taking down his stickers. Philip told Jerad that he was getting evicted so why does it matter? Jerad then said; why are you doing this, you have no right. How can you help people that talk bad about your family? Philip then approached Jerad, getting "in his face", and said do you have a problem? Then Philip moved back and Jerad walked into the store. Jerad estimated the value of the stickers to be \$450.00. He said that he would like to press charges against Philip for damaging his belongings.

I then made contact with Philip who completed a written statement, stating the following: Philip was putting mulch down because he is the handy-man at the plaza. When he came back from lunch, he was cleaning off the stickers at Supernova Clothing and Shoe Store. Philip thought the tenant was evicted. He was told he was served two times by letter about him leaving. Philip was removing the stickers and that is when Jerad asked him who gave you the right to take off the stickers and Philip said, "no one." Philip thought he was evicted and asked if he had a problem and that is when Jerad hit him in the nose with a closed fist. Philip then called Law Enforcement about the assault. Philip stated that he has a verbal agreement to maintain the plaza property. He advised that he did not remove the stickers with ill intent. I did observe the stickers on the floor in front of the store, crumpled into a ball and a razor blade that appeared to be used to remove the stickers off of the outside of the store. Philip openly admitted to removing the stickers of Supernova Clothing and Shoe Store without permission, multiple times.

I then made contact with Briana who stated she witnessed a white male taking off the window decals off of Supernova Clothing and Shoe Store. She then let the owner, Jerad, know via telephone.

It should be noted that I did not observe any visible injuries or markings to Philips nose or Jerad's hands. Photographs of both subjects and the damages will be uploaded to AEGIS in a timely manner. Based on the facts provided, Philip Sapienza, went on his own, without the authority or being directed to do so, and removed the custom advertisement/business stickers from the window of Supernova Clothing and Shoe Store, by scraping the stickers off, damaging them and not allowing them to be reused. Philip was placed under arrest for criminal mischief and transported to the Flagler County Inmate Facility without issue. Axon video will be uploaded. Nothing further to report.

Sworn to and subscribed before me, the undersigned this <u>19</u> day of <u>September</u> , <u>2018</u>	I swear/affirm the above statements are correct and true.	Right thumb
Name: <u>D. A. Est</u>	<u>D/S R. Lentho</u>	
Notary Public <input type="checkbox"/> Law Enforcement Officer <input checked="" type="checkbox"/> Personally Known <input type="checkbox"/> Produced Identification <input type="checkbox"/>	OFFICER'S/COMPLAINANT'S SIGNATURE	
Type of Identification:	NAME (PRINTED): <u>D/S R. Lentho</u>	ID NUMBER: <u>817</u>

707-B - COURT COPY