

CLASSIFICATION: FELONY

STATE OF FLORIDA

IN THE CIRCUIT COURT OF THE SEVENTH
JUDICIAL CIRCUIT, IN AND FOR FLAGLER
COUNTY, FLORIDA, IN THE YEAR TWO
THOUSAND THIRTEEN

VS.

MATTHEW LESLIE SMITH
W/M; DOB: 01/19/1995
and
MATTHEW DAVID MORRIS
W/M; DOB: 07/24/1993

CASE NO: 13-00913-CFFA

AGENCY: FCSO/8456113

CASE NO: 13-912-CFFA

AGENCY: FCSO/8456113

JOINED INFORMATION

CHARGE(S):

- I) ATTEMPTED SECOND DEGREE MURDER (FIREARM) (13-913-CFFA)
- II) ATTEMPTED FELONY MURDER (other felony) (13-913-CFFA)
- III) AGGRAVATED BATTERY (FIREARM) (13-913-CFFA)
- IV) ATTEMPTED THIRD DEGREE MURDER (13-192-CFFA)

R.J. LARIZZA, State Attorney for the Seventh Judicial Circuit of the State of Florida and as such prosecuting attorney for this Court, in the name of and by the authority of the State of Florida charges that:

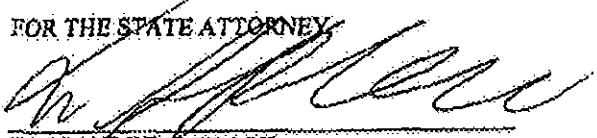
COUNT I: MATTHEW LESLIE SMITH on or about November 4, 2013, in the County of FLAGLER and State of Florida, did unlawfully, ATTEMPT to kill and murder TREVOR RANON BLUMENFELD, a human being, by FIRING A FIREARM AT TREVOR RANON BLUMENFELD, said act being imminently dangerous to another and evincing a depraved mind and lack of regard for human life, although without any premeditated design to effect the death of any particular individual and in the commission of said offense did use or threaten to use and did actually possess and discharge a SEMI-AUTOMATIC .380 HANDGUN, a firearm as defined in Florida Statute 790.001(6), and as a result of the discharge, inflicted great bodily harm upon TREVOR RANON BLUMENFELD, contrary to Florida Statute §§ 782.04(2), 777.04(4), 775.087(1)(a), and 775.087(2)(a) (LIFE FELONY)

COUNT II: IN THAT MATTHEW LESLIE SMITH on or about November 4, 2013, in the County of FLAGLER and State of Florida, did knowingly and unlawfully, while engaged in the perpetration of, or in the attempt to perpetrate the felony of ROBBERY BY SUDDEN SNATCHING (Fla. Stat. § 812.131(2)), ATTEMPT to kill and murder TREVOR RANON BLUMENFELD, a human being, by FIRING A FIREARM AT TREVOR RANON, and in the commission of said offense did use or threaten to use and did actually possess and discharge a SEMI-AUTOMATIC .380 HANDGUN, a firearm as defined in Florida Statute 790.001(6), and as a result of the discharge, inflicted great bodily harm upon TREVOR RANON BLUMENFELD, contrary to Florida Statute §§ 782.04(2), 782.051(2), 775.087(1)(a) and 787.087(2)(a). (LIFE FELONY)

COUNT III: IN THAT MATTHEW LESLIE SMITH on or about November 4, 2013, in the County of FLAGLER and State of Florida, while in possession of a firearm, did actually and intentionally touch or strike TREVOR RANON BLUMENFELD against the will of TREVOR RANON BLUMENFELD, and in the commission of said offense did use or threaten to use and did actually possess and discharge a SEMI-AUTOMATIC .380 HANDGUN, a firearm as defined in Florida Statute 790.001(6), and as a result of the discharge, inflicted great bodily harm upon TREVOR RANON BLUMENFELD, contrary to Florida Statute §§ 782.04(2), 782.051(2), 775.087(1)(a) and 787.087(2)(a). (LIFE FELONY)

COUNT IV: MATTHEW DAVID MORRIS on or about November 4, 2013, in the County of FLAGLER and State of Florida, did unlawfully, but without any design to effect death, while engaged in the perpetration of, or in the attempt to perpetrate, ROBBERY BY SUDDEN SNATCHING, a felony, did ATTEMPT to kill and murder TREVOR RANON BLUMENFELD, a human being, contrary to Florida Statute 782.04(4) and 777.04(4). (3 DEG FEL)

FOR THE STATE ATTORNEY


W. SCOTT WESTBROOK
ASSISTANT STATE ATTORNEY
SEVENTH JUDICIAL CIRCUIT OF THE
STATE OF FLORIDA
BAR NUMBER: 0120693

COUNTY OF FLAGLER
STATE OF FLORIDA

Personally appeared before me W. SCOTT WESTBROOK, Assistant State Attorney, for the Seventh Judicial Circuit of the State of Florida, known to me to be the foregoing prosecuting officer, who being duly sworn, says that the allegations set forth in the foregoing information are based upon facts that have been sworn to as true, and which, if true, would constitute the offense therein charged. Subscribed in good faith. Said facts based on testimony of material witnesses.

SWORN to and subscribed before me this 2nd ^{December} day of ~~November~~, 2013.

Submitted to the Clerk of the CIRCUIT
Court, Seventh Judicial Circuit, in and
For FLAGLER County, Florida, on the
2nd day of November, 2013.


NOTARY PUBLIC AT LARGE
STATE OF FLORIDA

7th. Judicial Circuit 707
 Charging Affidavit - Flagler

Arrest # _____

Bk # _____

Pg #1 of 3

ARREST <input type="checkbox"/> NOTICE TO APPEAR <input type="checkbox"/> AFFIDAVIT <input checked="" type="checkbox"/> C.C. <input type="checkbox"/>		ADULT <input type="checkbox"/> JUVENILE <input type="checkbox"/>		Court Case Number: _____	
(ORD) FL: _____		Agency Name: FLAGLER COUNTY SHERIFF'S OFFICE		Agency Case Number: 85461-13	
FCIC/NCIC Check? Yes <input type="checkbox"/> No <input type="checkbox"/>		OBTS# _____		UCR: _____ Date Arrested: _____ Time of Arrest: _____	
ADDRESS OF ARREST:					
DEFENDANT		Name (L.F.M.): Morris, Matthew, David		A.K.A.: Matt	
DOB: 7/24/93		Age: 20		Sex: M Race: W	
Height: 505		Weight: 145		Year Expires: 2019 S.S.#: _____	
Hair: Brown		Eyes: Brown		Statement: Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>	
Scars, Marks, Tattoos: M.D.M on right upper arm		Business & Occupation: Love's Gas Station		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"/>	
Address-Mailing/Permanent		Address-Local		Address-Other(Employer/School)	
(STREET, APT. NUMBER)		(STREET, APT. NUMBER)		(STREET, APT. NUMBER)	
(CITY)		(CITY)		(CITY)	
(STATE)		(STATE)		(STATE)	
ZIPCODE		ZIPCODE		ZIPCODE	
RESIDENCE PHONE		RESIDENCE PHONE		BUS/SCHOOL PHONE	
39 Pershing Lane		Palm Coast		FL 32164	
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"/> DUI <input type="checkbox"/> Total Charges: 1	
#1	Charge: Accessory to aggravated battery	FEL <input checked="" type="checkbox"/> MISD <input type="checkbox"/> ORD <input type="checkbox"/>		Citation No.: _____ Bond: _____	
#2	Charge:	FEL <input type="checkbox"/> MISD <input type="checkbox"/> ORD <input type="checkbox"/>		Citation No.: _____ Bond: _____	
#3	Charge:	FEL <input type="checkbox"/> MISD <input type="checkbox"/> ORD <input type="checkbox"/>		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 probable cause to believe the above named defendant, on the 4th day of November, 2013, at approximately 08:00 <input type="checkbox"/> a.m. <input checked="" type="checkbox"/> p.m. at Lloyd Trail and Llovera Place within Flagler County, violated the law and did then and there:					
On November 4, 2013 at approximately 2002 hours, the Flagler County Sheriff's Office was dispatched to 9 Llovera Place, Palm Coast, Florida, 32164 in reference to a nineteen year old male, Trevor Blumensfeld, that had been shot. During the initial interview with family members, the Flagler County Sheriff's Office was informed that Trevor was outside on his skateboard. When Trevor returned home Trevor knocked on the door, which was opened by his mother, Sue Harris. Trevor told Ms. Harris that he had been shot. Trevor then fell to the ground and became unconscious. Upon the arrival of the Flagler County Sheriff's Office, one spent "Blazer 380 auto" shell casing was located near the intersection of Lloyd Trail and Llovera Place. A blood trail was also located from this intersection to the victim's home, 9 Llovera Place. A clear bag containing one ounce of green leafy substance (marijuana) was located in the bushes near the front door of 9 Llovera Place. Blood was also located on the outside of the bag. A canvass of the area was completed, where a security camera was located. Upon reviewing the security video, the suspect's vehicle, later identified as a black 2008 Ford Focus bearing Florida tag number M4311Q, was seen leaving the area.					
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"/>	
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		RELATIONSHIP TO JUVENILE	
Sworn to and subscribed before me, the undersigned This 7th day of November, 2013.		I swear/affirm the above statements are correct and true.		Not Thumb	
Name: Roger Spires #382		OFFICER'S/COMPLAINANT'S SIGNATURE		CITATION No.	
Notary Public <input type="checkbox"/> Law Enforcement or Corrections Officer <input checked="" type="checkbox"/>		NAME(PRINTED)		ID NUMBER	
Personally Known <input type="checkbox"/> Produced Identification <input type="checkbox"/>		Jorge Fuentes		547	
Type of Identification:		Inmate Number & facility:			
OFFICIAL USE ONLY					

Narrative 707-B Supplement

Affidavit
 Notice to Appear
 Adult
 Juvenile

Court Case Number:
Agency Case Number:
85461-13

Page # 2 of 3

Defendant Name: Morris, Matthew, David		Agency Case Number: 85461-13	
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:

During the investigation and follow up the following events were established;

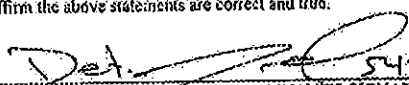
On November 4, 2013 Matthew Leslie Smith, Cameron Matthew Parker, Raymond Michael Spencer were at Cameron's house located at 51 Woodlawn Drive. Raymond then advised that he had a "lick" for and ounce of marijuana. Raymond and M. Smith began to speak with Trevor about purchasing marijuana. Raymond, M. Smith and Cameron came up with a plan to steal the marijuana from Trevor. According to Cameron, the plan was for Raymond to grab the marijuana from Trevor's hands and drive off. The seating arrangement was also planned, so that Raymond would be sitting in the front driver seat to take the marijuana. Matthew Morris was then contacted to give them a ride to pick up the marijuana. M. Morris agreed to drive Cameron, M. Smith and Raymond to pick up the marijuana. Prior to M. Morris arriving at Cameron's house, Cameron advised M. Smith went to his truck and retrieved a handgun. Cameron stated he told M. Smith to put the gun away. Cameron stated he thought the gun was put back in M. Smith's truck.

Once M. Morris arrived in his black 2008 Ford Focus bearing Florida tag number M43 11Q, Cameron, M. Smith and Raymond got into M. Morris' vehicle. M. Morris was the driver of the vehicle, Raymond was the front seat passenger, Cameron was the rear passenger behind M. Morris and M. Smith was the rear passenger behind Raymond. The four then left Cameron's house, 51 Woodlawn Drive and went to Pine Lakes Parkway. They then turned on Commerce Boulevard to US Highway 1 and turned south on US Highway 1. They drove south on US Highway 1 to Belle Terre Boulevard. Once they arrived in the area, they stopped on Lloyd Trail. It should be noted during the drive to the area they informed M. Morris that they were going to steal the marijuana out of Trevor's hands and drive off. Trevor then notified them of his location and they then drove to Trevor. At this point, Trevor was standing outside of the vehicle near the intersection of Lloyd Trail and Llovera Place. According to Cameron, Raymond grabbed for the marijuana but Trevor had a tight grip on it. Trevor then asked if they were trying to rob him. At this point, M. Smith (located behind Raymond) took out a handgun. M. Smith pointed the gun at Trevor (between Raymond's head and the side of the vehicle). M. Smith fired one round at Trevor but missed him. When Trevor began to run, M. Smith reached outside of the vehicle with the handgun and shot at Trevor two more times, striking him once in the upper right arm which continued into the chest of Trevor. M. Morris, Raymond, M. Smith and Cameron then left towards Belle Terre Boulevard. It should be noted as they were driving away M. Smith made a comment of another drug dealer down that he does not have to worry about. They then went north on Belle Terre Boulevard to State Road 100. According to M. Morris, they then went north on Interstate 95 to Palm Coast Parkway. They then turned west on Palm Coast Parkway to Pine Lakes Parkway and back to Cameron's house. Video from the red light camera from the intersection of Belle Terre Parkway and State Road 100 shows M. Morris' vehicle turning east on State Road 100 from Belle Terre Boulevard.

Prior to the suspects leaving the scene, M. Smith advised to check the vehicle.

The above information was confirmed by Cameron and M. Morris during a non-custodial interview. Phone records also show M. Smith and Raymond talking to Trevor prior to the shooting negotiating the purchase marijuana. When Raymond was interviewed he denied being at the scene or knowing any further information. M. Smith was not interviewed.

Trevor is currently in ICU at Halifax Hospital in Daytona Beach, Florida with the bullet lodged between the liver and diaphragm of the lung, a collapsed right lung, comminuted distal fracture of the radius to the right arm and is still currently unconscious.

Sworn to and subscribed before me, the undersigned this <u>7th</u> day of <u>November</u> , 2013	I swear/affirm the above statements are correct and true.	Right numb
Name: <u>Robert Spencer #387</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>J. Fuentes</u>	ID NUMBER <u>597</u>

7th. Judicial Circuit 707
Charging Affidavit - FLAGLER

Arrest # _____

Blk # 13-2347

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"/>		Case Number:	
CORP FL: 0 1 8 0 0 0 0		Agency Name: Flagler County Sheriff's Office		Agency Case Number: 2013-00085829	
FCIC/NCIC Check? Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>		OBTS# <u>1801039744</u>		Date Arrested: 11/07/2013 Time of Arrest: 21:25	
ADDRESS OF ARREST: PINE LAKES, PKWY, PALM COAST, Florida, 32137				Arrested By: Gamarra Frank Number: 590	
DEFENDANT		Name: Smith, Matthew, Leslie		Sex: Male Race: White	
DOB: 01/19/1995 Age: 18		Driver's Lic ID No.:		State: Florida Exp: 2022 SS:	
Height: 5 7 Weight: 160 Hair: Black Eyes: Brown Race: (Caucasian)		Mugshot: <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>		Charging: <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>	
Previous: Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>		Sexual Predator: Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>		Dis/Note: Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>	
Address-Global (STREET, APT, NUMBER)		CITY		STATE ZIP CODE RESIDENCE PHONE	
Address-Local (STREET, APT, NUMBER)		CITY		STATE ZIP CODE RESIDENCE PHONE	
Address-Other (Employer/School)		CITY		STATE ZIP CODE BUSINESS PHONE	
CHARGES		Attachments: Affidavits <input type="checkbox"/> State Records <input type="checkbox"/> NTA Schedule <input type="checkbox"/> Report <input type="checkbox"/> Traffic Infractions <input type="checkbox"/> DUI <input type="checkbox"/>		Total Charges: 2	
#1 Charge: Att Felony Murder		FELIX SUSD CRD 782.051		Bond: 100,000.00	
#2 Charge: Agg Battery With Deadly Weapon		FELIX SUSD CRD 784.045.1A2		Bond: 100,000.00	
#3 Charge:		FELIX SUSD CRD		Bond:	
CO-DEFENDANT		Co-Defendant: Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> Male <input type="checkbox"/> Female <input type="checkbox"/> Other <input type="checkbox"/> RACE		Defendant Arrested: Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> Fel <input type="checkbox"/> Inf <input type="checkbox"/> Tra <input type="checkbox"/> Other <input type="checkbox"/> N/A <input type="checkbox"/>	
#1 NAME, DATE		Race:		Sex:	
#2 NAME, DATE		Race:		Sex:	
NARRATIVE The undersigned certifies and swears that there is a probable cause to believe the above named defendant, on the <u>7th</u> day of <u>November</u> , <u>2013</u> , at approximately <u>21:25</u> A.M. <u>X</u> P.M. at <u>Belle Terre PKWY Pine Lakes PKWY</u> within <u>Flagler</u> County, violated the law and did then and there.					
On Thursday, November 07, 2013, at approximately 2125 hours, I, Deputy Gamarra, conducted a traffic stop on a white Dodge Durango being operated by Matthew Leslie Smith, DOB: 01/19/1995, who I knew to have an active Flagler County Warrant.					
The warrant number is 8546113, issued by the Honorable Judge Craig on Thursday, November 07, 2013, for Attempted Felony Murder, F.S.S 782.051, and Aggravated Battery with a Deadly Weapon, F.S.S 784.045. The					
Supervisor Approved: <u>Spath, Carl</u>					
NOTICE TO APPEAR		YOU NEED NOT APPEAR IN COURT BUT MUST COMPLY WITH INSTRUCTIONS ON THE REVERSE SIDE OF YOUR COPY <input type="checkbox"/>		FINE AND COSTS AMOUNT:	
I AGREE TO APPEAR IN COURT TO ANSWER THE OFFENSE CHARGED OR TO PAY THE FINES INDICATED, TO UNDERSTAND THAT SHOULD I 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		RELATIONSHIP TO DEFENSE	
Sworn to and subscribed to before me, the undersigned this <u>7</u> day of <u>Nov</u> , <u>2013</u> .		I swear that the above statements are correct and true.		If True:	
Name: <u>[Signature]</u>		OFFICER'S SIGNATURE		ID NUMBER	
Notary Public <input type="checkbox"/> Law Enforcement or Constable's Officer <input checked="" type="checkbox"/> Personally Known <input type="checkbox"/> Notarized <input type="checkbox"/>		NAME (PRINTED)		ID NUMBER	
OFFICIAL USE ONLY		Agency Number & Facility:		ID NUMBER	

707 - COURT COPY

**Narrative 707-B
Supplement**

Arrest
 Affidavit
 Notice to Appear

Adm
 Inmate

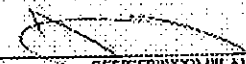
Court Case
Number:

Page 2 of 2

Defendant Name: Smith, Matthew, Leslie		Agency Case Number: 2013-00085629	
Charges	DOMESTIC VIOLENCE YES <input type="checkbox"/>	Attachments: Affidavit(s) <input type="checkbox"/> Statement(s) <input type="checkbox"/> N/A Schedule <input type="checkbox"/> Report <input type="checkbox"/> Traffic Infringement(s) <input type="checkbox"/>	Total Charges:
#	Charge:	FEL <input type="checkbox"/> MISD <input type="checkbox"/> ORD <input type="checkbox"/>	F5709D:
#	Charge:	FEL <input type="checkbox"/> MISD <input type="checkbox"/> ORD <input type="checkbox"/>	F5709D:
#	Charge:	FEL <input type="checkbox"/> MISD <input type="checkbox"/> ORD <input type="checkbox"/>	F5709D:

bond for both charges is listed at \$100,000.00 USD.

Mr. Smith was transported to the Flagler County Inmate Facility without incident.

Sworn to and subscribed before me, the undersigned this <u>1</u> day of <u>Nov</u> , 20 <u>13</u> . Name: <u>R. C. Smith</u> Notary Public <input type="checkbox"/> Law Enforcement Officer <input checked="" type="checkbox"/> Personally Known <input type="checkbox"/> Protocol Identification <input type="checkbox"/> Type of Identification:	I swear that the above statements are correct and true.  OFFICER'S/COMPLAINANT'S SIGNATURE NAME (PRINTED) <u>F. Crumley</u> ID NUMBER <u>676</u>	Right (Hand)
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707-B - COURT COPY