

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

Arrest # \_\_\_\_\_

Bk # 16-1999

Pg #1 of 2

<b>ARREST</b> <input checked="" type="checkbox"/> <b>NOTICE TO APPEAR</b> <input type="checkbox"/> <b>AFFIDAVIT</b> <input checked="" type="checkbox"/> <b>C.C.</b> <input type="checkbox"/>		<b>ADULT</b> <input checked="" type="checkbox"/> <b>JUVENILE</b> <input type="checkbox"/>		Court Case Number: <b>2016 MM 001210</b>	
(ORI) FL: 0 1 8 0 0 0 0		Agency Name: <b>Flagler County Sheriff's Office</b>		Agency Case Number: <b>2016-00100936</b>	
FCIC/NCIC Check? Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>		OBTS# <u>180102/7578</u>		Date Arrested: <b>10/31/2016</b>	
ADDRESS OF ARREST: <b>1769, MOODY, BLVD, Bunnell, Florida, 32110</b>		Arrested By: <b>Puritis Jeffrey</b>		ID Number: <b>503</b>	
<b>DEFENDANT</b> Name (L.F.M.): <b>Smith, L'Darius, D</b>		A.K.A.:		Sex: <b>Male</b> Race: <b>Black</b>	
DOB: <b>02/21/1996</b> Age: <b>20</b> Driver's Lic. ID No.: <b>S530-524-96-061-0</b>		State: <b>Florida</b> Year Expires: <b>2021</b>		S.S. #: <b>-</b>	
Height: <b>5 8</b> Weight: <b>160</b> Hair: <b>Black</b> Eyes: <b>Brown</b>		POB (City, St. Country):		Statement: Yes <input type="checkbox"/> No <input checked="" 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"/>	
Address-Mailing/Permanent (STREET, APT. NUMBER)		(CITY) (STATE)		ZIP CODE RESIDENCE PHONE	
Address-Local (STREET, APT. NUMBER)		(CITY) (STATE)		ZIP CODE RESIDENCE PHONE	
Address-Other (Employer/School) (STREET, APT. NUMBER)		(CITY) (STATE)		ZIP CODE BUS/SCHOOL PHONE	
<b>CHARGES</b> DOMESTIC VIOLENCE? YES <input type="checkbox"/>		Attachments: Affidavit(s) <input type="checkbox"/> Statement(s) <input type="checkbox"/> NTA Schedule <input type="checkbox"/> Report <input checked="" type="checkbox"/> Traffic Infraction(s) <input type="checkbox"/> DUI <input type="checkbox"/>		Total Charges: <b>1</b>	
#1	Charge: <b>Resist Arrest Without Violence</b>	FEL <input type="checkbox"/> MISD <input checked="" type="checkbox"/> ORD <input type="checkbox"/>	FS/ORD: <b>843.02</b>	Citation No.:	Bond: <b>none</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>31th</u> day of <u>October</u> , <u>2016</u> , at approximately <u>11:37</u> <u>X</u> A.M. <u></u> P.M. at <u>1769 E Moody BLVD</u> within <u>Flagler</u> County, violated the law and did then and there.					
On the above date and time I was performing my duties as Bailiff for the Honorable Judge Matthew Foxman in courtroom 401 at the Flagler County Courthouse. At this time, inmate L'Darius Smith was escorted into the courtroom by Deputies for a scheduled court appearance. While Smith was entering the courtroom, he looked into to audience and attempted to make contact with someone. Smith was then instructed by Deputies to turn around and sit down. Once Smith was seated, he was observed to be agitated and instantly began to stare at me with an aggressive look while muttering something unclear. Smith continued to stare at me in this matter so I had to leave my assigned area near the Judge, and approached him to ask him what the issue was in an attempt to calm him down. Smith refused to answer, looked away for a second, then began to aggressively stare at me again.					
Supervisor Approved: <b>FLAGSO\bray Bray, John 10/31/2016 03:42</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"/>		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		RELATIONSHIP TO JUVENILE		Juv. Disp. CITATION No.	
DATE		SIGNATURE OF JUVENILE PARENT OR CUSTODIAN		CITATION No.	
Sworn to and subscribed before me, the undersigned This <u>31</u> day of <u>Oct</u> , <u>2016</u> .		I swear affirm the above statements are correct and true.		Rt Thumb	
Name: <u>[Signature]</u>		OFFICER'S/COMPLAINANT'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"/>		NAME (PRINTED)		ID NUMBER	
Type of Identification:		<u>D/S Puritis</u>		<u>503</u>	
<b>OFFICIAL USE ONLY</b>		Inmate Number & facility:			

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# Narrative 707-B Supplement

Arrest  
 Affidavit  
 Notice to Appear
  Adult  
 Juvenile

Court Case Number:

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Defendant Name: <b>Smith, L'Darius, D</b>	Agency Case Number: <b>2016-00100936</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:	

For the safety and security of the courtroom, I instructed Smith to stand up to be escorted to a secured holding area out of the courtroom to wait for his turn in front of the Judge. Smith refused to follow my instruction so I grabbed his clothing on his left chest area and stood him up. During this time Smith was attempting to pull away from me so I grabbed him with my other hand on his right side. Deputy Weatherhold then assisted me as we escorted Smith to the ground. Once on the ground Smith continued to resist even more. He attempted to stand up and head butt me several times.

Smith was ultimately put under control and escorted out of the courtroom and placed into a secured holding area. End of report.

Sworn to and subscribed before me, the undersigned this <u>31</u> day of <u>Oct</u> , 2016	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 type="checkbox"/> Produced Identification <input type="checkbox"/>	NAME (PRINTED) <u>D/S Puritis</u>	ID NUMBER <u>303</u>
Type of Identification:		

707-B - COURT COPY