

7th. Judicial Circuit 707
Charging Affidavit - FLAGLER

Arrest # _____

Bk # 21-6268

Pg #1 of 4

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: 2021 CF 000129	
(OR) FL: 0 1 8 0 0 0 0		Agency Name: Flagler County Sheriff's Office		Agency Case Number: 2021-00012047	
FCIC/NCIC Check? Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>		OBTS# 1501059286		UCR:	Date Arrested: 02/07/2021
ADDRESS OF ARREST: 6247, CORD 305, RD, Bunnell, Florida, 32110				Arrested By: Green Seth	ID Number: 787
DEFENDANT		Name (L.F.A.D.): WEEKS, DUANE, WILLIAM		A.K.A.:	Sex: Male Race: WHITE
DOB: 10/06/1980	Age: 40	Driver's Lic ID No.: W200179803660	State: Florida	Year Expires: 2019	S.S. #: _____
Height: 6 3.	Weight: 250	Hair: BROWN	Eyes: BROWN	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"/>	
Address - Mailing, Permanent		(STREET, APT. NUMBER)		(CITY)	(STATE) ZIP CODE RESIDENCE PHONE
Address - Local		(STREET, APT. NUMBER)		(CITY)	(STATE) ZIP CODE RESIDENCE PHONE
6247 CORD 305 RD		BUNNELL		Florida	32110- (386)569-7761
Address - Other (Employer, School)		(STREET, APT. NUMBER)		(CITY)	(STATE) ZIP CODE BUSINESS PHONE
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 checked="" type="checkbox"/> Traffic Infraction(s) <input type="checkbox"/> DUI <input type="checkbox"/> Total Charges: 2	
#1	Charge: GRAND THEFT - OTHER LARCENY \$5K - \$10K	FEL <input checked="" type="checkbox"/> MISD <input type="checkbox"/> ORD <input type="checkbox"/>	FS ORD: 812.014.2.C.2	Citation No.:	Bond: 2,500
#2	Charge: PUBLIC SERVANT - CORRUPTION BY THREAT AGAINST	FEL <input checked="" type="checkbox"/> MISD <input type="checkbox"/> ORD <input type="checkbox"/>	FS ORD: 838.021.3.B	Citation No.:	Bond: 2,500
#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.A.D.):		Race:		Sex:	DOB:
#2 NAME (L.F.A.D.):		Race:		Sex:	DOB:
NARRATIVE					
The undersigned certifies and swears that there is a probable cause to believe the above named defendant, on the <u>8th</u> day of <u>February</u> , 2021, at approximately <u>12:39</u> A.M. <u>X</u> P.M. at <u>6247 CORD 305 RD</u> within <u>Flagler</u> County, violated the law and did then and there.					
On February 08, 2021 around 6:26 PM, I responded to 6247 CORD 305, Bunnell, reference the location of a stolen tractor. The victim had previously reported the tractor stolen on 02/07/2021 under this case number which was stolen from Parcel ID # 02-13-29-5550-00030-0030 which shares the above address. The victim was now aware of a subject known to him as, Duane Weeks, operating the tractor.					
While on CORD 305 I was flagged down by the victim near the above address. He stated a friend saw Weeks operating the tractor down CORD 305 and is now currently mowing his yard with the tractor he identified by characteristics.					
Supervisor Approved: <u>Reckenwald, Jon Daniel 02/08/2021</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>08</u> day of <u>Feb</u> , 2021.		I swear affirm the above statements are correct and true.		RI Thumb.	
Name: <u>DPE S. 219</u>		OFFICER'S/COMPLAINANT'S SIGNATURE			
Notary Public <input type="checkbox"/> Law Enforcement or Corrections Officer <input type="checkbox"/> Personally known <input checked="" type="checkbox"/> Produced Identification <input type="checkbox"/> Type of identification:		NAME (PRINTED)		ID NUMBER	
		<u>DIS CREEV</u>		<u>787</u>	
OFFICIAL USE ONLY		Inmate Number & Facility:			

707 - COURT COPY

Witness/Victim/Evidence Form 707-A

Arrest
 Affidavit
 Notice to Appear

Adult
 Juvenile

Court Case Number:

Page #2 of 4

Defendant Name: WEEKS, DUANE, WILLIAM		Agency Case Number: 2021-00012047	
Name (L,F,M):		SSN:	
Address (#, Street, City, State):		Statement: Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>	
Bus/School Address:		Zip:	
Relative/Contact Name:		Relative/Contact Address:	
Name (L,F,M): MUSGROVE, SCOTT, W		SSN:	
Address 95 CR 110 RD BUNNELL, Florida		Statement Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>	
Bus/School Address:		Zip:	
Relative/Contact Name:		Relative/Contact Address:	
Name (L,F,M):		SSN:	
Address (#, Street, City, State):		Statement Yes <input type="checkbox"/> No <input type="checkbox"/>	
Bus/School Address:		Zip:	
Relative/Contact Name:		Relative/Contact Address:	
Name (L,F,M):		SSN:	
Address (#, Street, City, State):		Statement Yes <input type="checkbox"/> No <input type="checkbox"/>	
Bus/School Address:		Zip:	
Relative/Contact Name:		Relative/Contact Address:	
Name (L,F,M):		SSN:	
Address (#, Street, City, State):		Statement Yes <input type="checkbox"/> No <input type="checkbox"/>	
Bus/School Address:		Zip:	
Relative/Contact Name:		Relative/Contact Address:	
Name (L,F,M):		SSN:	
Address (#, Street, City, State):		Statement Yes <input type="checkbox"/> No <input type="checkbox"/>	
Bus/School Address:		Zip:	
Relative/Contact Name:		Relative/Contact Address:	
Name (L,F,M):		SSN:	
Address (#, Street, City, State):		Statement Yes <input type="checkbox"/> No <input type="checkbox"/>	
Bus/School Address:		Zip:	
Relative/Contact Name:		Relative/Contact Address:	

EVIDENCE COLLECTED

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
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.

D/S Enc. Investigating Officer 787 ID Number PCSO Agency

707-A - COURT COPY

Narrative 707-B Supplement

Arrest
 Affidavit
 Notice to Appear

 Adult
 Juvenile

Court Case Number:

Page # 3 of 4

Defendant Name: WEEKS, DUANE, WILLIAM		Agency Case Number: 2021-00012047	
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:

I walked down the driveway and observed Weeks operator a tractor which matched the description as the one previously reported stolen. I informed Weeks of our reason for being at the location and asked him to come across the fence and speak with us. I asked him where he got the tractor and he stated from [REDACTED] which is the victim's father. He stated he went over to the property and drove it to this house. He stated they had a deal from a few months prior. He stated he's been trying to get a hold of the owners, but couldn't. He also stated he wasn't able to access it because the gate was locked.

While Weeks was speaking with the victim about a prior agreement he had with the victim's brother, Weeks stated the brother let him use a smaller tractor and figured if he used this one it was the same thing. He stated "maybe not that one, but another FORD tractor".

This agreement was said to have been from 5 years ago for a short time while Weeks had done some work around the Victim's farm in lieu of him using another tractor for some work. This agreement was no longer standing per the victim and had not been for sometime.

The victim still wished to pursue charges and Weeks was arrested.

I spoke with Scott Musgrove who lives down the street from Weeks on CORD 305. He stated he observed Weeks operating the tractor south on CORD 305 and notified the victim who then notified FCSO.

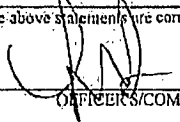
Weeks was read his Miranda Warnings to which he waived. He stated he got permission from the Victim's brother to borrow the tractor. When asked about operating the tractor on CORD 305 he stated he had just gone to get gas, but when asked where he stated that did not matter. He stated he took the tractor the day before yesterday which would be Saturday 02/06/21. He stated he kept the tractor on the edge of the field since that time. He stated the lock he cut to gain access was on his property.

Upon inspection of the FORD Tractor, it was discovered to have been "hot wired" and additional damage had been done by Weeks. The Victim valued the tractor and mower attachment at \$10,000. The victim confirmed this was the same tractor further by matching characteristics and attached serial numbers. The tractors VIN -C724624 and unit number is 4E223B. Its a 4610 Ford tractor with 4600 stickers and a Bent Roof panel. Blue in color and white roof.

When Deputy Lichty had taken the pintail report of the stolen tractor the victim had already contacted Weeks father on two occasions. On both occasions the father took the victim to Weeks house to speak with him but did not find Weeks nor the tractor on the property.

Weeks was transported to FCIF.

During the arrest and transport of Weeks to FCIF, he made several statements threatening statements

Sworn to and subscribed before me, the undersigned this <u>02</u> day of <u>Feb</u> 2021. Name: <u>[Signature]</u> 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:	I swear/affirm the above statements are correct and true. <div style="text-align: center;">  OFFICER'S/COMPLAINANT'S SIGNATURE NAME (PRINTED) <u>D.S. Green</u> ID NUMBER <u>782</u> </div>	Right thumb
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707-B - COURT COPY

Narrative 707-B Supplement

Arrest
 Affidavit
 Notice to Appear

 Adult
 Juvenile

Court Case Number:

Page # 4 of 4

Defendant Name: WEEKS, DUANE, WILLIAM		Agency Case Number: 2021-00012047	
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:

towards the arresting officer. He stated "you don't wanna do this" "a whole bunch of motherfuckers hitting the floor" "don't you forget this day you pussy bitch". Multiple times he stated "aint no fun when the rabbit has a gun". This is believed to reference Weeks having a gun and being the rabbit. Weeks stated he wished there wasn't so many microphones in the car while being transported to FCIF. Once in the sally port waiting to enter the jail Weeks stated, " Weeks continued to ask about the arresting deputies family and inquiring if he had kids. Weeks repeatedly asked the arresting Deputy to fight him and sign a waiver. He stated he would break all the bones below the arresting Deputy's nose. Weeks stated " I will tear your god damn ass up" "I'm gunna fuck you up when I get out you pussy bitch."

Prior to arrest, Deputy Boyd was standing with Weeks near the driveway while I was speaking to the victim. Weeks told Deputy Boyd "im gunna whoop his ass" while talking about the arresting deputy. He also made a statement about not wanting to live and that law enforcement would have to shoot him.

Weeks also stated he looked up the value of the stolen tractor online while in the back of the patrol car waiting to enter the jail.

The incident and threats were captured on body worn camera and uploaded to Evidence.com.

Sworn to and subscribed before me, the undersigned, this <u>08</u> day of <u>Oct</u> , 20 <u>21</u> . Name: <u>DPC</u>	I swear/affirm the above statements are correct and true. OFFICER'S/COMPLAINANT'S SIGNATURE <u>[Signature]</u>	Right thumb <u>[Thumbprint]</u>
Notary Public <input type="checkbox"/> Law Enforcement Officer <input type="checkbox"/> Personally Known <input checked="" type="checkbox"/> Produced Identification <input type="checkbox"/> Type of Identification:	NAME (PRINTED) <u>DIS Green</u>	ID NUMBER <u>757</u>

707-B - COURT COPY