

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 checked="" type="checkbox"/> JUVENILE <input type="checkbox"/>		Court Case Number: <u>15mm1014</u>	
(ORI) FL: 0 1 8 0 0 0 0		Agency Name: Flagler County Sheriff's Office		Agency Case Number: 2015-00092357	
FCIC/NCIC Check? Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>		OBTS#		UCR: _____	Date Arrested: _____
ADDRESS OF ARREST:				Arrested By: Favorite Shayna	ID Number: 682
DEFENDANT		Name (L.F.M.): WEEKS, DUANE, W		A.K.A.: _____	Sex: Male Race: White
DOB: 10/6/1980	Age: 34	Driver's Lic ID No.: W200-179-80-366-0		State: Florida	Year Expires: _____
Height: 6 2	Weight: 220	Hair: Brown	Eyes: Brown	POB (City, St. Country): _____	S.S. #: _____
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
6157 305 RD		BUNNELL	Florida	32110	(386)437-3222
Address-Other(Employer School) (STREET, APT. NUMBER)		(CITY)	(STATE)	ZIPCODE	BUS SCHOOL PHONE
CHARGES		DOMESTIC VIOLENCE? YES <input checked="" 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: Battery Domestic Violence	FEL <input type="checkbox"/> MISD <input checked="" type="checkbox"/> ORD <input type="checkbox"/>	FS ORD: 784.03dv	Citation No.: _____	Bond: _____
#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>7th</u> day of <u>September</u> , <u>2015</u> , at approximately <u>10:00</u> <u>X</u> A.M. <u> </u> P.M. at <u>6247 305 RD</u> within <u>Flagler</u> County, violated the law and did then and there.					
Duane Weeks Jr did actually and intentionally touch or strike Nikki Johnson against the will of Nikki Johnson {or} did intentionally cause bodily harm to Nikki Johnson contrary to Florida Statute 784.03(1).					
To wit:					
On September 7th, 2015, at approximately 1:09 PM, I, Deputy S. Favorite-Biss,					
Supervisor Approved: Edmonds, David					
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>11</u> day of <u>9</u> , <u>2015</u> .		I swear affirm the above statements are correct and true.		Rt Thumb	
Name: <u>Shayna Favorite-Biss</u>		OFFICER'S COMPLAINTANT'S SIGNATURE			
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"/>		Inmate Number & facility:			
Type of Identification:					
OFFICIAL USE ONLY					

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Narrative 707-B Supplement

☐ Arrest
☒ Affidavit
☐ Notice to Appear

☒ Adult
☐ Juvenile

Court Case
Number:

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Defendant Name: WEEKS, DUANE, W		Agency Case Number: 2015-00092357	
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:
#	Charge:	FEL <input type="checkbox"/> MISD <input type="checkbox"/> ORD <input type="checkbox"/>	FS/ORD:
#	Charge:	FEL <input type="checkbox"/> MISD <input type="checkbox"/> ORD <input type="checkbox"/>	FS/ORD:

responded to 6247 County Road 305 in reference to a trespass. Upon arrival I made contact with Duane Weeks Jr. who stated the following:

Duane stated he had been dating Nikki Johnson for about 5 months. He stated she had come to his house and stayed for about 2 weeks at his residence with her daughter. Duane stated they got into a disagreement over Duane receiving a friend request on Facebook which caused Nikki to become very upset and verbally hostile. Duane stated at this time he told Nikki she needs to leave the home and he is ending the relationship. Duane stated Nikki then became more hostile and started saying she was going to come back and burn his house down. He also stated she told him she was going to kill his daughter who lives at Palm Point Apartments as well as kill herself. Duane stated she threatened to leave the state with her daughter [REDACTED] who is not their child in common, and no one would ever see her again. Duane stated DCF was going to take Nikki's daughter unless he gave her shelter due to DCF not wanting Nikki to have the child alone. Duane stated DCF informed him to call them if she left the residence with the child which he stated he already called them. Duane stated Nikki is addicted to Xanax as well as other pain medications and drugs. Duane stated Nikki has damaged another ex-boyfriend's car and home in the past and therefore believes she is capable of coming back to his residence and doing harm to his property. He also informed me there he observed text messages on Nikki's cell phone to her mother saying she is suicidal. Duane stated there was no physical violence.

A follow-up was conducted and contact was made with Nikki via cellular phone and it was arranged to meet her at 176 Main Street. Nikki stated she and Duane got into an argument this morning and when she went to call 911 Duane grabbed the phone out of her hand and punched her in the back. She stated she was then in the bedroom sitting on the bed trying to use the house phone which he then grabbed out of her hand and bent her arm causing marks on her arm. Nikki stated she then began packing her things to leave the residence and called her grandmother to come over and help. When Nikki left the house she stated Duane put water in the gas tank of her vehicle causing it to stall not far from his residence. She stated she has a mechanic working on the vehicle who confirmed water had been put in the gas tank causing the vehicle to stall and

Sworn to and subscribed before me, the undersigned this <u>16</u> day of <u>9</u> , 2015	I swear/affirm the above statements are correct and true.	Right thumb
Name: <u>S. Fovante-Biss</u>	<u>S. Fovante-Biss</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>S. Fovante-Biss</u>	ID NUMBER <u>682</u>
Type of Identification:		

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Narrative 707-B Supplement

☐ Arrest
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☐ Juvenile

Court Case
Number:

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Defendant Name: WEEKS, DUANE, W		Agency Case Number: 2015-00092357	
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:

become inoperable at the time .She also stated Duane took her laptop and has refused to return it to her. Nikki stated there is a history of violence with Duane and this is not the first time he has been physically abusive to her. Nikki stated the reason she did not call law enforcement is due to the fact that Nikki was afraid if she contacted us DCF would take her child. She stated Duane is constantly threatening her with DCF. Nikki stated she never threatened to harm herself or anyone else and does not have any such thoughts. Nikki stated her daughter has been with her father the last few days and was not present for the incident.

Bruises were observed on Nikki's arms and a slight mark on her back. Photographs were taken and will be uploaded to Aegis. Due to the delayed report of the incident an arrest was not made. Both parties were provided domestic violence paperwork and both completed sworn written statements.

Nothing further at this time.

Sworn to and subscribed before me, the undersigned this <u>11</u> day of <u>9</u> <u>2015</u>	I swear/affirm the above statements are correct and true.	Right thumb
Name: <u>Tha Lisa Curtis Taylor</u>	<u>Shayna Favate-Biss</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"/>	<u>S. Favate-Biss</u> NAME(PRINTED)	<u>6852</u> ID NUMBER
Type of Identification:		

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