

7th. Judicial Circuit 707  
Charging Affidavit - FLAGLER

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

Bk # \_\_\_\_\_

Pg #1 of 4

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: 2016 CF 000360			
(ORD) FL: 0 1 8 0 0 0 0				Agency Name: Flagler County Sheriff's Office				Agency Case Number: 2016-00035257			
FCIC/NCIC Check? Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>				OBTs#				UCR:		Date Arrested:	
ADDRESS OF ARREST: Florida				Arrested By:				ID Number:		Time of Arrest: 22:43	
DEFENDANT Name (L.F.M.): WEEKS, DUANE, WILLIAM				A.K.A.:				Sex: Male		Race: White	
DOB: 10/6/1980		Age: 35		Driver's Lic/ID No.: W200179803660		State: Florida		Year Expires: 2019		S.S. #:	
Height: 6 2		Weight: 200		Hair: Brown		Eyes: Brown		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) 6247 CORD 305				(CITY) BUNNELL (STATE) Florida				ZIPCODE 32110		RESIDENCE PHONE	
Address-Local (STREET, APT. NUMBER) 6247 305				(CITY) BUNNELL (STATE) Florida				ZIPCODE 32110		RESIDENCE PHONE	
Address-Other(Employer/School) (STREET, APT. NUMBER)				(CITY) (STATE)				ZIPCODE		BUS/SCHOOL PHONE	
CHARGES DOMESTIC VIOLENCE? YES <input type="checkbox"/>				Attachments: Affidavit(s) <input checked="" 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: Grand Theft (shoplifting)		FEL <input checked="" type="checkbox"/> MISD <input type="checkbox"/> ORD <input type="checkbox"/>		FS/ORD: 812.014.230c		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:	
#2 NAME(L.F.M.):				Race:				Sex:		DOB:	
NARRATIVE The undersigned certifies and swears that there is a probable cause to believe the above names defendant, on the 20th day of April, 2016, at approximately 22:43 A.M. X P.M. at 174 CYPRESS POINT PKWY within Flagler County, violated the law and did then and there.											
<p>Duane Weeks JR did knowingly obtain or use, or endeavor to obtain or use items of a value of \$300.00 or more, which was the property of Walmart, or any other person not the defendant(s), with the intent to permanently or temporarily deprive Walmart or any other person not the defendant(s) of the property or benefit therefrom or to appropriate the property to the use of Duane Weeks JR or to the use of any person not entitled there to, contrary to Florida Statute 812.014(1) and (2)(c).</p>											
Supervisor Approved: Reckenwald, Jon Daniel											
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				SIGNATURE OF JUVENILE PARENT OR CUSTODIAN		CITATION No.	
Sworn to and subscribed before me, the undersigned This 21 day of April, 2016				I swear affirm the above statements are correct and true.				Juve Disp.		Rt Thumb	
Name: Daniel Weeks				OFFICER'S/COMPLAINANT'S SIGNATURE				NAME(PRINTED)		ID NUMBER	
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) B. Celson				ID NUMBER 700			
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:

Pg #2 of 4

Defendant Name: <b>WEEKS, DUANE, WILLIAM</b>				Agency Case Number: <b>2016-00035257</b>			
Name (L,F,M): <b>HOLLEY, NINA, EVELYN</b>		Vic <input type="checkbox"/> Wit <input type="checkbox"/>	Race: <b>White</b>	Sex: <b>M</b> <input type="checkbox"/> <b>F</b> <input checked="" type="checkbox"/>	Age: <b>32</b>	DOB: <b>9/6/1983</b>	SSN: <b>[REDACTED]</b>
Address <b>104 ANDERSON ST BUNNELL, Florida</b> (#, Street, City, State):				Zip: <b>32110-</b>	Home Phone:		Statement: Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Bus/School Address:				Zip:	Bus. Phone:		Phone:
Relative/ Contact Name:		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"/>	Age:	DOB:	SSN:
Address (#, Street, City, State):				Zip:	Home Phone:		Statement: Yes <input type="checkbox"/> No <input type="checkbox"/>
Bus/School Address:				Zip:	Bus. Phone:		Phone:
Relative/ Contact Name:		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"/>	Age:	DOB:	SSN:
Address (#, Street, City, State):				Zip:	Home Phone:		Statement: Yes <input type="checkbox"/> No <input type="checkbox"/>
Bus/School Address:				Zip:	Bus. Phone:		Phone:
Relative/ Contact Name:		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"/>	Age:	DOB:	SSN:
Address (#, Street, City, State):				Zip:	Home Phone:		Statement: Yes <input type="checkbox"/> No <input type="checkbox"/>
Bus/School Address:				Zip:	Bus. Phone:		Phone:
Relative/ Contact Name:		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"/>	Age:	DOB:	SSN:
Address (#, Street, City, State):				Zip:	Home Phone:		Statement: Yes <input type="checkbox"/> No <input type="checkbox"/>
Bus/School Address:				Zip:	Bus. Phone:		Phone:
Relative/ Contact Name:		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"/>	Age:	DOB:	SSN:
Address (#, Street, City, State):				Zip:	Home Phone:		Statement: Yes <input type="checkbox"/> No <input type="checkbox"/>
Bus/School Address:				Zip:	Bus. Phone:		Phone:
Relative/ Contact Name:		Relative/Contact Address:				Phone:	

EVIDENCE COLLECTED			
Description of Evidence	Date Recovered	Model Serial/I.D. Number	Drug Amount
<b>DVD SURVEILLANCE VIDEO FROM WALMART</b>	<b>4/20/2016</b>		
Owner(Name) <b>WALMART,</b>	(Address) <b>174 CYPRESS POINT</b>	(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 B. Colson  
Investigating Officer

700  
ID Number

FCs0  
Agency

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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>WEEKS, DUANE, WILLIAM</b>		Agency Case Number: <b>2016-00035257</b>	
<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 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:

On April 20<sup>th</sup> 2016 at approximately 8:40pm I, D/S B. Colson, responded to 174 Cypress Point Parkway Palm Coast, Florida 32164 in reference to a shoplifting incident that had just occurred. Prior to my arrival the suspect had fled in a white Mitsubishi Galant bearing Florida tag number: DMCW73. Units searched the area for the vehicle to no avail.

Upon making contact with Anthony DePasquale (Walmart loss prevention associate), he informed me that the male suspect, personally known to him as Duane William Weeks JR, was observed exiting the store through the garden section with \$467.13 of unpaid for merchandise.

Anthony provided me with Duane's first, middle, and last names. A photo of Duane was obtained through DAVID (Driver and Vehicle Information Database) and was compared to still images taken of Duane from Walmart DVD surveillance confirming his identity.

Duane was first witnessed pulling into the parking lot in the aforementioned vehicle, by Anthony. Duane then entered the store and proceeded to the electronics section where he selected a Straight Talk cell phone and Straight Talk activation card. Duane purchased these items, with cash, at the register located in the electronics section. Duane then enters the automotive section and begins selecting multiple items and placing them in his cart. Duane is then observed in the sporting goods section where he selects a boat motor from the shelf, also placing it in his cart. From the sporting good section, Duane enters the garden area and begins walking the perimeter isle. As Duane approaches the garden section exit doors he stops and flashes his receipt that he obtained from purchasing the Straight Talk cell phone earlier, to a Walmart employee. The employee waved him on, assuming all items had been paid for. Duane then exits the store through the garden section passing all possible points of purchase.

At this time Anthony attempted to apprehend Duane. As Anthony announced his reason for stopping him, Duane shoved the cart containing all of the merchandise to the side and ran to the aforementioned vehicle where he then fled prior to my arrival.

Anthony further advised me that Duane was accompanied by a female, also personally known to him as

Sworn to and subscribed before me, the undersigned this <u>21</u> day of <u>April</u> , 20 <u>16</u>	I swear/affirm the above statements are correct and true.	Right thumb
Name: <u>Daniel M. [Signature]</u>	OFFICER'S/COMPLAINANT'S SIGNATURE <u>D/S B. Colson</u>	
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>B. Colson</u> ID NUMBER <u>700</u>	
Type of Identification:		

707-B - COURT COPY

# Narrative 707-B Supplement

☐ Arrest  
☒ Affidavit  
☐ Notice to Appear

☐ Adult  
☐ Juvenile

Court Case  
Number:

Page # 4 of 4

Defendant Name: <b>WEEKS, DUANE, WILLIAM</b>	Agency Case Number: <b>2016-00035257</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:

Nina Evelyn Holly. Nina has previously been trespassed from this location (174 Cypress Point Parkway) from a previous Flagler County Sheriff's Office incident (11-76596). Nina did not assist Duane in selecting merchandise during the incident, however due to Nina being previously trespassed from this location, a 707 charging affidavit will be completed and forwarded to the state attorney's office reference trespass after warning.

Anthony provided me with a sworn written statement which will be submitted into records along with a copy of the receipt of the stolen merchandise and still images taken from DVD surveillance video of Duane during the incident. The DVD surveillance video will be submitted into evidence.

When Duane pushed the cart containing the merchandise, he left the Straight Talk cell phone and activation card with it. The phone and activation card will be submitted for safe keeping and available for Duane to recover. A copy of the receipt of these items will be submitted into records.

A 707 charging affidavit was completed and will be forwarded to the state attorney's office.

No further information.

Sworn to and subscribed before me, the undersigned this <u>21</u> day of <u>April</u> , <u>2016</u>	I swear/affirm the above statements are correct and true.	Right thumb
Name:	<u>D/S B. Colson</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 checked="" type="checkbox"/>	NAME(PRINTED) <u>B. Colson</u>	
Type of Identification:	ID NUMBER <u>700</u>	

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