

BEFORE THE SCHOOL BOARD OF PALM BEACH COUNTY, FLORIDA

ARTHUR C. JOHNSON, Ph.D.,
as Superintendent of Schools,

Petitioner,

vs.

Case No. [REDACTED]

[REDACTED]
Respondent.

FINAL ORDER

THIS MATTER came to be heard by the School Board of Palm Beach County, Florida, ("School Board") for the purpose of entering a Final Order in the above-styled cause. In consideration of the Recommendation of the Superintendent and the attached exhibits, the School Board makes the following Findings of Fact and Conclusions of Law.

FINDINGS OF FACT

1. Respondent's parent was notified by the Principal of Boca Raton Community High School that the Respondent was being recommended for expulsion on November 1, 2004. The Recommendation for Expulsion is incorporated by reference and made a part hereof as (Exhibit A).
2. Respondent's parent was notified by the Superintendent of the School District of Palm Beach County, Florida ("School District") on January 12, 2005, via certified and regular mail, that the Respondent would be recommended to the School Board to be expelled from the School District. The Notice of Recommendation for Expulsion is incorporated by reference and made a part hereof as (Exhibit B).
3. Said notice advised Respondent's parent of their right to an administrative hearing to contest the charges contained therein provided they requested a hearing within ten (10) days of receipt of same.
4. An expulsion hearing was requested by the parent and an expulsion hearing was held on December 22, 2004. The recommended order, dated December 24, 2004, is incorporated by reference and made a part hereof as (Exhibit C).

CONCLUSIONS OF LAW

1. The School Board has jurisdiction over the subject matter and the parties hereto.
2. The School Board finds that the Respondent is guilty of the acts alleged by the Superintendent in the letter dated January 12, 2005, to wit:

Possession of marijuana with the intent to sell and/or distribute and possession of drug paraphernalia while on the campus of Boca Raton Community High School on October 28, 2004.

ORDERED AND ADJUDGED by the School Board in regular session that the recommendation of the Superintendent be accepted and confirmed. [REDACTED] hereby expelled from the School District for one calendar year from November 12, 2004. Respondent may choose to continue educational services during his expulsion period at the ACS site. However, if Respondent is dismissed from that program by ACS, no further educational services will be offered by the District until the expulsion period is ended.

This Order may be appealed within thirty (30) days by filing a notice of appeal with the District Court of Appeal. Except in cases of indigence, the Court will require a filing fee and payment for preparing the record on appeal. For further explanation of the right to appeal, refer to § 120.68, Fla. Stat., and the Florida Rules of Appellate Procedure.

Dated this 16th day of March, 2005.

SCHOOL BOARD OF PALM BEACH COUNTY, FLORIDA

BY: _____

Thomas Lynch, Chairman

Attest: _____

Arthur C. Johnson, Ph.D., Secretary

(SEAL)

Filed with the Clerk of the School Board this ____ day of _____, 2005.

Alicia Palmer, Clerk

Boca Raton Community High School

1501 Northwest 15 Court, Boca Raton, Florida 33486

Phone: (561) 338-1400 Facsimile: (561) 338-1440

Principal Geoff M^cKee, Ph.D.

Regular & Certified Mail: 7001 2510 0008 6090 4092 (Return Receipt Requested)

November 1, 2004

[Redacted]

Regarding: [Redacted]

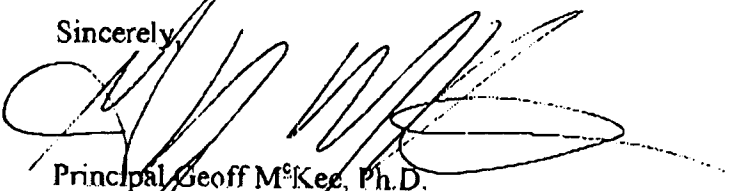
Dear Ms. [Redacted]

On October 28, 2004, [Redacted] as rendered a ten-day suspension, as documented by my letter to you (copy attached). Pursuant to Florida Statute § 230.23(6)©, which authorizes the School Board to decide cases recommended for expulsion. I have, in accordance with our District's discipline matrix recommended to the Expulsion Screening Committee that the School Board expel [Redacted] from the School District of Palm Beach County.

My recommendation is based on substantial evidence available to me supporting the following serious misconduct (Police Case Number 04-[Redacted] Officer Vizey of the school police reported that the drug-sniffing dog alerted to a car that was later identified as [Redacted] car. Officer Vizey, Officer Golden (School police officer assigned to Boca High), and Mr. O'Leath (Boca High Dean) escorted [Redacted] to his car. A search of the car led to the discovery of two bags of marijuana, empty plastic bags, a scale, and a pipe. The weight of the marijuana exceeded 20 grams.

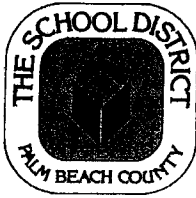
Pursuant to Florida Statute § 230.33(8), the Superintendent may extend the ten-day suspension until the date of the School Board Meeting when the School Board will act on this expulsion recommendation. If you choose to have Jonathan enrolled in the School District of Palm Beach County, he will be assigned to the Department of Alternative Education when his suspension ends.

Sincerely,



Principal Geoff M^cKee, Ph.D.

Copy: Area Superintendent
Chief Academic Officer
Director of Alternative Education
School Police



THE SCHOOL DISTRICT OF
PALM BEACH COUNTY, FLORIDA

ANN KILLETS
CHIEF ACADEMIC OFFICER

ARTHUR C. JOHNSON, Ph.D.
SUPERINTENDENT OF SCHOOLS

CHIEF ACADEMIC OFFICE
3300 FOREST HILL BLVD., C-316
WEST PALM BEACH, FL 33406-5813

Ph: 561-649-6888 Fx: 561-649-6837

www.PalmBeachSchool.org

FILE COPY

~~December 6, 2004~~

Jan 12, 2005

CERTIFIED AND REGULAR MAIL
RETURN RECEIPT REQUESTED

700 3 2260 0001 9364 0 847

NOTICE OF RECOMMENDATION FOR EXPULSION

Dear Ms. [REDACTED]

Based upon the recommendation of Dr. Geoff McKee, Principal of Boca Raton Community High School, and in accordance with **Florida Statute § 1006.07**, and Palm Beach County **School Board Policy 5.1813**, I will request that the School Board of Palm Beach County, Florida, expel your son, [REDACTED] from the Palm Beach County School District. This decision is based upon the following action:

Possession of marijuana with the intent to sell and/or distribute and possession of drug paraphernalia while on the campus of Boca Raton Community High School on October 28, 2004.

Pursuant to **Florida Statute § 120.569**, you have the right to an administrative hearing. Your request must be received by the Office of the Chief Academic Officer within ten (10) days of the date of this letter. If you request a hearing, a hearing officer will be appointed pursuant to **Florida Statute § 120.81(1)(e)**. If you do not request a hearing, this recommendation will become final.

Your son may receive educational services at the ACS Transition Program during this expulsion due process. If you have any questions regarding the expulsion due process or the educational services available at the ACS Intensive Site, please contact the Office of the Chief Academic Officer at 561-649-6888.

Sincerely,

Arthur C. Johnson, Ph.D.
Superintendent

ACJ:AK:JRA:LEP:ci

cc: Principal, Boca Raton Community High School
South Area Superintendent
Chief Academic Officer
Director of Alternative Education

BEFORE THE SCHOOL BOARD OF PALM BEACH COUNTY

CASE NO: 04/05-X-206

ARTHUR C. JOHNSON, As
Superintendent of Schools,

Petitioner

Vs.

[REDACTED]
Respondent

Laura Pincus, Esquire for Petitioner

Respondent represented by mother

RECOMMENDED ORDER

A Final Hearing was held in this matter in Boca Raton, Florida on December 22, 2004. The issue is whether to expel [REDACTED], who is a student and is presently enrolled in the Boca Raton Community High School, from the Palm Beach County School System pursuant to the provisions of Sections, 120.57(2), 228.041(26), 230.03, 230.23(6)(c)(1), 232.25, 232.26, Florida Statutes, as well as with regard to Palm Beach County School Board Policies 5.18 and 5.1813.

FINDINGS OF FACT

1. [REDACTED] is a student within the Palm Beach County School System enrolled at Boca Raton Community High School located in Boca Raton, Palm Beach County, Florida.
2. It is alleged that on October 28, 2004, [REDACTED] was in possession of marijuana with the intent to distribute and in possession of drug paraphernalia while on the campus of his High School. If the allegations are true, then the student committed an act in violation of School Board Policies 5.18 and 5.1813, which subjects a student to disciplinary action, including expulsion.

The mother of the student was notified of the allegations and requested a hearing. At the time of the hearing, the student and his mother [REDACTED] were present.

The School Board called one witness and introduced 1 document into evidence. The student testified in his own behalf. Set forth below is a synopsis of the testimony given by the witnesses.

P/O KENNETH VIZY. The officer and his K-9 partner were checking cars in the parking lot of the school when the dog alerted the officer of narcotics in an El Camino auto. While attempting to ascertain the owner, the student approached the car. When the officer attempted to question the student, he became uncooperative and would not identify himself. When the officer asked the student to come to the office, he resisted and was placed in handcuffs and brought to the office. P/O Golden and Assistant Principal Robert O'Leath were summoned and the student was read his Miranda rights. He signed the Miranda warning and a consent form to search his car. He told the officer that he had a pipe in his car. When the officer and the student got to the car, the student told the officer how to remove a portion of the dashboard which revealed a pipe that appeared to contain marijuana residue. In the glove compartment there were two bags of suspected marijuana weighing 28.10 grams and a small digital scale. A field test was conducted which indicated positive for marijuana. The student told the officer that he could have sold the marijuana for \$1200.00.

Robert O'Leath was not called as a witness but it was stipulated that his testimony would be the same as P/O Vizy.

The student testified in his own behalf. They would not let me call my lawyer or my mother. I told them not to search my car. They would not let me see the student handbook. The officer lied to me about searching my car. I never said \$1200.00; I said \$300.00 is a more reasonable amount. I did not intend to sell the marijuana and when I bought the two bags, the scale came with it.

The witness for the School Board was credible and his credibility was not impeached. His demeanor was consistent with his sincere effort to relate the facts to the best of his ability without trying to enhance or exaggerate his testimony.

In reviewing the testimony, I find that the Palm Beach County School Board did prove by a preponderance of the believable evidence that the respondent, [REDACTED] while on the school campus of Boca Raton Community High School, did possess with the intent to sell/distribute a controlled substance (marijuana) and that he did have in his possession drug paraphernalia.

CONCLUSIONS OF LAW

Every student of Palm Beach County has a right and obligation to attend a public school. Expulsion is the removal of these rights and obligations. These rights and obligations can be revoked under conditions set by the School Board. Florida Statutes Section 228.041(26).

The principal of a school or his designated representative, may recommend to the Superintendent of a school system the expulsion of any student who has committed a serious breach of conduct, including but not limited to possession of and or selling/distributing a controlled substance (marijuana) on a school campus or any other act which substantially disrupts the orderly conduct of the school. Florida Statutes Section 232.26(1)©.

The Superintendent may then recommend expulsion to the School Board setting forth the charges against the pupil and advising the pupil and his parent or guardian of his right to due process as prescribed by Florida Statute 120.57(2), and Florida Statute Section 230.33(8)©.

Palm Beach County School Board Policy 5.1813, incident code 74 requires mandatory recommendation for expulsion.

RECOMMENDATION

Based on the foregoing findings of fact and conclusions of law, the undersigned Hearing Officer recommends that the respondent, [REDACTED] be expelled from the Palm Beach County School System. The Hearing Office finds that the evidence supports a conclusion that the Respondent was in possession of a controlled substance (marijuana) with the intent to sell/distribute and that he was in possession of drug paraphernalia. These are serious deeds of misconduct and have the potential for serious bodily harm to the respondent, to other students and to members of the staff. These charges are substantial.

They were proven by a preponderance of the evidence. There is only one rational conclusion and that is a recommendation of expulsion.

RECOMMENDED this 24th day of December 2004.


JACK GOLD, ESQUIRE

Enclosure

SUMMARY OF INCIDENT

Student Name	[REDACTED]
Student #	[REDACTED]
Violation and Code	Possession w/Intent to sell 75 #3 Possession of drug paraphernalia 74 Resisting Arrest
School	Boca Raton High School
Principal	Dr. Geoff McKee
Area Superintendent	Carole Shetler
Grade	11
Sex	M
Age	16
Language	English
ESE?	No
504?	No
Police Report Charge, if known	
Persons Involved And Witnesses to Testify	Robert O'Leath
Additional Information (use additional page, if necessary)	Officer Vitz informed me that the drug dog made a positive hit on [REDACTED] car. I escorted [REDACTED] to his car along with officer Vitz and officer Golden. [REDACTED] opened the car door and the car was searched. Two bags of marijuana, a marijuana pipe, plastic bags and a scale were all found in his car.

I have reviewed the above information and recommend this child for expulsion.

Principal's Signature

[Handwritten Signature]

THE SCHOOL DISTRICT OF PALM BEACH COUNTY

DIRECTIONS: Write in the appropriate code number or letter in the corresponding boxes.

Student Discipline Referral

STUDENT NAME [REDACTED]	STUDENT NUMBER [REDACTED]	GRADE 11	ESE / SO4 <input type="checkbox"/> Yes <input type="checkbox"/> No	DATE 10/28/04	TIME 11:30
LOCATION [REDACTED]	SCHOOL PBCATS	INTERVENTIONS BY TEACHER BEFORE REFERRAL <input type="checkbox"/> Conference with student <input type="checkbox"/> Referral to CORE team <input type="checkbox"/> Telephone call to parent <input type="checkbox"/> Conference with counselor <input type="checkbox"/> Other <input type="checkbox"/> Letter to parent <input type="checkbox"/> De-escalation techniques <input type="checkbox"/> Mediation <input type="checkbox"/> Parent Conference <input type="checkbox"/> Problem solving techniques <input type="checkbox"/> Teacher detention <input type="checkbox"/> Other			
REPORTED BY GFR	STAFF ID NUMBER [REDACTED]	NATURE OF PROBLEM (Be Specific) OFFICER VIZY CAME TO me AND SAID THAT HIS dog had hit on A GRAY EL CAMINO in the parking lot. we found a large bag of marijuana A MARIJUANA PIPE, A DIGITAL SCALE AND PLASTIC BAGS (empty).			
REPORTED BY (CODE) (Use number below for those persons without a staff ID.)	575 - Paraprofessional 576 - Bus Driver 577 - Clerical 578 - Crossing Guard 579 - Custodian 580 - Food Service Staff 581 - Law Enforcement Officer 582 - Parent/Guardian 583 - Student 584 - Substitute Teacher 585 - School Volunteer 599 - Other				

DISTRICT NUMBER DISTRICT 50 If not District 50, provide District number	WHERE EVENT OCCURRED (circle one) 1 - SCHOOL GROUNDS / ON CAMPUS 2 - School sponsored activity / off campus 3 - School sponsored transportation (includes bus stops)	INVOLVEMENT TYPE (circle one) S - STUDENT N - Non-student B - Both student and non-student U - Unknown	RELATED ISSUES (circle all that apply) G - Gang related W - Weapon related A - Alcohol related H - Hate related D - Drug related
SCHOOL NO HOME SCHOOL If not Home School, provide School Number	WHEN EVENT OCCURRED (circle one) 1 - DURING SCHOOL HOURS 2 - Outside school hours, school sponsored activity 3 - Outside school hours, non-school sponsored activity 4 - Unrelated event or unknown	ADMINISTRATION ID 036	EVENT NUMBER 10/28/04
WHAT KIND OF WEAPON USED (if appropriate) K - Knife H - Handgun F - Firearm/Explosive device R - Rifle/Shotgun O - Other Weapon U - Unknown	ADMINISTRATOR'S NAME S. King	SIGNATURE OF PARENT _____ DATE _____	
DURATION How many days 10 Begin Date 10/21/04 Return Date 11/2/04	COMMENTS 10 days OSS	TRESPASSING NOTICE: I, the student, am aware that I may not be on school grounds and may not attend any school functions or school activities on or off school grounds at any Palm Beach County School District facility during the dates of my suspension.	
CASE NUMBER/AGENCY	CRT / TEAM INTERVENTION <input type="checkbox"/> Yes <input type="checkbox"/> No	SIGNATURE OF STUDENT _____ DATE _____	

OFFENSE-INCIDENT REPORT

Infile
 Juvenile Warn/Damiss
 1. Original
 2. Supplement

ADM.	Date of Supplement	PALM BEACH COUNTY SCHOOL BOARD	Agency Report Number 04
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Original Day Reported	Date	Time (mil)	Time Dispatched (mil)	Time Arrived (mil)	Time Completed (mil)
THU	10/28/2004	1047			

Incident Type	3. Misdemeanor	5. Ordinance	Incident: Day	Date	Time (mil)	Day	Date	Time (mil)
1. Felony	4. Traffic Misdemeanor	9. Other	From	THU	10/28/2004	1047	To	THU

OFF/INC #	Type	Description	A-Attempted	C-Committed	Statute Violation Number	NCIC/UCR Code
1	1	DRUG		<input checked="" type="checkbox"/>	893 - 13	350A

OFF/INC #	Type	Description	A-Attempted	C-Committed	Statute Violation Number	NCIC/UCR Code
2	3	DRUG EQUIP		<input checked="" type="checkbox"/>	893 - 147	350B

Incident Location (Street, Apt. Number)	City	Zip	District	Grid	Area	Zone
961	BOCA RATON	33486				

Business Name/Area Identifier	Forced Entry	Occupancy
BOCA RATON HS	0. N/A 1. Yes	0. N/A 1. Occupied 2. Unoccupied 3. Abandoned

Location Type	01. Residence Single	06. Gas Station	11. Specialty Store	16. Storage	21. Airport	26. Highway/Roadway	99. Other
	02. Apartment/Condo	07. Liquor Sales	12. Drug Store/Hospital	17. Gov't/Public Bldg.	22. Bus/Rail Terminal	27. Park/Woodlands/Field	

# OFF/INC.	# Victims	# Offenders	# Prem. Ent.	# Veh. Stolen	Type of Weapon	02. Rifle	03. Shotgun	05. Knife/Cutting Instrument	07. Hands/Fist/Feet	10. Fire/Incendiary	13. Drugs
03	01	01	00	00	00. N/A 01. Handgun	04. Firearm	06. Blunt Object	08. Poison	09. Explosives	11. Threat/Intimidation	12. Simulated Weapon

V/W Code	V-Victim	P-Proprietor	W-Witness	C-Reporting Person	Victim Type	0. N/A	4. Business	Race	N-N/A	I-American Indian	Sex	N-N/A	Residence Type	0. N/A	3. Florida	Residence Status	0. N/A	Extent of Injury	0. None
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Injury Type	03. Laceration	07. Loss of Teeth	Victim Relationship To Offender	06. Parent	10. Step-Child	14. Teacher	21. Employer
00. N/A	04. Unconscious	08. Burns	00. N/A	03. Spouse	07. Brother/Sister	11. In-Law	17. Neighbor

OFF/INC Indicator	V/W Code	#	V. Type	Name (Last, First, Middle or Business)	Residence Phone
1. #1 2. #2	1	0	01	GOLDEN, ADAM	

Address (Street, Apt. Number)	City	State	Zip	Business Phone
1501 NW 15TH COURT	BOA RATON	FL	33486	561-4348700

Other Contact Info. (Time Available, Interpreter, ect.)	Synopsis of Involvement
---	-------------------------

# V/W Code	Race	Sex	Date of Birth or Age	Res. Type	Res. Status	Extent of Injury	Injury Type(s)	Relationship	Ethnicity	W/Victim prefer charge?
V, W or P	W	M	35		1		00 00			Yes <input type="radio"/> No <input type="radio"/>

OFF/INC Indicator	V/W Code	#	V. Type	Name (Last, First, Middle or Business)	Residence Phone
1. #1 2. #2	1	0	02	O'LEATH, ROBERT	

Address (Street, Apt. Number)	City	State	Zip	Business Phone
1501 NW 15TH COURT	BOCA RATON	FL	33406	

Other Contact Info. (Time Available, Interpreter, ect.)	Synopsis of Involvement
---	-------------------------

# V/W Code	Race	Sex	Date of Birth or Age	Res. Type	Res. Status	Extent of Injury	Injury Type(s)	Relationship	Ethnicity	W/Victim prefer charge?
V, W or P	W	M	35		1		00 00			Yes <input type="radio"/> No <input type="radio"/>

OFF/INC Indicator	Suspect Code	Code #	Juvenile	Name (Last, First, Middle)	Residence Phone
1. #1 2. #2	S-Suspect A-Arrestee				

Maiden Name	Nickname/Street Name	Place of Birth	Residence Phone
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Last Known Address (Street, Apt. Number)	City	State	Zip	Business Phone
--	------	-------	-----	----------------

Occupation	Employer/School	Address	Social Security Number
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Driver's License State/Number	Immigration and Naturalization Number	Other I.D. Number	OBTS Number (Arrested)	FCIC/NCIC
-------------------------------	---------------------------------------	-------------------	------------------------	-----------

Clothing (Describe)	Scars/Marks/Tattoos (Location/Describe)
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Race	Sex	Date of Birth or Age	Height	Weight	Eye Color	Hair Color	Hair Length	Hair Style
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Complexion	Build	Facial Hair	Teeth	Speech/Voice	Special Identifiers
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SEE ATTACHED NARRATIVE

Person/Unit Notified	Time	Related Report Number(s)
		CIT7554DXAX

Officer(s) Reporting	I.D. Number(s)/Locator Code	Unit
VIZY	788	

Officer Reviewing (If Applicable)	I.D. Number	Routed To	Referred	Assigned To	By	Date
				OFF	JW	

Case Status	Clearance Type	A-Adult	Date Cleared	Jail Number	Number Arrested
CA	1. Arrest 2. Exceptional 3. Unfounded 4. Open Pend.	J	11/05/2004		01

Exception Type	2. Arrest on Primary	3. Death of Offender	5. Prosecution Declined	OBTS Number	Page
1. Extradition Declined	4. Offense Secondary Offense Without Prosecution	4. V/W Refused to Cooperate	6. Juvenile Custody	043316	of

PERSON(S) REPORT

Juvenile In Report

1. Original 2. Supplement

PALM BEACH COUNTY SCHOOL BOARD

Agency report Number

04 [REDACTED]

ADM	Date of Supplement		Primary Offense Description					Victim #1 Name														
	10/28/2004		NARCOTICS					STATE OF FLORIDA														
CODES	V/W Code		Victim Type		Race		Sex		Residence Type		Residence Status		Extent of Injury									
	V-Victim W-Witness R-Reporting Person		0. N/A 1. Juvenile 2. L.E. Officer 3. Adult		4. Business 5. Government 6. Church 9. Other		N-N/A W-White B-Black		N-N/A M-Male F-Female U-Unknown		0. N/A 1. City 2. County 3. Florida 4. Out-of-State		0. N/A 1. Full Year 2. Part Year 3. Non-Resident		0. None 1. Minor 2. Serious 3. Fatal							
VICTIM WITNESS	Injury Type		07. Loss of Teeth		Victim Relationship To Offender		06. Parent		10. Step-Child		14. Teacher		17. Friend		21. Employer							
	00. N/A 01. Gunshot 02. Stabbed 03. Laceration 04. Unconscious 05. Poss. Broken Bones 06. Poss. Internal Injury		08. Burns 09. Abrasions/Bruiuses 99. Other		00. N/A 01. Undetermined 02. Stranger		03. Spouse 04. Ex-Spouse 05. Co-Habitant		07. Brother/Sister 08. Child 09. Step-Parent		11. In-Law 12. Other Family 13. Student		15. Child of Boy/Girl 16. Boy/Girl Friend 18. Neighbor 19. Sitter/Day Care 20. Employee		22. Landlord/Tenant 23. Acquaintance 99. Other Known							
VICTIM WITNESS	OFF/INC Indicator		V/W Code #		V. Type		Name (Last, First, Middle or Business)					Residence Phone										
	1. #1 2. #2 3. Both		1 V 01		9		STATE OF FLORIDA															
VICTIM WITNESS	Address (Street, Apt. Number)					City		State		Zip		Business Phone										
	WEST PALM BEACH FL					33406																
VICTIM WITNESS	Other Contact Info. (Time Available, Interpreter, etc)					Synopsis of Involvement																
VICTIM WITNESS	If Victim Type		Race		Sex		Date of Birth or Age		Res. Type		Res. Status		Extent of Injury		Injury Type(s)		Relationship		Ethnicity		Will victim prefer charges ?	
	1, 2, or 3		N		N								00 00		00						Yes <input type="checkbox"/> No <input type="checkbox"/>	
VICTIM WITNESS	OFF/INC Indicator		V/W Code #		V. Type		Name (Last, First, Middle or Business)					Residence Phone										
	1. #1 2. #2 3. Both																					
VICTIM WITNESS	Address (Street, Apt. Number)					City		State		Zip		Business Phone										
VICTIM WITNESS	Other Contact Info. (Time Available, Interpreter, etc)					Synopsis of Involvement																
VICTIM WITNESS	If Victim Type		Race		Sex		Date of Birth or Age		Res. Type		Res. Status		Extent of Injury		Injury Type(s)		Relationship		Ethnicity		Will victim prefer charges ?	
	1, 2, or 3																				Yes <input type="checkbox"/> No <input type="checkbox"/>	
SUSPECT OR MISSING PERSON	OFF/INC Indicator		Suspect Code		E-Escapee		R-Recovered		Code #		Juvenile		Name (Last, First, Middle)									
	1. #1 2. #2 3. Both		S-Suspect A-Arrestee		M-Missing		Missing		Z-other													
SUSPECT OR MISSING PERSON	Maiden Name					Nickname/Street Name					Place of Birth		Residence Phone									
SUSPECT OR MISSING PERSON	Last Known Address (Street, Apt. Number)					City		State		Zip		Business Phone										
SUSPECT OR MISSING PERSON	Occupation					Employer/School					Address		Social Security Number									
SUSPECT OR MISSING PERSON	Driver's License State/Number					Immigration and Naturalization Number					Other ID. Number		OBTS Number		FCIC/NCIC							
SUSPECT OR MISSING PERSON	Clothing (Describe)					Scars/Marks/Tattoos (Location/Describe)																
SUSPECT OR MISSING PERSON	Race		Sex		Date of Birth or Age		Height		Weight		Eye Color		Hair Color		Hair Length		Hair Style					
SUSPECT OR MISSING PERSON	Complexion		Build		Facial Hair		Teeth		Speech/Voice		Special Identifiers											
SUSPECT OR MISSING PERSON	OFF/INC Indicator		Suspect Code		E-Escapee		R-Recovered		Code #		Juvenile		Name (Last, First, Middle)									
	1. #1 2. #2 3. Both		S-Suspect A-Arrestee		M-Missing		Missing		Z-other													
SUSPECT OR MISSING PERSON	Maiden Name					Nickname/Street Name					Place of Birth		Residence Phone									
SUSPECT OR MISSING PERSON	Last Known Address (Street, Apt. Number)					City		State		Zip		Business Phone										
SUSPECT OR MISSING PERSON	Occupation					Employer/School					Address		Social Security Number									
SUSPECT OR MISSING PERSON	Driver's License State/Number					Immigration and Naturalization Number					Other ID. Number		OBTS Number		FCIC/NCIC							
SUSPECT OR MISSING PERSON	Clothing (Describe)					Scars/Marks/Tattoos (Location/Describe)																
SUSPECT OR MISSING PERSON	Race		Sex		Date of Birth or Age		Height		Weight		Eye Color		Hair Color		Hair Length		Hair Style					
SUSPECT OR MISSING PERSON	Complexion		Build		Facial Hair		Teeth		Speech/Voice		Special Identifiers											
MISSING PERSON/INAWAY	Incident Type		Foul Play Suspected ?		Missing Before ?		Fingerprints Available ?		Photo Available ?		Dental Record Available ?		MCIC Form Provided ?									
	1. Runaway 2. Parental 3. Involuntary 4. Disabled 5. Endangered 6. Disaster Victim 7. Voluntary Adult 8. Unknown		1. Yes 2. No		1. Yes 2. No 6. Unknown		1. Yes 2. No 6. Unknown		1. Yes 2. No 6. Unknown		1. Yes 2. No 6. Unknown		1. Yes 2. No									
MISSING PERSON/INAWAY	Date Last Seen		Time Last Seen		Location Last Seen (Address, City, St)		Accompanied By															
MISSING PERSON/INAWAY	Mental/Physical Condition					Medication Required/Type					Doctor/Dentist (Name, Phone Number)											
MISSING PERSON/INAWAY	Property Carried					ID. Type/Number					ID. Type/Number											
MISSING PERSON/INAWAY	Probable Destination					Name/Address					Transportation Mode											
MISSING PERSON/INAWAY	Recovery Information		2. Located- Not Returned		3. Hospitalized		4. HRS Custody		5. Law Enforcement Custody		6. Returned to Parent		7. Deceased		9. Other							
	0. N/A 1. Voluntary																					
ADMINISTRATIVE	Officer(s) Reporting		ID. Number(s)/Locator code		Unit		Date															
	VIZY		788																			
ADMINISTRATIVE	Officer Reviewing (If Applicable)		ID. Number		Routed To		Referred To		Assigned To		By		Date									
									OEF		JW											
												Page	Page									
													of									

COMPLAINT / ARREST AFFIDAVIT

PALM BEACH COUNTY SCHOOL BOARD

OBTS Number 043316, Felony Juvenile, Agency Code, Municipal P.D. Def. ID No., MDPD Records and ID No., Court Case No. 04, DEFENDANT'S NAME, LOCAL ADDRESS, PERMANENT ADDRESS, BUSINESS ADDRESS, STUDENT, DRIVER'S LICENSE NO., State, Social Security No., Scars, Tattoos, Unique Physical Features

Weapon Seized? Yes No 00, Arrest Date 10/28/2004, Arrest Time, Arrest Location 961 BOCA RATON HS, GRID, If Def. has Concealed Weapons Permit, PERMIT # W-, CO-DEFENDANTS, Last First Middle, DOB mo/day/yr, In Custody, At Large, Felony, Misdemeanor, Juvenile

Table with columns: CODE, DRUG ACTIVITY (S, B, T, R, D, E, K, Z, M), DRUG TYPE (N, A), B. Barbiturate, C. Cocaine, E. Heroin, H. Hallucinogen, M. Marijuana, O. Opium/Derv, P. Paraphernalia/Equipment, S. Synthetic, U. Unknown, Z. Other

Table with columns: CHARGES, Activity, Type, Counts, STATUTE, D.V., AC, CAPIAS, BW, FW, PW, CIT, VIOLATION OF SECT. Rows include: 1. DRUG (S, M, 01, 893.13.1, 2, 1), 2. DRUG EQUIP (P, P, 01, 893.147., 2, 1), 3. OBSTRUCT (N, N, 01, 843.02., 2, 1), 4. (, , , , , 1)

The undersigned certifies and swears that he has just and reasonable grounds to believe, and does believe that the above named Defendant On the _____ day of _____ At _____ (Time) _____ (Location, include name of business)

committed the following violation of law: Narrative; (Be specific) SEE ATTACHED NARRATIVE

Hold for Other Agency, Agency Verified by, I swear that the above Statement is correct and true to the best of my knowledge and belief, VIZY Officer's Name, Officer's Signature, Department Name, Court ID Number/Loc.Code, Deputy of the Court or Notary Public, Signature of Defendant / Juvenile and Parent or Guardian

COURT COPY

PROPERTY REPORT

1. Original
2. Supplement 1

PALM BEACH COUNTY SCHOOL BOARD

Agency Report Number
043316

Date of Supplement		
Original Date Reported 10/28/2004	Primary Offense Description NARCOTICS	Victim #1 Name STATE OF FLORIDA

Person code V-Victim S-Suspect	P-Proprietor A-Arrestee Z-Other	Status Code 1. Stolen 2. Recovered	3. Stolen and Recovered 4. Recovered for Other Jurisdiction	5. Lost 6. Found 7. Safekeeping	8. Evidence/Seized 9. Other	Damage Code 0. N/A 1. Arson	2. Criminal Mischief 3. During other Offense 9. Other
--------------------------------------	---------------------------------------	--	---	---------------------------------------	--------------------------------	-----------------------------------	---

Property Type A. Auto Accessory/Parts B. Bicycle C. Camera/Photo Equipment D. Drug E. Equipment/Tool	F. Food/Liquor/Consumable G. Gun H. Household Appliance/Goods I. Plant/Citrus J. Jewelry/Precious Metal	K. Clothing/Fur L. Livestock M. Musical Instrument N. Construction Machinery O. Office Equipment	P. Art/Collection Q. Computer Equipment R. Radio/Stereo S. Sports Equipment T. TV/Video/VCR	U. Currency/Negotiable V. Credit Card/Non-Negotiable W. Boat Motor X. Structure Y. Farm Equipment	Z. Miscellaneous
---	---	--	---	---	------------------

Person Code #	Item #	Status	Damage	Property Type	Quantity	Name	Brand	Model Name/Number
V	01	01	8	D		DRUG		
Serial Number						Owner Applied Number		
Value						Value Recovered		Date Recovered
\$						\$ 485		10/28/2004
Description (Size, Color, Caliber, Barrel Length, Etc.)						(2) suspected marijuana in plastic bag approx. 23.07 grams/approx. 5.03 grams suspected residue		

Person Code #	Item #	Status	Damage	Property Type	Quantity	Name	Brand	Model Name/Number
Serial Number						Owner Applied Number		
Value						Value Recovered		Date Recovered
\$						\$		
Description (Size, Color, Caliber, Barrel Length, Etc.)								

Person Code #	Item #	Status	Damage	Property Type	Quantity	Name	Brand	Model Name/Number
Serial Number						Owner Applied Number		
Value						Value Recovered		Date Recovered
\$						\$		
Description (Size, Color, Caliber, Barrel Length, Etc.)								

Person Code #	Item #	Status	Damage	Property Type	Quantity	Name	Brand	Model Name/Number
Serial Number						Owner Applied Number		
Value						Value Recovered		Date Recovered
\$						\$		
Description (Size, Color, Caliber, Barrel Length, Etc.)								

Person Code #	Item #	Status	Damage	Property Type	Quantity	Name	Brand	Model Name/Number
Serial Number						Owner Applied Number		
Value						Value Recovered		Date Recovered
\$						\$		
Description (Size, Color, Caliber, Barrel Length, Etc.)								

Person Code #	Item #	Status	Damage	Property Type	Quantity	Name	Brand	Model Name/Number
Serial Number						Owner Applied Number		
Value						Value Recovered		Date Recovered
\$						\$		
Description (Size, Color, Caliber, Barrel Length, Etc.)								

Person Code #	Item #	Status	Damage	Property Type	Quantity	Name	Brand	Model Name/Number
Serial Number						Owner Applied Number		
Value						Value Recovered		Date Recovered
\$						\$		
Description (Size, Color, Caliber, Barrel Length, Etc.)								

Property Stolen	\$	Change in Property Stolen Value	\$
Property Recovered	\$ 485	Change in Property Recovered Value	\$

Activity	Type	Description	Quantity	Unit	Estimated Street Value
					\$
					\$
					\$

SEE ATTACHED NARRATIVE

Officer(s) Reporting VIZY	ID. Number(s)/Locator Code 788	Unit	Date
Officer Reviewing (If applicable)	ID. Number	Routed To	Referred To
			Assigned To OEF
			By JW
			Date
			Page Page

NARRATIVE CONTINUATION

FLO 504200

PALM BEACH COUNTY SCHOOL DISTRICT POLICE

Case: 04-
Investigator: K. Vizy #788
Reported Date: 10/28/04 - 1047 Hours

ON OCTOBER 28, 2004, ON APPROXIMATELY 1047 HOURS, WHILE AT BOCA RATON HIGH SCHOOL (1501 N.W. 15TH COURT, BOCA RATON, FL), WHILE CONDUCTING A SEARCH OF THE TEACHERS' PARKING LOT, SCHOOL DISTRICT OF PALM BEACH COUNTY NARCOTIC DETECTION K-9 "BOSCO" GAVE AN ABNORMAL RESPONSE TO THE PASSENGER SIDE DOOR OF A 1984 CHEVY SILVER-IN-COLOR (LICENSE NUMBER FL). WHILE IN THE AREA, I ASKED A STUDENT (LATER IDENTIFIED AS WHO WAS WALKING IN THE AREA, WHERE HE WAS GOING; HE ADVISED THAT HE WAS GOING TO HIS CAR. HE IDENTIFIED HIS VEHICLE AS AN . I ASKED HIM HIS NAME; HE REFUSED TO IDENTIFY HIMSELF. I THEN ASKED HIM TO REPORT WITH ME TO THE OFFICE. I EXPLAINED THAT HE NEEDED TO IDENTIFY HIMSELF. HE GAVE THE NAME AND DID NOT ADVISE FURTHER (MUMBLING AND SHAKING HIS HEAD). I INSTRUCTED HIM TO STAY SEATED IN THE FRONT OFFICE; THAT IF HE CONTINUED NOT TO FOLLOW MY DIRECTIONS HE WOULD BE PLACED IN HANDCUFFS AND NOT TO MOVE. HE THEN BEGAN TO OPERATE HIS CELLPHONE. I ADVISED HIM NOT TO. HE CONTINUED AND AS I BEGAN TO ATTEMPT TO TAKE THE PHONE (TO STOP THE OPERATION) HE BECAME RESISTIVE, PULLING AWAY FROM MY PERSON. HE WAS ADVISED THAT HE WAS BEING PLACED IN HANDCUFFS. HE CONTINUED TO STRUGGLE, ATTEMPTING TO BREAK HOLD OF ME. AT ONE POINT HE WAS STANDING ON THE BENCH HE WAS SITING ON AND I WAS THEN ABLE TO PLACE HIM IN HANDCUFFS.

DURING THE INVESTIGATION, WAS ADVISED OF HIS CONSTITUTIONAL RIGHTS AFTER WHICH HE A FIRST REFUSED TO COOPERATE (ADVISING THAT HE WANTED HIS ATTORNEY). HE LATER SIGNED THE MIRANDA RIGHTS FORM AS WELL AS A CONSENT TO SEARCH FORM AND ADVISED THAT HE HAD SOMETHING IN HIS VEHICLE. HE VOLUNTARILY AGREED TO ESCORT OFFICER GOLDEN, ROBERT O'LEATH AND MYSELF TO HIS VEHICLE TO SHOW US. WHILE EN ROUTE, HE ADVISED THAT HE HAD A PIPE IN HIS VEHICLE.

ASSISTED AND DIRECTED TO THE CENTER SHIFT CONSOLE OF THE VEHICLE WHICH WHEN OPENED WAS DISCOVERED WHAT APPEARED TO BE A GLASS PIPE CONTAINING WHAT APPEARED TO BE MARIJUANA IN A FABRIC CASE. FURTHER DISCOVERED IN THE VEHICLE, WAS WHAT APPEARED TO BE A PLASTIC BAG CONTAINING WHAT APPEARED TO BE SUSPECTED MARIJUANA FROM THE CENTER CONSOLE, ONE "DIGI WEIGHT SCALE" DIGITAL SCALE AND PLASTIC BAG CONTAINING SUSPECTED MARIJUANA FROM THE GLOVE BOX, ONE OPENED BOX OF PLASTIC SANDWICH BAGS.

A SAMPLE OF ONE OF THE SUSPECTED MARIJUANA "ROACHES" WAS FIELD TESTED USING A "SIRCHIE NARK #8 DUQUENOIS REGENT MARIHUANA - HASHISH - THC TEST KIT", WHICH YIELDED POSITIVE RESULTS.

THE GLASS PIPE CONTAINED WHAT APPEARED TO BE MARIJUANA RESIDUE IN A FABRIC CASE (ESTIMATED VALUE \$25.00). FURTHER DISCOVERED IN THE VEHICLE WAS WHAT APPEARED TO BE A PLASTIC BAG CONTAINING WHAT APPEARED TO BE SUSPECTED MARIJUANA (APPROXIMATELY 23.07 GRAMS ESTIMATED VALUE \$350.00)

Case: 04-
Investigator: K. Vizy #788
Reported Date: 10/28/04 - 1047 Hours

FROM THE CENTER CONSOLE, ONE "DIGI WEIGHT SCALE" DIGITAL SCALE (ESTIMATED VALUE \$60.00) AND PLASTIC BAG CONTAINING SUSPECTED MARIJUANA (APPROXIMATELY 5.03 ESTIMATED VALUE \$50.00) AND FROM THE GLOVE BOX, ONE OPENED BOX OF PLASTIC SANDWICH BAGS (ESTIMATED VALUE \$0.25) WERE PLACED INTO EVIDENCE.

WAS PLACED UNDER ARREST AND CHARGED WITH OBSTRUCTION AND OPPOSING/RESISTING ARREST WITH OUT VIOLENCE, POSSESSION OF DRUG PARAPERNALIA AND POSSESSION OF MARIJUANA WITH INTENT TO SELL ON SCHOOL GROUNDS. PARENTAL CONTACT WAS MADE AND ADVISED.

MAY IT BE NOTED THAT SUSPECTED MARIJUANA RESIDUE FROM THE SUSPECT VEHICLE WAS DISCOVERED AND PLACED INTO A PLASTIC "SANDWICH-TYPE" BAG ALSO OBTAINED FROM INSIDE THE VEHICLE, WHICH WAS PLACED INTO EVIDENCE.

NO FURTHER AT THIS TIME.

THE SCHOOL DISTRICT OF PALM BEACH COUNTY
SCHOOL POLICE DEPARTMENT

Miranda Rights

Case No.	04 [REDACTED]
Date	October 28 2004
Time	1100

I am required to warn you before you make any statement that you have the following constitutional rights...

1. You have the right to remain silent and not answer any questions.
2. Any statement you make must be freely and voluntarily given.
3. You have the right to the presence and representation of a lawyer of your choice before you make any statement and during any questioning.
4. If you cannot afford an attorney, you are entitled to the presence and representation of a court appointed lawyer before you make any statement and during any questioning.
5. If at any time during the interview you do not wish to answer any questions, you are privileged to remain silent.
6. I can make no threats or promises to induce you to make a statement. This must be of your own free will.
7. Any statement can and will be used against you in a court of law.

I have been advised of my Miranda Rights and I understand them.

Me han avisado de mis derechos Miranda y los entiendo.

Yo te ban m ek [REDACTED] da mwen genyen, epi mwen konprann yo.

[REDACTED SIGNATURE]

DATE
FECHA
DAT

Police Officer Ken Vizy
Policia
Ofisyè Polis

I.D. No 788
Nº de Identidad
Nimewo Idantite

Location School Police Office of the Boca Raton Community High School
Lugar de entrevista
Kote konvèsasyon an te fet

Witness _____
Testigo
Temwen

Witness _____
Testigo
Temwen



THE SCHOOL DISTRICT OF PALM BEACH COUNTY
SCHOOL POLICE DEPARTMENT

Consent to Search

04- [REDACTED]

Read everything on this page BEFORE you sign it. Be sure you understand it.

Your Right: You have the Constitutional right to refuse a search of your property for evidence by Law Enforcement officers unless they have a valid search warrant.

Search date 10/28/2004 Location Boca Raton Community High School 1501 NW 15th Ct, Boca Raton, FL

I, [REDACTED], having been informed of my Constitutional right not to have a search made of the premises, (automobile) or (other) _____ (circle correct one and cross through others), hereinafter mentioned, without a search warrant and of my right to refuse to consent to such a search, hereby authorize OFF. K. VIEY and RELATED Law

Enforcement officers of the School Board of Palm Beach County to conduct a complete search of my premises, (automobile) (other) _____ which is described as CHEVY "EL CAMINO" and which is located at BOCA RATON H.S. 7071405 FL

These Law Enforcement officers are authorized by me to take from my premises, (automobile) (other) CONTRABAND AND RELATED, and furnish me with a receipt for, any letters, papers, materials, or other property taken into custody by them which they believe is criminal evidence or evidence associated with the commission of a criminal offense, This written permission is being given by me to the above named Law Enforcement Officers voluntarily and without threats or promises of any kind. I understand that I can refuse them permission to search unless they have a proper search warrant.

[REDACTED SIGNATURE]

DATE _____

Witnesses

PANEL: _____

A03. DEMOGRAPHICS

YEAR: 05

Monday November 15, 2004 3:45 pm

STDT: [REDACTED]

LAST	APP FIRST	MIDDLE	AKA	FORMER
[REDACTED]	[REDACTED]	[REDACTED]		

RES NBR	DR	STREET	TYPE	PD	APT/BLDG	CITY	ST	ZIP+4
[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]			[REDACTED]	[REDACTED]	[REDACTED]

MLG NBR	DR	STREET	TYPE	PD	APT/BLDG	CITY	ST	ZIP+4

SEX	RACE	DOB	BIRTH CITY	ST	VER	PHONE	PUB	SUMMER	ORIG	SAC	SCHL2
M	W	[REDACTED]	[REDACTED]	[REDACTED]	1	[REDACTED]			[REDACTED]		

ENT	DATE	SCHL	GR	OD	CL	AT	W/D	DATE	PR	PF	SSN	EXTRNL	NBR	PC	PS	PD
R03	[REDACTED]	[REDACTED]	11		01	Y	W02	[REDACTED]			[REDACTED]	[REDACTED]		S	FL	50

LNG	PGL	COB	SURVEY	STAT	CAT	LEP	RES	EN:DS	SCHL	C1:B-H-M-N	CH2	EHA	D/B	ST:C	M	EX
EN	EN	US	042402			ZZ	3			NNNN	N	N	N	N	NN	Z

PF1=HELP 3=EXIT 7=BKWD 8=FWD 12=ESCAPE

RECORD IS DISPLAYED...NEXT?

TERML: Z12F

SECTION 2: State Attorney's Office Filing Information

DEFENDANT [REDACTED] [REDACTED] [REDACTED]

AIKIA [REDACTED]

Co-Defendants (if any) N/A

Victim related/acquainted with defendant? Yes No N/A

Arrest date 10/28/2004 Agency case number 04-1732

Arresting/lead officer: K.VIZY ID number: 788

Agency **PALM BEACH COUNTY SCHOOL POLICE** Phone Number (561) 434 - 8300

Current shift hours _____ to _____ Days off Saturday and Sunday

Leave/shift change information _____

Was arrest made for, or in conjunction with another agency and if so, what agency?

N/A Phone no. () -

Sentencing recommendations MAX.

Additional comments (if any)

Filing documents attached

- 1. Rough Arrest
- 2. P.C. Affidavit (sworn original)
- 3. Sworn Statement of Material Witnesses
- 4. Witness/Evidence List
- 5. Offense Reports (all)
- 6. Accident Reports (all)
- 7. Witness Statements (all)
- 8. FCIC/NCIC Criminal History

Other attachments Include

- 9. _____
- 10. _____
- 11. _____

Please note requirements of sworn statement(s) of material witnesses required by supreme court for filing (rule 3.140(9) Rcrp)

SECTION 3: Defendant/Evidence List

Defendant [REDACTED] [REDACTED] [REDACTED] Circuit Court case # _____

Arresting/lead officer K.VIZY ID number 788

Filing Officer (if different from arresting) _____

A. Names, addresses and phone number of all persons who may have information which may be relevant to the offense charged or any defense thereto, are provided beginning on page 6.

B. Are there any victim/witness statements available? Yes No
 Written Taped Oral (Check only if statement was written down when person said it)
Copy of transcript provided? Yes No

C. Written, recorded, and/or oral statements of defendant (use additional pages if necessary).

1. Person to whom made _____

Date of statement ____ / ____ / ____ Written Taped Oral

If oral, what did he/she say?

2. Person to whom made _____

Date of statement ____ / ____ / ____ Written Taped Oral

If oral, what did he/she say?

SECTION 3: Defendant/Evidence List continued

D. Written, recorded, and/or oral statements of co-defendant (use additional pages if necessary).

1. Person to whom made _____

Date of statement ____ / ____ / ____ Written Taped Oral

If oral, what did he/she say?

2. Person to whom made _____

Date of statement ____ / ____ / ____ Written Taped Oral

If oral, what did he/she say?

E. Grand Jury Testimony Yes No

F. Confidential Information Yes No

G. Electronic Surveillance Yes No

H. Search and/or Seizure Yes No

I. Reports of Experts Yes No

Name of expert _____

Nature of testimony _____

J. Papers or objects belonging to or obtained from defendant.

ITEMS	CUSTODIAN	CHAIN OF CUSTODY
1. SUSPECTED MARIJUANA PLASTIC BAG		PLACED IN EVIDENCE
2. SUSPECTED MARIJUANA PLASTIC BAG		PLACED IN EVIDENCE
3. SUSPECTED MARIJUANA RESIDUE PLASTIC BAG		PLACED IN EVIDENCE
4. PLASTIC "SANDWICH" TYPE BAGS		PLACED IN EVIDENCE
5. "DIGI WEIGHT SCALE"		PLACED IN EVIDENCE
6. GLASS PIPE WITH RESIDUE/ FABRIC BAG		PLACED IN EVIDENCE
7.		
8.		
9.		
10.		
11.		
12.		

07 5516

50 BAGS

WITH ERGONOMIC FOR EASY HANDLING

50 BAGS
JANOMATIC

181511M X 5

DigiWigh
ORIGINAL SCALES



ARREST / NOTICE TO APPEAR
Juvenile Referral Report

1. Arrest 3. Request for Warrant 1 Juvenile
2. N.T.A. 4. Request for Capias

OBTS Number
Agency ORI Number: FLO 5 0 4 2 0 0
Agency Name: PALM BEACH COUNTY SCHOOL DISTRICT POLICE
Agency Report Number: 9 9 - 0 4
Change Type: 1. Felony, 2. Traffic Felony, 3. Misdemeanor, 4. Traffic Misdemeanor, 5. Ordinance, 6. Other
Weapon Seized/Type: 1. Yes, 2. No
Location of Arrest: BOCA RATON H.S. 1501 N.W. 15 TH. CT. BOCA RATON
Location of Offense: BOCA RATON H.S. 1501 N.W. 15 TH. CT. BOCA RATON
Date of Arrest: 1 0 2 8 0 4
Time of Arrest: 1 0 4 9
Booking Date, Booking Time, Jail Date, Jail Time, Location of Vehicle

Name (Last, First, Middle), Alias (Name, DOB, Social Security #, Etc.)
Race, Sex, Date of Birth, Height, Weight, Eye Color, Hair Color, Complexion, Build
Scars, Marks, Tattoos, Unique Physical Features (Location, Type, Description)
Marital Status: SINGLE
Religion
Indication of: Unk., Alcohol Influence, Residence Type: 1. City, 2. County, 3. Florida, 4. Out of State
Local Address, Permanent Address, Business Address (Name, Street), (City), (State), (Zip), Phone
Address Source: RECORD/ VERBAL
Occupation
D/I Number, State, Social Security Number, INS Number, Place of Birth: MORGANTOWN W.V., Citizenship: USA

Co-Defendent Name (Last, First, Middle), Race, Sex, Date of Birth
Arrested, At Large, Felony, Misdemeanor, Juvenile

Parent, Legal Custodian, Other: Name (Last, First, Middle), Residence Phone
Address (Street, Apt. Number), (City), (State), (Zip), Business Phone
Notified by: (Name), Date, Time, Juvenile Disposition: 1. Handled/Processed within Dept. and Released, 2. TOT HRS/CYF, 3. Incarcerated
Released To: (Name), Relationship, Date, Time
The above address was provided by defendant and/or defendant's parents. The child and/or parent was told to keep the Juvenile Court Clerk's Office (Phone 355-2526) informed of any change of address.
Yes, by: (Name) OFC. K. VIZY, No: (Reason)
School Attended: BOCA RATON H.S., Grade: 11
Property Crime?, Description of Property, Value of Property

Drug Activity: S. Sell, R. Smuggle, K. Dispense/Distribute, M. Manufacture/Produce/Cultivate, Z. Other
Drug Type: N. N/A, A. Amphetamine, B. Barbiturate, C. Cocaine, E. Heroin, H. Hallucinogen, M. Marijuana, O. Opium/Deriv., P. Paraphernalia/Equipment, S. Synthetic, U. Unknown, Z. Other
Charge Description: POSS. OF MARIJUANA WITH INTENT TO SELL ON SCHOOL GROUNDS, Counts: 1, FSS, Statute Violation Number: 8 9 3 - 1 3, Violation of ORD #
Drug Activity: P/S, Drug Type: M, Amount/Unit: APPROX. 29 GRAM, Offense #: 04-3316, Warrant/Capias Number, Bond
Charge Description: POSSESSION OF DRUG PARA, Counts: 3, FSS, Statute Violation Number: 8 9 3 - 1 4 7, Violation of ORD #
Drug Activity, Drug Type, Amount/Unit, Offense #: 04-3316, Warrant/Capias Number, Bond
Charge Description: OPPOSING AND OBSTUCTION / RESISTING ARREST WITHOUT VIOLENCE, Counts: 1, FSS, Statute Violation Number: 8 4 3 - 0 2, Violation of ORD #
Drug Activity, Drug Type, Amount/Unit, Offense #: 04-3316, Warrant/Capias Number, Bond
Charge Description, Counts, FSS, Statute Violation Number, Violation of ORD #
Drug Activity, Drug Type, Amount/Unit, Offense #, Warrant/Capias Number, Bond

Mandatory Appearance in Court: Location (Court, Room Number, Address), Month, Day, Year, Time, A.M./P.M.
I AGREE TO APPEAR AT THE TIME AND PLACE DESIGNED TO ANSWER THE OFFENSE CHARGED OR TO PAY THE FINE SUBSCRIBED. I UNDERSTAND THAT SHOULD I WILLFULLY FAIL TO APPEAR BEFORE THE COURT AS REQUIRED BY THIS NOTICE TO APPEAR, THAT I MAY BE HELD IN CONTEMPT OF COURT AND A WARRANT FOR MY ARREST SHALL BE ISSUED.
Signature of Defendant (or Juvenile and Parent/Custodian), Date Signed

Hold for other Agency Name: Signature of Arresting Officer: X, Name Verification (Printed by Arrested) (PRINT)
Name of Arresting Officer (Print): K. VIZY, ID #: 788
Witness here if subject signed with an "X", PAGE
Intake Deputy, ID #, Transporting Officer, ID #, Agency, OF

OBTs Number	PROBABLE CAUSE AFFIDAVIT	1. Arrest	3. Request for Warrant	1	Juvenile <input checked="" type="checkbox"/>
Agency ORI Number FLO 5 0 4 2 0 0	Agency Name PALM BEACH COUNTY SCHOOL DISTRICT POLICE	Agency 9 9	Report Number - 0 4 -		
Change Type Check as many as apply			Special Notes		
<input checked="" type="checkbox"/> 1. Felony	<input checked="" type="checkbox"/> 3. Misdemeanor	<input type="checkbox"/> 5. Ordinance			
<input type="checkbox"/> 2. Traffic Felony	<input type="checkbox"/> 4. Traffic Misdemeanor	<input type="checkbox"/> 6. Other			

DEF Name (Last, First, Middle)	Alias	Race W	Sex M	Date of Birth
---------------------------------------	-------	-----------	----------	---------------

CHARGE Charge Description POSS. OF MARIJUANA WITH INTENT TO SELL ON SCHOOL GROUNDS	Opposition AND OBSTRUCTION / RESISTING ARREST WITHOUT VIOLENCE
Charge Description POSSESSION OF DRUG PARA	Charge Description

VICTIM Victim's Name (Last, First, Middle)	Race	Sex	Date of Birth
Local Address (Street, Apt. Number)	(City)	(State)	(Zip)
Business Address (Name, Street)	(City)	(State)	(Zip)

The undersigned certifies and swears that he/she has just and reasonable grounds to believe, and does believe that the above named Defendant committed the following violation of law. The Person taken into custody...

committed the below acts in my presence. was observed by _____ who told _____ that he/she saw the arrested person commit the below acts.


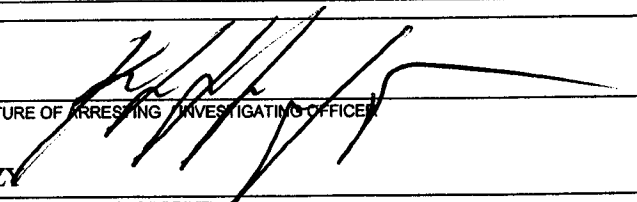
confessed to admitting to the below facts. was found to have committed the below acts, resulting from my (described) investigation.

On the 28th day of Oct 2004 at 1047 A.M. P.M. (Specifically include facts constituting cause for arrest.)

PROBABLE CAUSE STATEMENT

WHILE AT BOCA RATON H.S. WHILE CONDUCTING A SEARCH OF THE TEACHERS PARKING LOT S.D.P.B.C.P.D. NARCOTIC DETECTION K-9 "BOSCO" GAVE AN ABNORMAL RESPONSE THE PASSENGER SIDE DOOR OF A 1984 CHEVY "EL CAMINO" SILVER IN COLOR (LICENSE NUMBER JO7-KXD FL.). WHILE IN THE AREA I ASKED A STUDENT (LATER IDENTIFIED AS _____ WHO WAS WALKING IN THE AREA WHERE HE WAS GOING. HE ADVISED THAT HE WAS GOING TO HIS CAR. HE IDENTIFIED HIS VEHICLE A "EL CAMINO". I ASKED HIM HIS NAME HE REFUSED TO IDENTIFY HIMSELF. I THE ASKED HIM TO REPORT WITH ME TO THE OFFICE. I EXPLAINED THAT HE NEEDED TO IDENTIFY HIMSELF HE GAVE THE MAE _____ AND DID NOT ADVISE FURTHER. I INSTRUCTED HIM TO STAY SEATED IN THE FRONT OFFICE THAT IF HE CONTINUED NOT TO FOLLOW MY DIRECTIONS HE WOULD BE PLACED IN HANDCUFFS AND NOT TO MOVE. HE THEN BEGAN TO OPERATE HIS CELL PHONE, I ADVISED HIM NOT TO, HE CONTINUED AS I BEGAN TO ATTEMPT TO TAKE THE PHONE HE BECAME RESISTIVE, PULLING AWAY FROM MY PERSON. HE AS ADVISED THAT HE WAS BEING PLACED IN HANDCUFFS, HE CONTINUED TO STRUGGLE, ATTEMPTING TO BREAK HÔLD OF ME, AT ONE POINT HE WAS STANDING ON THE BENCH HE WAS SITING ON, I WAS THEN ABLE TO PLACE HIM IN HANDCUFFS.

DURING THE INVESTIGATION _____ WAS ADVISED OF HIS CONSTITUTIONAL RIGHTS AFTER WHICH HE A FIRST REFUSED TO COOPERATE. HE LATER SIGNED THE MIRANDA RIGHTS FORM AS WELL AS A CONSENT TO SEARCH FORM AND ADVISED THAT HE HAD SOME THING IN HIS VEHICLE. HE VOLUNTARILY AGREED TO ESCORT MYSELF, OFC. . GOLDEN, ROBERT O'LEATH TO HIS VEHICLE TO SHOW US. WHILE IN ROUTE HE ADVISED THAT HE HAD A PIPE IN HIS VEHICLE.

ADMINISTRATIVE SWORN AND SUBSCRIBED BEFORE ME	SIGNATURE OF ARRESTING / INVESTIGATING OFFICER
	
NOTARY PUBLIC / CLERK OF COURT / POLICE OFFICER (F.S.S. 117.10)	K. VIZY
DATE <u>102804</u>	NAME OF OFFICER (PLEASE PRINT)
	DATE <u>102804</u>
	PAGE 1 OF 2

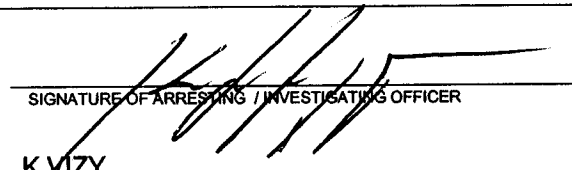
ADM	Agency ORI Number FLO 5 0 4 2 0 0	THE SCHOOL DISTRICT OF PALM BEACH COUNTY SCHOOL POLICE Probable Cause Narrative Continuation	<input checked="" type="checkbox"/> Juv. <input type="checkbox"/> Adult	<input checked="" type="checkbox"/> 1 - Original <input type="checkbox"/> 2 - Suppl.	<input checked="" type="checkbox"/> 1 - Offense <input type="checkbox"/> 2 - Arrest	Case Number 04 [REDACTED]
	Original Date Reported 10 28 2004	Offense POSS. OF MARIJUANA WITH INTENT TO SELL ON SCHOOL GROUNDS				

[REDACTED] ASSISTED AND DIRECTED TO THE CENTER SHIFT CONSOLE OF THE VEHICLE WHICH WHEN OPENED WAS DISCOVERED WHAT APPEARED TO BE A GLASS PIPE CONTAINING WHAT APPEARED TO BE MARIJUANA IN A FABRIC CASE. FURTHER DISCOVERED IN THE VEHICLE WAS WHAT APPEARED TO BE A PLASTIC BAG CONTAINING WHAT APPEARED THE BE SUSPECTED MARIJUANA FROM THE CENTER CONSOLE, ONE "DIGI WEIGHT SCALE" DIGITAL SCALE AND PLASTIC BAG CONTAINING SUSPECTED MARIJUANA FROM THE GLOVE BOX, ONE BOX (OPENED) OF PLASTIC SANDWICH BAGS.

A SAMPLE OF ONE OF THE SUSPECTED MARIJUANA "ROACHES" WAS FIELD TESTED USING A "SIRCHIE NARK #8 DUQUENOIS REGENT MARIHUANA- HASHISH- THC TEST" WHICH YIELDED POSITIVE RESULTS.

THE GLASS PIPE CONTAINED WHAT APPEARED TO BE MARIJUANA RESIDUE, IN A FABRIC CASE (ESTIMATED VALUE \$25.00). FURTHER DISCOVERED IN THE VEHICLE WAS WHAT APPEARED TO BE A PLASTIC BAG CONTAINING WHAT APPEARED THE BE SUSPECTED MARIJUANA (APPROXIMATELY 23.07 G. ESTIMATED VALUE \$350.00)) FROM THE CENTER CONSOLE , ONE "DIGI WEIGHT SCALE" DIGITAL SCALE (ESTIMATED VALUE \$60.00) AND PLASTIC BAG CONTAINING SUSPECTED MARIJUANA (APPROX. 5.03 ESTIMATED VALUE \$50.00) FROM THE GLOVE BOX, ONE BOX (OPENED) OF PLASTIC SANDWICH BAGS (ESTIMATED VALUE \$0.25). WAS PLACED INTO EVIDENCE.

[REDACTED] WAS PLACED UNDER ARREST AND CHARGED WITH OBSTRUCTION AND OPPOSING / RESISTING ARREST WITH OUT VIOLENCE, POSSESSION OF DRUG PARA, AND POSSESSION OF MARIJUANA WITH INTENT TO SELL ON SCHOOL GROUNDS. PARENT CONTACT WAS MADE AND ADVISED.

ADMINISTRATIVE	SWORN AND SUBSCRIBED BEFORE ME	SIGNATURE OF ARRESTING / INVESTIGATING OFFICER 
	[REDACTED] NOTARY PUBLIC / CLERK OF COURT / POLICE OFFICER (F.S.S. 117.10) 102804 DATE	K. YIZY NAME OF OFFICER (PLEASE PRINT) 102804 DATE



7

FLORIDA UNIFORM TRAFFIC CITATION

COUNTY OF **PALM BEACH**

CITY (IF APPLICABLE)

7 X
DXA

CHECK DIGIT

(1) F.H.P. (2) P.D. (3) S.O. (4) OTHER

P.B.C. SCHOOL AGENCY 98

IN THE COURT DESIGNATED BELOW THE UNDERSIGNED CERTIFIES THAT HE/SHE HAS JUST AND REASONABLE GROUNDS TO BELIEVE AND DOES BELIEVE THAT ON

DAY OF WEEK **THUR** MONTH **10** DAY **28** YEAR **2004** 1099

COMPLAINT (RETAINED BY COURT)

TELEPHONE NUMBER

DATE OF BIRTH

DATE OF VIOLATION

ORDER LICENSE NUMBER

PLATE NUMBER

VEHICLE MAKE

VEHICLE MODEL

VEHICLE COLOR

VEHICLE TYPE

VEHICLE REGISTRATION

VEHICLE REGISTRATION STATE

VEHICLE REGISTRATION YEAR

VEHICLE REGISTRATION MONTH

VEHICLE REGISTRATION DAY

VEHICLE REGISTRATION YEAR

VEHICLE REGISTRATION MONTH

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VEHICLE REGISTRATION YEAR

VEHICLE REGISTRATION MONTH

VEHICLE REGISTRATION DAY

VEHICLE REGISTRATION YEAR

DID UNLAWFULLY COMMIT THE FOLLOWING OFFENSE. CHECK ONLY ONE OFFENSE EACH CITATION.

- UNLAWFUL SPEED _____ MPH SPEED APPLICABLE
- INTERSTATE 4-LANE HWY WITH 20 FT. MEDIAN OUTSIDE BUS. OR RES. DIST.
- CARELESS DRIVING
- SAFETY BELT VIOLATION
- EXPIRED DRIVER LICENSE
- VIOLATION OF TRAFFIC CONTROL DEVICE
- IMPROPER OR UNSAFE EQUIPMENT
- FOUR (4) MONTHS OR LESS
- VIOLATION OF RIGHT-OF-WAY
- EXPIRED TAG
- MORE THAN FOUR (4) MONTHS
- IMPROPER CHANGE OF LANE OR COURSE
- SIX (6) MONTHS OR LESS
- NO VALID DRIVER LICENSE
- IMPROPER PASSING
- MORE THAN SIX (6) MONTHS
- DRIVING WHILE LICENSE SUSPENDED OR REVOKED
- CHILD RESTRAINT
- NO PROOF OF INSURANCE
- DRIVING UNDER THE INFLUENCE OF ALCOHOLIC BEVERAGES, CHEMICAL OR CONTROLLED SUBSTANCES, DRIVING ACTUAL PHYSICAL CONTROL WHILE IMPAIRED, OR DRIVING ACTUAL PHYSICAL CONTROL WITH UNLAWFUL BLOOD ALCOHOL LEVEL, BAC _____ %

OTHER VIOLATIONS OR COMMENTS PERTAINING TO OFFENSE:

Possession of Marijuana

WITH INTENT TO SELL

SECTION **893**

IN VIOLATION OF STATE STATUTE

PROPERTY DAMAGE

INJURY TO OTHER

SERIOUS BODILY INJURY TO ANOTHER

FATAL

CRIMINAL VIOLATION: COURT APPEARANCE REQUIRED, AS INDICATED BELOW.

INFRACTION: COURT APPEARANCE REQUIRED, AS INDICATED BELOW.

INFRACTION WHICH DOES NOT REQUIRE APPEARANCE IN COURT.

COURT INFORMATION

DATE

TIME

COURT

LOCATION

7554-DXA

CHECK DIGIT X