

ARREST AFFIDAVIT / FIRST APPEARANCE FORM

CITRUS COUNTY SHERIFF'S DEPARTMENT

10158

OBTS NO 0901078788		AGENCY Citrus County Sheriff's Office		ORI FL0090000				
COURT CASE NO. 2014CF469		AGENCY CASE NO. 2014-00059711						
ARREST TYPE: Felony								
DEFENDANT BALL, DANIEL CHARLES ADDRESS MAILING ADDRESS PHONE (352)422-4347 RESIDENCY Full-time		DOB 07/20/1985 SEX M RACE W HGT 6ft 0 in WGT 150.0 HAIR BRO EYES HAZ ALIAS BALL, DANIEL C SCARS-MARKS PLACE OF BIRTH FL						
PLACE OF EMPLOYMENT DRIVER LICENSE B400163852600 FL		OCCUPATION Laborer PHONE SOCIAL SECURITY NO.						
VEHICLE TOWED BY		☐ Vehicle Hold HOLD AGENCY TOW CO. PHONE						
DATE OF ARREST 05/01/2014 11:28		LOCATION OF ARREST 10386 W HALLS RIVER RD, HOMOSASSA						
ALCOHOL INFLUENCE No DRUG INFLUENCE No WEAPON SEIZED N TYPE		JUVENILE DISPOSITION						
ACTIVITY F. Forgery T. Traffic R. Smuggle Z. Other O. Counterfeit P. Possess D. Deliver K. Dispense/Distribute A. Fraud S. Sell U. Use N. N/A X. Stolen Property B. Buy M. Manufacture/Produce/Cultivate		TYPE A. Amphetamine H. Hallucinogen Z. Other B. Barbituate M. Marijuana P. Paraphernalia/Equipment C. Cocaine O. Opium/Derivative U. Unknown R. Heroin S. Synthetic N. N/A						
CHARGES								
DESCRIPTION	COUNT	ACTIVITY	TYPE	NCIC	CIS	STATUTE	BOND	TO SCHED
Felony Battery - Domestic - By Strangulation	1					784.041(2)(A)	\$0	

ORIGINAL

MAY- 2'14 8:38

☐ Complaint ☒ Arrest		COURT CASE NO. <u>2014CF469</u>		AGENCY CASE NO. <u>2014-00059711</u>	
- Affidavit Continuation				DATE OF BIRTH <u>07/20/1985</u>	
DEFENDANT NAME BALL, DANIEL CHARLES				JAIL INMATE NUMBER	
JAIL LOG (to be completed by Booking Officer)					
DATE BOOKED	TIME BOOKED AM PM	BOOKING OFFICER	FINGERPRINTED BY	PHOTOGRAPHED BY	BIN NUMBER
ADVISED OF RIGHTS BY		CHECK FOR WARRANT NCIC ☐ FCIC ☐ LOCAL ☐	HOLDS YES ☐ NO ☐	AGENCY OF HOLD	
ATTORNEY (if known)		RELIGION J ☐ PR ☐ C ☐ OTHER ☐	MARITAL S ☐ M ☐ D ☐ SEP ☐	TELEPHONE CALL LOGGED TIME AM PM #	
NEXT OF KIN / PARENTS OF JUVENILE (for emergency)		RELATION	ADDRESS		PHONE: (352) PHONE:
BOND DATE	RETURNABLE COURT DATE	RETURNABLE COURT TIME	RELEASE DATE	RELEASE TIME AM PM	RELEASING OFFICER
BOND CHARGE A	BOND CHARGE B	BOND CHARGE C	BOND CHARGE D	BOND CHARGE E	
NAME AND ADDRESS OF BONDSMAN				BOND TYPE: ROR ☐ SURETY ☐ CASH ☐ BAIL BOND ☐ CERT ☐ OTHER ☐	
APPROVING OFFICER SIGNATURE					

PROBABLE CAUSE AFFIDAVIT: (specify probable cause for each charge)

Before Me, the undersigned authority personally appeared W. Polliard #1288 who being duly sworn, alleges, on information and belief, that on the 01 day of MAY, 2014 in Citrus County, Florida the defendant did:

SUBMITTED BY: POLLIARD, WILLIAM 1288 (AR14-10158)

DID UNLAWFULLY COMMIT BATTERY UPON THE VICTIM BY ACTUALLY AND INTENTIONALLY TOUCHING OR STRIKING SAID PERSON AGAINST SAID PERSON'S WILL, OR BY INTENTIONALLY CAUSING BODILY HARM, TO WIT: THE DEFENDANT DID TWICE PLACE HIS HANDS AROUND THE VICTIM'S NECK AND SQUEEZE CAUSING MINOR INJURY, IN VIOLATION OF FLORIDA STATE STATUTE, 784.03(1)(A)(1). ON 050114 AT APPROXIMATELY 0910 HOURS, I ARRIVED AT THE HUDDLE HOUSE RESTAURANT LOCATED AT 1208 NE 5TH STREET IN CRYSTAL RIVER, FLORIDA, IN REFERENCE TO A PAST DOMESTIC DISTURBANCE.

UPON ARRIVAL I MADE CONTACT WITH THE VICTIM, MS MELISSA CURRY. SHE STATED THAT THAT BETWEEN THE HOURS OF 0730 AND 0815 ON 050114, SHE AND HER BOYFRIEND, MR DANIEL BALL, (DEFENDANT) GOT IN TO A VERBAL ALTERCATION WHICH ESCALATED TO A PHYSICAL ALTERCATION.

THE VICTIM EXPLAINED THAT SHE AND THE DEFENDANT LIVE TOGETHER, AND HAVE A ONE YEAR OLD JUVENILE SON (ERIC BALL) IN COMMON. THE VICTIM STATED THAT AT APPROXIMATELY 0730 HOURS ON 050114, SHE HAD GIVEN ERIC FOOD AND WAS GETTING OUT OF THE SHOWER. THE VICTIM ADVISED THAT ERIC WAS CRYING, AT WHICH TIME THE SUSPECT WOKE UP AND YELLED AT THE CHILD. THE VICTIM STATED SHE AND THE SUSPECT THEN ENTERED IN TO A VERBAL ALTERCATION, AT WHICH TIME THE SUSPECT TOLD HER NOT TO GO TO WORK BECAUSE HE DID NOT NOW IF THEY COULD GET A BABYSITTER FOR THEIR SON, ERIC. THE VICTIM STATED SHE QUIT ARGUING WITH THE SUSPECT AND WENT TO THE BACK PORCH TO COOL OFF.

THE VICTIM ADVISED THAT WHEN SHE RE-ENTERED THE RESIDENCE, THE SUSPECT BEGAN TO ARGUE WITH HER AGAIN. THE VICTIM STATED THE DEFENDANT TOLD HER THAT IF SHE TAKES THEIR CHILD, ERIC, AND ENDS HER RELATIONSHIP WITH HIM, HE WOULD FIND HER AND THEIR SON AND KILL THEM. AT THAT TIME, THE VICTIM ADVISED SHE WAS HOLDING THEIR SON, ERIC, WHILE SHE SAT ON THE EDGE OF THE BED IN THE BEDROOM THAT SHE AND THE DEFENDANT SHARE.

THE VICTIM STATED THE DEFENDANT THEN BEGAN THROWING HER WORK CLOTHES AT HER WHILE STATING, 'IF YOU DON'T PUT THIS ON I'LL CHOKE YOU?'. AT THAT TIME, THE SUSPECT APPROACHED THE VICTIM FROM THE FRONT, PUT BOTH HIS HANDS AROUND HER NECK AND CHOKED HER. THIS PUSHED THE VICTIM FROM HER SEATED POSITION IN TO A LAYING POSITION WHERE SHE WAS FACE UP. THE VICTIM STATED THE DEFENDANT THEN GOT OFF OF HER, HOWEVER, APPROXIMATELY FIVE MINUTES LATER, THE DEFENDANT AGAIN CHOKED HER IN THE SAME MANNER. THE VICTIM STATED THE

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DEFENDANT THEN DROVE HER TO WORK, AT WHICH TIME SHE CONTACTED THIS AGENCY.

DURING MY INVESTIGATION, THE VICTIM APPEARED EXTREMELY SHAKEN UP AND REPEATEDLY APOLOGIZED TO THIS DEPUTY FOR HER NERVOUS BEHAVIOR. THE VICTIM TOLD ME THAT SHE WAS SCARED OF THE DEFENDANT, AND REQUESTED INFORMATION ON HOW TO OBTAIN AN INJUNCTION FOR PROTECTION AGAINST THE DEFENDANT.

I OBSERVED REDNESS WHICH WOULD BE CONSISTENT WITH SQUEEZING ON THE LEFT SIDE OF THE VICTIM'S NECK. I ALSO OBSERVED A SCRATCH ON THE LEFT REAR SIDE OF THE VICTIM'S NECK. I OBSERVED MINOR REDNESS TO THE RIGHT SIDE OF THE VICTIM'S NECK.

I PHOTOGRAPHED ALL OF THE VICTIM'S INJURIES. SEE MY CST REPORT FOR FURTHER.

THE VICTIM DID NOT REQUEST EMERGENCY MEDICAL SERVICES. BASED ON THE CIRCUMSTANCES OF THIS INCIDENT, AND THE EXTENT OF THE VICTIM'S INJURIES, I DID NOT DISPATCH THE ASSISTANCE OF EMERGENCY MEDICAL SERVICES. TO MY KNOWLEDGE, THE VICTIM WAS NOT PREGNANT AT THE TIME OF THE INCIDENT.

THE VICTIM COMPLETED A PUBLIC INFORMATION EXEMPTION FORM, ALONG WITH A STATE ATTORNEYS INTAKE FORM. I PROVIDED THE VICTIM WITH CASA AND VICTIM RIGHTS PAMPHLETS.

I PROVIDED THE VICTIM WITH AN AGENCY CASE CARD BEARING MY NAME, IDENTIFICATION INFORMATION AND THIS ASSIGNED CASE NUMBER. I ALSO EXPLAINED TO THE VICTIM THE PROCESS INVOLVED IN OBTAINING AN INJUNCTION FOR PROTECTION AGAINST THE DEFENDANT.

I ADVISED THE VICTIM TO CONTACT THIS AGENCY WITH ANY ADDITIONAL QUESTIONS OR CONCERNS REFERENCE TO THIS CASE.

AT APPROXIMATELY 1108 HOURS ON 050114, I ARRIVED AT THE SEA GRASS PUB AND GRILL LOCATED AT 10386 WEST HALLS RIVER ROAD AND MADE CONTACT WITH THE DEFENDANT. AT APPROXIMATELY 1115 HOURS, I READ THE DEFENDANT HIS MIRANDA RIGHTS VIA PRE-PRINTED AGENCY CARD. THE DEFENDANT ADVISED THAT HE UNDERSTOOD AND AGREED TO SPEAK WITH ME. THE DEFENDANT ADVISED THAT HE AND THE VICTIM ENTERED IN TO A VERBAL ALTERCATION DURING THE MORNING HOURS OF 050114. HE STATED THE ARGUMENT WAS BECAUSE THE VICTIM WANTED HIM TO CLEAN THE HOUSE EARLY IN THE MORNING. THE DEFENDANT STATED THAT HE AND THE VICTIM GOT IN TO A HEATED VERBAL DISPUTE WHICH TOOK PLACE THROUGHOUT THE RESIDENCE, BUT MOSTLY IN THEIR BEDROOM. THE DEFENDANT DENIED EVER TOUCHING THE VICTIM. WHEN SPEAKING WITH THE DEFENDANT, HE APPEARED EXTREMELY NERVOUS AND STUMBLERD ON HIS WORDS. I ASKED THE DEFENDANT ABOUT THE MARKS I OBSERVED ON THE VICTIM'S NECK. THE DEFENDANT THEN PAUSED BEFORE STATING THAT HE DID NOT TOUCH THE VICTIM AND BEGAN TO CRY. THE DEFENDANT REPEATEDLY STATED THAT HE DID NOT TOUCH THE VICTIM. THE DEFENDANT COMPLETED A SWORN WRITTEN STATEMENT WHICH I COLLECTED AND TURNED IN TO RECORDS.

GIVEN THE PHYSICAL INJURIES I OBSERVED ON THE VICTIM; THE STATEMENTS I RECEIVED FROM THE VICTIM; THE DEMEANOR OF BOTH PARTIES AND THE INFORMATION I DISCOVERED REFERENCE TO A PAST INCIDENT, I ADVISED THE DEFENDANT HE WAS BEING PLACED UNDER ARREST AT 1128 HOURS FOR ONE COUNT OF FELONY DOMESTIC BATTERY. THE DEFENDANT WAS HANDCUFFED (DOUBLE LOCKED) BEHIND HIS BACK AND SEATED IN THE REAR OF MY PATROL VEHICLE FOR TRANSPORT TO THE CITRUS COUNTY DETENTION FACILITY.

WHILE INVESTIGATING THIS INCIDENT, I CONDUCTED CRIMINAL HISTORY CHECKS ON THE DEFENDANT AND THE VICTIM. I DISCOVERED THAT THE DEFENDANT HAS BEEN THE SUSPECT OR THE DEFENDANT IN THREE PREVIOUS BATTERY CASES, AND ONE PRIOR AGGRAVATED ASSAULT CASE. ALSO, IN 2012, THE DEFENDANT WAS ARRESTED IN TWO DRUG INVESTIGATIONS. THE VICTIM WAS ARRESTED IN 2011 FOR DRIVING UNDER THE INFLUENCE, AND THE VICTIM OF A PAST DOMESTIC DISTURBANCE WHERE THE DEFENDANT WAS THE SUSPECT. IN JANUARY OF 2008, THE VICTIM WAS THE SUSPECT IN A CHILD NEGLECT CASE WHICH WAS CRIMINALLY UNFOUNDED.

I CONTACTED THE DEPARTMENT OF CHILDREN AND FAMILIES IN REFERENCE TO THIS INCIDENT AND SPOKE WITH OPERATOR 0524, ?ANDREAS?.

UPON ARRIVAL AT THE DETENTION FACILITY, THE DEFENDANT WAS TURNED OVER TO DETENTION

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STAFF FOR PROCESSING. THE DEFENDANT'S BOND WAS SET AT NONE PER THE BOND SCHEDULE FOR DOMESTIC CHARGES.

NO FURTHER ACTION TAKEN.

?If you are a person with a disability who needs any accommodation in order to participate in this proceeding, you are entitled, at no cost to you, to the provision of certain assistance. Please contact the ADA Coordinator at the Office of the Trial Court Administrator, Citrus County Courthouse, 110 North Apopka Avenue, Inverness, Florida 34450, Telephone (352) 341-6700, at least 7 days before your scheduled court appearance, or immediately upon receiving this notification if the time before the scheduled appearance is less than 7 days; if you are hearing or voice impaired, call 711.?

SWORN to and SUBSCRIBED before me

this 01 day of MAY 2014

Notary Public, Certified Officer

[Signature] #1288
 AFFIANT
 Citrus County Sheriff's Department
 ARRESTING AGENCY

ORIGINAL