

Sheriff



Larry Ashley, Okaloosa County Sheriff

1250 Eglin Parkway • Shalimar, Florida 32579-1234
Phone: (850) 651-7410 • Email: sheriff@sheriff-okaloosa.org

January 20, 2012

ATTACK ON DOG WITH MEAT CLEAVER LEADS TO TWO ARRESTS



Martin McDonald

Shawn Spencer

Two Crestview men are charged with felony animal cruelty after one gave the other a meat cleaver to stop a dog fight.

A witness says 38-year old Martin McDonald's dog went into a neighbor's yard on Magnolia Lane in Crestview around 5:30 p.m. Thursday and began attacking the dog that lived there. She says McDonald started kicking the neighbor's dog to break up the fight. When that didn't work, 31-year old Shawn Spencer handed McDonald a meat cleaver and said, "try this".

McDonald repeatedly hit neighbor Natalie Horn's dog in the neck and back with the cleaver, causing severe injuries.

PAWS responded and took Horn's dog to the emergency vet in Niceville. The dog was still alive as of Friday morning.

McDonald told an Okaloosa Sheriff's deputy he was not in fear for his own safety and didn't believe the dogs posed any threat to anyone nearby when he attacked his neighbor's pet with the meat cleaver.

The OCSO has charged both McDonald and Spencer with one count of felony animal cruelty.

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The Okaloosa County Sheriff's Office is accredited by the Commission for Florida Law Enforcement Accreditation.

"The Okaloosa County Sheriff's Office provides equal access and equal opportunity in employment and services and does not discriminate"

IN THE CIRCUIT/COUNTY COURT IN THE FIRST JUDICIAL CIRCUIT IN AND FOR OKALOOSA COUNTY, FLORIDA

COPY

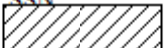
ARREST REPORT

OKALOOSA CO SHERIFF'S OFFICE

REPORT NO: OCSO12ARR000593

Jail Booking No	Offense No OCSO12OFF000648	Other No	OBTS
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[SUSPECT]

<u>Last</u>	<u>First</u>	<u>Middle</u>	<u>Title</u>	<u>Race</u>	<u>Sex</u>	<u>DOB</u>	<u>Age</u>	<u>Hgt</u>	<u>Wgt</u>
MCDONALD	MARTIN	HAROLD		W	M	1/20/1974	38	5'08"	160
<u>Eyes</u>	<u>Hair</u>	<u>MNI Number</u>	<u>SSN</u>	<u>ID. No.</u>	<u>St</u>	<u>Type</u>	<u>OCA/Agency ID</u>		
BRO	BLK	OCSO00MNI006870		M235560740204	FL	DL/E	186474		

Birth Location: City: County: State: Nation: COSTA RICA Citizenship: U.S.A.
Address

6103 N MAGNOLIA LN CRESTVIEW FL 32539

Occupations (Current/Last Known is Listed First)

Business: SELF EMPLOYED, Job Title: SUB-CONTRACTOR, Entered: 6/23/2007

Suite:

Business: SELF-EMPLOYED, Job Title: , Entered: 3/18/2006

Suite:

Business: SELF EMPLOYED, Job Title: ROOFER, Entered: 3/15/2005

Suite:

Business: HENRY COUNTY HOMES INC, Job Title: , Entered: 2/28/2005

Suite: CRESTVIEW FL 32536

Business: SELF, Job Title: , Entered: 12/10/2002

Suite:

Business: MELONY LLOYD, Job Title: CAREGIVER, Phone: 850 Entered: 1/6/2002

Suite:

Business: D & K ROOFING, Job Title: , Entered: 4/19/2000

Suite:

Aliases (Last, First Middle Title DOB)

MCDONALD, ALBERT 1/20/1974

Street Names

* none found in MNI *

[INCIDENT INFORMATION]

Occurred Date Range: 1/19/2012	to	Lat / Long
No. Di Street	Apt/Lot City	ST Zip (GEO)
		- - -

[CHARGES]

828.12.2

CONSERVATION-ANIMALS

CAUSE CRUEL DEATH PAIN AND SUFFERING

<u>Counts</u>	<u>Level</u>	<u>Degree</u>	<u>GOC</u>	<u>UCR</u>	<u>NCIC</u>	<u>AON</u>	<u>Bond Amount</u>
1	Felony	Third	Principal	9000		6201	

[STATEMENT OF PROBABLE CAUSE / NARRATIVE]

On 1/19/12 I responded to 6107 in reference to an animal incident. Upon arrival I observed the victim, Natalie Horn's canine lying on the ground bleeding profusely from at least four separate lacerations on its neck and back, each laceration was approximately six inches in length and approximately three inches deep. Further investigation revealed during the fight between the canines, the defendant, Martin McDonald, approached the canines and began kicking the victim's canine in an attempt to break up the fight. However, when his efforts failed, the co-defendant, Shawn Spencer provided the defendant with a meat cleaver and stated "try this." The defendant took the meat cleaver and began to repeatedly strike the victim's dog on his neck and back.

The witness, Kathleen Gallagher, stated she observed the defendant's canine entered onto the victim's property located at 6107 Magnolia Ln and attack the victim's canine. She further observed the defendant obtain the meat cleaver from the

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() Pro

Bond Set by Judge _____ () None () ROR/Sign
 _____ () Cash () PTR
 _____ () Any
 _____ () Pro
 _____ () PtIQ
 () Purge _____
 () SC _____

Return Court: CIRCUIT COURT: FELONY Date: 2/21/2012 Time: 13:30

Instructions: _____

[DISPOSITION]

<u>Disposition Type</u>	<u>Release Type</u>	<u>Other Desc</u>
<u>Release Date</u> <u>Release Time</u> <u>Release Officer</u>		<u>Printed</u> <u>Printed By</u>
		<u>No</u>

Released To

<u>Court DispositionType</u>	<u>Court Disposition Description</u>
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[ADDITIONAL PERSONS]

COURT DISPOSITION: _____

(right index)

No Bill / Petition Issue Warrant Prosecution Approved

Signature of Assistant State Attorney

Date

COPY

IN THE CIRCUIT/COUNTY COURT IN THE FIRST JUDICIAL CIRCUIT IN AND FOR OKALOOSA COUNTY, FLORIDA

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Jail Booking No	Offense No OCSO12OFF000648	Other No	OBTS
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[SUSPECT]

<u>Last</u>	<u>First</u>	<u>Middle</u>	<u>Title</u>	<u>Race</u>	<u>Sex</u>	<u>DOB</u>	<u>Age</u>	<u>Hgt</u>	<u>Wgt</u>
SPENCER	SHAWN	LEE		W	M	7/2/1980	31	6'00"	155
<u>Eyes</u>	<u>Hair</u>	<u>MNI Number</u>	<u>SSN</u>	<u>ID. No.</u>	<u>St</u>	<u>Type</u>	<u>OCA/Agency ID</u>		
BLU	BLN	OCSO05MNI017569		S152792802420	FL				

Birth Location: City: County: State: Nation: Citizenship:
Address

6104 N MAGNOLIA LN CRESTVIEW FL 32539

Occupations (Current/Last Known is Listed First)

Business: BEVIL CONSTRUCTION, Job Title: , Entered: 11/23/2008
Suite:

Business: WC CONSTRUCTION, Job Title: , Entered: 7/31/2008
Suite:

Business: BARBER CONSTRUCTION, Job Title: FRAMER, Entered: 8/10/2005
Suite: NAVARRE FL 32566

Aliases (Last, First Middle Title DOB)

* none found in MNI *

Street Names

* none found in MNI *

[INCIDENT INFORMATION]

Occurred Date Range: 1/19/2012	to	Lat / Long
No. Di Street	Apt/Lot City	ST Zip (GEO)

[CHARGES]

828.12.2

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1	Felony	Third	Principal	9000		6201	

[STATEMENT OF PROBABLE CAUSE / NARRATIVE]

On 1/19/12 I responded to 6107 in reference to an animal incident. Upon arrival I observed the victim, Natalie Horn's canine lying on the ground bleeding profusely from at least four separate lacerations on its neck and back, each laceration was approximately six inches in length and approximately three inches deep. Further investigation revealed during the fight between the canines, the defendant, Martin McDonald, approached the canines and began kicking the victim's canine in an attempt to break up the fight. However, when his efforts failed, the co-defendant, Shawn Spencer provided the defendant with a meat cleaver and stated "try this." The defendant took the meat cleaver and began to repeatedly strike the victim's dog on his neck and back.

The witness, Kathleen Gallagher, stated she observed the defendant's canine entered onto the victim's property located at 6107 Magnolia Ln and attack the victim's canine. She further observed the defendant obtain the meat cleaver from the co-defendant. Afterwards, the defendant while positioned in a standing position began violently and repeatedly striking the victim's canine until it released its hold on his canine.

P.A.W.S. (Panhandle Animal Welfare Society) personnel responded to the scene and transported the victim's canine to the emergency veterinarian hospital in Niceville, Florida for treatment.

Post Miranda the defendant stated he struck the victim's dog several times with the meat cleaver because the dogs were fighting and the victim's dog had his dog by the throat. The defendant further stated while the canines were engaged in the fight he was not in fear for his safety and at no time did he believe the victim's canine posed a danger to any persons in

COPY

ARREST REPORT

OKALOOSA CO SHERIFF'S OFFICE

REPORT NO: OCSO12ARR000594

the area.

Based upon the aforementioned information I have reason to believe and do believe the defendant, Martin McDonald committed the offense in violation of F.S.S. 828.12.2, felony cruelty to animals, to wit; the defendant intentionally, excessively, and repeatedly inflicted unnecessary pain or suffering upon the animal. This offense did occur in Okaloosa County, Florida where I am a sworn law enforcement officer.

On 1/19/12 I responded to 6107 in reference to an animal incident. Upon arrival I observed the victim, Natalie Horn's, canine lying on the ground bleeding profusely from at least four separate lacerations on its neck and back, each laceration was approximately six inches in length and approximately three inches deep. Further investigation revealed during the fight between the canines, the co-defendant, Martin McDonald, approached the canines and began kicking the victim's canine in an attempt to break up the fight. However, when his efforts failed, the defendant, Shawn Spencer provided the co-defendant with a meat cleaver and stated "try this." The co-defendant took the meat cleaver and began to repeatedly strike the victim's dog on his neck and back.

The witness, Kathleen Gallagher, stated she observed the co-defendant's canine entered onto the victim's property located at 6107 Magnolia Ln and attack the victim's canine. She further observed the co-defendant obtain the meat cleaver from the defendant. Afterwards, the co-defendant while positioned in a standing position began violently and repeatedly striking the victim's canine until it released its hold on his canine.

P.A.W.S. (Panhandle Animal Welfare Society) personnel responded to the scene and transported the victim's canine to the emergency veterinarian hospital in Niceville, Florida for treatment. Contact was made with the emergency clinic staff and I was informed that the injuries are in fact life threatening and the prognosis of recovery is poor.

Post Miranda the co-defendant stated he struck the victim's dog several times with the meat cleaver because the dogs were fighting and the victim's dog had his dog by the throat. The co-defendant further stated while the canines were engaged in the fight he was not in fear for his safety and at no time did he believe the victim's canine posed a danger to any persons in the area.

Based upon the aforementioned information I have reason to believe and do believe the defendant, Shawn Spencer committed the offense in violation of F.S.S. 828.12.2, Felony Cruelty to Animals, to wit; the defendant willfully volunteered and provided the instrument (Meat Cleaver) to the co-defendant enabling him to intentionally, excessively, and repeatedly inflicted unnecessary pain or suffering upon the animal by striking it with said meat cleaver. This offense did occur in Okaloosa County, Florida where I am a sworn law enforcement officer.

I hereby swear (or affirm) that the facts established on this affidavit are true and correct to the best of my knowledge and belief.

Signature (Arresting Officer) _____ SUHI, HOLLY L _____ 208
Name ID/SSN

Subscribed and sworn to (or affirmed) before me this 20 day of January A.D., 2012 by _____
who is personally known to me or has produced _____ as identification.

Signature _____ Notary Public _____ LEO _____ CO

Commission No: _____ My Commission Expires _____

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ARREST REPORT

OKALOOSA CO SHERIFF'S OFFICE

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[PHYSICAL EVIDENCE] [NO PHYSICAL EVIDENCE LISTED]

[ARREST INFORMATION]

Arrested	Residency	Injured	Extent of Injury	Resist
1/19/2012 17:37	Within jurisdiction	None	N/A	No
	Arrested Prior	Arrest Jurisdiction	Alcohol	Drugs
	No	Within jurisdiction	Unknown	Unknown
No.	Di	Street	A/L	City
6103	N	MAGNOLIA LN		CRESTVIEW
				ST
				Zip
				FL 32539
Arresting Officer	Unit	(GEO)	1 - 2 - -	Officer Type
208 SUHL, HOLLY L	OCSO/FSV/NORTH/BD/D-SHIFT			
Reporting Officer	Unit			Original Offense Jurisdiction

Forward to for approval

Bond Set by LEO at Time of Arrest & Booking: \$0.00

- None
- ROR
- Cash
- Pro

Bond Set by Judge	<input type="checkbox"/> None	<input type="checkbox"/> ROR/Sign
	<input type="checkbox"/> Cash	<input type="checkbox"/> PTR
	<input type="checkbox"/> Any	
	<input type="checkbox"/> Pro	
	<input type="checkbox"/> PtIQ	

Purge _____

SC _____

Return Court: CIRCUIT COURT: FELONY Date: 2/21/2012 Time: 13:30

Instructions: CRESTVIEW COURTHOUSE

[DISPOSITION]

<u>Disposition Type</u>	<u>Release Type</u>	<u>Other Desc</u>
<u>Release Date</u>	<u>Release Time</u>	<u>Release Officer</u>
		<u>Printed</u> <u>Printed By</u>
		No

Released To

<u>Court Disposition Type</u>	<u>Court Disposition Description</u>
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[ADDITIONAL PERSONS]

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OKALOOSA CO SHERIFF'S OFFICE

ARREST REPORT

REPORT NO: OCSO12ARR000594

COURT DISPOSITION: _____

(right index)

- No Bill / Petition
 Issue Warrant
 Prosecution Approved

Signature of Assistant State Attorney

Date

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