

Sheriff



Larry Ashley, *Okaloosa County Sheriff*

Headquarters: 50 2nd Street, Shalimar Florida 32579-1234
Phone: (850) 651-7410, Email: Sheriff@sheriff-okaloosa.org

December 12, 2015

MAN CHARGED WITH MULTIPLE FELONIES AFTER FLEEING, ATTACKING DEPUTY



A man wanted for burglary and grand theft auto led Okaloosa County Sheriff's deputies on a foot chase in the Holt area Friday, attempting to disarm one before ultimately being taken into custody.

42-year old George Kelley is charged with aggravated battery on a law enforcement officer, assault on a law enforcement officer, resisting arrest with violence, criminal mischief, depriving an officer of means of communication, and fleeing and eluding.

Deputies were attempting to serve the burglary and auto theft warrants on Kelley around 7 a.m. Friday morning in the Holt area near Johnson Street and Peter Parker Road when he jumped out of his car and fled into nearby woods.

Kelley refused demands to stop and at one point, tried to grab a deputy's gun and took his radio during a struggle. He was ultimately tazed and arrested.

Kelley is accused of burglarizing a home at 7040 West State Road 4 in Baker on November 4th in which two ATV's and a motorcycle were stolen.

Deputies charged 36-year old Melissa Ann Smith of 1454 McCauley Road in Baker with accessory after the fact.

They say after Kelley fled the truck, Smith drove it under clothes lines and through a fire pit in an attempt to remove it from the area.



###



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: OCSO15ARR012141

| | | | |
|-----------------|-------------------------------|-----------------------------|------|
| Jail Booking No | Offense No OCSO15OFF015266 | Other No OCSO15CAD217136 | OBTS |
|-----------------|-------------------------------|-----------------------------|------|

[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> |
| SMITH | MELISSA | ANN | | W | F | 1/20/1979 | 36 | 5'08" | 122 |
| <u>Eyes</u> | <u>Hair</u> | <u>MNI Number</u> | <u>SSN</u> | <u>LD No</u> | <u>St</u> | <u>Type</u> | <u>OCA/Agency ID</u> | | |
| HAZ | BRO | OCSO14MNI014588 | | | FL | E | 209617 | | |

Birth Location: City: GREATFALLS County: State: MONTANA Nation: UNITED STATES Citizenship: UNITED STATES

Address

1454 MC CAULEY RD BAKER FL 32531

Occupations (Current/Last Known is Listed First)

Business: UNEMPLOYED, Job Title: IT MANAGER, Entered: 9/10/2015

Business: 36 EWS- EGLIN AFB, Job Title:, Entered: 12/6/2010

Suite: EGLIN FL

Business: CENTELL - EGLIN, Job Title: , Entered: 7/29/2008

Suite:

Business: SVERDRUP, Job Title: , Phone: (850)884-5422 Entered: 8/10/2005

Suite:

Business: SVERDRUP, Job Title: ASST ADMINISTRATOR, Phone: (850)884-5422 Entered: 5/18/2005

Suite:

Business: , Job Title: , Phone: (850)884-5422 Entered: 9/3/2003

Suite:

Aliases (Last, First Middle Title DOB)

BRUMBAUGH, MELISSA ANN 1/20/1979

SMITH, MELISSA ANN 1/20/1979

BRIMBAUGH, MELISSA ANN 1/20/1979

Street Names

* none found in MNI *

[INCIDENT INFORMATION]

| | | | |
|----------------------|--------------------------------------|--------------|----------------------|
| Occurred Date Range: | 12/11/2015 07:07 to 12/11/2015 08:16 | Lat / Long | 30.71433 / -86.74892 |
| No. | Di Street | Apt/Lot City | ST Zip (GEO) |
| | JOHNSON ST | HOLT | FL 32564 1 - 3 - - |

[CHARGES]

777.03.2d

PUBLIC ORDER CRIMES

ACCESSORY AFTER THE FACT 3RD DEGREE FEL LVL 3 TO 10

| | | | | | | | |
|---------------|--------------|---------------|------------|------------|-------------|------------|--------------------|
| <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 | | 7399 | |

[STATEMENT OF PROBABLE CAUSE / NARRATIVE]

On 12/11/2015 at approximately 0700 hours I assisted as perimeter unit on a warrant service occurring in the area of Peter Parker Rd and Johnson St in Holt, Florida.

The defendant, George A. Kelley, fled from multiple deputies in area of Johnson St and Peter Parker Rd in Holt, Florida. I observed the defendant fleeing west bound in an open field behind Eagle's Landing RV Park on Log Lake Rd towards Cooper St. I gave the defendant clear, loud verbal commands to stop and put his hands up, however he refused to comply and continued to flee. I deployed my agency-issued Taser however it was ineffective. The defendant then

COPY

COPY

ARREST REPORT

OKALOOSA CO SHERIFF'S OFFICE

REPORT NO: **OCSO15ARR012141**

grabbed a large branch approximately 4-5 feet in length and threw it at me, in attempts to strike my person. I was approximately 25 feet away from the defendant. I was wearing my agency-issued uniform and was easily identifiable as being Law enforcement. Post Miranda, the defendant admitted to throwing the branch at me because "he did not want to go back to jail".

I have reason to believe and do believe the defendant, George A. Kelley did commit the offense aggravated assault on Law Enforcement Officer in violation of F.S.S. 784.07(2c). This incident occurred in Okaloosa County Florida where your affiant is a sworn law enforcement officer.

On 12-11-15 I attempted to initiate a traffic stop of a partially blue 1998 Chevrolet Pick-up that did not display a tag. This vehicle was believed to be operated by a person for whom this agency holds an active felony warrant. The vehicle fled from me after I activated my emergency equipment and slid into the rear yard of 484 2nd Avenue in the community of Holt. The driver then fled on foot and I gave chase; upon loosing visual contact with him I returned to my patrol vehicle, with it's light still activated, which I had left parked behind the pick-up blocking it's egress.

Upon returning to 484 2nd Avenue I observed that the other occupant of the vehicle had attempted to drive the pick-up around the home and was now stopped at the northwest corner of the home. Due to the fact that she, Melissa Smith, had driven under clothes lines and through a fire pit I believe she attempting to remove the vehicle from the scene in the absence of law enforcements presence. Upon seeing that I had returned to the scene the female abruptly exited the truck.

Based on these facts I do believed that the suspect, Melissa Smith, did intend to assist the driver of the vehicle, George Kelly, by attempting to assist Kelly in evading arrest and prosecution by removing the vehicle from the location of the traffic stop. The charge that Smith attempted to assist Kelly in is Fleeing and Eluding F.S. 319.1935. This is in violation of F.S. 777.03(1a) Accessory after the fact and did occur in Okaloosa County Florida where your affiant is a sworn law enforcement.

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

| | | |
|-------------------------------|----------------------|------------|
| _____ | JENKS, JOHN R | 112 |
| Signature (Arresting Officer) | Name | ID/SSN |

Subscribed and sworn to (or affirmed) before me this 11 day of December A.D., 2015 by _____ who is personally known to me or has produced _____ as identification.

Signature _____ Notary Public _____ LEO _____ CO

Commission No: _____ My Commission Expires _____

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: OCSO15ARR012141

[PHYSICAL EVIDENCE] [NO PHYSICAL EVIDENCE LISTED]

[ARREST INFORMATION]

| | | | | | |
|---------------------------|---------------------|----------------|---------------------|-----------|-------------------------------|
| Arrested | Residency | Injured | Extent of Injury | | Resist |
| 12/11/2015 07:07 | Within jurisdiction | | | | |
| | | Arrested Prior | Arrest Jurisdiction | Alcohol | Drugs |
| No. | Di | Street | A/L | City | ST Zip |
| | | JOHNSON ST | | HOLT | FL 32564 |
| Arresting Officer | | | Unit | (GEO) | Lat / Long |
| 112 JENKS, JOHN R | | | OCSO/FSV/NORTH | 1 - 3 - - | 30.71433 / -86.74892 |
| Reporting Officer | | | Unit | | Officer Type |
| 112 JENKS, JOHN R | | | OCSO/FSV/NORTH | | |
| Forward to for approval | | | | | Original Offense Jurisdiction |
| OCSO/FSV/NORTH/BD/B-SHIFT | | | | | OCSO |

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 | |
| <input type="checkbox"/> Purge | _____ | |
| <input type="checkbox"/> SC | _____ | |

Return Court: _____ Date: _____ Time: _____
 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> |
| | | No |
| <u>Released To</u> | | |
| <u>Court DispositionType</u> | <u>Court Disposition Description</u> | |

[ADDITIONAL PERSONS]

COPY

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

COPY

OKALOOSA CO SHERIFF'S OFFICE

ARREST REPORT

REPORT NO: OCSO15ARR012141

COURT DISPOSITION: _____

(right index)

No Bill / Petition
 Issue Warrant
 Prosecution Approved

Signature of Assistant State Attorney

Date

COPY

COPY

ARREST REPORT

REPORT NO: OCSO15ARR012143

| | | | |
|-----------------|-------------------------------|-----------------------------|------|
| Jail Booking No | Offense No OCSO15OFF015266 | Other No OCSO15CAD217136 | OBTS |
|-----------------|-------------------------------|-----------------------------|------|

[SUSPECT]

Last: KELLEY First: GEORGE Middle: ARTHUR Title: Race: W Sex: M DOB: 10/16/1973 Age: 42 Hgt: 509 Wgt: 192

Eyes: BLU Hair: BRO MNI Number: OCSO00MNI001967 SSN: [REDACTED] I.D. No.: [REDACTED] St: FL Type: E OCA/Agency ID: 400687

Birth Location: City: County: State: OHIO Nation: U.S.A. Citizenship: US Address

AT LARGE

Occupations (Current/Last Known is Listed First)

- Business: , Job Title: UNEMPLOYED, Entered: 5/12/2009 Suite:
- Business: WOODGROUP, Job Title: , Entered: 2/19/2009 Suite:
- Business: MORRILL CONSTRUCTION, Job Title: , Entered: 9/11/2008 Suite:
- Business: VIRGIL HANSON, Job Title: , Entered: 4/7/2003 Suite:
- Business: SCOTT HUGHES CONSTRUCTION, Job Title: FRAMER, Phone: 850 Entered: 2/21/2002 Suite:

Aliases (Last, First Middle Title DOB) KELLY, GEORGE ARTHUR

Street Names

* none found in MNI *

[INCIDENT INFORMATION]

Occurred Date Range: 12/11/2015 07:07 to 12/11/2015 08:16 Lat / Long 30.71433 / -86.74892

| | | | | | | | |
|-----|----|------------|---------|------|----|-------|-----------|
| No. | Di | Street | Apt/Lot | City | ST | Zip | (GEO) |
| | | JOHNSON ST | | HOLT | FL | 32564 | 1 - 3 - - |

[CHARGES]

316.1935.1

FLEE/ELUDE POLICE

FAIL TO OBEY LEO ORDER TO STOP

| Counts | Level | Degree | GOC | UCR | NCIC | AON | Bond Amount |
|--------|--------|--------|-----------|------|------|------|-------------|
| 1 | Felony | Third | Principal | 9000 | | 4814 | |

784.07.2c

ASSAULT

ON OFFICER FIREFIGHTER EMT ETC

| Counts | Level | Degree | GOC | UCR | NCIC | AON | Bond Amount |
|--------|--------|--------|-----------|------|------|------|-------------|
| 1 | Felony | Second | Principal | 130A | | 1311 | |

784.07.2d

AGGRAV BATT-POL OFF

ON OFFICER FIREFIGHTER EMT ETC

| Counts | Level | Degree | GOC | UCR | NCIC | AON | Bond Amount |
|--------|--------|--------|-----------|------|------|------|-------------|
| 1 | Felony | First | Principal | 130A | | 1317 | |

806.13.1b1

DAMAGE PROP-CRIM MISCH

UNDER \$200

COPY

COPY

ARREST REPORT

OKALOOSA CO SHERIFF'S OFFICE

REPORT NO: **OCSO15ARR012143**

| <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 | Misdemeanor | Second | Principal | 2900 | | 2907 | |

843.01.
RESIST OFFICER
WITH VIOLENCE

| <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 | 130B | | 4801 | |

843.02.
RESIST OFFICER
OBSTRUCT WO VIOLENCE

| <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 | Misdemeanor | First | Principal | 9000 | | 4801 | |

843.025.
OBSTRUCT POLICE
DEPRIVE OF MEANS PROTECTION OR COMMUNICATION

| <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 | Attempt | 9000 | | 4899 | |

843.025.
OBSTRUCT POLICE
DEPRIVE OF MEANS PROTECTION OR COMMUNICATION

| <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 | | 4899 | |

[STATEMENT OF PROBABLE CAUSE / NARRATIVE]

On 12-11-15 I attempted to initiate a traffic stop on a vehicle that I believed was being operated by the suspect, George Kelly, for whom this agency holds an active Felony Warrant for Vehicle Theft. This vehicle immediately turned west from Main Street onto Third Avenue and began to flee from me. I activated my emergency equipment and the vehicle fled west without stopping for the stop sign at Johnson Street. The vehicle then intentionally turned into the back yard of 484 Second Avenue and slid to a stop. The driver, Kelly, immediately fled from the vehicle and ran on foot into a wooded area on the south side of Pete Parker Road where I lost sight of him.

He was located by an agency canine within this wooded area and refused commands issued by D/S M. Jennings. He then fled again running south paralleling Log Lake Road to the Eagles Landing Campground where he was again encountered and continued to flee to the southwest through the campground.

D/S Glenn Hand made contact with the suspect at the south side of Eagle's Landing Campground. During contact with the suspect, D/S Hand gave him several commands to stop running and to stop resisting all which the suspect ignored.

While attempting to take the suspect into custody, the suspect began to fight with D/S Hand kicking him at least twice in the chest and also attempting to strike him several times with his fists. D/S Hand was able to block the punches. Also while fighting with the suspect, the suspect intentionally removed D/S Hand's radio from him. D/S Hand continued to attempt to communicate with dispatch and other officers at this time by his radio but was aware that it had been removed. When the suspect removed D/S Hand's radio, he also broke the earpiece and Microphone which is D/S Hand's personal property and is valued at \$125.

While attempting to take the suspect into custody, the suspect was placed at gun point by D/S Hand. D/S Hand gave the suspect several commands for him to get on the ground. The suspect lunged at D/S Hand and grabbed the barrel of his agency issued weapon. D/S Hand became fearful for his safety due to the subjects size and being over powered by him. D/S Hand fought the suspect with defensive tactics and immediately regained control over his firearm. Kelly then fled from D/S Hand running to the west.

D/S J. Keel then encountered him and commanded him to stop, which Kelly initially did then turned and ran to the

COPY

ARREST REPORT

REPORT NO: OCSO15ARR012143

west. As he ran from her D/S Keel deployed her Taser without any effect. Kelly stopped and picked up a large tree limb of an approximate 25' length and threw it at D/S Keel. It did not strike her but did place her in fear for her safety and she did draw her pistol to defend herself against his aggression. He then turned and again ran to the west.

I then found myself running behind him as we both entered an open field nearing Cooper Lane. I overtook Kelly as he neared a fence at the roadway, Sgt. J. Morgan had arrived nearly simultaneously in his marked patrol vehicle on Cooper Lane and began to give commands to Kelly who was refusing to obey his orders. I deployed my Taser striking him on his side, this was only slightly effective. I then deployed the second cartridge striking him on the back. This was effective and Kelly went to the ground while being given commands. Multiple Taser applications were required to finally restrain Kelly as Kelly refused to allow himself to be handcuffed by tensing and pulling away from Sgt. Morgan.

During this incident three officers received minor injuries that did not require medical treatment. Kelly's actions are in violation of the above referenced Florida Statutes and did occur in Okaloosa County where your affiant is 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) JENKS, JOHN R 112 ID/SSN

Subscribed and sworn to (or affirmed) before me this 12 day of December A.D., 2015 by who is personally known to me or has produced as identification.

Signature Notary Public LEO CO

Commission No: My Commission Expires

[PHYSICAL EVIDENCE] [NO PHYSICAL EVIDENCE LISTED]

[ARREST INFORMATION]

Table with columns: Arrested, Residency, Injured, Extent of Injury, Resist, Arrested Prior, Arrest Jurisdiction, Alcohol, Drugs, No., Di, Street, A/L, City, ST, Zip, Lat / Long, Arresting Officer, Reporting Officer, Unit, Officer Type, Original Offense Jurisdiction.

Forward to for approval OCSO/FSV/NORTH/BD/B-SHIFT

Bond Set by LEO at Time of Arrest & Booking: \$0.00 () None

COPY

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: OCSO15ARR012143

- 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"/> PtrIQ | |
| <input type="checkbox"/> Purge | _____ | |
| <input type="checkbox"/> SC | _____ | |

Return Court: CIRCUIT COURT: FELONY Date: 1/19/2016 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 Disposition Type</u> | <u>Court Disposition Description</u> |
|-------------------------------|--------------------------------------|
|-------------------------------|--------------------------------------|

[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

COPY

OKALOOSA CO SHERIFF'S OFFICE

WARRANT/OTTIC SERVED
 REPORT NO: OCSO15ARR010990

| | | | |
|-----------------|-------------------------------|-----------------------------|------|
| Jail Booking No | Offense No OCSO15OFF013842 | Other No OCSO15CAD197087 | OBTS |
|-----------------|-------------------------------|-----------------------------|------|

[SUSPECT]

Last First Middle Title Race Sex DOB Age Hgt Wgt
 KELLEY GEORGE ARTHUR W M 10/16/1973 42 509 192

Eyes Hair MNI Number SSN ID. No. St Type OCA/Agency ID
 BLU BRO OCSO00MNI001967 [REDACTED] FL E 400687

Birth Location: City: County: State: OHIO Nation: U.S.A. Citizenship: US
 Address

1454 MC CAULEY RD BAKER FL 32531

Occupations (Current/Last Known is Listed First)

- Business: , Job Title: UNEMPLOYED, Entered: 5/12/2009
 Suite:
- Business: WOODGROUP, Job Title: , Entered: 2/19/2009
 Suite:
- Business: MORRILL CONSTRUCTION, Job Title: , Entered: 9/11/2008
 Suite:
- Business: VIRGIL HANSON, Job Title: , Entered: 4/7/2003
 Suite:
- Business: SCOTT HUGHES CONSTRUCTION, Job Title: FRAMER, Phone: 850 Entered: 2/21/2002
 Suite:

Aliases (Last, First Middle Title DOB)
 KELLY, GEORGE ARTHUR

Street Names
 * none found in MNI *

[INCIDENT INFORMATION]

Occurred Date Range: 11/4/2015 07:00 to 11/4/2015 15:45 Lat / Long 30.27958 / -82.11973
 No. Di Street Apt/Lot City ST Zip (GEO)
 7040 W STATEROAD 4 BAKER FL 32531 1 - 1 - -

[CHARGES]

810.024a
 BURGLARY

OF STRUCTURE/ UNARMED W/O PERSON INSIDE

| Counts | Level | Degree | GOC | UCR | NCIC | AON | Bond Amount |
|--------|--------|--------|-----------|------|------|------|-------------|
| 1 | Felony | Third | Principal | 2200 | | 2299 | |

812.014.2c6

VEHICLE THEFT

GRAND THEFT OF MOTOR VEHICLE

| Counts | Level | Degree | GOC | UCR | NCIC | AON | Bond Amount |
|--------|--------|--------|-----------|------|------|------|-------------|
| 3 | Felony | Third | Principal | 2400 | | 2404 | |

[STATEMENT OF PROBABLE CAUSE / NARRATIVE]

VIOLENT

On 11/04/2015 at approximately 1747 hrs, D/S Maselowitch responded to 7040 W. State Rd 4, Baker, FL in reference to a stolen vehicle report. During the course of his investigation, he found that a 2008 Honda TRX ATV, 2009 Honda 420CC ATV and a 2012 Yamaha motorcycle were stolen. One of the ATV's and the motorcycle were removed from underneath the carport which is attached to the residence. The other ATV was removed from under a pole barn situated adjacent to the residence. D/S Maselowitch was able to identify the Defendant, George Kelley as a Suspect. A sworn written Witness

COPY

Statement was obtained from Sebastian Williams who observed George Kelley operating one of the ATV's.

On 11/04/2015 at approximately 1845 hrs, I responded to 1454 McCauley Rd, Baker, FL in reference to a follow up investigation. Information was received that the resident, identified as George Kelley was in possession of a stolen ATV and was seen driving it on Dairy Rd., turning onto McCauley Rd earlier in the day.

I observed a silver Mercury Mountaineer parked in a small pole barn next to the residence. There were several interior lights on inside the residence but I received no response to my knocks on the front door. I could here running water flowing towards the backyard of the residence. Because of the vehicle in the pole barn, the interior lights being on and the running water, I believed that the resident or someone else was possibly in the back yard. In the backyard, I observed an outbuilding that only had three partial walls, the front and rear side of the building were open. While approaching the building, I saw through the open front side, what appeared to be two ATV's covered by tarps, one by an olive drab tarp and another with a white tarp. As I walked to the rear of the building, I observed through the open back side, through a hole in the olive drab tarp, a faded red ATV and a partially exposed camouflage Honda ATV. Both ATV's matched the description of the stolen vehicles provided by the Victim.

Criminal Investigation's Division was notified and Inv. Cooper obtained a search warrant for the outbuilding. Under the olive drab tarp I located a faded red 2008 Honda TRX 700 ATV, VIN JH2TE36098K004935, with the key ignition removed and the wires exposed, allowing the vehicle to be started by connecting them. Under the white tarp I located a white 2012 Yamaha 50 cc motorcycle, with after market decals and VIN LBPCA02Y1C0031067, missing the key ignition. I located the key ignition on the ground near the Yamaha. Additionally, I located a camouflage 2009 Honda 420CC ATV, VIN 1HFTE35H594200110. The ATV's ignition wires had been cut and were exposed, allowing the vehicle to be started by connecting them. All three vehicles were confirmed as the Victim's stolen vehicles.

This incident is further evidenced by a sworn written Witness Statement by Robert Smith, who observed Kelley operating the faded red ATV on his (Kelley's) property on the same day of the incident.

Due to the above facts, I have Probable Cause to believe that George Kelley violated Florida State Statute 810.02(3b), Burglary to a Dwelling (unoccupied), and Florida State Statute 812.014(2c6), Grand Theft (Auto), three counts.

These offenses occurred in Okaloosa County, FL, where I am a sworn Deputy Sheriff.

Signature (Arresting Officer) _____ SCHWALL, DOUGLAS G _____ 289
Name ID/SSN

Subscribed and sworn to (or affirmed) before me this 12 day of December A.D., 2015 by _____
who is personally known to me or has produced _____ as identification.

Signature _____ Notary Public _____ LEO _____ CO

Commission No: _____ My Commission Expires _____

Supervisor Signature _____ Date _____ Supervisor Name (Please Print) _____ Rank _____

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

COPY

OKALOOSA CO SHERIFF'S OFFICE

WARRANT/OTTIC SERVED
REPORT NO: OCSO15ARR010990

[PHYSICAL EVIDENCE] OKALOOSA COUNTY COURTHOUSE

[ARREST INFORMATION]

| | | | | |
|---------------------------|---------------------|---------------------------|---------------------|-------------------------------|
| Arrested | Residency | Injured | Extent of Injury | Resist |
| 12/11/2015 18:19 | Within jurisdiction | None | N/A | No |
| | | Arrested Prior | Arrest Jurisdiction | Alcohol |
| | | Unknown | Within jurisdiction | Unknown |
| No. | Di | Street | A/L | City |
| 1200 | E | JAMES LEE BD | | CRESTVIEW |
| | | | | ST |
| | | | | Zip |
| | | | | FL 32539 |
| | | | | Lat / Long |
| | | | | 30.7625 / -86.55806 |
| Arresting Officer | | Unit | (GEO) | Officer Type |
| 289 SCHWALL, DOUGLAS G | | OCSO/FSV/NORTH/BD/D-SHIFT | 1 - 5 - - | |
| Reporting Officer | | Unit | | Original Offense Jurisdiction |
| 307 FINKE, DAVID R | | OCSO/ | | OCSO |
| Forward to for approval | | | | |
| OCSO/FSV/NORTH/BD/D-SHIFT | | | | |

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

() None
 () ROR
 () Cash
 () Pro

Bond Set by Judge (X) None () ROR/Sign
 () Cash () PTR
 () Any
 () Pro
 () PtrIQ

() Purgc SCANNED
 () SC

Return Court: CIRCUIT COURT: FELONY Date: 1/19/2016 Time: 13:30
 Instructions: 101 E JAMES LEE BLVD, CRESTVIEW

[COURT INFORMATION]

| | | |
|-------------------|---------|------------|
| Court | Judge | Date |
| Sent | | |
| Rcvd | CIRCUIT | WARD |
| | | 11/30/2015 |
| Court Case Number | 1513842 | |

Assigned To:

[DISPOSITION]

| | | |
|------------------|--------------|-----------------|
| Disposition Type | Release Type | Other Desc |
| Release Date | Release Time | Release Officer |
| | | Printed |
| | | Printed By |
| Released To | | No |

COPY

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

COPY

OKALOOSA CO SHERIFF'S OFFICE

WARRANT/OTTIC SERVED

REPORT NO: OCSO15ARR010990

Court DispositionType

Court Disposition Description

[ADDITIONAL PERSONS]

COURT DISPOSITION: _____

(right index)

- No Bill / Petition Issue Warrant Prosecution Approved

Signature of Assistant State Attorney

Date

COPY