

7th Judicial Circuit
Arrest Affidavit - Volusia (Adult)

CASE No.: VP240024994

Agency ORI Number: FL0640000	Agency: Volusia Sheriff's Office	Juvenile: No	<input type="checkbox"/> Domestic Violence
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Court Case Number: 2024 108219 CFDL	<input checked="" type="checkbox"/> Marsy's Law
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EVENT	Arrest Date/Time 11/19/2024 11:48:00	Arrest Type On-View Arrest (apprehension without a warrant or previous incident report)	Multiple Arrest Segments Not Applicable	Commonplace Name	Location Description
	Arrest Location	City	State	Zip Code	County
					Zone 42
					District 847

DEFENDANT	Last Name APONTE	First Name DAGMARIE	Middle Name	Suffix	Nickname/Gang Name	Sex F	Race White	Ethnicity Hispanic			
	Date of Birth 10/26/1979	Place of Birth PUERTO RICO	City of Birth	Age 45	To Age	Height 5' 06"	Weight 160 lbs	Eye Color Brown	Hair Color Black	Hair Length Mid Back	Gang Affiliation
	Wears Glasses	Physical Feature Code	OBTs Number	Arrestee Armed With Unarmed							
	Driver's License Number	State	Social Security Number	Misc ID Number	Misc ID Type	Misc ID State	SPN				
	- Contact information -										
	Last Known Address 550 ANTELOPE DR	City Deltona	State FLORIDA	Zip Code 32725	County VOLUSIA	Country USA	Description				
	Employer/School Code/Description	Employer/School Name	Employer/School Address	City	State	Zip Code	County				
	Employer/School Country	Employer/School Phone	Registered Offender Category Code	Residency Resident	US Citizen Yes	Citizen Of USA	Email Address N/A				
	Arrestee Phone Number	Social Media Information	Speaks English? Yes	Deaf/Mute? No							

CHARGES	Charge No. 1				
	Felony or Misdemeanor Felony	Statute 784.07 2b	Description 784.07 2b BATTERY - ON OFFICER FIREFIGHTER EMT ETC	UCR/NIBRS Code 13B	
	Warrant Number	Warrant ORI	Bond Type Bond	Bond Amount \$5000	Citation Number
	Charge No. 2				
	Felony or Misdemeanor Felony	Statute 843.01	Description 843.01 RESIST OFFICER - WITH VIOLENCE	UCR/NIBRS Code 13B	
	Warrant Number	Warrant ORI	Bond Type Bond	Bond Amount \$5000	Citation Number
	Charge No. 3				
	Felony or Misdemeanor Misdemeanor	Statute 877.13 1a	Description 877.13 1a DISTURBING PEACE - INTERFERE WITH SCHOOL ADMINISTRATION FUNCTIONS	UCR/NIBRS Code 90Z	
	Warrant Number	Warrant ORI	Bond Type Bond	Bond Amount \$500	Citation Number
	Charge No. 4				
	Felony or Misdemeanor Misdemeanor	Statute 810.097 2	Description 810.097 2 TRESPASSING - SCHOOL GROUNDS REFUSE TO LEAVE-WAS 228.091	UCR/NIBRS Code 90J	
	Warrant Number	Warrant ORI	Bond Type Bond	Bond Amount \$500	Citation Number

The undersigned certifies and swears that there is probable cause to believe the above-named defendant, on the 19th day of November, 2024, at approximately 09:29 hours at [REDACTED] violated the law and did then and there:

NARRATIVE	Narrative Title: Narrative
	<ol style="list-style-type: none"> 1. ***BWC RECORDING*** 2. ***Hate Crime*** 3. ***This event was an incredibly violent encounter which shocks the conscience*** 4. 5. On 11/19/2024, at approximately 0929 hours, deputies responded to Deltona Middle School located at 6. <u>[REDACTED]</u>, in reference to parents at the middle school actively resisting a deputy. 7. 8. 9. Upon arrival, Deputy Prado observed Deputy Curtin (V1) applying handcuffs to an adult Hispanic male, 10. later identified as Jorge Rivera (D1), who was later placed inside of her patrol vehicle. 11. 12. Deputy Curtin advised following a meeting between Jorge, his son, Armando, his wife, Dagmarie Aponte 13. Iturrino (D2), and herself (Deputy Curtin), Jorge became very irate over the outcome and punched her 14. in the face. Deputy Curtin made several attempts to recall the incident but advised she could not remember 15. what had happened. Deputy Prado observed Deputy Curtin to be red in the face with minor swelling and 16. appeared unable to retain focus when being asked questions. Deputy Curtin further advised she could 17. not remember if she lost consciousness after being struck in the head by Jorge. Deputy Curtin was treated 18. on scene by Deltona Fire Rescue for a possible concussion and later taken to Advent Health Fish Memorial 19. for further medical treatment.

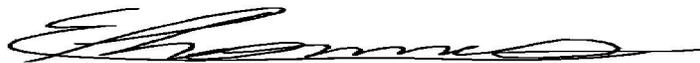
20.
21. Deputy Prado reviewed school surveillance footage which captured the incident. Deputy Curtin, Jorge,
22. Dagmarie, their son Armando (O1) and a school administrator, Stephen Hinson (W1), were observed leaving
23. Deputy Curtin's office. While making their exit, Jorge is observed turning around and pointing his
24. finger toward Deputy Curtin. It should be noted there is no audio with the video. Jorge appeared to
25. make a statement to Deputy Curtin, which led to Dagmarie placing herself in between Jorge and Deputy
26. Curtin. The video depicts Dagmarie pushing Deputy Curtin against a wall in the hallway. Dagmarie is
27. then observed in between Jorge and Deputy Curtin, appearing to attempt to separate them from one another.
28. While Dagmarie was in between Jorge and Deputy Curtin, Jorge was observed throwing several punches
29. toward Deputy Curtin. Deputy Curtin was observed unholstering her agency issued Taser and backing away
30. from Jorge. Upon Deputy Curtin pointing her Taser at Jorge, Jorge was seen throwing a punch with his
31. right hand, which struck Deputy Curtin in the head. Deputy Curtin's Taser appeared to have been discharged
32. firing one single cartridge immediately upon her being struck in the head by Jorge. The Taser deployment
33. appeared to have no effect. The force of the punch caused Deputy Curtin to fall to the ground momentarily
34. immobilizing Deputy Curtin.
35.
36. Additional surveillance footage from another angle in the hallway depicts Deputy Curtin falling
37. onto her back after Jorge punched her in the head. Jorge is then observed standing over Deputy Curtin
38. and attempting to grab her Taser. Deputy Curtin, holding her Taser in her right hand, attempted to
39. prevent the forcible taking of her Taser by Jorge, but Jorge, using both of his hands, was able to
40. overpower her and remove it from her grasp. Jorge then became armed with Deputy Curtin's Taser for
41. several seconds. A few seconds after Deputy Curtin's Taser was forcibly removed, Deputy Curtin is able
42. to stand up, at which time she unholstered her agency issued firearm and gave several verbal commands
43. to Jorge to gain compliance. Jorge throws Deputy Curtin's Taser to the ground and is subsequently placed
44. in handcuffs by Deputy Curtin.
45.
46. It should be noted during the encounter, Jorge placed the principal, Stephen Hinson into a headlock
47. and shoved him to the side. Jorge was additionally charged with battery on a school official.
48.
49. During the investigation, it was revealed that the Taser cartridge did not make contact with Jorge,
50. but did make contact with school administrator, Stephen. Stephen was evaluated for his injuries and
51. treated by the Deltona Fire Department.
52.
53. Deputies spoke with Dagmarie, post Miranda Warning, who stated after being advised they could not
54. press charges for another student allegedly throwing a shoe at their son, Jorge became angry, pointed
55. his finger at Deputy Curtin and told her she needs to do her job. Dagmarie stated Deputy Curtin told
56. Jorge not to point his finger at her, to which Jorge replied, "What are you going to do if I do?" According
57. to Dagmarie, after Jorge asked that question, Deputy Curtin approached Jorge aggressively which led
58. to Jorge throwing a punch at Deputy Curtin. Dagmarie stated she continued in her attempts to separate
59. Deputy Curtin and Jorge, but it was unsuccessful. Dagmarie advised after Jorge punched Deputy Curtin
60. in the face leading to her falling down, she observed Jorge remove Deputy Curtin's Taser from her hand,
61. which led to Deputy Curtin standing up and pointing her firearm at Jorge.
62.
63. Deputy Prado then reviewed Deputy Curtin's Body Worn Camera (BWC) which depicts Deputy Curtin speaking
64. with Jorge, Armando and Dagmarie in her office. After Deputy Curtin provided information on the proceedings
65. of the meeting, Jorge starts screaming at Deputy Curtin, at which point Deputy Curtin tells Jorge not
66. to raise his voice. Jorge continues to scream and states "Yes I am going to, guess what because I pay
67. your salary." At that time, Deputy Curtin stands up and tells Jorge and Dagmarie they need to leave.
68. Jorge becomes even more agitated and states "Why are you so worthless? Do you feel proud that you are
69. this worthless lady." Deputy Curtin attempts to de-escalate the situation and continues to calmly tell
70. Jorge to exit her office. Jorge responds, "Shut the fuck up because I pay your salary you dumb bitch."
71. Jorge then begins to exit the office and pushes a chair in the direction of Deputy Curtin and states
72. "Call back up, no wonder you a fucking dyke bitch." It should be noted, Deputy Curtin never disclosed
73. her sexual orientation to Jorge. Deputy Curtin, along with all others present in her office, leave
74. the office and make their way toward the main hallway. The rest of Deputy Curtin's BWC footage coincides
75. with that of the surveillance footage, which captures Dagmarie pushing Deputy Curtin toward the wall
76. along with Jorge punching Deputy Curtin in the head with a closed fist and forcibly removing her Taser
77. from her hand.
78.
79. Let it be known Armando, an eleven-year-old, was present during the entirety of the incident.
80.
81. Dagmarie was placed under arrest and charged with the following:
82.
83. - Battery on law enforcement officer, after she knowingly pushed Deputy Curtin several times in
84. an attempt to keep her away from her husband Jorge.
85.
86. - Resisting an officer with violence, after the video depicts her willfully obstructing the performance
87. of Deputy Curtin's duties, due to her placing herself in between Deputy Curtin and Jorge and pushing
88. Deputy Curtin away several times, affecting her ability to effectuate an arrest on Jorge.
89.
90. -Disruption of school function, as her actions contributed to the interference of daily school functions,

91. due to numerous staff from school needing to intervene to prevent Jorge from further battering Deputy
 92. Curtin.
 93.
 94. - Trespassing on school campus due to her having no further business being on school campus after
 95. the conclusion of the meeting, in addition to Dagmarie showing a clear disregard of School Resource
 96. Deputy Curtin's directions to leave once the meeting became a violent encounter.
 97.
 98. Jorge was placed under arrest and charged for the following:
 99.
 100. - Battery on a law enforcement officer, due to Jorge intentionally striking Deputy Curtin in the
 101. face in addition to one of the punches having enough force to cause Deputy Curtin to fall down, temporarily
 102. immobilizing her.
 103.
 104. - Armed Robbery, due to Jorge forcibly removing Deputy Curtin's agency issued Taser, in the course
 105. of her attempting to defend herself from Jorge's punches.
 106.
 107. - Resisting with violence due to Jorge willfully resisting and opposing arrests by striking Deputy
 108. Curtin several times with a closed fists while she was in the course of her duties, attempting to effectuate
 109. an arrest.
 110.
 111. - Disruption of school function as Jorge's actions contributed to the interference of daily school
 112. functions, due to numerous staff from school needing to intervene to prevent Jorge from further battering
 113. Deputy Curtin.
 114.
 115. - Trespassing on school campus due to Jorge having no further business being on school campus after
 116. the conclusion of the meeting, in addition to Jorge showing a clear disregard of School Resource Deputy
 117. Curtin's directions to leave once the meeting became a violent encounter.
 118.
 119. - Grand theft due to Jorge taking and depriving Deputy Curtin the use of her Taser which is valued
 120. at \$2,300.
 121.
 122. - Battery on a school official after placing the principal, Stephen Hinson in a headlock.
 123.
 124. **It should be noted due to Jorge's statement to Deputy Curtin "Call back up, no wonder you a fucking
 125. dyke bitch." A hate crime enhancement was added to the following charges: Battery on a law enforcement
 126. officer, resisting with violence, and armed robbery with a weapon.
 127.
 128. Director Quann and DCF were made aware.
 129.
 130. Jorge and Dagmarie were later transported to the Volusia County Branch Jail.
 131.
 132. Case Status: Arrest/Adult
 133.

Officer No. 1

I swear/affirm the above statements are correct and true

Officer Signature



Officer Name
Thomas, Ethan 9639

Involvement Type
Arresting Officer

Involvement Date
11/19/2024 11:46:00

Signature Type
A Digital Signature

Notarizing Officer No. 1

Sworn to (or affirmed) and subscribed before me by means of (X) physical presence or () online notarization, this 19 day of November, 2024

Officer Signature



Officer Name
Prado, Eban 9133

Involvement Date
11/19/2024 11:46:00

Signature Type
A Digital Signature

Notary Public

Law Enforcement or Corrections Officer

Personally Known

Produced Identification

Type of Identification

Others Involved/Evidence

Court Case Number:

DEFENDANT	Last Name APONTE	First Name DAGMARIE	Middle Name	Suffix

Person No. 1 - WITNESS

Last Name RIVERA APONTE	First Name ARMANDO	Middle Name JOEL	Suffix	Sex M	Race White	Ethnicity Hispanic		
Date of Birth 6/9/2013	Place of Birth Florida	Age 11	To Age	Height 4' 00"	Weight 100 lbs	Eye Color Brown	Hair Color Brown	Hair Length Above Ear
Wears Glasses	Physical Feature Code	OBTS Number			<input type="checkbox"/> Gang Affiliation			
Driver's License Number / State / Class -- / -- / --	Social Security Number --	Misc ID Number / Type / State -- / -- / --			SPN			
- Contact information -								
Last Known Address 550 ANTELOPE DR			City Deltona	State FLORIDA	Zip Code 32725	County VOLUSIA	Country USA	
Employer/School Code/D description	Employer/School Name	Employer/School Address		City	State	Zip Code	County	
Employer/School Country	Employer/School Phone	Residency Resident	Email Address N/A		Home Phone	Cell Phone	Secondary Phone	
Social Media Information								

Person No. 2 - VICTIM

Last Name CURTIN	First Name DEPUTY	Middle Name	Suffix	Sex	Race	Ethnicity

Person No. 3 - WITNESS

Last Name HINSON	First Name STEPHEN	Middle Name CRAIG	Suffix	Sex M	Race Black Or African American	Ethnicity Non-Hispanic		
Date of Birth 2/12/1971	Place of Birth Florida	Age 53	To Age	Height 6' 00"	Weight 180 lbs	Eye Color Brown	Hair Color Bald	Hair Length Balding/Balding
Wears Glasses	Physical Feature Code	OBTS Number			<input type="checkbox"/> Gang Affiliation			
Driver's License Number / State / Class	Social Security Number	Misc ID Number / Type / State -- / -- / --			SPN			
- Contact information -								
Last Known Address			City	State	Zip Code	County	Country	
Employer/School Code/D description	Employer/School Name	Employer/School Address		City	State	Zip Code	County	
Employer/School Country	Employer/School Phone	Residency Resident	Email Address N/A		Home Phone	Cell Phone	Secondary Phone	
Social Media Information								

Property No. 1

Description BWC RECORDING	Property Status Digital Evidence	NCIC Property Category	Property Type	Make
Model	Brand	Color	Serial	Qty
FCIC/NCIC	Forfeiture No	Damage		
Estimated Value				
Property No. 2				
Description DELTONA MIDDLE SCHOOL SURVIELANCE FOOTAGE	Property Status Digital Evidence	NCIC Property Category	Property Type	Make
Model	Brand	Color	Serial	Qty
Estimated Value				

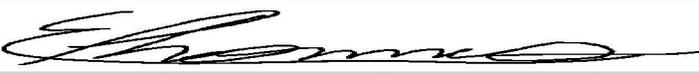
OTHERS INVOLVED

PROPERTY

**7th Judicial Circuit
Arrest Affidavit - Volusia (Adult)**

CASE No.: **VP240024994**

FCIC/NCIC	Forfeiture No	Damage				
Property No. 3						
Description DIGITAL PHOTOGRAPHS OF DEPUTY CURTIN		Property Status Digital Evidence	NCIC Property Category		Property Type	Make
Model		Brand	Color	Serial	Qty	Estimated Value
FCIC/NCIC	Forfeiture No	Damage				

OFFICER	Officer No. 1					
	I swear/affirm the above statements are correct and true					
	Officer Signature					
Officer Name Thomas, Ethan 9639		Involvement Type Arresting Officer	Involvement Date 11/19/2024 11:46:00	Signature Type A Digital Signature		