

**7th. Judicial Circuit 707
Charging Affidavit - Volusia**

Arrest # _____ Bk # _____ Pg # 1 of 4

ARREST <input checked="" type="checkbox"/> NOTICE TO APPEAR <input type="checkbox"/> AFFIDAVIT <input type="checkbox"/> C.C. <input type="checkbox"/>		ADULT <input checked="" type="checkbox"/> JUVENILE <input type="checkbox"/>		Court Case Number:	
(ORI) FL: <u>FL0640000</u>		Agency Name: <u>VOLUSIA COUNTY SHERIFF'S OFFICE</u>		Agency Case Number: <u>120003858</u>	
FCIC/NCIC Check? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No		OBTS #		U.C.R.:	
ADDRESS OF ARREST (Street, City, State, Zip): <u>2052 West Pkwy del FL 32724</u>				Arrested: By: <u>Deane, Travis</u>	
DEFENDANT		NAME (Last) (First) (Middle) <u>Kaiser Robert Brenner</u>		A.K.A.:	
DOB: <u>01-28-1978</u>		Age: <u>34</u>		Sex: <u>M</u> Race: <u>W</u>	
Driver's Lic./ ID No.: <u>K260-762-78-028-0</u>		State: <u>FL</u>		Year Expires: <u>XXX-XX-XXXX</u>	
Height: <u>5' 10</u>		Weight: <u>185</u>		P.O.B. (City, State, Country): <u>DELAND FL</u>	
Hair: <u>BLD</u>		Eyes: <u>BRO</u>		Statement: Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>	
Scars, Marks, Tattoos: <u>RTAT ABDM Multiple</u>		Business & Occupation:		Citizenship: Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>	
Probation: Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>		Sexual Predator: Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>		English: Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>	
Deaf/Mute: Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>		Address - Mailing/Permanent (STREET, APT. NUMBER) (CITY) (STATE) ZIP CODE RESIDENCE PHONE		<u>2052 West Pkwy DELAND FL 32724 (386) 848-4634</u>	
Address - Local (STREET, APT. NUMBER) (CITY) (STATE) ZIP CODE RESIDENCE PHONE		Address - Other (Employer/School) (STREET, APT. NUMBER) (CITY) (STATE) ZIP CODE BUS/SCHOOL PHONE			

CHARGES		DOMESTIC VIOLENCE? Yes <input checked="" type="checkbox"/>		Attachments: Affidavit(s) <input type="checkbox"/>		Statement(s) <input checked="" type="checkbox"/>		NTA Schedule <input type="checkbox"/>		Report <input checked="" type="checkbox"/>		Traffic Infraction(s) <input type="checkbox"/>		DUI <input type="checkbox"/>		Total Charges: <u>2</u>	
#1	Charge: <u>Assault/Intentional Threat to do Viol.</u>	FEL <input type="checkbox"/>	MISD <input checked="" type="checkbox"/>	ORD <input type="checkbox"/>	FS/ORD: <u>784.011</u>	Citation No.:		Bond: <u>No bond</u>									
#2	Charge: <u>Stalking-Follow/Harass/Cyberstalk Another</u>	FEL <input type="checkbox"/>	MISD <input checked="" type="checkbox"/>	ORD <input type="checkbox"/>	FS/ORD: <u>784.048(2)</u>	Citation No.:		Bond: <u>No Bond</u>									
#3	Charge:	FEL <input type="checkbox"/>	MISD <input type="checkbox"/>	ORD <input type="checkbox"/>	FS/ORD:	Citation No.:		Bond:									

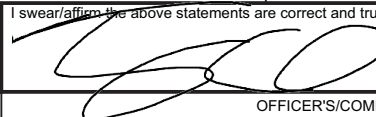
CO-DEFENDANT		Co-Def #1. Arrested? Y <input type="checkbox"/> N <input type="checkbox"/>		Fel. <input type="checkbox"/> Misd. <input type="checkbox"/> Traf. <input type="checkbox"/> Ord. <input type="checkbox"/> NTA <input type="checkbox"/>		Co-Def #2. Arrested? Y <input type="checkbox"/> N <input type="checkbox"/>		Fel. <input type="checkbox"/> Misd. <input type="checkbox"/> Traf. <input type="checkbox"/> Ord. <input type="checkbox"/> NTA <input type="checkbox"/>	
#1	NAME (Last) (First) (Middle)	Race:		Sex:		DOB:		Age:	
#2	NAME (Last) (First) (Middle)	Race:		Sex:		DOB:		Age:	

NARRATIVE

The undersigned certifies and swears that there is probable cause to believe the above-named defendant, on the 07 day of February, 2012, at approximately 0733 a.m. p.m. at 2052 West Pkwy DELAND within Volusia County, violated the law and did then and there:

1 intentionally, unlawfully threaten by word or act to do violence to the person of another (victim), coupled with an apparent ability to do so, and doing
 2 some act which creates a well-founded fear in such other person that such violence is imminent. Also, willfully, maliciously, and repeatedly followed,
 3 harassed, or cyberstalked another person (victim). Additionally, the victim and the defendant share a child in common and have resided together as a
 4 family unit in the past (approximately 6 years).
 5
 6 On 02/07/12 at approximately 1855 hours VCISO central dispatch received a phone call from Stephanie L Kaiser (V1) advising she had placed an
 7 injunction (domestic violence) against her husband Robert B Kaiser (D1) on 02/07/12 at approximately 1530 hours. Kaiser (V1) stated she had been
 8 receiving phone calls from him (386-848-4634) on her cellular phone (2 calls) and the house phone (4 calls, 2 voicemails) since. Kaiser (V1) stated
 9 Kaiser (D1) had left a voicemail questioning as to why she had filed an injunction at all. Kaiser (V1) also stated she had heard knocking at the door
 10 and believed it was Kaiser (D1), although she had not seen anyone. Kaiser (V1) stated her address was 2052 West Pkwy, Deland.
 11
 12 On 02/07/12 at approximately 1913 hours Kaiser (V1) contacted VCISO central dispatch using 9-1-1 advising Kaiser (D1) had forced entry into the
 13 residence. Kaiser (V1) stated she had locked herself and Roxy R Kaiser (O1) in one of the bedrooms due to being terrified of Kaiser (D1). Kaiser (V1)
 14 stated she remained connected with 9-1-1 while she attempted to stall Kaiser (D1) on scene as she had been advised Deputies were en route. Kaiser
 15 (D1) advised VCISO central dispatch that Kaiser (D1) was likely armed with a pistol as he is always almost armed.

NOTICE TO APPEAR		MANDATORY APPEARANCE <input type="checkbox"/>		YOU NEED NOT APPEAR IN COURT BUT MUST COMPLY WITH INSTRUCTIONS ON THE REVERSE SIDE OF YOUR COPY <input type="checkbox"/>		FINE, AND COSTS AMOUNT:	
I AGREE TO APPEAR IN COURT HEREIN TO ANSWER THE OFFENSE CHARGED OR TO PAY THE FINE INDICATED. I UNDERSTAND THAT SHOULD I WILLFULLY FAIL TO APPEAR BEFORE THE COURT AS REQUIRED, OR PAY THE LISTED FINE, I MAY BE HELD IN CONTEMPT OF COURT AND A WARRANT FOR MY ARREST WILL BE ISSUED.							
SIGNATURE OF DEFENDANT				Date		SIGNATURE OF JUVENILE PARENT OR CUSTODIAN	
						RELATIONSHIP TO JUVENILE	
						JUVE DISP.	
						CITATION No.	

Sworn to and subscribed before me, the undersigned this <u>08</u> day of <u>February</u> , <u>2012</u> , Name:		I swear/affirm the above statements are correct and true 		Rt Thumb	
Notary Public <input type="checkbox"/> Law Enforcement or Corrections Officer <input checked="" type="checkbox"/>		OFFICER'S/COMPLAINANT'S SIGNATURE			
Personally Known <input checked="" type="checkbox"/> Produced Identification <input type="checkbox"/>		DEANE, TRAVIS		7551	
Type of Identification: <u>D/S Barnes - 7821</u>		NAME (PRINTED)		ID NUMBER	

OFFICIAL USE ONLY		Inmate Number & Facility:	
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Narrative Supplement 707-B

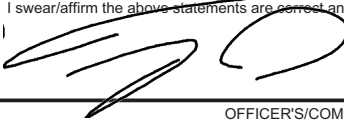
Arrest
 Affidavit
 Notice to Appear
 Adult
 Juvenile

Court Case Number:

Page # 2 of 4

Defendant Name: (Last) Kaiser	(First) Robert	(Middle) Brenner	Agency Case Number: 120003858
CHARGES		DOMESTIC VIOLENCE? Yes <input type="checkbox"/> Attachments: Affidavit(s)? <input type="checkbox"/> Statement(s) <input type="checkbox"/> NTA Schedule <input type="checkbox"/> Report <input type="checkbox"/> Traffic Infraction(s) <input type="checkbox"/> Total Charges:	
#	Charge:	FEL <input type="checkbox"/> MISD <input type="checkbox"/> ORD <input type="checkbox"/>	FS/ORD: Citation No.: Bond:
#	Charge:	FEL <input type="checkbox"/> MISD <input type="checkbox"/> ORD <input type="checkbox"/>	FS/ORD: Citation No.: Bond:
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16 On 02/07/12 at approximately 1918 hours Deputy Deane arrived on scene. Deputy Deane, upon deploying from his patrol car, equipped himself with
 17 his agency issued M-16 rifle. Deputy Deane approached the residence tactically from the north. As Deputy Deane approached the residence Kaiser
 18 (D1) exited the residence through the front door. Deputy Deane met Kaiser (D1) with verbal commands to place his hands in the air and face the
 19 residence. Kaiser (D1) initially complied with the verbal commands. Kaiser (D1) on approximately 3 occasions had to be reminded to keep his hands
 20 up and face the wall. As Deputy Deane closed distance toward Kaiser (D1), Deputy Deane ordered Kaiser (D1) to kneel and place his hands on his
 21 head. Kaiser (D1) complied with Deputy Deane's commands and was subsequently secured in handcuffs.
 22
 23 Deputy Deane, upon the arrival of additional units, secured a North American Arms .22 caliber revolver from Kaiser's (D1) front right pants pocket.
 24 Deputy Deane read Kaiser (D1) his Miranda warnings from a department issued Miranda warning card. Kaiser (D1) advised he understood the
 25 warnings. Temporary custody of Kaiser (D1) was turned over to Deputies Gering and Mercado while Deputy Deane checked on the well being of
 26 Kaiser (V1) and Kaiser (O1).
 27
 28 Deputy Deane met with Kaiser (V1) who advised both her and Kaiser (O1) were unharmed but in fear of Kaiser (D1). Kaiser (V1) explained she and
 29 Kaiser (D1) had been separated for approximately one month (approximately 01/05/12). Kaiser (V1) explained on 02/02/12 Kaiser (D1) had come to
 30 the house and forced the front door open causing the door frame to be ripped from the wall. Kaiser (V1) explained after Kaiser (D1) had caused the
 31 damage, he attempted to repair it. Kaiser (V1) stated she was in tremendous fear of Kaiser (V1) due to his violent tendencies and previous forced
 32 entry into the residence. Kaiser (V1) explained due to her fear, she had purchased door braces and placed them against the two entry doors to the
 33 residence in hopes they would prevent Kaiser (D1) from coming into the residence again. Kaiser (V1) explained the front door, which Kaiser (D1) had
 34 gained entry through, had been locked and secured by means of the door lock, dead bolt and a sliding chain style lock.
 35
 36 Kaiser (V1) explained the events on 02/07/12 as terrifying. Kaiser (V1) explained she and Kaiser (O1) were in the living room awaiting the arrival of
 37 Deputy Sheriff's when she heard a car door close outside the residence. Kaiser (V1) explained she believed it to be Kaiser (D1) and secured Kaiser
 38 (O1) and herself in a bedroom. Kaiser (V1) stated she then called 9-1-1 for a second time to advised VCSO central dispatch of Kaiser (D1) having
 39 forced entry into the residence. Kaiser (V1) stated while locked in the bedroom with Kaiser (O1), Kaiser (D1) somehow gained entry to the locked
 40 bedroom and "grabbed" Kaiser (O1), hugging her and walked to the living room to sit on the couch. Kaiser (V1) stated when Kaiser (D1) set Kaiser
 41 (O1) down, Kaiser (O1) immediately ran to Kaiser (V1) in the hallway and hugged her leg. Kaiser (V1) stated while on the phone with 9-1-1 she set
 42 the phone down in a concealed location so VCSO central dispatch could hear the conversation which transpired. Kaiser (V1) stated she spoke with
 43 Kaiser (D1) from what she felt was a quasi-safe distance (hallway) until Kaiser (D1) exited the residence and was met by Deputy Deane. Kaiser (O1)
 44 stated while conversing with Kaiser (D1) and awaiting the arrival of law enforcement, Kaiser (D1) accused her of "poisoning" the mind of Kaiser (O1)
 45 and others by convincing them Kaiser (D1) was "insane." Kaiser (V1) stated Kaiser (D1), through tears, made the statement he was "not going to
 46 leave my (his) house."
 47
 48 Kaiser (V1) showed Deputy Deane were the chain slide lock was on the door and that it was still in a locked position. Deputy Deane observed the
 49 chain to be in two sets of links rather than one. Deputy Deane was able to location two pieces of one link on the floor near the door which showed
 50 compression marks consistent with having been cut. Deputy Deane collected the cut link and submitted it to evidence via the district 2 evidence
 51 locker. Photographs were taken of the sliding chain style lock and the cut link.
 52
 53 Kaiser (V1) explained a portion of her fear was due to Kaiser's (D1) relentless telephone calls and text messages since 02/02/12. Kaiser (V1) showed
 54 Deputy Deane calls received from Kaiser (D1) to the home phone and her personal cellular phone in the amount of approximately 20 calls total since
 55 02/02/12. Additionally, Kaiser (V1) showed Deputy Deane she had received approximately 46 text messages from Kaiser (D1) since 02/02/12. Kaiser
 56 (V1) showed Deputy Deane her sent text messages which showed her last message to Kaiser (D1) to be on 01/25/12 aside from one sent on
 57 02/06/12 assuring Kaiser (D1) of Kaiser's (O1) well being and safety. Kaiser (V1) stated she had made it perfectly clear several times, including on
 58 02/02/12, to Kaiser (D1) he was to stop contacting her.
 59
 60 Kaiser showed Deputy Deane a side entrance to the residence which she had braced to prevent Kaiser's (D1) entry. Kaiser (V1) explained the front
 61 door which Kaiser (D1) had gained entry though had been similarly braced and showed Deputy Deane the brace which Kaiser (D1) had been able to
 62 somehow overpower. Deputy Deane observed the brace to be on the couch which Kaiser (V1) stated Kaiser (D1) had sat while she awaited the
 63 arrival of law enforcement. The alternate entrance to the residence, still braced, was photographed. As was the doorway used to gain entry and the
 64 bracing device which had been wedged against it.
 65
 66 Deputy Deane provided Kaiser (V1) with a statement which she completed and signed.

Sworn to and subscribed before me, the undersigned this <u>08</u> day of <u>February</u> , 2012, Name: _____ Notary Public <input type="checkbox"/> Law Enforcement Officer <input type="checkbox"/> Personally Known <input checked="" type="checkbox"/> Produced Identification <input type="checkbox"/> Type of Identification: _____	I swear/affirm the above statements are correct and true  OFFICER'S/COMPLAINANT'S SIGNATURE DEANE, TRAVIS NAME (PRINTED) 7551 ID NUMBER	Right Thumb
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Narrative Supplement 707-B

Arrest
 Affidavit
 Notice to Appear
 Adult
 Juvenile

Court Case Number:

Defendant (Last) Name: Kaiser	(First) Robert	(Middle) Brenner	Agency Case Number: 120003858
CHARGES		DOMESTIC VIOLENCE? Yes <input type="checkbox"/> Attachments: Affidavit(s)? <input type="checkbox"/> Statement(s) <input type="checkbox"/> NTA Schedule <input type="checkbox"/> Report <input type="checkbox"/> Traffic Infraction(s) <input type="checkbox"/> Total Charges:	
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67

68 Deputy Deane returned outside and observed Deputy Mercado to be serving Kaiser (D1) with the injunction for protection (no contact). During the

69 course of which Kaiser (D1) yelled multiple times to Kaiser (V1) and Kaiser (O1) that he loved them. Deputy Mercado advised Kaiser (D1)

70 specifically, any contact with Kaiser (V1) or Kaiser (O1), verbal or otherwise, would constitute a violation of the injunction. Additionally, after Deputy

71 Mercado had finished reading the injunction to Kaiser (D1), Deputy Deane heard Kaiser (D1) call out to Kaiser (V1) requesting her presence. Deputy

72 Gering was present during all portions of the injunction serving and subsequent bellows from Kaiser (D1). Deputy Deane confirmed the injunction

73 was a no contact order. Additionally, the injunction stated Kaiser (D1) was to relinquish possession custody of any/all firearms to the Volusia county

74 Sheriff's office.

75

76 Kaiser (D1) stated he had an additional firearm (rifle) in his quad-cab truck which was parked in the driveway. Deputies secured the Ruger 10-.22 rifle

77 from the vehicle. The rifle was placed within arm's reach within the vehicle slightly to the passenger side in the front seating area. Deputy Deane

78 observed the truck to be filled with personal items and tools of the trade. Deputy Deane observed a cutting device on the driver's seat, possibly used

79 to cut the sliding chain. Deputy Deane secured the cutting device. Kaiser (D1) stated he and Kaiser (V1) had been separated for approximately one

80 and a half months prior to 02/07/12.

81

82 Deputy Deane spoke with Kaiser (V1) in reference to possession/ownership of the residence. Kaiser (V1) stated she had purchased the home prior to

83 having stated dating Kaiser (D1). Deputy Deane contacted VCSO central dispatch who verified the home and property to be in the name of

84 "Stephanie Ferri" only. "Ferri" is Kaiser's (V1) maiden name.

85

86 All photographs taken on scene were placed onto CD and the CD was submitted to evidence via the district 2 evidence locker. Deputy Deane seized

87 Kaiser's (D1) .22 caliber North American Arms revolver and .22 caliber Ruger rifle, as per the injunction. Both firearms were made safe and submitted

88 to evidence via the district 2 evidence locker. The cutting device was submitted to evidence via the district 2 evidence locker. All evidence was

89 submitted under VCSO case number 12-3858.

90

91 Kaiser (D1) and Kaiser (V1) have a child in common, Kaiser (O1) and have resided together in the past as a family unit (approximately 6 years).

92 Deputy Deane completed a victim notification card and a Domestic Violence information sheet. Kaiser (V1) was provided with a Rights & Remedies

93 (DV) pamphlet, which she signed for.

94

95 Given the statements made and physical evidence on scene, Kaiser (D1) was charged with stalking (DV) and simple assault (DV). See VCSO case

96 number 12-3858 reference aforementioned charges. Kaiser (D1) was also charged with violation of injunction for protection (domestic violence) due

97 to his actions on scene in the presence of Deputies Deane, Gering and Mercado. See VCSO case number 12-3866 reference injunction violation.

98

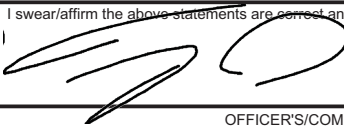
99 Kaiser (V1) advised she had contacted Kaiser's (D1) father who stated he would pick up Kaiser's (D1) truck. Kaiser (V1) stated she had no issues

100 with the vehicle remaining at the residence until Kaiser's (D1) father could take custody of it.

101

102 Kaiser (D1) was transported to VCBJ without further incident. Deputy Deane faxed a copy of the report to DCF due to Kaiser (O1) being present

103 during the incident. The audio recording of Kaiser's (V1) 9-1-1 calls will be provided to District 2 at a later date.

Sworn to and subscribed before me, the undersigned this <u>08</u> day of <u>February</u> , 2012, Name:	I swear/affirm the above statements are correct and true  OFFICER'S/COMPLAINANT'S SIGNATURE	Right Thumb
Notary Public <input type="checkbox"/> Law Enforcement Officer <input type="checkbox"/> Personally Known <input checked="" type="checkbox"/> Produced Identification <input type="checkbox"/> Type of Identification:	DEANE, TRAVIS NAME (PRINTED)	7551 ID NUMBER