

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

Arrest # _____ Bk # _____ Pg # 1 of 4

| | | | | | | | | | | | | | | | |
|--|--|---|--|---|--|--|--|---|--|--|--|--|--|--|--|
| <input checked="" type="checkbox"/> ARREST | | <input type="checkbox"/> NOTICE TO APPEAR | | <input type="checkbox"/> AFFIDAVIT | | <input type="checkbox"/> C.C. | | <input checked="" type="checkbox"/> ADULT | | <input type="checkbox"/> JUVENILE | | Court Case Number: | | | |
| (ORI) FL: <u>FL0640000</u> | | Agency Name: <u>VOLUSIA COUNTY SHERIFF'S OFFICE</u> | | Agency Case Number: <u>120003866</u> | | FCIC/NCIC Check? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No | | OBTS # | | U.C.R.: | | Date Arrested: <u>02-08-2012</u> | | Time of Arrest: <u>1933</u> | |
| ADDRESS OF ARREST (Street, City, State, Zip): <u>2052 West Pkwy DELAND FL 32724</u> | | | | | | Arrested By: <u>Deane, Travis</u> | | | | A.K.A.: | | ID Number: <u>7551</u> | | Sex: <u>M</u> Race: <u>W</u> | |
| DEFENDANT | | NAME (Last): <u>Kaiser</u> | | (First): <u>Robert</u> | | (Middle): <u>Brenner</u> | | A.K.A.: | | Sex: <u>M</u> | | Race: <u>W</u> | | Statement: <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No | |
| DOB: <u>01-28-1978</u> | | Age: <u>34</u> | | Driver's Lic./ID No.: <u>K260-762-78-028-0</u> | | State: <u>FL</u> | | Year Expires: _____ | | S.S.# - <u>XXX-XX-XXXX</u> | | Height: <u>5' 10</u> | | Weight: <u>185</u> | |
| Hair: <u>BLD</u> | | Eyes: <u>BRO</u> | | P.O.B. (City, State, Country): <u>DELAND FL</u> | | Scars, Marks, Tattoos: <u>RTAT CHEST Multiple</u> | | Business & Occupation: | | Citizenship: <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No | | Probation: Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> | | Sexual Predator: Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> | |
| Address - Mailing/Permanent (STREET, APT. NUMBER): <u>2052 West Pkwy</u> | | (CITY): <u>DELAND</u> | | (STATE): <u>FL</u> | | ZIP CODE: <u>32724</u> | | RESIDENCE PHONE: <u>(386) 848-4634</u> | | Address - Local (STREET, APT. NUMBER): _____ | | (CITY): _____ | | (STATE): _____ | |
| Address - Other (Employer/School) (STREET, APT. NUMBER): _____ | | (CITY): _____ | | (STATE): _____ | | ZIP CODE: _____ | | BUS/SCHOOL PHONE: _____ | | English: Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> | | Deaf/Mute: Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> | | Total Charges: <u>1</u> | |

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|----------------|---|--|--|--|--|---------------------------------------|--|---------------------------------------|--|--|--|--|--|---|--|--|--|---------------|--|-------------|--|
| CHARGES | | DOMESTIC VIOLENCE? Yes <input checked="" 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"/> | | DUI <input type="checkbox"/> | | Total Charges: <u>1</u> | | | | | |
| #1 | Charge: <u>Viol. Injunction for Protection Against Do</u> | FEL <input type="checkbox"/> MISD <input checked="" type="checkbox"/> ORD <input type="checkbox"/> | | FS/ORD: <u>741.31(4)(A)</u> | | Citation No.: | | Bond: <u>No Bond</u> | | #2 | | Charge: _____ | | FEL <input type="checkbox"/> MISD <input type="checkbox"/> ORD <input type="checkbox"/> | | FS/ORD: _____ | | Citation No.: | | Bond: _____ | |
| #3 | Charge: _____ | FEL <input type="checkbox"/> MISD <input type="checkbox"/> ORD <input type="checkbox"/> | | FS/ORD: _____ | | Citation No.: | | Bond: _____ | | 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"/> | | | | | |

| | | | | | | | | | | | | | |
|---------------------|--------------------|--|--|--|--|--|--|--|--|------------|--|------------|--|
| 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 violated an injunction for protection (DV) issued on 02/07/12, served on 02/07/12, issued by Judge Foxman with the victim being the protected party.

2

3 On 02/07/12 at approximately 1855 hours VCSO central dispatch received a phone call from Stephanie L Kaiser (V1) advising she had placed an injunction (domestic violence) against her husband Robert B Kaiser (D1) on 02/07/12 at approximately 1530 hours. Kaiser (V1) stated she had been 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 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 and believed it was Kaiser (D1), although she had not seen anyone. Kaiser (V1) stated her address was 2052 West Pkwy, Deland.

8

9 On 02/07/12 at approximately 1913 hours Kaiser (V1) contacted VCSO central dispatch using 9-1-1 advising Kaiser (D1) had forced entry into the 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) 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 (D1) advised VCSO central dispatch that Kaiser (D1) was likely armed with a pistol as he is always almost armed.

13 On 02/07/12 at approximately 1918 hours Deputy Deane arrived on scene. Deputy Deane, upon deploying from his patrol car, equipped himself with his agency issued M-16 rifle. Deputy Deane approached the residence tactically from the north. As Deputy Deane approached the residence Kaiser (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

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| 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 | |
| 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"/> | | Personally Known <input checked="" type="checkbox"/> Produced Identification <input type="checkbox"/> | | Type of Identification: <u>D/S Barnes - 7821</u> | | OFFICER'S/COMPLAINANT'S SIGNATURE | |
| DEANE, TRAVIS | | 7551 | | NAME (PRINTED) | | ID NUMBER | |

| | | | |
|--------------------------|--|---------------------------|--|
| OFFICIAL USE ONLY | | Inmate Number & Facility: | |
|--------------------------|--|---------------------------|--|

Narrative Supplement 707-B

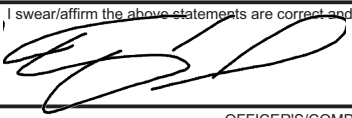
Arrest
 Affidavit
 Notice to Appear
 Adult
 Juvenile

Court Case Number:

Page # 2 of 4

| | | | | | | | |
|-------------------------------|---|---|-------------------------------|------------------------------|---------------------------------------|--|----------------|
| Defendant Name: Kaiser | (Last) | Robert | (First) | Brenner | (Middle) | Agency Case Number: 120003866 | |
| 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: |
| # | Charge: | FEL <input type="checkbox"/> | MISD <input type="checkbox"/> | ORD <input type="checkbox"/> | FS/ORD: | Citation No.: | Bond: |

16 residence. Kaiser (D1) initially complied with the verbal commands. Kaiser (D1) on approximately 3 occasions had to be reminded to keep his hands
17 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
18 head. Kaiser (D1) complied with Deputy Deane's commands and was subsequently secured in handcuffs.
19
20 Deputy Deane, upon the arrival of additional units, secured a North American Arms .22 caliber revolver from Kaiser's (D1) front right pants pocket.
21 Deputy Deane read Kaiser (D1) his Miranda warnings from a department issued Miranda warning card. Kaiser (D1) advised he understood the
22 warnings. Temporary custody of Kaiser (D1) was turned over to Deputies Gering and Mercado while Deputy Deane checked on the well being of
23 Kaiser (V1) and Kaiser (O1).
24
25 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
26 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
27 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
28 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
29 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
30 residence in hopes they would prevent Kaiser (D1) from coming into the residence again. Kaiser (V1) explained the front door, which Kaiser (D1) had
31 gained entry through, had been locked and secured by means of the door lock, dead bolt and a sliding chain style lock.
32
33 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
34 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
35 (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
36 forced entry into the residence. Kaiser (V1) stated while locked in the bedroom with Kaiser (O1), Kaiser (D1) somehow gained entry to the locked
37 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
38 (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
39 the phone down in a concealed location so VCSO central dispatch could hear the conversation which transpired. Kaiser (V1) stated she spoke with
40 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 (V1)
41 stated while conversing with Kaiser (D1) and awaiting the arrival of law enforcement, Kaiser (D1) accused her of "poisoning" the mind of Kaiser (O1)
42 and others by convincing them Kaiser (D1) was "insane." Kaiser (V1) stated Kaiser (D1), through tears, made the statement he was "not going to
43 leave my (his) house."
44
45 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
46 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
47 compression marks consistent with having been cut. Deputy Deane collected the cut link and submitted it to evidence via the district 2 evidence
48 locker. Photographs were taken of the sliding chain style lock and the cut link.
49
50 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
51 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
52 02/02/12. Additionally, Kaiser (V1) showed Deputy Deane she had received approximately 46 text messages from Kaiser (D1) since 02/02/12. Kaiser
53 (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
54 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
55 02/02/12, to Kaiser (D1) he was to stop contacting her.
56
57 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
58 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
59 somehow overpower. Deputy Deane observed the brace to be on the couch which Kaiser (V1) stated Kaiser (D1) had sat while she awaited the
60 arrival of law enforcement. The alternate entrance to the residence, still braced, was photographed. As was the doorway used to gain entry and the
61 bracing device which had been wedged against it.
62
63 Deputy Deane provided Kaiser (V1) with a statement which she completed and signed.
64
65 Deputy Deane returned outside and observed Deputy Mercado to be serving Kaiser (D1) with the injunction for protection (no contact). During the
66 course of which Kaiser (D1) yelled multiple times to Kaiser (V1) and Kaiser (O1) that he loved them. Deputy Mercado advised Kaiser (D1)

| | | |
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| 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 |
|---|--|-------------|

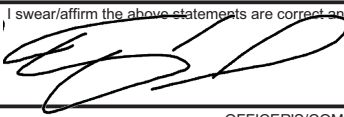
Narrative Supplement 707-B

Arrest
 Affidavit
 Notice to Appear
 Adult
 Juvenile

Court Case Number:

| | | | |
|-------------------------------|----------------|---|-------------------------------|
| Defendant (Last) Name: Kaiser | (First) Robert | (Middle) Brenner | Agency Case Number: 120003866 |
| 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: |
| # | Charge: | FEL <input type="checkbox"/> MISD <input type="checkbox"/> ORD <input type="checkbox"/> | FS/ORD: Citation No.: Bond: |

67 specifically, any contact with Kaiser (V1) or Kaiser (O1), verbal or otherwise, would constitute a violation of the injunction. Additionally, after Deputy
 68 Mercado had finished reading the injunction to Kaiser (D1), Deputy Deane heard Kaiser (D1) call out to Kaiser (V1) requesting her presence. Deputy
 69 Gering was present during all portions of the injunction serving and subsequent bellows from Kaiser (D1). Deputy Deane confirmed the injunction
 70 was a no contact order. Additionally, the injunction stated Kaiser (D1) was to relinquish possession custody of any/all firearms to the Volusia county
 71 Sheriff's office.
 72
 73 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
 74 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
 75 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
 76 to cut the sliding chain. Deputy Deane secured the cutting device. Kaiser (D1) stated he and Kaiser (V1) had been separated for approximately one
 77 and a half months prior to 02/07/12.
 78
 79 Deputy Deane spoke with Kaiser (V1) in reference to possession/ownership of the residence. Kaiser (V1) stated she had purchased the home prior to
 80 having stated dating Kaiser (D1). Deputy Deane contacted VCISO central dispatch who verified the home and property to be in the name of
 81 "Stephanie Ferri" only. "Ferri" is Kaiser's (V1) maiden name.
 82
 83 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
 84 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
 85 to evidence via the district 2 evidence locker. The cutting device was submitted to evidence via the district 2 evidence locker. All evidence was
 86 submitted under VCISO case number 12-3858.
 87
 88 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).
 89 Deputy Deane completed a victim notification card and a Domestic Violence information sheet. Kaiser (V1) was provided with a Rights & Remedies
 90 (DV) pamphlet, which she signed for.
 91
 92 Given the statements made and physical evidence on scene, Kaiser (D1) was charged with stalking (DV) and simple assault (DV). See VCISO case
 93 number 12-3858 reference aforementioned charges. Kaiser (D1) was also charged with violation of injunction for protection (domestic violence) due
 94 to his actions on scene in the presence of Deputies Deane, Gering and Mercado. See VCISO case number 12-3866 reference injunction violation.
 95
 96 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
 97 with the vehicle remaining at the residence until Kaiser's (D1) father could take custody of it.
 98
 99 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
 100 during the incident. The audio recording of Kaiser's (V1) 9-1-1 calls will be provided to District 2 at a later date.

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| 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 |