

7th. Judicial Circuit 707
 Charging Affidavit - Volusia

Arrest # _____ Bk # _____ Pg # 1 of 4

ARREST <input type="checkbox"/>	NOTICE TO APPEAR <input type="checkbox"/>	AFFIDAVIT <input checked="" type="checkbox"/>	C.C. <input type="checkbox"/>	ADULT <input checked="" type="checkbox"/>	JUVENILE <input type="checkbox"/>	Court Case Number: 2016 306510 MMD B
(OR) FL: FL0640000	Agency Name: VOLUSIA COUNTY SHERIFF'S OFFICE	Agency Case Number: 140034555				
FCIC/NCIC Check? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	OBTS # _____	U.C.R. _____	Date Arrested: _____	Time of Arrest: _____		
ADDRESS OF ARREST (Street, City, State, Zip): _____			Arrested By: _____	ID Number: 2188		

DEFENDANT	NAME (Last) THRIPP	(First) RICHARD	(Middle) JAMES	A.K.A.: _____	Sex: M	Race: W
DOB: 01-14-1961	Age: 53	Driver's Lic./ID No.: _____	State: FL	Year Expires: 2019	S.S.#: _____	
Height: 6' 01"	Weight: _____	Hair: BRO	Eyes: _____	P.O.B. (City, State, Country): AZ	Statement: Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>	
Scars, Marks, Tattoos: _____	Business & Occupation: _____			Citizenship: Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>		
Probation: Yes <input type="checkbox"/> No <input checked="" 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 1829 NELSON AVE		(STREET, APT. NUMBER)	(CITY) ORMOND BEACH	(STATE) FL	ZIP CODE 32174	RESIDENCE PHONE (386) 672-2939
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 type="checkbox"/>	Attachments: Affidavit(s)? <input type="checkbox"/>	Statement(s) <input type="checkbox"/>	NTA Schedule <input type="checkbox"/>	Report <input checked="" type="checkbox"/>	Traffic Infraction(s) <input type="checkbox"/>	DUI <input type="checkbox"/>	Total Charges: 1
#1 Charge: Misuse of Wireless 911 System	FEL <input type="checkbox"/> MISD <input checked="" type="checkbox"/> ORD <input type="checkbox"/>	FS/ORD: 365.172(13)	Citation No.: _____	Bond: _____				
#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-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 25 day of December, 2014, at approximately 1147 a.m. p.m. at 1829 Nelson Avenue ORMOND BEACH within Volusia County, violated the law and did then and there:

1 The Def did knowingly misuse the wireless 911 system of the Volusia County Sheriff's Office in that the Def called the "911" emergency center on three separate occasions in a 2 hour time frame to erroneously report that there were "Prowlers" around his residence attempting to break into his home and that there was a burglary in progress. The Def did so knowing that the alleged prowlers outside his residence were in fact members of the Volusia County Sheriff's Office who were there to conduct a well being check on the adult son of the Def: Richard X. Thrupp.

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5
6 The Def's actions hindered Volusia County Sheriff's Office 911 dispatchers from handling potential calls involving true emergencies such as automobile accidents, sick or injured subjects, robberies, burglaries, etc. and his calls did so for a total of 13 minutes and 57 seconds.

7
8
9 The Def did such despite the deputies present: Sgt. Greg Miles and Krislie Shamburg, verbally announcing and identifying themselves and further illuminating themselves to show the def there uniforms, badges, name plates and other insignia. The Def also continually did so despite being assured by 911 dispatchers whom he called that the the persons knocking on his door and announcing themselves were in fact law enforcement officers.

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11
12
13
14 The Def did so as evidenced by the following:

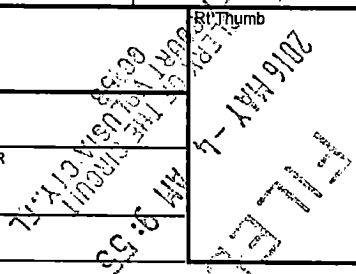
15

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 _____	JUVE DISP. CITATION No. _____
		RELATIONSHIP TO JUVENILE _____	

Sworn to and subscribed before me, the undersigned this <u>07</u> day of <u>January</u> , <u>2015</u>	I swear/affirm the above statements are correct and true
Name: <u>[Signature]</u>	<u>[Signature]</u>
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"/>	NAME (PRINTED) GRAVES, RICHARD
Type of Identification: _____	ID NUMBER 2188

OFFICIAL USE ONLY	Inmate Number & Facility: _____
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Volusia**Notice to Appear Instruction Sheet**

Follow these instructions according to the boxes checked.

Court Case Number:
Agency Case Number:

- Mandatory Court Appearance -- You MUST appear at COURT. You will receive a Notice of Arraignment from the County Clerk's Office at the mailing address you have given. Failure to appear at the time and place designated, will result in a warrant being issued for your arrest.**
- Court Appearance Not Mandatory -- You MUST comply with EITHER A or B:**

**PAYMENTS SHOULD BE MADE PAYABLE TO:
CLERK OF THE COURT.**

A. Pay the Fine: You must complete the waiver information below and either mail or personally present this citation at the Clerk's Office checked below, from 8:00 a.m. to 4:30 p.m., Monday through Friday within 15 days of the issuance of this Notice to Appear. *Fines may be paid in cash, personal check, money order or certified check made payable to: Clerk of the Court . (DO NOT MAIL CASH.)*

Total fine and costs you must pay: \$ _____

B. Contest the Citation: You MUST request that a court date be set within 15 days of the issuance of this Notice to Appear (if the 15th day falls on a Saturday, Sunday or legal holiday, the period is extended to the next working day) by either appearing between the hours of 8:00 a.m. and 10:00 a.m. at the Clerk's Office checked below, or by mailing your written request to the Clerk of the Court at the address checked below.

COUNTY CLERK'S OFFICES:

- Volusia County Courthouse, room B155, 101 N. Alabama Avenue, Deland, FL, 32724
- Court House Annex, room 109, 125 E. Orange Avenue, Daytona Beach, FL, 32114
- Volusia County Courthouse, room 6, 124 N. Riverside Drive, New Smyrna Beach, FL, 32169

I agree to appear at the time and place as designated above to answer the listed charge(s) or pay the fine and costs. I understand that if I willfully fail to request a court date and/or fail to appear before the court as required by this Notice to Appear, or fail to pay the indicated fine and costs on or before the date set forth above, I may be held in contempt of court and a warrant for my arrest will be issued.

DEFENDANT'S SIGNATURE (MANDATORY): _____

ATTENTION: PERSONS WITH DISABILITIES

If you are a person with a disability who needs any accommodation in order to participate in this proceeding, you are entitled, at no cost to you, to the provision of certain assistance. Please contact Court Administration, 125 E. Orange Avenue, Ste.300, Daytona Beach, FL 32114; Telephone: 386-257-6096 within two (2) working days of your receipt of this notice: If you are hearing or voice impaired, call 1-800-955-8771 or 1-800-955-8770. THIS IS NOT A COURT INFORMATION LINE.

Plea and Waiver Information

If this notice indicates that you have the option to pay a fine or appear in court and you choose to pay the fine, follow the instructions in paragraph A above. Read and sign this page. This page MUST be returned to the clerk's office with your fine payment.

- In consideration of my not appearing in court, I enter my plea on the affidavit in this case, for the offense charged, waiving my right to be present and the reading of the affidavit. I understand the nature of the charge(s) against me and hereby enter my plea of guilty or nolo contendere (no contest) .
- In doing so, I understand the nature of the charge(s) against me, I understand that I waive my right to counsel, the right to a trial before a judge or jury, the right to a continuance, and the right to appeal. Payment of this fine will result in adjudication of guilt to this charge being withheld.
- By my signature, I acknowledge that I understand the above statements. I am not under the influence of alcohol or drugs. I also certify that my address listed below is correct.

Defendant's Signature: _____
(First) (Middle) (Last)

Date: _____

Defendant's Name (print): _____

Defendant's Address: _____

Narrative Supplement 707-B

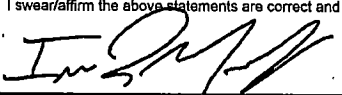
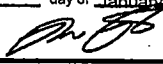
Arrest
 Affidavit
 Notice to Appear
 Adult
 Juvenile

Court Case Number:

Page # 3 of 4

Defendant (Last) Name: THRIPP		(First) RICHARD	(Middle) JAMES	Agency Case Number: 140034555
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 checked="" type="checkbox"/> Traffic Infraction(s) <input type="checkbox"/>		Total Charges: 1
	# 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 #1) The Def used a movie camera to document the incident and after which the Def posted the encounter to "You Tube" in a 4 part series of videos
 17 that clearly depict the officers verbally identifying themselves, allowing themselves to be illuminated by the Def to show there uniforms, badges,
 18 nameplates and insignias and personally illuminating themselves to allow for such to be viewed. Despite described actions and efforts the Def
 19 continued to query their identity, refused to cooperate with request to check on the well being of Richard X. Thripp and he called "911" to report
 20 "prowlers committing a burglary in progress".
 21
 22 #2) The Def is further implicated in such in that the video clearly shows the Def to be committing such offenses in an attempt to mock and hinder the
 23 law enforcement officers present in that the Def can be heard laughing at and telling his son and wife that he is enjoying his actions in thwarting the
 24 deputies from performing their duties.
 25
 26 #3) The Def's "911" calls are captured on recording which were downloaded to disc for evidentiary value. during the recordings the Def is further
 27 heard to mock and harass the various dispatchers handling the calls and demands to speak to higher ranked authorities in that he does not believe
 28 them when they confirm it is law enforcement officers outside. This despite his admissions on the video that he is fully aware the "prowlers present"
 29 are in fact law enforcement officers. After each "911" call the Def is continually heard laughing at and mocking the dispatchers.
 30
 31 #4) The deputies were at the home of the Def for the purpose of conducting a well being check at the request of the Daytona Beach Police
 32 Department whom were in contact with a party who believed that the adult son of the Def: Richard X. Thripp, was in danger and would be shot by the
 33 Def. The initial actions of the Def and his repeated refusals to allow law enforcement to speak to his son further escalated fears that the son maybe in
 34 danger and even after the Def allowed his adult son to stand within view of the law enforcement officers the Def did not allow direct contact and the
 35 son only answered in one word responses which caused further concern with the law enforcement officers present in that they believed the answers
 36 presented by the son were made under duress. The described interaction was also noted to have been captured on the described video.
 37
 38 #5) During the encounter Hoia Thripp was in the house as well. Hoia Thripp: wife of the Def and mother of Richard X. Thripp, is heard to ask the Def
 39 to go outside and speak to the police but the Def refuses stating that "they just want to beat me up or shoot me". The Def is also noted to state
 40 several times to either Richard X. Thripp or Hoia Thripp to stay away from the doors or windows warning them that they would get shot.
 41
 42
 43
 44 During the two hour encounter there were a total of 5 law enforcement officers taken out of service to assist due to the actions of the Def. These
 45 deutes were identified as
 46 Sgt. Gregory Miles
 47 Dep. Krislie Shamburg
 48 Dep. Timothy Wheeler
 49 Dep. James Seyboldt
 50 Dep. Marth Adamczyk
 51

Sworn to and subscribed before me, the undersigned this <u>07</u> day of <u>January</u> , 2015	I swear/affirm the above statements are correct and true 	Right Thumb
Name: 	OFFICER'S/COMPLAINANT'S SIGNATURE	
Notary Public <input type="checkbox"/> Law Enforcement Officer <input checked="" type="checkbox"/>	GRAVES, RICHARD	2188
Personally Known <input checked="" type="checkbox"/> Produced Identification <input type="checkbox"/>	NAME (PRINTED)	ID NUMBER
Type of Identification:		

Witness/Victim/Evidence Form 707-A

Arrest
 Affidavit
 Notice to Appear
 Adult
 Juvenile

Court Case Number:

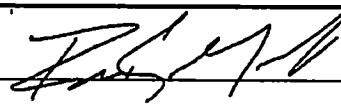
Defendant (Last) Name: THRIPP		(First) RICHARD		(Middle) JAMES	Agency Case Number: 140034555				
Name: (Last) THRIPP	(First) HOAI	(Middle) THIKIM	Vic <input type="checkbox"/> Wit <input checked="" type="checkbox"/>	Race: W	Sex: M <input type="checkbox"/> F <input checked="" type="checkbox"/>	Age: 52	DOB: 09-18-1962	SSN:	
Address (#, Street, City, State): 1829 NELSON AVE ORMOND BEACH FL				Zip: 32174	Home: Phone: (386) 672-2939		Statement: <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		
Bus/School Address:				Zip:		Bus: Phone:		Phone:	
Relative/Contact Name			Relative/Contact Address:			Phone:			
Name: (Last) THRIPP		(First) RICHARD		(Middle) XICHAO	Vic <input type="checkbox"/> Wit <input checked="" type="checkbox"/>	Race: W	Sex: M <input checked="" type="checkbox"/> F <input type="checkbox"/>	Age: 23	DOB: 08-17-1991
Address (#, Street, City, State): 1829 NELSON AVE ORMOND BEACH FL				Zip: 32174	Home: Phone: (386) 672-2939		Statement: <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		
Bus/School Address:				Zip:		Bus: Phone:		Phone:	
Relative/Contact Name			Relative/Contact Address:			Phone:			
Name: (Last) Miles		(First) Gregory		(Middle)	Vic <input type="checkbox"/> Wit <input checked="" type="checkbox"/>	Race: W	Sex: M <input checked="" type="checkbox"/> F <input type="checkbox"/>	Age:	DOB:
Address (#, Street, City, State): VCSO District III ORMOND BEACH FL				Zip: 32174	Home: Phone: (386) 323-0151		Statement: <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		
Bus/School Address:				Zip:		Bus: Phone:		Phone:	
Relative/Contact Name			Relative/Contact Address:			Phone:			
Name: (Last) Shamburg		(First) Krislie		(Middle)	Vic <input type="checkbox"/> Wit <input checked="" type="checkbox"/>	Race: W	Sex: M <input type="checkbox"/> F <input checked="" type="checkbox"/>	Age:	DOB:
Address (#, Street, City, State): VCSO District III ORMOND BEACH FL				Zip: 32174	Home: Phone: (386) 323-0151		Statement: <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		
Bus/School Address:				Zip:		Bus: Phone:		Phone:	
Relative/Contact Name			Relative/Contact Address:			Phone:			
Name: (Last) Graves		(First) Richard		(Middle) C	Vic <input type="checkbox"/> Wit <input checked="" type="checkbox"/>	Race: W	Sex: M <input checked="" type="checkbox"/> F <input type="checkbox"/>	Age:	DOB:
Address (#, Street, City, State): VCSO District III ORMOND BEACH FL				Zip: 32174	Home: Phone: (386) 323-0151		Statement: <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		
Bus/School Address:				Zip:		Bus: Phone:		Phone:	
Relative/Contact Name			Relative/Contact Address:			Phone:			
Name: (Last)		(First)		(Middle)	Vic <input type="checkbox"/> Wit <input type="checkbox"/>	Race:	Sex: M <input type="checkbox"/> F <input type="checkbox"/>	Age:	DOB:
Address (#, Street, City, State):				Zip:	Home: Phone:		Statement: <input type="checkbox"/> Yes <input type="checkbox"/> No		
Bus/School Address:				Zip:		Bus: Phone:		Phone:	
Relative/Contact Name			Relative/Contact Address:			Phone:			

EVIDENCE COLLECTED

Description of Evidence	Date Recovered	Model Serial/I.D. Number	Drug Amount
Disc bearing 4 part You Tube video			
Owner Name (Last) (First) (Address) (Phone) Value			
VCSO			
Disc bearing 911 recordings			
Owner Name (Last) (First) (Address) (Phone) Value			
Description of Evidence	Date Recovered	Model Serial/I.D. Number	Drug Amount
Description of Evidence	Date Recovered	Model Serial/I.D. Number	Drug Amount
Description of Evidence	Date Recovered	Model Serial/I.D. Number	Drug Amount
Description of Evidence	Date Recovered	Model Serial/I.D. Number	Drug Amount
Description of Evidence	Date Recovered	Model Serial/I.D. Number	Drug Amount
Description of Evidence	Date Recovered	Model Serial/I.D. Number	Drug Amount
Description of Evidence	Date Recovered	Model Serial/I.D. Number	Drug Amount
Description of Evidence	Date Recovered	Model Serial/I.D. Number	Drug Amount

I certify that the foregoing is a complete list of witnesses/victims & evidence known to me.

GRAVES, RICHARD
Investigating Officer



2188
ID Number

VCSO
Agency