

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

Report No. 100039413 Nature of Call: 22 Report Date: 12-26-2010 Report Time: 1538 District: 04  
 Pg # 1 of 1

83822-4-1740 Confidential: Arrest # Bk # 1013003 mmaws

ARRREST <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"/>	Agency Name: VOLUSIA COUNTY SHERIFF'S OFFICE	Agency Case Number: 100039413
(ORI) FL: FL0640000	FCIC/NCIC Check? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	OBTS # 6402185516
ADDRESS OF ARREST (Street, City, State, Zip): 2783 ELKCAM BLVD # 201 DELTONA FL 32738		Arrested: By: Braman, John
DEFENDANT NAME (Last, First, Middle): 1 COLSTON CYNTHIA J		A.K.A.: Sex: F Race: B
DOB: 01-25-1966	Age: 44	Driver's Lic./ID No.:
Height: 5' 06"	Weight: 193	Hair: BLK Eyes: BRO
Scars, Marks, Tattoos:	Business & Occupation:	Statement: Yes <input type="checkbox"/> No <input checked="" 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"/>
Address - Mailing/Permanent: 2355 FOUNTAIN RD DELTONA FL 32738		RESIDENCE PHONE: (770) 912-2559
Address - Local:		RESIDENCE PHONE:
Address - Other (Employer/School):		BUS/SCHOOL PHONE:

<b>CHARGES</b>	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"/>	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(12)	Citation No.:	Bond: 500.00				
#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:				

<b>CO-DEFENDANT</b>	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:
#2 NAME (Last, First, Middle):	Race:	Sex:

**NARRATIVE** The undersigned certifies and swears that there is probable cause to believe the above-named defendant, on the 26 day of December, 2010, at approximately 0338  a.m.  p.m. at 2783 ELKCAM BLVD #201 DELTONA within Volusia County, violated the law and did then and there:

1 On the above date and time, Deputy Braman responded to Central Nails (2783 Elkcaml Blvd # 201), in reference to a disturbance complaint. Upon  
 2 arrival, Deputy Braman made contact with Cynthia Colston (Defendant), who stated she and a nail technician were involved in an altercation over the  
 3 length of her fingernails. Throughout the investigation, it was determined the nail technician sustained an injury from Colston on her left hand; during  
 4 the altercation. The nail technician declined to pursue charges or complete a VCISO sworn written statement.  
 5  
 6 While Deputy Braman was trying to resolve the issue of payment, Central dispatch advised Deputy Braman Colston was calling on 911, and was  
 7 displeased with the service he was giving her. Deputy Braman observed through a window that Colston was speaking into her bluetooth ear piece.  
 8 Deputy Braman confirmed Colston was still speaking to operator # 6963 at Central Dispatch. At the time Colston was calling 911, there was no  
 9 emergency taking place, as Deputy Braman was already in contact with her regarding the disturbance.  
 10  
 11 Central dispatch advised Colston had also called 911 three times while Deputy Braman was en route, asking about the status of the call. Colston  
 12 was placed under arrest for placing false 911 calls/abuse of the 911 system.  
 13  
 14 Colston was transported to the branch jail without incident.

<b>NOTICE TO APPEAR</b>	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 COUNT:
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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: <i>McAllexhan BS</i>	Date: <u>1-12-11</u>	SIGNATURE OF JUVENILE PARENT OR CUSTODIAN:	RELATIONSHIP TO JUVENILE:
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Sworn to and subscribed before me, the undersigned this <u>26</u> day of <u>DEC</u> <u>2010</u> Name: <u>D/S Remell 7215</u>	I swear/affirm the above statements are correct and true OFFICER'S/COMPLAINANT'S SIGNATURE: <i>John Braman</i> NAME (PRINTED): BRAMAN, JOHN ID NUMBER: 7392
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:	Inmate Number & Facility:

STATE VS.

Name(L,F,M): \_\_\_\_\_

DOB: \_\_\_\_\_

Court Case Number: \_\_\_\_\_

FIRST APPEARANCE DATE: \_\_\_\_\_

The defendant was advised of his/her rights and furnished a copy of the complaint.  
Defendant ( ) requested and was appointed a Public Defender after being found indigent.  
Defendant ( ) not indigent, has or will retain \_\_\_\_\_

as counsel.

The Court has examined the sworn complaint and finds:

CHARGE					
Probable Cause Found					
PC Undet. - 72 hours					
PC Undet. - 96 hours					
Insufficient PC					
BOND SET AT					
ROR					
PTR					
Other					

DEC 21 11 30 AM '05

ASA: \_\_\_\_\_ PD: \_\_\_\_\_

Plea: \_\_\_\_\_

Sentence: \_\_\_\_\_

Notes: \_\_\_\_\_

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**CONDITIONS OF RELEASE**

Type Of Supervision:

- ( ) Supervised Release
- ( ) Electronic Monitoring - May require defendant to pay for use of monitoring equipment

Special Conditions:

- ( ) No contact with the alleged victim(s), witness(es), & co-defendant(s)

( ) No violent contact with the alleged victim(s) \_\_\_\_\_

( ) Do not consume illegal drugs

( ) Do not consume alcohol

( ) Submit to urinalysis tests for illegal drugs and/or alcohol

( ) Substance abuse assessment

( ) Participation in appropriate substance abuse treatment

( ) \_\_\_\_\_

Judge