

VOLUSIA COUNTY SHERIFF'S OFFICE

INCIDENT REPORT

<input type="checkbox"/> Juvenile <input type="checkbox"/> Gang <input type="checkbox"/> Domestic Violence <input type="checkbox"/> Endangered / Other		<input type="checkbox"/> Hate Crime <input type="checkbox"/> Elderly Abuse / Exploitation VOR _____		Agency Report Number 130031354	
Agency ORI Number FL0640000				Zone # 52	Telephone Handled 1. Yes 2. No 2
Reported: Day Tuesday	Date 11-12-2013	Time (mil.) 1310	Time Dispatched (mil.) 1310	Time Arrived (mil.) 1310	Time Completed (mil.) 1310
Nature of Call (Report Type) 33 Simple or Agg Assault/Battery(UCR class)					
Incident Type: 1. Felony 2. Traffic Felony		3. Misdemeanor 4. Traffic Misdemeanor		5. Ordinance 9. Other	
Incident: Day Tuesday		Date 11-12-2013		Time (mil.) 1235	
TO Day Date Time (mil.)		Occurred During: D - Day N - Night		U - Unknown D	
Offense #1 1	Type 1	Statute Violation Number 784.021(1)(A)	Description Agg Asslt.w/Deadly Weapon w/o Intent-Kill		
Offense #2 #2	Statute Violation Number		Description		
Incident Location (Street, Apt. Number) XXXXXXXXXX			City NEW SMYRNA		Zip 32168
Business Name / Area Identifier		# Prem. Entered 0	Drug Related 0. N/A 1. Yes 2. No 2	Alcohol Related 0. N/A 1. Yes 2. No 2	Forced Entry 1. Yes 2. No 3. Attempted 2
Location Type 01		Location Type Codes 01. Residence-Single 02. Apartment/Condo 03. Residence/Other 04. Hotel/Motel		05. Convenience Store 06. Gas Station 07. Liquor Sales 08. Bar/Nightclub	
09. Supermarket 10. Dept/Discount Store 11. Specialty Store 12. Drug Store/Hospital		13. Bank/Financial Inst. 14. Commercial/Office Bldg. 15. Industrial/Mfg. 16. Storage		17. Gov/Public Bldg. 18. School/University 19. Jail/Prison 20. Religious Bldg.	
21. Airport 22. Bus/Rail Terminal 23. Construction Site 24. Other Structure		25. Parking Lot/Garage 26. Highway/Roadway 27. Park/Woodlands/Field 28. Lake/Waterway		29. Motor Vehicle 30. Other Mobile 88. Unknown 99. Other	
VW Code V-Victim W-Witness R-Reporting Person		N-Next of Kin O-Other		Victim/Subject Type 0. N/A 1. Juvenile 2. L.E. Officer 3. Adult	
4. Business 5. Government 6. Church 9. Other		Address/Phone Type B. Business/Work C. Cell H. Home		M. Message N. Next of Kin O. Other	
P. Pager S. School V. Vacation		Race W-White B-Black I-American Indian		O-Oriental/Asian U-Unknown	
Sex M-Male F-Female U-Unknown		Residence Type 0. N/A 1. City 2. County		3. Florida 4. Out-of-State	
Residence Status 0. N/A 1. Full Year 2. Par. Year 3. Non-Resident		Means of Attack F-Firearm K-Knife/Cutting Inst.		O-Other Dangerous H-Hands, Fats, Feet, Etc.	
Extent of Injury 00. N/A 01. Gunshot 02. Stabbed		03. Laceration 04. Unconscious 05. Poss. Broken Bones		06. Pos. Internal Injury 07. Loss of Teeth 08. Burns	
09. Abrasions/Bruises 10. No Visible Injury 99. Other Serious Injury		Domestic Violence 1. Yes 2. No		Victim Relationship to Offender S-Spouse P-Parent C-Child	
B-Sibling O-Other Family H-Co-Habitant Z-Other		Offense Indicator 1. #1 2. #2 3. Both			
VW Code 1 V		# 1		V. Type 3	
Nature of Call (for Victim, if different from incident)			Name (Last/Business) (First) (Middle) Metz Claire		
Address (Street, Apt. Number) DAYTONA BEACH FL			City State Zip Residence Phone 32118		
Business/School/Other Address (Street, Apt. Number) WESH 2 News			City State Zip Address Type Business/School/Other Phone Phone Type Orlando FL B C		
Other Contact Info (Time Available, Interpreter, etc.)			Synopsis of Involvement Victim of aggravated assault		
# Victim Type 1, 2, or 3		Race W		Sex F	
Date of Birth 11-19-1957		Age 57		Ethnicity N	
Res. Type 1		Res. Status 1		Means of Attack F	
Extent of Injury 10		Domestic Violence 2		Relationship	
Offense Indicator 1. #1 2. #2 3. Both		VW Code 1 W		# 1	
V. Type 3		Nature of Call (for Victim, if different from incident)			
Address (Street, Apt. Number) NEW SMYRNA FL			City State Zip Residence Phone 32169		
Business/School/Other Address (Street, Apt. Number) WESH 2 News			City State Zip Address Type Business/School/Other Phone Phone Type Orlando FL B C		
Other Contact Info (Time Available, Interpreter, etc.)			Synopsis of Involvement Witness to aggravated assault		
# Victim Type 1, 2, or 3		Race W		Sex M	
Date of Birth 11-19-1957		Age 57		Ethnicity N	
Res. Type 1		Res. Status 1		Means of Attack 00	
Extent of Injury 00		Domestic Violence 2		Relationship	
Offense Indicator 1. #1 2. #2 3. Both		VW Code # V. Type		Nature of Call (for Victim, if different from incident)	
Address (Street, Apt. Number)			City State Zip Residence Phone		
Business/School/Other Address (Street, Apt. Number)			City State Zip Address Type Business/School/Other Phone Phone Type		
Other Contact Info (Time Available, Interpreter, etc.)			Synopsis of Involvement		
# Victim Type 1, 2, or 3		Race Sex Date of Birth Age Ethnicity		Res. Type Res. Status Means of Attack Extent of Injury Domestic Violence Relationship	
Offense Indicator 1. #1 2. #2 3. Both		VW Code # V. Type		Nature of Call (for Victim, if different from incident)	
Address (Street, Apt. Number)			City State Zip Residence Phone		
Business/School/Other Address (Street, Apt. Number)			City State Zip Address Type Business/School/Other Phone Phone Type		
Other Contact Info (Time Available, Interpreter, etc.)			Synopsis of Involvement		
# Victim Type 1, 2, or 3		Race Sex Date of Birth Age Ethnicity		Res. Type Res. Status Means of Attack Extent of Injury Domestic Violence Relationship	
Offense Indicator 1. #1 2. #2 3. Both		VW Code # V. Type		Nature of Call (for Victim, if different from incident)	
Address (Street, Apt. Number)			City State Zip Residence Phone		
Business/School/Other Address (Street, Apt. Number)			City State Zip Address Type Business/School/Other Phone Phone Type		
Other Contact Info (Time Available, Interpreter, etc.)			Synopsis of Involvement		
# Victim Type 1, 2, or 3		Race Sex Date of Birth Age Ethnicity		Res. Type Res. Status Means of Attack Extent of Injury Domestic Violence Relationship	

INCIDENT REPORT (CONT.)

SUBJECT / MISSING SECTION	Offense Indicator 1. #1 3. Both 1 2. #2	Subject Code S-Suspect V-Victim D-Defendant (Missing Person)	Code # D 1 3	Subj. Type Justice	Name (Last) Shauna	(First) L	Race W	Sex F	Ethnicity N		
	Date of Birth 04-13-1985	Age 28	To Age	Height 5' 02"	To Height	Weight 115	To Weight	Eye Color BRO	Hair Color BLU	Maiden Name	
	Nickname / Street Name		Place of Birth - City DELAND	County	State FL	Employer/Other/School Volusia County	Occupation Dispatcher				
	Last Known Address (Street, Apt. Number) XXXXXXXXXXXX			City NEW SMYRNA	State FL	Zip 32168	Address Type H	Phone (386) XXX-XXXX	Phone Type		
	Other Address (Street, Apt. Number)			City	State	Zip	Address Type	Phone	Phone Type		
	County Of Volusia			DELAND	FL	32120	B	(386) 736-5961	B		
	Driver's License State/Number FL XXXXXXXXXX		Social Security Number XXX-XX-XXXX		Other ID Number		ID Type				
	Clothing (Describe) PINK / TANK			Scars/Marks/Tattoos (Type/Describe) RTAT RCALF Angle Wing			Scars/Marks/Tattoos (Type/Describe) RTAT LCALF Angle Wing				
	Hair Length /Style		Skin MED	Build T	Facial Features	Speech/Voice	Deformity	Glasses			
	If Subject:		Demeanor	Mask	Weapon Type	If Arrested:		Subject Was Already in Custody? 1. Yes 2. No 2	Warrant From: 1. This Agency 2. Other Agency		

IF MISSING	Date of Last Contact	Date of Emancipation	Caution	Caution Reason	Personal Habits (Drugs / Alcohol)									
	May Be With:		Physical Condition:		Mental Condition:		Doctor Name:		Dentist Name:					
	Incident Type 1. Runaway 2. Parents 3. Involuntary 4. Disabled 5. Endangered		6. Disaster Victim 7. Voluntary Adult 8. Unknown		Foul Play Suspected? 1. Yes 2. No 8. Unknown		Missing Before? 1. Yes 2. No 8. Unknown		Fingerprints Available? 1. Yes 2. No		Photo Available? 1. Yes 2. No		Dental Record Available? 1. Yes 2. No	
	I, _____ (Printed) _____ (Signature) certify that I have reported the above person as a missing person; and this agency has my permission to enter this person in a statewide alert.													

SUBJECT / MISSING SECTION	Offense Indicator 1. #1 3. Both 2. #2	Subject Code S-Suspect V-Victim D-Defendant (Missing Person)	Code #	Subj. Type	Name (Last)	(First)	Race	Sex	Ethnicity		
	Date of Birth	Age	To Age	Height	To Height	Weight	To Weight	Eye Color	Hair Color	Maiden Name	
	Nickname / Street Name		Place of Birth - City	County	State	Employer/Other/School	Occupation				
	Last Known Address (Street, Apt. Number)			City	State	Zip	Address Type	Phone	Phone Type		
	Other Address (Street, Apt. Number)			City	State	Zip	Address Type	Phone	Phone Type		
	Driver's License State/Number		Social Security Number		Other ID Number		ID Type				
	Clothing (Describe)			Scars/Marks/Tattoos (Type/Describe)			Scars/Marks/Tattoos (Type/Describe)				
	Hair Length /Style		Skin	Build	Facial Features	Speech/Voice	Deformity	Glasses			
	If Subject:		Demeanor	Mask	Weapon Type	If Arrested:		Subject Was Already in Custody? 1. Yes 2. No	Warrant From: 1. This Agency 2. Other Agency		

ADMINISTRATIVE	Final Case Status: 1	Final Case Status Codes: 1.Arrest/Adult 2.Arrest/Juv. 3.Exceptional/Adult 4.Exceptional/Juv. 5.Closed 6.Unfounded	<input type="checkbox"/> Victim Advocate <input type="checkbox"/> Triad <input type="checkbox"/> SA Referral		
	<input type="checkbox"/> DCF Hotline <input type="checkbox"/> CAC	Date: _____ Time: _____	<input type="checkbox"/> FCIC / NCIC Entry <input type="checkbox"/> T.T. BOLO	Date: _____ By: _____	
	Connecting Report Number _____ Agency _____	Additional Forms Attached: <input checked="" type="checkbox"/> Narrative <input checked="" type="checkbox"/> SA 707 <input checked="" type="checkbox"/> Persons <input type="checkbox"/> Property <input type="checkbox"/> Veh./Tow Sheet <input checked="" type="checkbox"/> Other Describe: Sworn Statement			
	Officer Reporting - Printed Proctor, Thomas	Officer Reporting - Signature	ID. Number 1379	Unit 1A52	Date 11-12-2013
	Officer Reviewing - Printed (If Applicable)	Officer Reviewing - Signature (If Applicable)	ID. Number	Unit	Date

7th. Judicial Circuit 707
Charging Affidavit - Volusia

Arrest # _____ Bk # _____ Pg # 1 of 3

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: FL0640000	Agency Name: VOLUSIA COUNTY SHERIFF'S OFFICE		Agency Case Number: 130031354
FCIC/NCIC Check? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	OBTS #	U.C.R.:	Date Arrested: 11-12-2013
ADDRESS OF ARREST (Street, City, State, Zip): 2173 Jungle Rd NEW SMYRNA FL 32168		Arrested By: Proctor, Thomas	ID Number: 1379
DEFENDANT		NAME (Last) Justice	NAME (First) Shauna
NAME (Middle) L		A.K.A.:	Sex: F Race: W
DOB: 04-13-1985	Age: 28	Driver's Lic./ ID No.: XXXXXXXXXXXXX	State: FL Year Expires: 2021 S.S.#: XXX-XX-XXXX
Height: 5' 02"	Weight: 115	Hair: BLU Eyes: BRO	P.O.B. (City, State, Country): DELAND FL
Scars, Marks, Tattoos: RTAT RCALF Angle Wing		Business & Occupation: Volusia County Dispatcher	Statement: 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 (STREET, APT. NUMBER): XXXXXXXXXXXXX		(CITY): NEW SMYRNA (STATE): FL	ZIP CODE: 32168 RESIDENCE PHONE: (386) XXX-XXXX
Address - Local (STREET, APT. NUMBER):		(CITY): (STATE):	ZIP CODE: RESIDENCE PHONE:
Address - Other (Employer/School): County of Volusia		(STREET, APT. NUMBER): (CITY): DELAND (STATE): FL	ZIP CODE: 32120 BUS/SCHOOL PHONE: (386) 736-5961

CHARGES		DOMESTIC VIOLENCE? Yes <input 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: 1
#1 Charge:	Agg. Asslt. w/Deadly Weapon w/o Intent-Kill	FEL <input checked="" type="checkbox"/> MISD <input type="checkbox"/> ORD <input type="checkbox"/>	FS/ORD: 7B4.021(1)(A)	Citation No.:	Bond: 1,500.00				
#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:				

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 12 day of November, 2013, at approximately 1235 a.m. p.m. at XXXXXXXXXXXXX NEW SMYRNA within Volusia County, violated the law and did then and there:

1 On Tuesday 11-12-13 at approximately 1235 hours Deputy Proctor responded to XXXXXXXXXXXXX, New Smyrna Beach, Florida in reference to a
2 aggravated assault with a firearm.
3
4 Upon arrival Deputy Proctor contacted Claire Metz (V1) at the intersection of XXXXXXXXXXXXX and XXXXXXXXXXXXX in New Smyrna Beach, Florida.
5 Metz is a reporter for WESH-2 News and was with her co-worker (William Breneman (W1)). Both were standing outside of a WESH-2 News van
6 which was painted with WESH-2 News logos.
7
8 Metz advised on Tuesday 11-12-13 at approximately 1235 hours she went to Shauna Justice's (D1) residence located at XXXXXXXXXXXXX, New
9 Smyrna Beach, Florida in an attempt to interview her about a recent news story. Metz was a passenger in the van which was being driven by
10 Breneman. Breneman had driven East on XXXXXXXXXXXXX passing Justice's residence while they looked for her address. Breneman turned around
11 driving West on XXXXXXXXXXXXX pulling onto the right-of-way on the North side of XXXXXXXXXXXXX at the western edge of Justice's property. Metz exited the
12 van from the passenger side and approached the front door of Justice's residence without her camera or microphone. Metz got to the front door of
13 Justice's residence and knocked on the exterior storm door. Justice opened her front door while pointing a black in color semiautomatic handgun at
14 Metz's head. Justice began yelling Get the fuck off my property. Justice opened the storm door while she continued pointing the handgun at Metz's
15 head and repeatedly stating Get the fuck off my property. Metz fearing for her life began backing away while trying to calm Justice by stating to her

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	RELATIONSHIP TO JUVENILE
SIGNATURE OF JUVENILE PARENT OR CUSTODIAN		JUVE DISP. CITATION No.	

Sworn to and subscribed before me, the undersigned this 12 day of November, 2013	I swear/affirm the above statements are correct and true	Rt Thumb
Name:		
Notary Public <input type="checkbox"/> Law Enforcement or Corrections Officer <input checked="" type="checkbox"/>	OFFICER'S/COMPLAINANT'S SIGNATURE	
Personally Known <input type="checkbox"/> Produced Identification <input type="checkbox"/>	PROCTOR, THOMAS W 1379 NAME (PRINTED) ID NUMBER	
Type of Identification:	Inmate Number & Facility:	
OFFICIAL USE ONLY		

Narrative Supplement 707-B

Arrest
 Affidavit
 Notice to Appear
 Adult
 Juvenile

Court Case Number:

Page # 2 of 3

Defendant Name: Justice	(Last)	Shauna	(First)	L	(Middle)	Agency Case Number: 130031354
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CHARGES	DOMESTIC VIOLENCE? Yes <input 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"/>	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 Shauna you are making a mistake. I was only here to get your side of the story. Metz continued backing towards her van while Justice continued
 17 pointing the gun at her. When Metz reached her the van Justice dropped the gun down to her side while continuing to state Get the fuck off my
 18 property. After reaching the van Breneman and Metz drove down the street to get away from Justice's residence.
 19

20 Deputy Proctor questioned Breneman about the incident and confirmed Metz's account of the altercation. Breneman advised after parking the van
 21 Metz told him she was going to go by herself to talk to Justice. While Metz approached the residence Breneman exited the driver's side of the van
 22 and walked towards the back of the van. As Breneman walked towards the back of the van he heard Justice yelling Get the fuck off my property.
 23 When Breneman reached the rear of the van he observed Justice pointing a black handgun directly at Metz's head. Justice was within a few feet of
 24 Metz while she pointed the gun at Metz's head. Breneman heard Justice yell Get the fuck off my property, this is private property. Get the fuck
 25 away. When Metz was about about three quarters of the way back to the van Justice dropped the gun down to her side. Breneman believing the
 26 situation was deescalating used his cellular phone camera to take two pictures of Justice holding the gun outside of her residence. Metz entered the
 27 passenger side of the van and Breneman returned to the driver's side. Metz made statements to Breneman about never having a gun pulled on her
 28 before, feeling threatened, and if Justice would have really shot her.
 29

30 Deputy Proctor obtained sworn written statements from Metz and Breneman detailing the incident and Metz's desire to pursue criminal charges.
 31

32 Deputy Proctor contacted Justice inside of her residence. Justice had already been contacted by Lieutenant Tim Morgan and Sergeant Al
 33 Perrotta. Deputy Proctor was advised Justice had admitted to pointing her handgun at Metz. Justice's handgun had been secured by Sergeant
 34 Perrotta.
 35

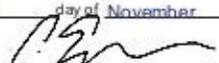
36 Deputy Proctor asked Justice what had taken place. Justice advised the subjects were trespassing on her property and she was threatened.
 37 Deputy Proctor asked Justice how she was threatened and she stated by the harassment. Justice stated she had the right to arm herself and defend
 38 her property with her gun. Justice did not make any statements indicating any threats to her physical well being. Justice stated the harassment was
 39 threatening to her.
 40

41 Justice did not provide any justification for displaying and pointing her handgun at Metz. Deputy Proctor placed Justice under for aggravated
 42 assault with a deadly weapon without incident.
 43

44 Deputy Proctor obtained five photographs of the scene showing the exterior of Justice's from the roadway and from where the news van had been
 45 parked. The two photographs Breneman had taken with his cellular phone were e-mailed to Deputy Proctor. The seven photographs were uploaded
 46 to the Sheriff's Office digital crime scene database for safekeeping.
 47

48 Sergeant Perrotta seized Justice's handgun which was a Smith and Wesson MP90 9mm semiautomatic handgun. The gun was loaded with
 49 eleven bullets in the magazine but no bullet was in the chamber. Sergeant Perrotta later placed Justice's handgun into evidence at District Five for
 50 safekeeping.
 51

52 Justice was transported to the Volusia County Branch Jail upon completion of the arrest paperwork.

Sworn to and subscribed before me, the undersigned this <u>12</u> day of <u>November</u> , 2013 Name: 	I swear/affirm the above statements are correct and true  OFFICER'S/COMPLAINANT'S SIGNATURE PROCTOR, THOMAS W NAME (PRINTED)	Right Thumb
Notary Public <input type="checkbox"/> Law Enforcement Officer <input checked="" type="checkbox"/> Personally Known <input type="checkbox"/> Produced Identification <input type="checkbox"/> Type of Identification:	1379 ID NUMBER	