

**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>160013710</u>
FCIC/NCIC Check? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	OBTS #	U.C.R.:	Date Arrested: <u>05-29-2016</u> Time of Arrest: <u>1730</u>
ADDRESS OF ARREST (Street, City, State, Zip): <u>1706 South Woodland Blvd DELAND FL 32120</u>		Arrested By: <u>Lee, Charles</u>	ID Number: <u>2512</u>
DEFENDANT	NAME (Last) <u>FINNEY</u> (First) <u>ERIN</u> (Middle) <u>C</u>	A.K.A.:	Sex: <u>F</u> Race: <u>W</u>
DOB: <u>11-26-1991</u>	Age: <u>24</u> Driver's Lic./ ID No.: <u>F500-203-91-926-0</u>	State: <u>FL</u> Year Expires: <u>2021</u>	S.S.# - <u>[REDACTED]</u>
Height: <u>5' 08</u>	Weight: <u>180</u> Hair: <u>RED</u> Eyes: <u>BRO</u>	P.O.B. (City, State, Country): <u>FL</u>	Statement: Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Scars, Marks, Tattoos:	Business & Occupation: <u>UNEMPLOYED</u>	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) <u>560 BALLOUGH ROAD</u>		(CITY) <u>DAYTONA BEACH</u> (STATE) <u>FL</u>	ZIP CODE <u>32114</u> RESIDENCE PHONE
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 type="checkbox"/> Traffic Infraction(s) <input type="checkbox"/> DUI <input type="checkbox"/>	Total Charges: <u>1</u>
#1 Charge: <u>Murder while Engaged in Certain Felony Off</u>	FEL <input type="checkbox"/> MISD <input type="checkbox"/> ORD <input type="checkbox"/>	FS/ORD: <u>782.04(1)(A)2</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-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 29 day of May, 2016, at approximately 1251 a.m. p.m. at Firehouse Rd and US 17/92 DELAND within Volusia County, violated the law and did then and there:

1 the defendant did perpetrate a felony (Principle to Armed Robbery) while assisting another who committed an intentional felony act of armed robbery
 2 which while the other person was engaging in the intentional act, that person was killed by law enforcement personnel while actively resisting law
 3 enforcement attempts for apprehension, to wit;
 4
 5 On 05/29/2016, the defendant and Donald Edward Brown III committed an armed robbery with a firearm at the Park and Ride located 1299 Saxon
 6 Blvd., Orange City, Florida (Volusia County). The defendant was driving a 2003 silver Honda Civic that was used in the perpetration of the armed
 7 robbery, while Brown committed the armed robbery. After the act was completed the defendant drove Brown away from the crime scene in the
 8 aforesaid vehicle. The vehicle was located and stopped by law enforcement personnel. The defendant complied with law enforcement during the
 9 vehicle stop and exited the vehicle and was detained. Brown exited the vehicle and failed to comply with law enforcement, drew a weapon and was
 10 fatally shot by law enforcement.
 11
 12 The defendant was interviewed by Investigator Lee and Detective Jones (Orange City PD) and post Miranda the defendant admitted to the following:
 13
 14 The defendant advised she has been homeless for approximately two weeks and living in the 2003 Honda Civic owned by her mother. The defendant
 15 stated she and Brown were both narcotics users and had absconded from drug court and probation supervision. The pair spent the night in the

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	JUVE DISP.
			CITATION No.

Sworn to and subscribed before me, the undersigned this <u>29</u> day of <u>May</u> , <u>2016</u> , Name: <u>[Signature]</u>	I swear/affirm the above statements are correct and true <u>[Signature]</u> OFFICER'S/COMPLAINANT'S SIGNATURE	Rt Thumb
Notary Public <input type="checkbox"/> Law Enforcement or Corrections Officer <input checked="" type="checkbox"/> Personally Known <input type="checkbox"/> Produced Identification <input type="checkbox"/> Type of Identification: <u>RUIZ # 8072</u>	<u>LEE, CHARLES</u> <u>2512</u> NAME (PRINTED) ID NUMBER	

OFFICIAL USE ONLY Inmate Number & Facility:


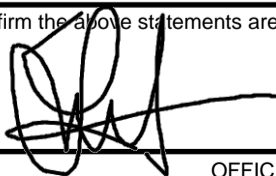
Narrative Supplement 707-B

Arrest
 Affidavit
 Notice to Appear
 Adult
 Juvenile

Court Case Number:

Defendant Name: FINNEY	(Last)	ERIN	(First)	C	(Middle)	Agency Case Number: 160013710		
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: 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 aforesaid vehicle in Debary, Florida. On 05/29/2016 the pair devised a plan to commit a robbery to assist in their drug use. They [REDACTED]
 17 [REDACTED]
 18 [REDACTED]
 19 [REDACTED]
 20 [REDACTED]
 21 [REDACTED]
 22 The defendant stated [REDACTED]
 23 [REDACTED]
 24 [REDACTED]
 25 [REDACTED]
 26 [REDACTED]
 27 [REDACTED] As they drove north on US HWY 17/92, deputies
 28 followed and eventually approached the pair in their vehicle at the traffic light at US 17/92 and Firehouse Road. The defendant stated she stopped
 29 because of traffic stopping for the red light and that is when deputies came up behind her and Brown. The defendant explained that the deputies
 30 ordered her out of the vehicle which she complied with their instructions and was eventually detained and secured in a patrol vehicle. The defendant
 31 advised she observed Brown exit the vehicle on the passenger side and initially complied with the instructions of the deputies. The defendant stated
 32 Brown then became belligerent and began not complying with the deputies instructions. The defendant stated she observed Brown draw something
 33 from his pocket or behind his shirt and quickly remove his hand with what she believed was a knife. According to the defendant deputies fired upon
 34 Brown. The defendant stated she saw Brown fall to the ground as deputies fired.
 35
 36 During the interview the defendant explained she knew she had an open/active warrant out of Volusia County for Violation of Probation. The
 37 defendant also thought that Brown had an open /active warrant out of Volusia County for a Probation Violation. The defendant admitted [REDACTED]
 38 [REDACTED]
 39 [REDACTED]
 40 [REDACTED]
 41
 42 After careful consideration of all physical and testimonial evidence, this investigator has probable cause to believe that the defendant was in the
 43 continuous act of an Armed Robbery in which she was and active participant; and during which time the justifiable taking of a human life occurred as
 44 a result of her actions while committing a first degree felony.
 45
 46 The defendant was placed under arrest and transported to the Volusia County Branch Jail without incident. The interview with the defendant was
 47 later placed into VCSO evidence.
 48
 49 The shooting incident is currently being investigated by the Florida Department of Law Enforcement and the Volusia County Sheriff's Office.
 50 Additional charges have been submitted by the Orange City Police Department for Armed Robbery (Principle) see OCPD Case # 160001473.

Sworn to and subscribed before me, the undersigned this <u>29</u> day of <u>May</u> , 2016 Name: 	I swear/affirm the above statements are correct and true 	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:	OFFICER'S/COMPLAINANT'S SIGNATURE LEE, CHARLES NAME (PRINTED)	2512 ID NUMBER