

Lake Mary Police Department

592023CF002810A000XX

SH14 1/1

Region: M

Marsy's Law CVI

For the Public: No

CSA: M3S GRID

Juvenile: No

Agency ORI#: FL0590700

OBTS#: 5901197872

Agency Report #: 202370000563

Weapon Seized: No

Weapon Type: HANDS/FEET/FIST/TEETH

Arrest Location: 460 PICKFAIR TER, LAKE MARY, FL 32746

Offense Location: 460 PICKFAIR TER, LAKE MARY, FL 32746

Arrest Date/Time: 11/4/2023 1:58

Booked Date/Time: 11/4/2023 2:15

Jail Date/Time: 11/4/2023 2:15

Fingerprinted: Y

Jail#: 23-11484

Local#:

FDLE#:

DOC#:

DEFENDANT

Name: SAWICKI, JUSTIN GERARD

Race: W

Sex: M

DOB: 7/25/1984

Or Age:

Height: 507

Weight:

Eyes:

Hair:

Alcohol Related: Y

Drug Related: N

Court Translator: N

Language:

Local Address: 460 PICKFAIR TER, LAKE MARY, FL 32746

Phone:

Residence: N/A

Next of Kin:

Relationship:

NOK Phone:

Religion:

Business Name:

Business Address:

Job:

Business Phone:

DL#: S200427842650

DL State: FL

SSN: [REDACTED]

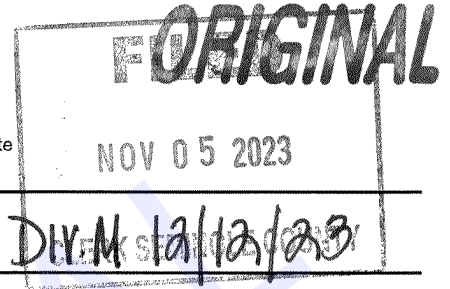
Marital:

Place of Birth:

GPS monitored: N

Citizenship: United States of America

If not a U.S. citizen, contact embassy consulate



Alias Name(s):

Person Identifier(s):

BUILD MEDIUM BUILD MEDIUM

Co-Defendant(s):

Name

Race

Sex

DOB

or Age

CHARGE(S)

Counts	Charge Description	Statute#	Ordinance	Attempt/Commit	Reason#	Type
1	BATTERY COMMIT DOMESTIC BATTERY BY STRANGULATION (NO BOND)	784.041 2a	No	Commit		Probable Cause
	Drug Activity: N/A				Drug Qty:	0.00
1	BATTERY TOUCH OR STRIKE (NO BOND)	784.03 1a1	No	Commit		Probable Cause
	Drug Activity: N/A				Drug Qty:	0.00

The undersigned certifies and swears that he/she has just and reasonable grounds to believe, and does believe that the above named defendant committed the following violation of law:

On the 4 of November 2023 at 1:58 AM (Specifically include facts constituting cause for arrest.) | BOND: NO BOND

P.C. Exists for Charge(s): _____ Judges's Signature: _____ Date: _____

On 11/3/2023, Justin Sawicki committed the offence domestic violence battery by strangulation in violation of F.S.S. 784.041 (2) (a) when he intentionally placed his hands around [REDACTED] neck, causing her airway to feel as if it was being restricted. Additionally, Justin violated F.S.S. 784.03 (1) (a) (1) when he intentionally hit [REDACTED] in the face with an exercise ball and threw her into a nightstand, causing minor injuries. This incident occurred at 460 Pickfair Terrace, Lake Mary, Florida. Justin and [REDACTED] have been married for approximately three years and live together as a family at the incident address.

On 11/3/2023, at approximately 2316 hours, I, Officer Appleby, responded to 460 Pickfair Terrace, Lake Mary, Florida, in regards to a reported battery.

Upon arrival, I made contact with Justin Sawicki who advised he was in a physical altercation with his [REDACTED]. Justin stated [REDACTED] was hitting him in the face with open hands, causing multiple lacerations to his face and neck. Justin advised [REDACTED] had also placed her hands around his neck. It should be noted Justin originally described [REDACTED] facing him as she reached around and grabbed the rear of his neck to pull him closer. Justin later described the same incident as [REDACTED] putting her hands around his neck (front and back). When asked if she was trying to move him in any way, he was unsure. While describing the incident the second time, Justin was unsure of why her hands were around his neck. Both times Justin described the incident, he advised at no point did he feel as if his airway was being constricted. Justin stated he pushed [REDACTED] onto the nightstand in their bedroom in an attempt to get her away from him.

I observed multiple lacerations around the upper half of Justin's face, chin, and back of neck.

I then made contact with [REDACTED] who advised Justin threw an exercise ball at her face during an argument. [REDACTED] advised she wished to create distance from him by entering the bedroom, but he followed her. [REDACTED] stated while in the bedroom, he pushed her into the nightstand and placed his hands around her neck, causing her airway to be restricted, which also led her to begin seeing "black". [REDACTED] advised in an attempt to get him to stop choking her, she attempted to gouge his eyes with one hand and use her other hand to hit him

Lake Mary Police Department

Region: **M**

Marsy's Law CVI

For the Public: **No**

CSA: **M3S** GRID

Juvenile: **No**

Agency ORI#: **FL0590700**

OBTS#:

Agency Report #: **202370000563**

with her phone that she was holding. It should be noted, [REDACTED] was on the phone with Justin's [REDACTED] during the entirety of this incident. [REDACTED] stated she was successful in getting Justin off her.

[REDACTED] advised when she was pushed into the nightstand, it caused an injury to her right wrist. I observed her nose and left cheek bone to be red, where she described the exercise ball to have hit her. I observed the front of her neck to be red. I also observed a scuff mark on her shirt and pants, which she explained were from falling on the nightstand. I also observed [REDACTED]'s nails to be short in length.

Inside the bedroom, I observed the nightstand to be in disarray, with a jewelry box partially fallen off the side and a lamp against the wall with the shade bent.

I made contact with [REDACTED] over the phone who confirmed her identity by her South Carolina driver's license number and social security number. [REDACTED] advised she was on the phone with [REDACTED] during the entire incident. [REDACTED] explained she heard [REDACTED] crying and making statements such as "Justin, stop", "Justin, don't", and "Justin, leave me alone". [REDACTED] stated she did not hear Justin during the argument making any statements about being injured. [REDACTED] believed [REDACTED] was being physically injured by Justin due to the sound of her crying and statements she was making. Due to [REDACTED] being out of state, she called her son, who does not live far from [REDACTED] and Justin, and requested he call law enforcement to help [REDACTED]. [REDACTED] explained after the incident occurred, she heard Justin to be sympathetic and believed he was trying to apologize to [REDACTED]. [REDACTED] then heard Justin say he was bleeding and [REDACTED] responded by saying she needed to do that to get him off her.

Justin's [REDACTED] was in the residence during this incident. [REDACTED] stated he believed the incident to be physical; however, he only heard it and did not observe the beginning of the physical altercation. [REDACTED] advised he saw [REDACTED] hand go near Justin's face, as if she were about to hit him, but didn't see any physical contact made.

Due to my training and experience, I considered Justin's injuries to be more consistent with defensive wounds from [REDACTED]. Also, Justin described [REDACTED] hitting his face with open hands; however, due to the length of her nails, I considered Justin's lacerations to be more consistent with scratching than hitting. I also consider [REDACTED]'s redness to her neck and face to be consistent with her statements. [REDACTED] heard [REDACTED] crying for Justin to stop and to leave her alone but did not hear Justin make any such statements. With the totality of circumstances, I found Justin to be the primary aggressor.

Justin knowingly and intentionally impeded the normal breathing of [REDACTED] against her will by applying pressure on the throat or neck of [REDACTED]. In so doing, Justin created a risk of great bodily harm to [REDACTED]. Justin and [REDACTED] are married and reside in the same household as a family unit.

My investigation concluded there was probable cause Justin Sawicki committed the offence domestic violence battery by strangulation in violation of F.S.S. 784.041 (2) (a) when he intentionally placed his hands around [REDACTED]'s neck, causing her airway to feel as if it was being restricted. Additionally, Justin violated F.S.S. 784.03 (1) (a) (1) when he intentionally hit [REDACTED] in the face with an exercise ball and threw her into a nightstand, causing minor injuries. This incident was domestic violence, as Justin and [REDACTED] have been married for approximately three years and live together as a family.



Justin was placed under arrest and secured in handcuffs which were checked for proper fit and double locked. Officer Aguilar transported Justin to the John E. Polk Correctional Facility. Justin was turned over to detention deputies, as was his cell phone.

Photographs were taken of Justin, [REDACTED], and the bedroom where the physical altercation was reported to have occurred.

Statements made by defendant prior to, during, and after arrest as related to each charge:

See narrative

ADMINISTRATIVE SECTION

Miranda Warning <input type="checkbox"/>	HOLD FOR OTHER AGENCY Name:	Verified By:	Date	Bond: Charge #	Bond: Charge #
<input type="checkbox"/> ADULTS ONLY! Hold for First Appearance DO NOT BOND	Reason:	Sworn to and subscribed before me, the undersigned authority, this <u>4th</u> day of <u>November</u> in the year <u>2023</u> .	Bond Type: 1. R.O.R. 2. Cash	3. Surety Bond 4. Bail/ Bond 5. Cert. Other 6. Other	Type: Type:
swear/affirm the above and reversed and attached statements are true and correct. Officer's/Complainant's Signature  #5432		Name/Title of Person Authorized to Administer Oath.  SGT #2569	Returnable Court Date:	Returnable Court Date:	Release Date:
APPLEBY, SAMANTHA 5432 Name(Printed) and Employee#			Release Time:	Releasing Officer:	