

Sworn Complaint



ALACHUA COUNTY SHERIFFS OFFICE
2621 SE HAWTHORNE RD

2023CF1025A

Report Date / Time 3/31/2023 01:32 PM	Report Number ASOCHG00007804M	Case Number/Cad Number ASO23OFF002831 / 033123-0422	Reporting Officer Name THOMAS SAPUNDJIEFF
Originating Agency ORI FL0010000	Occur Date Time Range 03/31/2023 00:13:00 - 03/31/2023 00:13:00	Jurisdiction ASO	
OBTS Number	Other Number	Clearance	

Location of Occurrence

County ALACHUA	Location Type RESIDENCE	Location Description RESIDENCE
Street Number	Street	Apt/Lot/Bldg City
State		Zip Code

Suspect

First Name JESSY	Middle Name JAMES	Last Name WESTBERRY	Suffix	Race WHITE	Sex MALE	Height 5'08"	Weight	Hair BRO	Eyes BLU
MNI #	SSN	Date of Birth 09/03/1996	Age 26	ID Type E	Drivers License or other ID W231430963230	State FL	OCA / Agency ID		
Place of Birth:									
Address * RESIDENCE /									

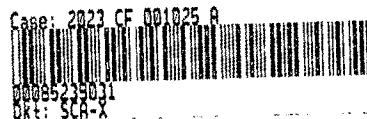
Warrant Affidavit

Sent to Court Date/Time 4/2/2023 12:21:00 AM	Affidavit Status SENT TO STATE ATTORNEY	Affidavit Disposition	Affidavit Disposition Date/Time
Court County ALACHUA	Court ALACHUA COUNTY COURT (CRIMINAL)	Court Location 220 SOUTH MAIN STREET GAINESVILLE, FLORIDA 32601 (WWW.ALACHUACLERK.ORG)	
Comments ALACHUA COUNTY CLERK OF THE COURT 220 SOUTH MAIN STREET GAINESVILLE, FL 32602 (WWW.ALACHUACLERK.ORG)			

Charge :

Counts 1	Charge 787.02.1a	Bond Amount \$0.00	<input type="checkbox"/> No Bond
Charge Degree T	Charge Level FELONY	APR 2 2023 ALACHUA COUNTY FL FILED OK 34 APR -2 AM 9:52	
General Offense Code COMMITTED	Arrest Offense Code KIDNAP-FALSE IMPRISONMENT		
Charge Description ADULT			
Administrative Code - Description			

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Charge :

Counts 2	Charge 784.03:1a1	Bond Amount \$0.00	<input type="checkbox"/> No Bond
Charge Degree F	Charge Level MISDEMEANOR		
General Offense Code COMMITTED	Arrest Offense Code BATTERY		
Charge Description TOUCH OR STRIKE			
Administrative Code - Description -			

Charge :

Counts 1	Charge 914.22:1e	Bond Amount \$0.00	<input type="checkbox"/> No Bond
Charge Degree F	Charge Level FELONY		
General Offense Code COMMITTED	Arrest Offense Code OBSTRUCTING JUSTICE		
Charge Description HINDER WITH COMM INFO TO LEO/JUDG FEL 1ST PROC			
Administrative Code - Description -			

2023 APR -2 AM 9:52
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Probable Cause

The following Probable Cause narrative was transferred to me by Deputy Hart (ASO ID 1815):

On 3-31-2023, at around 1159 hours, I was dispatched to [REDACTED] St in reference to a domestic battery.

On today's date and time, The Alachua County Sheriff's Office responded to a domestic battery between [REDACTED] (VICTIM) and her husband, JESSY WESTBERRY (DEFENDANT). The VICTIM and DEFENDANT have been married for five years, share five children in common, and reside together as a single family unit. This incident is domestic in nature.

The ASO combined Communications Center received a call from the VICTIM'S father, who advised his daughter was battered, choked, and had her phone and car keys taken from her by the DEFENDANT in order to prevent her from leaving the residence. The VICTIM contacted her family using a phone that only has service when connected to Wi-Fi.

While law enforcement was in route to the residence, the DEFENDANT was said to have left the residence in the VICTIM'S silver car, last seen driving southbound on NW 75th St. The DEFENDANT

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fled the area and was unable to be located. ASO made contact with the VICTIM near the front yard of the residence.

Per the VICTIM, an argument started this morning over the scheduling of his (DEFENDANT) doctor's appointment. The DEFENDANT became upset and started slamming items throughout the home. The VICTIM told the DEFENDANT she was not going to deal with his behavior today. The DEFENDANT began ripping a door in the house off the hinges and grabbed the VICTIM'S car keys, breaking them and leaving them on the floor. During the course of the argument, the DEFENDANT threw a cup of juice at the VICTIM. The VICTIM grabbed her phone and advised she was calling 911. The DEFENDANT grabbed the phone from her hand, preventing her from calling emergency services. The VICTIM was able to retrieve the car keys and advised she was leaving the home. When the VICTIM exited the residence and began walking towards her car, the DEFENDANT threw a yellow gas container at her, hitting her in the back of her right leg, causing a visible red mark. The VICTIM continued walking towards her car in an effort to leave. While standing near the car trying to put her keys together, the DEFENDANT approached her from behind, grabbing the back of her hooded jacket, and pulling her backwards into the home in an effort to forcefully prevent her from leaving. I observed red marks on the VICTIM'S neck that would appear consistent with being dragged or pulled against. The DEFENDANT only stopped pulling the VICTIM when a car drove by the residence. The DEFENDANT finally let go of the VICTIM. The DEFENDANT later went back into the residence, grabbing an AR style rifle, and left the residence in her car and with her cell phone that he took during the argument.

The DEFENDANT did willfully and intentionally prevent the VICTIM from calling 911, batter her twice during the course of the argument, and forcefully restrained the VICTIM from leaving the residence in her own vehicle.

The DEFENDANT has since turned off the VICTIM'S phone, and has not been located.

Probable cause exists to charge the DEFENDANT with two counts of domestic battery, false imprisonment, and hindering communications to 911

Person: VICTIM

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THOMAS SAPUNDJIEFF DEPUTY	2112	REPORTING OFFICER	ALACHUA COUNTY SHERIFFS OFFICE T2 NIGHTS
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The undersigned certifies and swears that he/she has just and reasonable grounds to believe that the above named Defendant, committed violation(s), of law, on the below date(s) and time(s), as listed in the probable cause associated with this report:

Reporting Officer

Officer Name THOMAS SAPUNDJIEFF	Office Rank DEPUTY	Officer ID No 2112	Sworn and subscribed before me, the undersigned authority This the <u>2ND</u> day of <u>APRIL</u> <u>2023</u> DEPUTY OF THE COURT, NOTARY OR LAW ENFORCEMENT
Officer Agency ALACHUA COUNTY SHERIFFS OFFICE <i>J. S. Sapundjeff 2112</i> <i>J. Sapundjeff</i>			<i>Jay Halley 1375</i>
Officer Signature			

No Bill / Petition
 Issue Warrant
 Prosecution Approved

Signature of Assistant State Attorney _____ Date _____

FILED
 OK 34
 2023 APR -2 AM 9:52
 J. S. SAPUNDJIEFF
 ALACHUA COUNTY SHERIFFS OFFICE