

**COUNTY COURT OR CIRCUIT COURT  
CRIMINAL DIVISION, LAKE COUNTY, FLORIDA**

THE STATE OF FLORIDA

VS.

MDPD Case # 13-00104

**ROBERTA SEYMOUR**  
04/04/1975

(STALKING F.S.S. 784.048 (1)(A))

**AFFIDAVIT OF PROBABLE CAUSE**

BEFORE ME, A NOTARY PUBLIC, personally appeared Det. Jonathan O'Hern, who being duly sworn, says:

That the events hereinafter set forth occurred in Mount Dora, Lake County, Florida.

13-00073

On March 28, 2013, I was assigned this case for review. The original report was made on January 10, 2013. In that report, the complainant Roberta Seymour W/F DOB 04/04/1975 stated the suspect, Kevin Milcheck W/M DOB 09/15/1966, Debbie Chadwick W/F DOB 07/02/1958 and a "friend" had attempted to hack into her emails. The report claims Christine Swain W/F DOB 10/15/1963, the manager at Gold's Gym, provided them with her email address to allow Milcheck to continue to come close to her and continue unwanted conversations with Milcheck and to draw him closer to the workout machines that she was utilizing. Seymour stated she was making the report in an effort to make Milcheck and his friends leave her alone. She explained she learned of this during a civil hearing (Lake County Case 2011 SC 002975) between she and Milcheck and at the time of the initial report provided two pages of alleged transcripts that according to her testimony, show the conspiracy to hack into her emails. Seymour also completed a sworn written statement.

When this case was assigned to me, a second case, Mount Dora case # 13-00072 was also assigned to me for review. I was also informed these cases are connected with several reports made to the Mount Dora Police Department alleging stalking or harassment by both Seymour and Milcheck that have been recurring since 2011.

Attached to this case file is the victim's sworn statement and copies of a court transcript. The (3) pages are only a portion of the transcript and appear as if the suspect admitted to attempting to see if she had been sending emails slandering him, but that it was never completed as the friend told him he needed a court order.

On January 14, 2013, Det. Karen Dancel (previously assigned to this case) completed a supplement. It describes a series of emails traded between her and Seymour in an attempt to gain a copy of the transcripts and eventually obtaining them. The supplement also indicated the victim was having trouble making contact with the State Attorney's Office, with Detective Dancel eventually reaching them. It indicated she provided the copies of the documents to Assistant State Attorney Stephanie Mahaney and the case was considered closed; filed with the SAO. In researching Mount Dora Police Department records, I discovered the following previous cases and information.

13-00072

This report was made on January 10, 2013, and was previously assigned to Det. Dancel on February 04, 2013. That case lists Seymour as the victim and suspects are listed as Debbie Chadwick and Michael Lynch W/M DOB 07/01/1963, Seymour reported she has never had any type of acquaintance with "Mike Lynch" at the gym. She states he has been "appearing as a witness" for Milcheck. She also stated Lynch and Chadwick were "persistent, malicious and intentional" with Debbie using the cardio machines closest to her, so Lynch and Milcheck could stand near her to harass her. Seymour says Lynch has completed sworn statements consistent with her complaints where he admitted to harassing her (Seymour) several different times. She provided copies of statements written by Milcheck and Lynch.

Narrative Cont.



On March 21, 2013, Det. Dancel completed a supplement. Her supplement says she and Seymour traded emails, asking and providing updates as well as Seymour stating she cannot reach the State Attorney (Stephanie Mahaney). Det. Dancel indicated and notified Seymour she was able to make contact with Mahaney and forwarded the case to Mahaney for review. The case was closed by filing with the State Attorney's Office.

That case file contained:

A sworn statement from Seymour, copy of a notarized statement by Lynch. In that statement he alleges support for Milcheck. It mentions "Jeff", "Clay" and "Duane". His statement says Milcheck adamantly denied saying anything but indicated "Clay" made a few remarks. Lynch stated he has never seen Milcheck have contact with the victim.

A typed affidavit (unsigned but apparently from Milcheck) denying harassing her and claiming Seymour of harassing him by making false reports to include internet stalking. He lists witnesses Officer (Sgt. Clay Parker), Officer Cecil Garrett (Lake County Sheriff's Office), Debbie Chadwick, Mike Lynch, Duane Taylor and Christine Swain.

A copy of a Respondent's Witness List, filed in Broward County. It cites the aforementioned witnesses along with Pleasant Lewis, John Dent, Steve and Donna Milcheck, Rick Gaetano, Attorney Jodi Fisher and Det. Pat Thomas.

11-01848

This report was made on July 19, 2011. Victim Seymour stated she has worked out at Gold's Gym for over a year. The victim stated several times in the past, she was "picked on" by an unknown white male. She stated he throws weights near her feet, laughs at her, and makes rude comments. She stated on July 19, 2011, at approximately 1500 hours, the unknown male was talking to friends and waved papers near her face. She reported the incident to the gym manager Christine Swain. Seymour stated she is going to get an attorney in an attempt to ban the male from the gym. Seymour stated if the incidents continue, she will identify the male so that a member of the Police Department could talk to him. The report indicates the victim requested this report for informational purposes. A sworn statement was obtained from Seymour by Patrol Operations stating the incidents have been occurring for over a year.

On July 26, 2011, Det. Thomas completed an investigative supplement on this case. Det. Thomas stated on July 19, 2011, she went to the gym. Det. Thomas was able to locate and speak with Christine Swain and Kevin Milcheck. According to Det. Thomas, Swain told her she was present at the gym when Seymour made her initial allegations of Milcheck "slapping papers in her face." Swain stated she never saw him waving papers in her face, nor has she ever witnessed Milcheck act inappropriately towards Seymour. Swain did state however, that she has had several complaints from other members on Seymour, stating she has been rude to other customers. Swain provided copies of several extensive emails in which she wrote to Swain and the Gold's Gym Corporate Complaint Department extensively detailing her claims of harassment and lack of assistance by the staff.

Det. Thomas wrote she spoke with Milcheck on July 19, 2011. He stated he feels he is being harassed by Seymour. He denied ever having confronted her and avoids any contact or conversation with her due to the allegations she has made and what he called "constant harassment directed at him". A copy of an email from suspect Milcheck to Det. Thomas was also in the case file. In that email, he had concerns of Seymour continuing to make false allegations against him and seeking legal or criminal action.

Det. Thomas wrote in her supplement Seymour and her husband, Jeffery Seymour W/M DOB 10/25/1965 came to the Mount Dora Police Department. Mrs. Seymour stated she has been harassed for over a year by Kevin Milcheck. She stated he initially wanted to date her and she turned him down. She stated after refusing his advances he began harassing her. She stated he makes rude and vulgar comments to her while she is working out. She also claimed he has thrown weights at her feet while she is working out. She stated she has made numerous complaints to Gold's Gym staff but nothing was ever done. She added while in the gym, Milcheck does not work out and is constantly disruptive to the other patrons of the gym. She stated she has consulted with her lawyer about the issues.

Det. Thomas stated on July 25, 2011, she informed Mr. Seymour that he and his wife could obtain a copy of the police report and file the report with the State Attorney's Office in Tavares. She indicated he obtained a copy the same day. Det. Thomas closed that case due to the victim filing the case with the State Attorney's Office.

On November 28, 2011, Det. Thomas completed a supplement in which she stated the victim made an additional complaint on July 07, 2011. She stated she and Det. Adam Helfant responded to Gold's Gym in reference to that case, after hearing the call dispatched and knowing she had previously been assigned this case.

Narrative Cont.



The case file also contained a Narrative Continuation dated March 23, 2012, indicating a court disposition. It stated Per Assistant State Attorney Lashley, the case listing Roberta Seymour as the Defendant had been closed on October 04, 2011, Declined to File. Count #1 False Reports to Law Enforcement Authorities.

12-00127

This report was made on July 18, 2012, and assigned to former Det. Brian Scavotto. The incidents were alleged to have occurred between June 01, 2011, and January 18, 2012. It listed Kevin Milcheck as the victim and Roberta Seymour as the suspect.

Det. Scavotto also took the initial report. Milcheck reported Seymour and her husband, Jeff Seymour have made multiple false reports alleging he is harassing her. The report also stated they confront him in Gold's Gym and accuse him of harassing or making rude comments. He also stated on July 26, 2011, the suspect filed for an injunction against him through Lake County Courts which was granted and dissolved on August 09, 2011. She has more recently filed for an injunction in Broward County. In that motion, the victim (Seymour) claimed to have had to move to Broward County as a result of Milchecks harassment. She stated he has several witnesses who can corroborate his innocence and requested Det. Scavotto send a copy of the report to Assistant State Attorney Gary Ashley.

In Det. Scavotto's report it states that as of August 17, 2012, Milcheck stated to him the false allegations have not stopped. It also stated she filed two more injunctions in Broward County and a false police report with the Ft. Lauderdale Police Department. Det. Scavotto faxed the report to Ft. Lauderdale PD. Det. Scavotto stated Seymour has not made any additional reports to the Mount Dora Police Department since January 18, 2012.

Det. Scavotto stated at the time of that report, he did not feel any criminal charges could be filed by Mount Dora, since the injunctions she has filed for have been within the jurisdiction of Lake and Broward Counties. The case file contained no other information and was closed unfounded on January 19, 2012.

13-00104

This Information report was made on January 15, 2013. This report lists Kevin Milcheck as the victim and Roberta Seymour as the suspect. Milcheck filed an information report stating he has been in a legal battle with Seymour who has been making false allegations against him. He stated he wanted this report as documentation since she lied on sworn affidavits she filed against him in Broward County. He provided a sworn written statement. In that statement he also alleged Seymour and her husband filed an internal affairs investigation against Officer Cecil Garrett of the Lake County Sheriff's Office. This was due to Garrett being a witness for Milcheck in his last injunction hearing. He stated Seymour filed affidavits in Broward County stating both the Mount Dora Police Department and Lake County Sheriff's Office are corrupt along with Garrett and the Postmaster of Mount Dora (for holding up her father's care package). He also mentioned she filed an injunction against the other witnesses on his behalf including Sgt. Clay Parker.

A sworn written statement was obtained from Milcheck stating Seymour filed a false complaint to obtain an injunction against him (Lake County Case 2011-DR-1491). He stated the Seymour's filed a false Internal Affairs Investigation against Officer Cecil Garrett on October 31, 2011, which was subsequently investigated and dismissed. Milcheck alleges they have filed two injunctions against Officer Garrett. He stated this was all due to his being a witness on his behalf at his first injunction hearing. He also alleged the Seymour's filed complaints with Assistant State Attorney Len Swadlow alleging corruption of the Mount Dora Police Department and Lake County Sheriff's Office, Officer Cecil Garrett and the Postmaster of the Mount Dora Post Office. He stated their claims that the post office held up a "care package" of her father's. He stated she filed an injunction against Officer (Sgt.) Clay Parker in November 2011, after he testified as a witness at his second hearing for an injunction she sought against him.

Milcheck stated he and his family have suffered stress due to Seymour's false allegations, citing he had a stroke approximately eight years ago. He also stated he is suffering from stress and headaches. He stated as a result of the stress, when his mother could not locate him (Mount Dora Case 12-028180) she called the Police to file a missing persons report on him, fearing that perhaps Jeff or Roberta Seymour may have found and harmed him.

On May 05, 2013, I spoke with and obtained a sworn statement from witness Debbie Chapman. In her interview she corroborated Milcheck's version of the incident at the gym. She stated she has also had several encounters with Seymour while she was at the gym in which Seymour exhibited bizarre, disruptive or accusatory behavior towards people at the gym.

Narrative Cont.



On May 08, 2013, I again met with witness Christine Swain and she provided me with copies of the Gold's Gym records regarding the incidents. It included copies of the emails sent between Roberta Seymour, Jeffery Seymour, the owner of Gold's Gym, Pleasant Lewis, Christine Swain, and Gold's Gym Corporate Complaint Offices. A letter dated July 21, 2011, to Gold's Gym from Attorney Todd Long. A copy of Lake County injunction 2011-DR-1491. A copy of a handwritten Letter from witness Rick Gaetano. An email from witness John Dent. An email from witness Cecil Garrett.

In those statements, none of the witnesses indicated seeing any inappropriate conduct or encounters between Milcheck and Seymour.

On April 09, 2013, I interviewed and obtained a sworn affidavit from Lake County Sheriff's Deputy Calvin Mitchell. In his statement he indicated he was present as the Court Deputy during the injunction hearing cited by Seymour. He monitored their behavior the entire time and saw no inappropriate actions by Milcheck.

On May 13, 2013, I interviewed Roberta and Jeffery Seymour. Both arrived at the Mount Dora Police Department and I informed them I wished to conduct their interviews separately to obtain their individual testimony but they insisted on both being interviewed together. Prior to beginning the interview, I informed them I would be video recording the interview and they refused to participate in the interview, stating they wished to consult with their attorney prior to providing any recorded statements. I then explained that I was interviewing Roberta as the victim, and Jeffery as the witness. I also advised them that not all of the information would be discussed, but based on all the prior documents and statements previously obtained from other investigations or witnesses I only wished to discuss and clarify the timeline etc. They agreed to discuss the information, but still declined to provide any recorded statements.

Concerning the allegations, they stated their first report was made to law enforcement in July 2011, however she stated he had been harassing her 2-3 months prior. She stated in late May-June 2011, she was not at the gym due to travelling. She stated for some unknown reason, when she returned in July his behavior became more intensified and she complained to gym management. It was at that point that she also went to Lake County Courts to seek an injunction against Milcheck. She stated a temporary injunction was granted to her in mid-July and she presented the information to the gym after he was served. Seymour stated within days of that event, she was informed by Gold's Gym that her and her husband's membership was being cancelled by management and she was no longer allowed to be in the gym.

She stated in August 2011, the hearing regarding her injunction was conducted and at that time the judge dismissed the injunction against Milcheck. Milcheck was in attendance at the hearing.

I then asked her when was the next time she saw, heard from or was harassed by the suspect. She stated in September 2011, she and Mr. Seymour moved to Ft. Lauderdale. She stated in September she received notice he was suing her for defamation and she attended a mediation hearing on October 05, 2011, where the suspect was present. Shortly after being served, she discovered at some point Milcheck was given copies of the emails she had been sending to the gym, complaining of his harassment. Mrs. Seymour stated those messages contained her email address and phone number. She stated that suspiciously, after learning that, she began receiving an inordinate amount of junk emails with pornographic content as well as multiple bogus calls to her cellular phone. She believes the suspect, somehow used her email and phones to have the information sent to her as a form of harassment. I asked if any of the emails contained any email addresses she can prove or believe was associated with the suspect. She stated no, but believes he probably used various means of causing the harassment without using his own email. She also stated at one point her computer hard drive crashed and she believes it was due to something Milcheck somehow caused to her computer remotely. Seymour stated her cellular phone record revealed several calls were from Milcheck's cellular phone number. Other than the hearing she mentioned there was no other contact with by the suspect. She stated after being served, she countersued Milcheck for the same reasons and both cases were heard in October 2011. At that time, the judge dismissed both cases.

I then asked Roberta about the next time she had any contact with the suspect. She testified that while living in Ft. Lauderdale there were three incidents in which she saw the suspect following her. She stated the first incident was on March 29, 2012, when she saw Milcheck walking on a pathway in her complex toward her. She stated she was sure it was him and she made a report with the Ft. Lauderdale Police Department. She stated within the next 2-3 weeks on two other occasions, she saw Milcheck, walking in an area where she happened to be at the time. One incident occurred near a public library and a third time she described as being in the "Oakland" area of the city near a supermarket. She stated in each of those incidents she positively identified the person as being Milcheck.

Narrative Cont.



The next time Seymour stated she had any contact with Milcheck was in October 2012, in Ft. Lauderdale when she and he attended a hearing in which a judge there granted her an injunction against Milcheck based on her claims of emails and phone calls. She stated during that hearing, there were some occasions when Milcheck, in court would purposely walk near her to intimidate her under the pretense of getting files or documents to present. She stated Milcheck was warned by that judge to walk around her in order to obtain the items he needed.

I asked Seymour about the next occurrence where she had actual contact with Milcheck and she stated in October 2012, she attended a hearing in Lake County for an injunction and Milcheck was present. In that instance, both she and Mr. Seymour stated after passing through security, Milcheck came through and they observed him at a distance of approximately 80 feet. They stated Milcheck began walking aggressively toward them, and she stated she was frightened however no incident occurred. The area where he was walking was in the same area where they were all to await their hearing to be called. I asked if they alerted any Court Deputies to his behavior and they stated none were in that area.

Mrs. Seymour stated the last contact between she and Milcheck was on February 13, 2013, in Ft. Lauderdale during their final hearing for the restraining order against Milcheck.

During the interview, Jeffery Seymour stated the only time he has directly seen or had contact with Milcheck was in July 2011, when he confronted him in the parking lot of Gold's Gym to tell him to stop bothering his wife and when he observed Milcheck at the court proceedings.

Other than the incident in the gym, and the incidents alleged in her Ft. Lauderdale neighborhood, the only times the two have been in contact with each other have been as a result of both summoning the other for court purposes.

I requested she provide me with any witnesses from the gym, courts etc., that saw or heard any statements or conduct of Milcheck towards her. In addition, I requested she provide me with her cell phone records that would show exactly how many times the suspect called from his phone.

Regarding her accusations of his hacking her email or cellular phone with the help of a friend, Milcheck stated he was having a conversation with witness Debbie Chadwick regarding his fear that Seymour may be sending out slandering emails or claims to other people or law enforcement agencies. He stated she told him she knew a friend that knew how to look at other people's email history. She provided him with the name Jeff Daus with a phone number (352-978-9192). Milcheck stated he did contact him but was advised by him that such abilities were available, but only to law enforcement and that they required subpoenas by those officers to get such information. Milcheck stated he did not pursue the issue further after learning that and that Daus made no inquiries or attempts to gain such information.

I also contacted Daus who confirmed the conversation had occurred but that no attempts to hack Seymour's email, phones or have any contact with her ever occurred.

Since that conversation, I have exchanged emails with both Roberta and Jeffery Seymour regarding their scheduling an interview so that I may obtain a video-taped statement to assist with the investigation and to obtain testimony as to exactly what allegations she claims. As well as a documented timeline and number of occurrences when she had contact with the suspect and/or times and locations he directly caused her to feel threatened or harassed. I explained this would be required to be obtained and sworn too if her desire was to seek criminal prosecution. In the subsequent emails from both parties they have stated they were out of town, needed to consult with an attorney and stated they do not feel a need to provide testimony since they have previously submitted statements.

I provided explanations as to why I needed the information and eventually demanded they provide me with a decision if they intended to be interviewed and provide sworn testimony or if they wished to discontinue the investigation. I last received contact on May 23, 2013, in which Mrs. Seymour stated she would contact me the following week to arrange for an interview. As of that following Friday, May 30, 2013 I have contacted her asking which day and she no longer responds to my emails.

Narrative Cont.



After learning of the allegations she has also made in Ft. Lauderdale, I have been in contact with Sgt. Hector Martinez (Ft. Lauderdale P.D.), beginning on April 05, 2013. I have learned Roberta Seymour made three reports alleging Milcheck has been stalking her in Broward County as well. He stated Seymour provided them with her address as being 440 NE 4th Avenue Ft. Lauderdale, Fl. I was informed there have been inconsistencies in those reports as well. Seymour initially positively identified him as stalking her in a nearby park, then during an interview recanted stating that he was at a distance and that it was a person who appeared to be Milcheck. Sgt. Martinez also stated there have been injunction hearings in Broward County as well, in which she provided testimony under oath in court that was contradictory to statements made in her reports to the police department. As a result, Sgt. Martinez and an Assistant State Attorney in Broward County, Kenneth Swadlow have been reviewing the cases there to determine if any criminal perjury charges apply to Seymour for her statements. In discussing the issues with Sgt. Martinez, it is apparent that there are similar allegations, courses of conduct and result to them being compelled to provide testimony not only to me but Sgt. Martinez.

On May 10, 2013, I received scanned documents emailed to Sgt. Martinez from Roberta Seymour in which Milcheck posted information on his public website. On that website, he accused Jeffery Seymour of Arson, and makes mention of the other investigations occurring in Ft. Lauderdale. He names Sgt. Martinez as well as Assistant State Attorney Swadlow indicating the Seymour's are now facing possible criminal charges.

Coincidentally, since that time, Seymour has provided similar explanations and excuses to me and Sgt. Martinez avoiding making any additional sworn statements or agreeing to provide any additional assistance in our investigations or declining to respond to requests.

In reviewing the facts that were obtainable in this case the following conclusions have been made. Regarding the allegations by Seymour, all of the witnesses contacted in this case have provided sworn testimony, documents and conversation that not only does not support her allegations, but state they have never witnessed any inappropriate behavior from Milcheck toward Seymour. They further indicated that what behaviors and actions they have witnessed have involved her either fabricating facts or engaging in activity that continually harasses or causes stress to both Milcheck and any of the witnesses he has continued to include in her allegations.

Regarding the allegations of harassment via the internet, Seymour has made the allegations, however at her own admission during my unrecorded conversation, stated there was no direct evidence or connection between Milcheck and the 'Spam' type emails she was receiving. She and Milcheck both provided copies of internet documents in which they either directly or indirectly posted information about each other accusing or making unflattering statements about the other. These were done on public domains and would only tend to harass the other, if they intentionally made the effort to seek and read the information.

Regarding Seymour's allegations of cellular phone harassment, when I asked her to produce her cellular phone records that showed numbers that could be connected to Milcheck, she has failed to do so. Though in our unrecorded conversations she alleged there were multiple calls from his cell phone to her. On the other hand, during my interview with Milcheck, he had already prepared and provided his cellular phone records which refute her claims. The remainder of the harassing calls Seymour alleged were also somehow caused to be sent to her phone by Milcheck by unknown means but she "knew it was him because she was suddenly inundated."

In her multiple reports to the Mount Dora Police Department and the Ft. Lauderdale Police Department, she either provided inconsistent testimony or contradictory testimony. Specifically regarding seeing Milcheck in Ft. Lauderdale, she initially positively identified him on one incident, and then recanted to the Ft. Lauderdale PD. Then in my unrecorded interview alleged three distinct instances where she was stalked and stated she could positively state it was Milcheck whom she saw. However, she refuses to provide that allegation in sworn testimony to me as requested. I also requested that she provide me with any witness or person in the gym, court personnel, or elsewhere that can support any of her allegations. She advised she does not know the names of any of the gym members she saw over a five year period, nor does she have any independent witnesses to support her claims.

During her allegations, one such was of her being accosted by Milcheck or his attempt to do so while attending an injunction hearing in Lake County. In that case, the testimony from the Court Deputy present for her hearings there provided testimony that he observed the two from the time they entered the parking lot, throughout the hearings and never saw Milcheck make any attempts to contact, stalk or harass Seymour or her husband.

Narrative Cont.

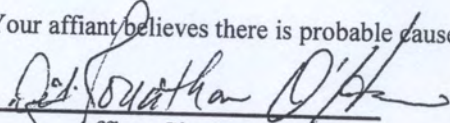


In conclusion, she has also alleged collaboration between Milcheck and all of the witnesses listed, any police officers, court officials or agencies investigating her claim to either neglect to properly investigate or to be a part of the harassment she claims to have suffered from Milcheck. In reality, based on the documentation and sworn testimony of all of the witnesses and agencies I have obtained testimony from, the information supports the opposite, that since 2011, she has engaged in a sequence of conduct and behavior i.e., internet posts, police reports, injunction hearings, law suits and court appearances that has caused undue harassment to Kevin Milcheck.

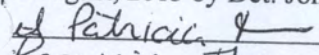
Based on the actions on the part of Roberta Seymour and her refusal to fully cooperate and provide additional assistance in this investigation, cases 13-00072 and 13-00073 are considered EXCEPTIONALLY CLEARED; VICTIM REFUSED TO COOPERATE.

Regarding Case # 13-00104, in which Milcheck is the listed victim, it was established in the information contained in this investigation, the evidence presented and the testimony of all of the witnesses, which Roberta Seymour has engaged in a course of conduct directed at the victim, Kevin Milcheck which caused him substantial emotional distress with no legitimate purpose. Seymour engaged in this activity to include multiple allegations to the Mount Dora Police Department, the Ft. Lauderdale Police Department, civil injunctions and litigation from July 19, 2011, through the time she ceased to respond to my requests in the most recent allegations on May 13, 2013. Based on the totality of all the cases involving Milcheck and Seymour, an Affidavit of Probable Cause was completed and submitted to the State Attorney's Office against Roberta Seymour for violation of F.S.S. 784.048 (1) (a) Stalking.

Your affiant believes there is probable cause for the arrest of **Roberta Seymour** for the above charges.

  
Affiant Signature

**STATE OF FLORIDA, COUNTY OF LAKE.** The foregoing instrument was acknowledged before me this 07 th Day of August, 2013 by Det. Jonathan O'Hern, who is personally known to me and who did take an oath.

 Notary's signature  
PATRICIA Thomas Notary's name  
DETECTIVE Notary's title or rank  
0014 Serial number, if any

**FINDING OF PROBABLE CAUSE**

Seal

I have reviewed this Affidavit of Probable Cause and find there (is) (is not) probable cause to hold and bind over for trial the defendant (s) named in this Affidavit.

**DATED** this the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_

**PRESIDING JUDGE**



# VICTIM/WITNESS/SUSPECT AFFIDAVIT

1. Offense  2. Arrest  Juvenile  1. Original  2. Supplement

Agency ORI Number: FLO **350000** Agency Name: **LAKE COUNTY S.O.** Agency Report Number: \_\_\_\_\_

Original Date Reported: \_\_\_\_\_ Case Reference: **2011SC2975**

Name: **CALVIN MITCHELL** DOB: \_\_\_\_\_ Age: \_\_\_\_\_

AKA: \_\_\_\_\_

Relation to Offender: **NONE**

**Contact Information** -----

Address: \_\_\_\_\_

Mailing Address: \_\_\_\_\_

Home Phone: \_\_\_\_\_ Alt Phone: \_\_\_\_\_

**Personal Information** -----

Race: \_\_\_\_\_ Sex: \_\_\_\_\_ Height: \_\_\_\_\_ Weight: \_\_\_\_\_

Build: \_\_\_\_\_ Complexion: \_\_\_\_\_ Eye Color: \_\_\_\_\_ Hair Color: \_\_\_\_\_

Scars/Marks/Tattoos: \_\_\_\_\_

Clothing/Description: \_\_\_\_\_

SSN: \_\_\_\_\_

License: \_\_\_\_\_ State: \_\_\_\_\_ EXP: \_\_\_\_\_ CLASS: \_\_\_\_\_

Birthplace - City: \_\_\_\_\_ State/Country: \_\_\_\_\_ Citizen: \_\_\_\_\_

Comments: \_\_\_\_\_

**Employer Information** -----

Employer: **LAKE COUNTY SHERIFF'S OFFICE**

Address: **360 W RUBY ST., TAVARES, FL 32778**

Work Phone: \_\_\_\_\_

## NARRATIVE

ON 01/24/2013, WHILE WORKING IN OFFICIAL CAPACITY DURING A TRIAL FOR THE ABOVE MENTIONED CASE NUMBER INVOLVING ROBERTA SEYMOUR AND KEVIN MILCHECK, I DID NOT HAVE ANY ISSUES RELATING TO EITHER PARTY HAVING INTERACTION BETWEEN EACHOTHER AT ANY TIME DURING THE PROCEEDINGS NOR BEFORE OR AFTER IN WHICH I NEEDED TO STEP IN. BOTH PARTIES KEPT SUFFICIENT DISTANCE AS TO KEEP ANY ISSUES FROM ARRISING. BOTH PARTIES WERE REPESENTED BY PRIVATE COUNSEL AND HAD NO CONFRONTATIONS WHILE IN THE LAKE COUNTY JUDICIAL CENTER TO MY KNOWLEDGE.////END////

### INTENT TO PROSECUTE

YES  NO  N/A

*Detective Calvin Mitchell 1277*  
Signature of person making statement  
Sworn to and subscribed before me  
this 09 day of April 2013.

*Shirley S. Mitchell*  
Law Enforcement Officer or Notary  
**11497**

Report Contains		Related Report Number(s)	
Officer(s) Reporting	ID. Number(s)	Unit	Date
Officer Reviewing (If Applicable)	ID. Number	Routed To	Referred To
Status	Assigned To	By	Date
Clearance Type 1. Arrest 2. Exceptional	3. Unfounded	A-Adult J-Juvenile	Date Cleared
Exception Type 1. Extradition Declined	2. Arrest on Primary Offense Secondary Offense Without Prosecution	3. Death of Offender 4. V / W Refused to Cooperate	5. Prosecution Declined 6. Juvenile / No Custody
Arrest Number		Number Arrested	
OBTS Number		Page	Page
		of	