

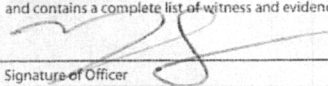
Check Box if Applicable
☐ PMD ☐ Military Veteran
☐ Defendant Desires Drug Treatment

IN THE COUNTY COURT, IN AND FOR BROWARD COUNTY, FLORIDA
NOTICE TO APPEAR & INITIAL DISCOVERY EXHIBIT

Incident Date 6/8/14		Agency Hollywood PD		City Hollywood		AGENCY CASE # R33-1406-076293			
Defendant Last Name Clark		First Alonso		M.I.	Weight	Height 5'8	Hair Bld	Eyes BRW	Race/Sex B/M
Address (Street, City, State, Zip) 1637 NW 13th St, Ft. Lauderdale, FL 33311				Date and Place of Birth 11/23/50 GA.			Aliases		
Occupation Bar Owner		Place of Employment Pop's BBQ		Employment Phone			Phone 305-747-7453		
Driver's License # C462-000-50-423-0 FL/218		St/Exp. Date FL/218		Scars/Marks/Tattoos			Social Security # or other I.D.		Complexion DRK
Offenses	Sale of Liquor - Prohibition		Counts 1	Statute/Rule/County/Municipal Ordinance HMO 113.04 (A)		Prosecutor's Review/Action: File (F) or No Information (NI), Signature, I.D., Date			
			Counts	Statute/Rule/County/Municipal Ordinance		Prosecutor's Review/Action: File (F) or No Information (NI), Signature, I.D., Date			
CO-DEFENDANT Last Name		First		DOB		Race/Sex		Offenses	
In the name of Broward County, Florida: The undersigned certifies that he or she has just and reasonable grounds to believe, and does believe, that on (date) 06/08/14 at (time) 0133 ☒ AM ☐ PM Location: 2602 N 22nd Av in Broward County, FL, the above named defendant committed the above offenses charged, in that the defendant did:									
Narrative and Defendant's Statements	(Narrative) (If traffic stop, include reasons for stop) (Include defendant's verbal statements) On 6/8/14 at or about 0133 hours at the location of 2602 N 22nd Av (Pop's BBQ), City of Hollywood, County of Broward State of FL, the defendant Alonso Clark was in violation of Hollywood Municipal Ordinance 113.04 (A), Keeping of liquor prohibited. Sgt. Switter, Det. Cannella, and I conducted a business check at the above location. Alonso Clark being the owner of Pop's BBQ having only a license to sell beer and wine, we conducted a check of the premises for any liquor violations. We observed approximately sixteen (16) bottles of liquor. Several unopened but mostly opened per spoils on the bottles.								
	☐ Released by undersigned attesting BOOKING OFFICER whose reasonable cause is derived from the attached probable cause affidavit incorporated by reference herein.								
	☐ CANNABIS presumptively tested POSITIVE / NEGATIVE for the presence of cannabis; amount								
	☐ For THEFT value of property taken from was \$								
	☐ TRESPASS warning given by CCN/ID: on (Case No.)								
Victim/Witness	#	Name (Last, First, Middle)		Street-City and State, Zip			Race/Sex		DOB
	Phone# (Business/Home)		Email:		Other Contact Info:				
Victim/Witness	#	Name (Last, First, Middle)		Street-City and State, Zip			Race/Sex		DOB
	Phone# (Business/Home)		Email:		Other Contact Info:				
Defendant	YOU MUST APPEAR on 7/17/14 at 2:50 ☐ AM ☒ PM at Room 230 at ☐ Broward County Courthouse, 201 S.E. 6th Street, Fort Lauderdale, Florida 33301 ☐ North Regional Satellite Courthouse, 1600 W. Hillsboro Boulevard, Deerfield Beach, Florida 33442 ☐ West Regional Satellite Courthouse, 100 N. Pine Island Road, Plantation, Florida 33324 ☒ South Regional Satellite Courthouse, 3550 Hollywood Boulevard, Hollywood, Florida 33021 I AGREE TO APPEAR AT THE TIME AND PLACE DESIGNATED TO THE LEFT TO ANSWER THE OFFENSE CHARGED. I UNDERSTAND THAT SHOULD I WILLFULLY FAIL TO APPEAR BEFORE THE COURT AS REQUIRED BY THIS NOTICE TO APPEAR, I MAY BE HELD IN CONTEMPT OF COURT AND A WARRANT FOR MY ARREST SHALL BE ISSUED. I AM ALSO IN RECEIPT OF THIS INITIAL DISCOVERY EXHIBIT. Signature of Defendant								
Officer	I swear the above statements and any attached hereto are true and correct to the best of my knowledge and belief, and contains complete list of witnesses and evidence at this time. Signature of Officer Agency Hollywood PD CCN/ID 3218				Sworn to and subscribed before me on 6/8/14 by the attesting officer who is personally known to me. John Switter Stamp/Name of person administering oath Sgt John Smith 295 Signature of person administering oath				
Victim	VICTIM AFFIDAVIT: I swear that the above statements are true and correct to the best of my knowledge and belief and I ☒ DO ☐ DO NOT desire to prosecute. Signature of Victim				Sworn to and subscribed on 6/8/14 before me, the attesting law enforcement officer. Signature of Law Enforcement Officer #3218				
	Copies: White - Clerk Original Yellow - State Copy #1 Pink - Agency Copy #2 Gold - Defendant Copy #3								

IN THE COUNTY COURT, IN AND FOR BROWARD COUNTY, FLORIDA
NOTICE TO APPEAR & INITIAL DISCOVERY EXHIBIT

Check Box
☐ Post Incident Supplemental Report
☒ Continuation

Agency/City Hollywood PD Hollywood		Incident Date 6/8/14	Defendant Last and First Name, M.I. Clark, Alonzo		AGENCY CASE # R33-1406-076243	
ADDITIONAL CO-DEFENDANTS (Last, First, Middle)			DOB	Race/Sex	Charges	
ADDITIONAL CO-DEFENDANTS (Last, First, Middle)			DOB	Race/Sex	Charges	
Offenses (full title)		Counts	Statute/Rule/County/Municipal Ordinance		Prosecutor's Review/Action: File (F) or No Information (NI), Signature, I.D., Date	
		Counts	Statute/Rule/County/Municipal Ordinance		Prosecutor's Review/Action: File (F) or No Information (NI), Signature, I.D., Date	
		Counts	Statute/Rule/County/Municipal Ordinance		Prosecutor's Review/Action: File (F) or No Information (NI), Signature, I.D., Date	
Victim/Witness	#	Name (Last, First, Middle)		Street—City and State, Zip		Race/Sex
	Phone# (Business/Home)		Email:		Other Contact Info:	
Property and Objects	V/W/S Code	Item #	# of Items	Obtained from	First Received by	Tangible Evidence Description (Property)
Location: 602 N 22 Av, Hollywood in Broward County, FL, the defendant committed the following offense(s):						
Narrative (Cont.) The prohibited bottles of liquor consisted of (1) 1.75 liter Seagram Gin (open), (1) 750 mL Hiram's Vodka (open), (1) 750 mL Ciroc Vodka (open), (1) 750 mL Hennessy Cognac (open), (1) 750 mL Ciroc Coconut (open), (1) 1.75 liter ciroc coconut (unopened), (2) 1.75L Summer Vodka (unopened), (1) 750 mL Ciroc Peach (unopened), (1) 1L Grey Goose Vodka (opened), (1) 1.75L Skol Vodka (opened), (1) 750 mL Grey Goose (empty), (1) 750 mL Ciroc Vodka (opened), (2) 750 mL Hennessy Cognac (empty). The bottles of liquor were located in plain view behind the bar, in the kitchen, and in a drawer behind the bar, and in a box inside the food prep area. Pops Old Time BBQ does not possess a license to keep or sell liquor. They do possess a license to sell beer and wine. The license that was displayed was License # BEV1620418, Series 2COP, issued by the State of FL Department of Business and Professional Regulation Div of Alcoholic Beverages and Tobacco.						
I swear the above statements and any attached hereto are true and correct to the best of my knowledge and belief and contains a complete list of witness and evidence at this time. Signature of Officer:  Agency: Hollywood PD Print Name of Officer: McFerran CCN/ID: 3218 Sworn to and subscribed before me on 6/8/14 John Switzer Stamp/Name of person administering oath Spt John Smith 2915 Signature of person administering oath by the attesting officer who is personally ☐ Deputy Clerk ☐ Notary Public, State of Florida ☒ Law Enforcement/Corrections Officer						

Foray Adams - Contact Sheet - 6/10/2014 9:28:55 AM

Owning Agency: Hollywood PD **Case #:** 1406-076293 **Crime:** Misdemeanor (19) **Date of Crime:** 6/8/2014

Asset Name: AIF_9156.JPG

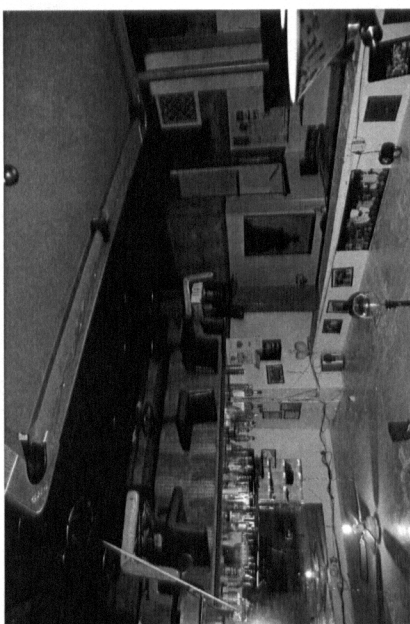
Hollywood Police Department
CRIME SCENE INVESTIGATIONS UNIT
FERNANDEZ #3340

Date: 6.8.14 Case #: 1406-76293
Date of Crime: _____ Signal: 19
(if different than today's date)
Address: 2002 N 22 Ave

Original Location: _____
(if different than your initial address)

Original

Asset Name: AIF_9157.JPG



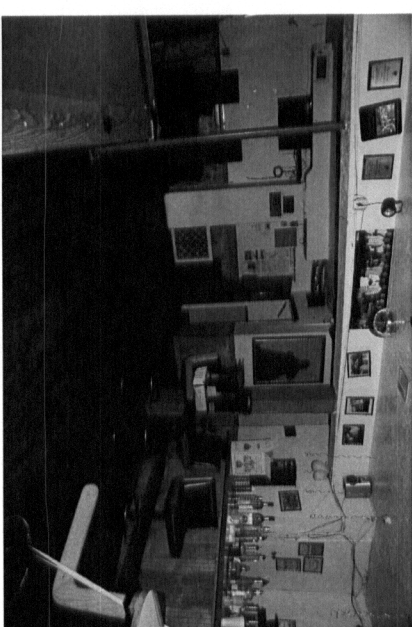
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Asset Name: AIF_9159.JPG



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Asset Name: AIF_9160.JPG



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Asset Name: AIF_9161.JPG

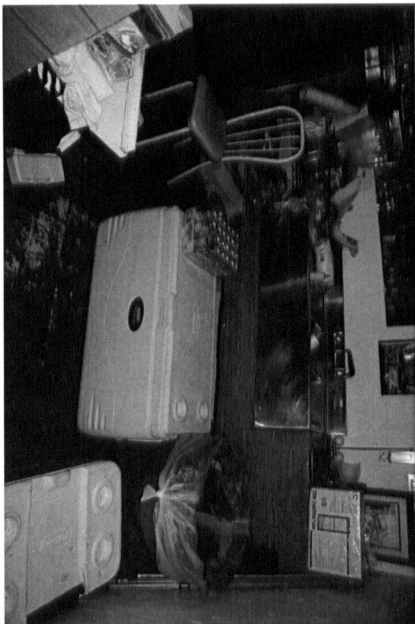


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Foray Adams - Contact Sheet - 6/10/2014 9:29:00 AM

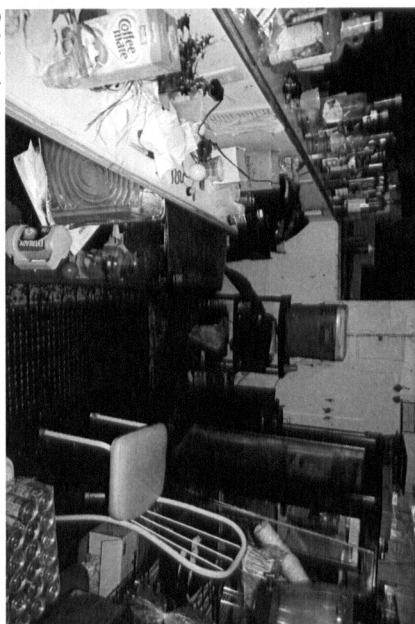
Owning Agency: Hollywood PD **Case #:** 1406-076293 **Crime:** Misdemeanor (19) **Date of Crime:** 6/8/2014

Asset Name: AIF_9162.JPG



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Asset Name: AIF_9163.JPG



Original

Asset Name: AIF_9164.JPG



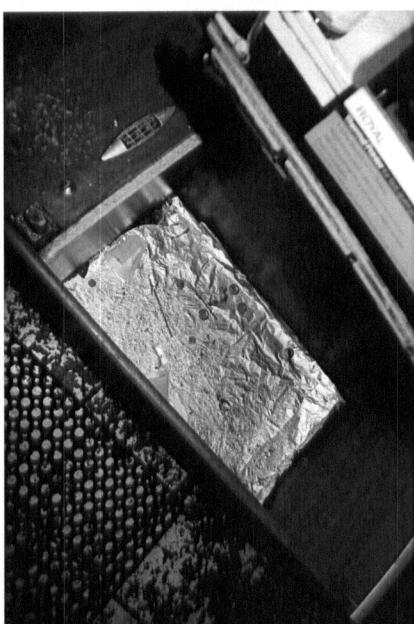
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Asset Name: AIF_9166.JPG



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Asset Name: AIF_9167.JPG



Original

Foray Adams - Contact Sheet - 6/10/2014 9:29:04 AM

Owning Agency: Hollywood PD **Case #:** 1406-076293 **Crime:** Misdemeanor (19) **Date of Crime:** 6/8/2014

Asset Name: AIF_9168.JPG



Original

Asset Name: AIF_9169.JPG



Original

Asset Name: AIF_9170.JPG



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Asset Name: AIF_9171.JPG



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Asset Name: AIF_9172.JPG



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Asset Name: AIF_9173.JPG



Original

Foray Adams - Contact Sheet - 6/10/2014 9:29:08 AM

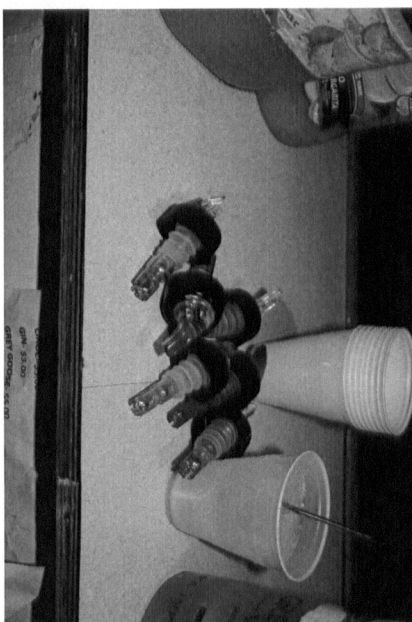
Owning Agency: Hollywood PD **Case #:** 1406-076293 **Crime:** Misdemeanor (19) **Date of Crime:** 6/8/2014

Asset Name: AIF_9174.JPG



Original

Asset Name: AIF_9175.JPG



Original

Asset Name: AIF_9176.JPG



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Asset Name: AIF_9177.JPG



Original

to the appeal procedure set forth in the Zoning and Land Development Regulations.

(C) All establishments which are in existence as of the creation of this section which do not meet the distance requirements of this section shall nevertheless be permitted to continue until such time as said establishment's license expires or said business ceases to exist or continue in operation.

(72 Code, § 3-3) (Ord. 1407, passed - - - ; Am. Ord. O-78-35, passed 7-5-78; Am. Ord. O-78-51, passed 9-6-78; Am. Ord. O-79-2, passed 1-3-79; Am. Ord. O-92-13, passed 3-4-92; Am. Ord. O-93-32, passed 7-21-93; Am. Ord. O-95-29, passed 5-24-95; Am. Ord. O-96-29, passed 7-24-96; Am. Ord. O-97-08, passed 4-23-97; Am. Ord. O-2001-19, passed 5-16-01; Am. Ord. O-2007-24, passed 7-18-07; Am. Ord. O-2011-15, passed 5-4-11) Penalty, see § 113.99

§ 113.04 SALES PROHIBITIONS.

(A) No liquor shall be kept on the premises at any time where only a beer and wine license is carried.

(B) No liquor shall be sold in the residential districts of the city as defined in the city zoning code, except in hotels having 100 or more rooms.

(C) The keeping of any liquor at any time in any establishment in the city where only a beer and wine license is carried shall be prima facie evidence that the licensee is engaged in the sale of liquor without a license.

(D) The keeping of any liquor and/or wine and/or beer in any business establishment in the city or in any private residence where food or other merchandise is vendred, for which establishment the occupant, owner or proprietor of the same has not obtained a license for the sale of such beverage or beverages shall be prima facie evidence that such occupant, owner or proprietor is engaged in the sale of such beverages without a license.

(72 Code, § 3-6) (Ord. 676, passed - - - ; Am. Ord. O-93-32, passed 7-21-93) Penalty, see § 113.99

§ 113.05 RULES OF EVIDENCE RELATING TO PROSECUTION OF VIOLATIONS.

(A) In all prosecutions for violations dealing with alcoholic beverages proof that the beverage in question was and is known as whiskey, rum, gin, brandy, vodka, wine, beer, ale or other similar name or names shall be prima facie evidence that such beverage contains more than 1 % of alcohol by weight and that same is intoxicating.

(B) Any sealed bottle, can or other container which is labeled or stamped in accordance with the State Alcoholic Beverage Law shall be prima facie evidence that the contents thereof contains more than 1 % of alcohol by weight and that same is intoxicating.

(C) Any person or persons who by experience in the past in the handling or use of alcoholic beverages or who by taste, smell or other drinking of such beverages has knowledge as to the intoxicating nature thereof may testify as to his opinion whether such beverage or liquor is or is not intoxicating, and a verdict based upon such testimony shall be valid.

(72 Code, § 3-7) (Ord. O-65-91, passed - - - ; Am. Ord. O-93-32, passed 7-21-93)

§ 113.06 PUBLIC CONSUMPTION PROHIBITED; EXCEPTIONS.

(A) It shall be unlawful for any person to consume, and for any person to carry in any cup, glass, can, bottle or other open or uncovered container, any alcoholic beverage in any park or recreational area open to the public or on any street, beach, sidewalk, alley or public right-of-way. This section shall not apply to any premises that has a valid sidewalk café table permit and is duly licensed pursuant to state law on which on-premises consumption of alcoholic beverages is permitted, or on any privately-owned property.

(72 Code, § 3-9)

(B) (1) Any person, organization or corporation who or which wishes to be excluded from the prohibition of the above division (A) for a period of time not to exceed seven days, may apply to the City Manager or his/her designee for a variance. The criteria to be used by the City Manager or his/her designee shall include:

- (a) The purpose for which the variance is requested.
- (b) The dates, times and locations of such purpose.
- (c) Provisions for security and crowd control.
- (d) Proximity to residential areas.

(2) The variance may be granted if the above criteria tend to lessen the impact of such public consumption on any neighboring residential property, and tends not to disturb the health, safety, welfare, peace and comfort of the citizens of the city. The less likely the variance to create a