

JUVENILE ADULT

BOOKING # _____

IN THE CIRCUIT/COUNTY COURT IN THE TENTH JUDICIAL CIRCUIT
IN AND FOR POLK COUNTY, FLORIDA



BARTOW POLICE INCIDENT NO. 140400083
ARRESTING OFFICER N/A EMP. # 296
AGENCY ORI: FL0530200 OBTS # _____
DATE / TIME OF ARREST N/A
PLACE OF ARREST N/A

NOTICE TO APPEAR COMPLAINT AFFIDAVIT ARREST REPORT

CITY OF BARTOW COUNTY OF POLK, STATE OF FLORIDA.

The undersigned affiant swears that he/she has just and reasonable grounds to believe that on JAN/FEB 2014 at approximately 12:00 (a.m./p.m.) in the vicinity of 550 E CLOWER STREET BARTOW, Polk County, Florida.

WALRATH ROBERT VICENTE ALIAS BOBBY WALRATH
(LAST) (FIRST) (MIDDLE)
ADDRESS 3242 JULIA CT, LAKELAND FLORIDA 33810 PHONE [REDACTED]
DL # [REDACTED] ST NA SS # [REDACTED] DOB 07/22/86 R/S W/M
HT. 5'7" WT. 160 HAIR BRN EYES BRN POB COLUMBIA MARITAL STATUS S
SCARS N/V COMP. FAIR BUILD MED SPEECH ENG OCCUPATION TEACHER
EMPLOYER COMPASS CHARTER MIDDLE SCHOOL PHONE 863-519-8701
(JUV-PARENTS) N/A PHONE N/A

- committed the offense(s) of:
1. TRANSMISSION/MATERIAL HARMFUL TO MINOR FSS/MO/CO 847.0138(2) LEVEL/DEGREE F-3
 2. BATTERY FSS/MO/CO 784.03(1)(a)1 LEVEL/DEGREE M-1
 3. ***** FSS/MO/CO ***** LEVEL/DEGREE *****

Probable Cause: THE DEFENDANT IS TWENTY SEVEN YEARS OF AGE. THE VICTIM IS TWELVE YEARS OF AGE. THE DEFENDANT IS EMPLOYED AS A FIFTH GRADE TEACHER AT COMPASS CHARTER MIDDLE SCHOOL LOCATED AT 550 E. CLOWER STREET IN BARTOW FLORIDA. THE VICTIM IS A FIFTH GRADE STUDENT IN THE DEFENDANT'S CLASS. ACCORDING TO THE VICTIM, ON/ABOUT SEPTEMBER 2013, SHE AND THE DEFENDANT BEGAN COMMUNICATING WITH ONE ANOTHER OUTSIDE OF SCHOOL VIA VARIOUS FORMS OF SOCIAL MEDIA. THE VICTIM ADVISED THE DEFENDANT BEGAN

Sworn to and subscribed before me, the undersigned authority, this 15TH day of APRIL 2014

[Signature]
Deputy Clerk / Notary Public / L.E.O.
 Personally Known Produced ID

[Signature]
Affiant
Type: _____

Co-defendants: N/A

Victim: [REDACTED] (STUDENT) [REDACTED]

Witness: SARAH BLACK 107 4TH STREET, ELOISE FL 33880 [REDACTED]

Witness: KEYSHAUNDRA NEWMAN 1719 LAUREL STREET E, BARTOW FL 33830 [REDACTED]

NOTICE TO APPEAR/JUVENILE AFFIDAVIT

I agree to appear in Court located at _____, Florida on _____ 20____ at _____ a.m./p.m. to answer the charge(s) in this complaint or to pay the prescribed fine for this offense. I understand that a wilful failure to appear or to comply with the instructions on the reverse side constitutes a separate offense under section 372.072(3) F.S.S. which will result in a warrant for my arrest and may be a new offense. (You must not be late)

Date _____ Defendant/Violator's Full Signature _____
 NO BILL/PETITION PROSECUTION APPROVED: _____
Assistant State Attorney

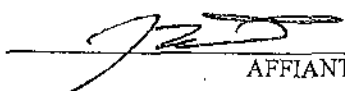
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3014-00004 CF14-003752

ASKING HER QUESTIONS ON SOCIAL MEDIA SUCH AS, "WHAT IS WRONG?" THE VICTIM FURTHER ADVISED THE DEFENDANT THEN BEGAN TO REFER TO HER AS, " BEAUTIFUL" IN VARIOUS MESSAGES HE SENT. THE VICTIM ADVISED SHE WOULD RESPOND TO THE DEFENDANT'S SOCIAL MEDIA MESSAGES BY TELLING HIM TO "SHUT UP." THE VICTIM ADVISED IN JANUARY OF 2014, SHE AND THE DEFENDANT ENGAGED IN A CONVERSATION THROUGH THE SOCIAL MEDIA SITE KIK. VICTIM PROVIDED AFFIANT WITH A COPY OF THESE MESSAGES AND CONVERSATION WITH THE DEFENDANT. THE DEFENDANT MESSAGED THE VICTIM THE FOLLOWING MESSAGES DURING THE KIK CHAT: "YEA RIGHT COCK SUCKER", "EWWW BITCH FUCK I DON'T TAKE DICK," AND "HAHA SIT ON IT N ROTATE BITCH." THE VICTIM ADVISED AFFIANT SHE PERCEIVED THE CONVERSATION FROM THE DEFENDANT TO BE SEXUAL IN NATURE. WHEN THE VICTIM WAS ASKED WHAT THE DEFENDANT MEANT BY THE COMMENT, "SIT ON IT N ROTATE BITCH," SHE ADVISED SHE UNDERSTOOD IT AS THE DEFENDANT WANTED HER TO SIT ON HIS PENIS AND ROTATE. THE VICTIM ALSO TURNED OVER A PHOTOGRAPH TO AFFIANT SHE ADVISED THE DEFENDANT SENT HER VIA KIK MESSAGING IN FEBRUARY 2014. THE PHOTOGRAPH IS OF THE DEFENDANT WEARING AN OPEN VEST EXPOSING HIS BARE CHEST AND STOMACH AREA. THE VICTIM FURTHER ADVISED IT WAS NOT UNCOMMON FOR THE DEFENDANT TO HUG HER FROM THE FRONT AS SHE ARRIVED TO HIS CLASS. THE VICTIM ADVISED WHEN HUGGING THE DEFENDANT HE WOULD MAKE THE STATEMENT, "GET THEM THINGS OFF OF ME," REFERRING TO HER BREASTS. THE VICTIM ADVISED ON SEVERAL OCCASIONS WHILE GIVING HER A FRONTAL HUG, THE DEFENDANT'S HAND WOULD TOUCH HER BUTTOCK OVER HER CLOTHING. THE VICTIM ADVISED THE DEFENDANT WOULD THEN MAKE THE COMMENT, "OPPS MY BAD," AFTER TOUCHING HER BUTTOCK. THE VICTIM ADVISED THE DEFENDANT TOUCHED HER BUTTOCK APPROXIMATELY FOUR TIMES. THE VICTIM ADVISED THIS WAS DONE AGAINST HER WILL. THE VICTIM ADVISED ON 04/01/14, THE DEFENDANT TOLD HER ABOUT A "SEXUAL DREAM" HE HAD ABOUT HER. VICTIM ADVISED THE DEFENDANT TOLD HER THE DREAM WAS ABOUT HER SITTING ON HIS LAP AND THAT HE WAS "SUCKING HER NIPPLES." ACCORDING TO THE VICTIM THE DEFENDANT FURTHER STATED THAT IN THE DREAM SHE WAS "PLAYING WITH HIS DICK" AND PLACED HIS "HEAD DOWN THERE." WITNESS KEYSHAUNDRAN NEWMAN ADVISED AFFIANT SHE HAS OBSERVED THE DEFENDANT HUG THE VICTIM IN CLASS ON NUMEROUS OCCASIONS. WITNESS NEWMAN ALSO REPORTS SEEING THE DEFENDANT AND VICTIM WHISPERING TO ONE ANOTHER IN CLASS ON 04/01/14, WHEN THE VICTIM ADVISED THE DEFENDANT TOLD HER ABOUT THE SEXUAL DREAM. WITNESS BLACK AND WITNESS BORDALLO ALSO REPORTED THEY OBSERVED THE DEFENDANT AND VICTIM WHISPERING IN ONE ANOTHER'S EARS ON 04/01/14 IN CLASS. ON 04/09/14, AFFIANT MADE CONTACT WITH DEFENDANT AT BARTOW POLICE DEPARTMENT. DEFENDANT WAS ADVISED OF HIS MIRANDA RIGHTS AND SIGNED A WAIVER AGREEING TO AN INTERVIEW. DEFENDANT ADMITTED TO HAVING NUMEROUS CONVERSATIONS

SWORN TO AND SUBSCRIBED BEFORE ME, THE UNDERSIGNED AUTHORITY, THIS 15TH DAY OF APRIL 2014


POLICE OFFICER/DEPUTY CLERK / NOTARY PUBLIC


AFFIANT

WITH THE VICTIM VIA SOCIAL MEDIA OVER THE PAST SEVERAL MONTHS. THE DEFENDANT ADMITTED TO THE MESSAGE CONVERSATION WITH THE VICTIM VIA KIK MESSAGING. THE DEFENDANT FURTHER ADMITTED TO SENDING THE MESSAGES OF "YEA RIGHT COCKSUCKER," "EWWW BITCH FUCK I DONT TAKE DICK," AND "HAHA SIT ON IT N ROTATE BITCH." I ASKED THE DEFENDANT IF HE AGREED THAT THIS STATEMENT WOULD LEAD THE VICTIM TO BELIEVE THIS MEANS FOR HER TO SIT ON HIS DICK AND ROTATE. THE DEFENDANT AGREED. DEFENDANT FURTHER ADMITTED TO SENDING THE PHOTOGRAPH OF HIM WEARING A VEST WITH HIS CHEST BARED, TO THE VICTIM VIA KIK MESSAGING. DEFENDANT FURTHER ADMITTED TO SENDING PHOTOGRAPHS OF HIMSELF FULLY CLOTHED WHILE HE WAS SITTING ON A WORKOUT BENCH AT THE GYM. DURING FURTHER QUESTIONING, DEFENDANT ADVISED IT WAS NOT UNCOMMON FOR HIM TO HUG THE VICTIM 2-3 TIMES A WEEK. DEFENDANT ADMITTED TO GIVING THE VICTIM FRONTAL HUGS ON SEVERAL OCCASIONS IN CLASS. DEFENDANT WAS ASKED ABOUT TOUCHING THE VICTIM'S BUTTOCKS DURING THESE HUGS. THE DEFENDANT ADVISED HE RECALLED ON TWO OCCASIONS WHEN HIS HAND "GRAZED" THE VICTIM'S BUTTOCKS OVER HER CLOTHING. DEFENDANT ADVISED THIS WAS UNINTENTIONAL AND HE TOLD THE VICTIM HE WAS SORRY. DEFENDANT FURTHER ADMITTED THAT THE VICTIM'S BREASTS WOULD COME IN CONTACT WITH HIS SHOULDER DURING HUGS AND HE WOULD MAKE THE STATEMENT, "GET THEM THINGS OFF OF ME" REFERRING TO HER BREASTS. DEFENDANT DENIED HAVING A CONVERSATION WITH THE VICTIM ABOUT A SEXUAL DREAM.

VICTIM REPORTS DEFENDANT HUGGED HER AND TOUCHED HER BUTTOCK AGAINST HER WILL. DEFENDANT ADMITTS TO HUGGING THE VICTIM AND UNINTENTIONALLY TOUCHING HER BUTTOCK ON TWO OCCASIONS. THIS LEADS TO PROBABLE CAUSE THE DEFENDANT COMMITTED THE OFFENSE OF BATTERY AGAINST THE VICTIM. DEFENDANT FURTHER KNEW THE VICTIM TO BE A MINOR. DEFENDANT KNOWING THIS, INTENTIONALLY TRANSMITTED INFORMATION AND MESSAGES TO THE VICTIM DESCRIBING SEXUAL CONDUCT AND BEING SEXUAL IN NATURE WHICH IS HARMFUL TO THE VICTIM. THERE IS PROBABLE CAUSE THE DEFENDANT COMMITTED THE OFFENSE OF TRANSMISSION OF MATERIAL HARMFUL TO MINORS.

WITNESS#3 CYDNEY BORDALLO 3631 WELLINGTON LANE, BARTOW FLORIDA 33830 863-614-8505

SWORN TO AND SUBSCRIBED BEFORE ME, THE UNDERSIGNED AUTHORITY, THIS 15TH DAY OF APRIL 20 14


POLICE OFFICER/DEPUTY CLERK /NOTARY PUBLIC


AFFIANT

Officer J Griffith

CASE NUMBER: 140400083

Original

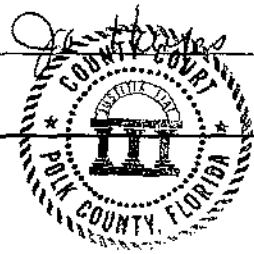
AFFIANT INFORMATION:

I swear the above information is true and correct to the best of my knowledge and belief.

Affiant's Signature: *J Griffith* #296

SWORN TO AND SUBSCRIBED before me, the undersigned authority, this 15th

Day of April, 2014. Law Enforcement Officer: *J Griffith*



CF14-003751