

Office of the Sheriff



Sheriff of Charlotte County

7474 Utilities Road
Punta Gorda, Florida 33982
(941) 639-2101

STATE OF FLORIDA
COUNTY OF CHARLOTTE

State of Florida

Plaintiff,

- vs -

SIMPSON, KELLY JOYCE

DOB 4/8/91

1390 MAGER ST

PORT CHARLOTTE FL, 33952

Defendant

SIMPSON, KELLY JOYCE (DEFENDANT)

Before me, a notary public, Etienne, Edwin AFFIANT, personally appeared, who being duly sworn alleges on information and belief, that in Charlotte County the state of Florida the defendant SIMPSON, KELLY JOYCE did commit the offense(s) listed to wit:

787.03 - Interference with Custody of Minor (LEV:F DEG:T 2613)

OCA/CASE/WARRANT NUMBER: 2208-007100

Arrest Date/Time: 08/16/22 19:30

Arrest Location: 7474 Utilities Rd, Punta Gorda, FL

Related OCA/CASE Numbers:

Probable cause for this arrest is as follows:

On August 12th of 2022 at 6:21pm, Charlotte County Sheriff's Office Road Patrol responded to the location of 4227 Manatee Avenue, Port Charlotte, Charlotte County, Florida, to take the initial report of a missing/endangered missing juvenile.

Deputy W. Guevara spoke to the caller [REDACTED], who stated [REDACTED], took off on foot in an unknown direction after an argument regarding [REDACTED] stealing \$100.00 from [REDACTED] stated that she did not know any of the friends that [REDACTED] was hanging out with and that he did not attend school on today's date at [REDACTED] [REDACTED] stated [REDACTED] did not have his cellphone or medication, which led to [REDACTED] being entered into FCIC/NCIC as missing/endangered.

Detective J. Murray, assigned with the Criminal Investigation Unit was called out to continue the investigation. [REDACTED] stated that [REDACTED] did not have a bank card or any other means of electronics, mode of transportation or contact. The only social

media [REDACTED] has is SnapChat and there has not been any recent activity. [REDACTED] room was checked and there was no note or indication of where he may have gone.

On August 15th, as a member of the Criminal Investigation Unit, I assumed the case.

I made contact with [REDACTED] who provided the same statement which was provided to Det. J. Murray and the account names of [REDACTED] Snapchat and Instagram. An emergency disclosure request was submitted for both accounts. On this date a BOLO was sent out on the Charlotte County Facebook page stating that [REDACTED] was missing/endangered and to contact the Sheriff's Office if located.

On August 16th, I received a message from [REDACTED] stating that [REDACTED] was last seen at the address of [REDACTED] Punta Gorda, FL, with a [REDACTED], who resides there. Deputies from Charlotte County Sheriff's Office went out the address and spoke to [REDACTED] who stated that [REDACTED] was staying at the residence for the past few days and on the night of August 15th, a female named Kelly driving a black car picked [REDACTED] up from the residence.

Lieutenant J. Waterhouse stated that he received information from [REDACTED] that the only Kelly she knew of was [REDACTED] English teacher from last school year at [REDACTED]. I made phone contact with [REDACTED] who advised that [REDACTED] would talk about Kelly constantly and would even bring her coffee. After speaking to [REDACTED], I confirmed that [REDACTED] old teacher, Kelly J. Simpson (04/08/91), has a black Nissan Altima with Florida Tag #42BTJJ assigned to it registered to her with an address of 1390 Mager Street, Port Charlotte, Charlotte County, Florida.

Detectives responded to the address of 1390 Mager St, Port Charlotte, Florida, and observed the 2019 black Nissan Altima bearing temporary tag #DET0100 parked in the driveway.

I proceeded to the front door of the residence and made contact with Kelly who answered the door. I advised Kelly that I am currently working a missing/endangered juvenile case and asked if she knew who [REDACTED] was. Kelly stated that she does know [REDACTED] and observed that Charlotte County Sheriff's Office posted that he was missing. I asked based off the leads showing that he could be at her residence, if I could search her house for [REDACTED] and she replied that she did pick him up from Punta Gorda and then dropped him off at a gas station. I asked again if I could clear the home and she stated no, because [REDACTED] was not there. I explained to Kelly if [REDACTED] is not there then it would not take long for us to clear the home and then she asked what happens if she does not allow us to clear the home.

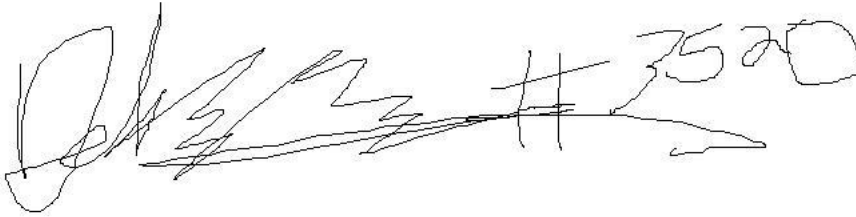
Sergeant C. Kearney for the Criminal Investigations Unit proceeded into the conversation advising Kelly that if later on the investigation it was discovered that [REDACTED] was in the home that she could be charged with a crime. Kelly stopped talking then stated she would go inside and have [REDACTED] come out. Kelly proceeded inside the home and after approximately 10 minutes, [REDACTED] comes out the home. [REDACTED] stated that he was picked up by Kelly on the night of August 15th and stayed at her residence for the night.

[REDACTED] provided a sworn recorded statement stating Kelly had no right or permission to house, transport, or associate herself with [REDACTED] at any time.

[REDACTED] was transported to the District 4 Office to be interviewed and he agreed to provide a sworn recorded statement stating that Kelly was aware that he was missing because he showed her a picture of his missing BOLO which was posted on the Charlotte County Sheriff's Office Facebook page on August 15th. Kelly responded to [REDACTED] that they would handle it the next day.

Based on the totality of the circumstances, evidence and statements collected, Kelly admitting to seeing the Charlotte County Sheriff's missing juvenile post of [REDACTED] and still picking up [REDACTED] and not reporting him as recovered, where she interfered with [REDACTED]s having custody of [REDACTED] and Kelly Simpson being an English teacher at [REDACTED]

School, where [REDACTED] attends and Kelly knowing that [REDACTED] should have been at school during the time period he was located at her residence. I find probable cause for the arrest of Kelly J. Simpson (04/08/91), for Interference with custody of a minor F.S.S. 787.03, where Kelly lies to Detectives about [REDACTED] being concealed in her home as well as where she dropped him off the night of August 15th, with her having knowledge of him being reported as missing and endangered by his parents.

A handwritten signature in black ink, appearing to be 'Etienne, Edwin 3520'. The signature is stylized and somewhat illegible, with a large initial 'E' and 'W'.

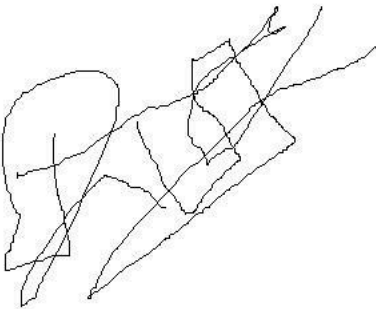
Signed

AFFIANT Etienne, Edwin 3520

08/16/22 19:57:47

Sworn to (or affirmed) before me by means of physical presence, on 8/16/22 by Etienne, Edwin, and subscribed by Chandler, Ronald III at the direction of Etienne, Edwin by written statement, and in the presence of these witnesses:

Signed

A handwritten signature in black ink, appearing to be 'Chandler, Ronald III'. The signature is stylized and somewhat illegible, with a large initial 'C' and 'R'.

08/16/22 19:59:24

NOTARY PUBLIC/DEPUTY SHERIFF Chandler, Ronald III

RECORD OF FIRST APPEARANCE HEARING

Felony: _____ Misdemeanor: _____

Date of Hearing: _____

STATE OF FLORIDA

VS

SIMPSON, KELLY JOYCE

Case Number: _____

On the above date the above named defendant has been advised that he is under arrest for the following charge(s):

Statute & Description

Court Sets Bond

787.03 - Interference with Custody of Minor (LEV:F DEG:T 2613)

Arrestment on _____ At _____ AM in the _____ Court, Punta Gorda Florida

Defendant advised of right to an attorney:

- Defendant waives right to an attorney.
- Defendant will retain private attorney.
- Defendant states indigence and requests services of the Office of the Public Defender.
 - Found indigent, after review of Application for Determination of Indigent Status.
 - Found NOT indigent. (*if denied, may seek judicial review per Fla. Stat. § 57.082(4))
 - Appointing counsel on an interim basis, defendant must complete Application of Indigent Status, per Fla. Stat. § 27.52(3)
- No contact with victim(s) per separate order.
- May make one trip back to residence to retrieve personal property (with deputy supervision).
- No alcohol consumption or possession.
- Defendant qualifies under the *Anti-Murder Act* - must be held NO BOND pursuant to FS § 903.0351.
- Defendant qualifies under the *Jessica Lunsford Act*. A Danger Hearing was not conducted because the Defendant is held NO BOND at this time.
- The Court has reviewed the Sheriff's Office determination of qualification and, at this time, has determined that the Defendant does not qualify under either the *Jessica Lunsford* or *Anti-Murder Act*.
- This is to certify that I have examined the evidence in this case and find probable cause.
 - No probable cause found: 24 hours to produce.

Judge's signature

Defendant's signature