

Rough Arrest Only **N**

ARREST / NOTICE TO APPEAR Juvenile Referral Report

1. Arrest 3. Request for Warrant 3 Juvenile **N**
2. N.T.A. 4. Request for Capias

OBTS Number

Agency ORI Number
FL0500000

Agency Name
PALM BEACH COUNTY SHERIFF'S OFFICE

Agency Report Number
06-11-036058

Charge Type:
Check as many as apply. 1. Felony 3. Misdemeanor 5. Ordinance
 2. Traffic Felony 4. Traffic Misdemeanor 6. Other

Weapon Seized/Type
1. Yes 2. No *
Multiple Clearance Indicator **01**

Location of Arrest (Including Name of Business)
Filing For Arrest Warrant

Location of Offense (Business Name, Address)
308 Pelican Lake Drive Apt-B Pahoee, Florida 33476

Date of Arrest

Time of Arrest

Booking Date

Booking Time

Jail Date

Jail Time

Location of Vehicle
NA

Name (Last, First, Middle) **Harmon, James Bernardo** Alias (Name, DOB, Soc. Sec. #, Etc.)

Race **W - White** I - American Indian **B** Sex **M** Date of Birth **08/23/1972** Height **5-09** Weight **166** Eye Color **Brown** Hair Color **Black** Complexion **Dark** Build **Med**

Scars, Marks, Tattoos, Unique Physical Features (Location, Type, Description) Marital Status **Unknown** Religion **Unknown** Indication of: Alcohol Influence Y N Unk. Drug Influence

Local Address (Street, Apt. Number) (City) (State) (Zip) Phone () Residence Type
LKA: 308 Pelican Lake Drive Apt-B Pahoee Florida 33476 () 1. City 3. Florida

Permanent Address (Street, Apt. Number) (City) (State) (Zip) Phone () Address Source
FDLE Records

Business Address (Street, Apt. Number) (City) (State) (Zip) Phone () Occupation
Unknown

D/L Number, State **H655442723090 / Florida** Soc. Sec. Number **[REDACTED]** INS Number **NA** Place of Birth **Florida** Citizenship **U.S.**

Co-Defendant Name (Last, First, Middle) Race Sex Date of Birth 1. Arrested 3. Felony 5. Juvenile
None 2. At Large 4. Misdemeanor

Parent Name (Last) (First) (Middle) Residence Phone
 Parent Legal Custodian Other
Address (Street, Apt. Number) (City) (State) (Zip) Business Phone

Notified by: (Name) Date Time Juvenile Disposition
1. Handled/Processed within Dept. and Released 2. TOT HRS/CYF 3. Incarcerated

Released To: (Name) Relationship FCIC/NCIC Date Time
The above address was provided by defendant and/or defendant's parents. The child and/or parent was told to keep the Juvenile Court Clerk's Office informed of any change of address:
 Yes, by: (Name) No: (Reason)

Recovery Information
0. N/A 1. Voluntary 2. Located Not Returned 3. Hospitalized 4. HRS Custody 5. Law Enforcement Custody 6. Returned to Parent 7. Deceased 8. Other

Charge Description **Failure to Properly Register as a Sexual Offender** Counts **1** Domestic Violence Yes No Statute Violation Number **943.0435** Violation of ORD # **NA**

Drug Activity **N** Drug Type **N** Amount/Unit **NA** Offense # **11-036058** Warrant/Capias Number **NA** Bond **NA**

Charge Description Counts Domestic Violence Yes No Statute Violation Number Violation of ORD #

Charge Description Counts Domestic Violence Yes No Statute Violation Number Violation of ORD #

Instruction No. 1 Mandatory Appearance in Court
 Instruction No. 2 You need not appear in Court but must Comply with instructions on reverse side.
Location (Court, Room Number, Address)
Court Date and Time
Month Day Year Time A.M. P.M.

I AGREE TO APPEAR AT THE TIME AND PLACE DESIGNATED TO ANSWER THE OFFENSE CHARGED OR TO PAY THE FINE SUBSCRIBED. I UNDERSTAND THAT SHOULD I WILLFULLY FAIL TO APPEAR BEFORE THE COURT AS REQUIRED BY THIS NOTICE TO APPEAR, THAT I MAY BE HELD IN CONTEMPT OF COURT AND A WARRANT FOR MY ARREST SHALL BE ISSUED.

Signature of Defendant (or Juvenile and Parent/Custodian) Date Signed
Name: **HOLD for other Agency** Name of Arresting Officer **PBSO Det. Kevin Umphrey I.D.# 6898** Name Verification (Printed by Arrestee) (PRINT)
 Dangerous Resisted Arrest Suicidal Other: Intake Deputy I.D. # Pouch # Transporting Officer I.D. # Agency
Witness here is subject signed with an "X".
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**PALM BEACH COUNTY SHERIFF'S OFFICE
PROBABLE CAUSE AFFIDAVIT**

OBTS

Charge Type [3] 1. Arrest 2. N.T.A 3. Request for Warrant
4. Request for Capias

Agency ORI Number: FL0500000

Agency Report 11-036058

Charge Type: [*] Felony [] Misdemeanor

Special Notes: **Sexual Offender**

Defendant: **Harmon, James Bernardo** Race: B Sex: M DOB: 08/23/1972

Charge(s):

**1. Failure to Properly Register as a Sexual Offender FSS: 943.0435
- 1 count.**

Victim: **State of Florida**

The undersigned certifies and swears that he/she has just and reasonable Grounds to believe, and does believe that the above named Defendant Committed the following violation of law.

The person taken into custody,

committed the below acts in my presence.

confessed to _____ admitting to the above acts.

was observed by _____ who told _____ that

he/she saw the arrested person commit the below acts.

[*] was found to have committed the below acts, resulting from my (described) investigation.

It has been determined that James Bernardo Harmon (B/M, DOB 08/23/1972) qualified as a "Sexual offender" pursuant to F.S.S. 943.0435(2). On 06/25/1992 Harmon was adjudicated guilty of 1) Sexual Battery with a Weapon, FSS 794.011(3), Life Felony and 2) Armed Burglary, FSS 810.02(1)(2)(B), First Degree Felony, in the Fifteenth Judicial Circuit, in and for Palm Beach County, Florida, Court Case No. 92-15486 CF A06. Harmon was sentenced to 25 years in the Department of Corrections.

Subsequent to his release from the Department of Corrections, Harmon registered as a Sexual Offender with the Palm Beach County Sheriff's Office on three occasions. The most recent registration was on 11/29/2010. At the time of this registration Harmon signed the NOTICE OF SEXUAL PREDATOR AND SEXUAL OFFENDER OBLIGATIONS which includes the following:

SEARCHED
SERIALIZED
INDEXED
FILED
NOV 29 2010
P.B. COUNTY SHERIFF'S OFFICE

NOTICE OF SEXUAL PREDATOR AND SEXUAL OFFENDER OBLIGATIONS

As a Sexual Predator (F.S. 775.21) or Sexual Offender (F.S. 943.0435; 944.607; or 985.481) I understand that I am required by law to abide by the following:

Permanent residence" means a place where the person abides, lodges, or resides for 5 or more consecutive days. **Temporary residence**" means a place where the person abides, lodges, or resides, including but not limited to, vacation, business, or personal travel destinations in or out of this state, for a period of 5 or more days in the aggregate during any calendar year and which is not the person's permanent address or, for a person whose permanent residence is not in this state, a place where the person is employed, practices a vocation, or is enrolled as a student for any period of time in this state. **Transient Residence**" means a place or county where a person lives, remains, or is located for a period of 5 or more days in the aggregate during a calendar year and which is not the person's permanent or temporary address. The term includes, but is not limited to, a place where the person sleeps or seeks shelter and a location that has no specific street address.

FAILURE TO COMPLY WITH ANY OF THE FOLLOWING REQUIREMENTS IS A FELONY OF THE THIRD DEGREE (UNLESS OTHERWISE NOTED).

1. I MUST report in person to the local Sheriff's Office within 48 hours of establishing or maintaining a residence in this state, within 48 hours of release from custody and/or supervision of Department of Corrections (DOC), Department of Children and Family Services (DCFS), or Department of Juvenile Justice (DJJ), or in the county of conviction within 48 hours of conviction if not under custody and/or supervision of DOC to register my temporary, transient, or permanent address and other information specified in statute. {F.S. 943.0435(2)(a); 775.21(6)(e)1}.

2. At initial registration, I MUST provide the following information to the department: name, date of birth, social security number, race, sex, height, weight, hair and eye color, photograph, home telephone number and any cellular telephone number, any electronic mail address and any instant message name required to be provided pursuant to paragraph s.943.0435(4)(d) F.S., address of legal residence, address of any current temporary residence, if no permanent or temporary residence, any transient residence within the state, dates of any current or known future temporary residence within the state or out of state, occupation and place of employment, date and place of each conviction, fingerprints, and a brief description of the crime or crimes committed. {F.S. 943.0435(2)(b); 775.21(6)(a)1}.

3. Within 48 hours after the initial report required as stated in requirement #2 above, I MUST report in person to the driver's license office of the Department of Highway Safety and Motor Vehicles (DHSMV) and provide proof of initial

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registration as a sexual offender or predator to secure or renew a valid Florida driver's license or identification card displaying one of the following designations: "775.21, F.S." or "943.0435, F.S.", unless a driver's license or identification card with such designation was previously secured or updated. The sexual offender shall submit to the taking of a photograph for use by the department in maintaining current records of sexual offenders. {F.S. 943.0435(3); 775.21(6)(f)}.

4. Each time my driver's license or identification card is subject to renewal, or within 48 hours after any change in my permanent, temporary, or transient residence or change in name made by marriage or other legal process, I **MUST** report **in person** to a driver's license office to update my driver's license or identification card and ensure that the driver's license or identification card displays the designations as identified in requirement #3. {F.S. 943.0435(4)(a); 775.21(6)g1}.

5. If I am enrolled, employed or carrying on a vocation at an institution of higher education in Florida, I **MUST** provide the name, address and county of each institution including each campus, enrollment or employment status, including each change in enrollment or employment status, i.e. commencement or termination, **in person** at the Sheriff's Office; OR, for a sexual offender on supervision with the Florida (DOC) or (DJJ), this information must be reported to the sexual offender's probation officer, within 48 hours after any change in status. {F.S. 943.0435(2)(b)2; 775.21(6)(a)b}.

6. I **MUST** report any electronic mail address or instant message name, prior to using such, during registration/re-registration or by providing all updates through the online system maintained by the Florida Department of Law Enforcement. {F.S.943.0435(4)(d); 775.21(6)(g)4}.

7. If I vacate a permanent, temporary, or transient residence, and do not have another permanent, temporary, or transient residence, I **MUST** report **in person** to the Sheriff's Office in the county where I am located within 48 hours. {F.S.943.0435(4) (b); 775.21(6)(g)2}.

8. If I report that I have vacated a permanent, temporary, or transient residence and then remain at that residence, I **MUST** report **in person** to the Sheriff's Office where I reported vacating my residence. Failure to report this information is a felony of the second degree. {F.S. 943.0435(4)(c); 775.21(6)(g)3}.

Registration No: 342834 Person Number: 51748

9. I understand that my address will be verified by county, state or local law enforcement agencies. {F.S.943.0435(6);775.21(8)}.

10. If I intend on establishing a permanent, temporary, or transient residence in another state or jurisdiction other than the State of Florida, I **MUST** report **in person** to the Sheriff's Office of the county of my current residence within 48

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hours before the date that I intend to leave this state to establish residence in another state or jurisdiction. {F.S. 943.0435(7); 775.21(6)(i)}.

11. If I intend to establish a permanent, temporary, or transient residence in another state or jurisdiction other than the State of Florida and later decide to remain in this state, I MUST report in person to the Sheriff's Office to which I reported my intention of leaving the state within 48 hours after the intended departure date. Failure to report this information is a felony in the second degree. {F.S. 943.0435(8); 775.21(6)(j)}.

12. I MUST report in person either twice a year (during the month of my birth and during the 6th month following my birth month) or four times a year (once during the month of my birth and every 3rd month thereafter), depending upon my offense/designation, to the Sheriff's Office in the county in which I reside or am otherwise located to reregister. {F.S. 943.0435(14)(a); 775.21(8)(a)}.

13. If I live in another state, but work or attend school in Florida, I MUST register my work or school address as a temporary address within 48 hours by reporting in person to the local Sheriff's Office. {F.S. 943.0435(2); 775.21(6)(a)1b}.

14. I MUST respond to any address verification correspondence from FDLE within three weeks of the date of the correspondence. {F.S. 943.0435(14)(c)4; 775.21(10)(a)}.

15. If I am employed, carry on a vocation, am a student, or become a resident of another state, I am on notice that I may have a requirement to register under the laws of that state.

16. I MUST maintain registration for the duration of my life. {F.S. 943.0435(11); 775.21(6)(l)}.

At the time of this registration, Harmon reported his current permanent address as being 308 Pelican Lake Drive #B in Pahokee, Florida. The reported start date for this address was 06/10/2010. Harmon was previously verified to be residing at this reported address. This location is predominantly a Sexual Offender/Sexual Predator Community known as Miracle Park / Matthew 25 Ministries. Harmon is also on probation and is supervised by the Department of Corrections / Probation and Parole.

On 02/08/2011 I was contacted by Janet Tenbarge, the Resident Manager at Miracle Park / Matthew 25 Ministries. Ms. Tenbarge advised me that Harmon had left the community on Thursday (02/03/2011) and has not been seen since. Ms. Tenbarge was unaware of Harmon's whereabouts, but stated that he reportedly left the State of Florida. Tenbarge agreed to complete a PBSO Address Verification Affidavit confirming the above reported information.

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I then contacted the Department of Corrections Probation Office and spoke with Probation Officer Herron. I was advised that Harmon recent absconded from his address and that his actions constituted a violation of his probation. Officer Herron advised that an arrest warrant was being sought. Officer Herron advised that a relative of Harmon reported to probation that Harmon had left the State of Florida. No further information was available concerning Harmon's whereabouts.

I checked Harmon's Florida Identification Card record (H655442723090) and confirmed that it still had his reported address of 308 B Pelican Lake Drive in Pahokee, Florida. No new address had been reported through DHSMV.

I checked the United States Department of Justice National Sex Offender Registry for any records pertaining to Harmon. I discovered three entries for Harmon and each displayed his current permanent address at 308 Pelican Lake Drive Apt-B in Pahokee, Florida. There were no records indicating that Harmon had registered in another jurisdiction.

On 02/09/2011 I met with Harmon's roommate George Smith. Smith advised that he last saw Harmon at their residence on Thursday (02/03/2011). Smith stated that he has not seen Harmon since and doesn't know his whereabouts.

Based on all the above information, Harmon has vacated his reported current permanent address located at 308 Pelican Lake Drive Apt-B in Pahokee, Florida. Harmon vacated this address on or about 02/03/2011. Harmon has absconded from this address, and has failed to properly register as required by Florida Statute 943.0435.

State of Florida, County of Palm Beach

The foregoing instrument was SWORN TO OR AFFIRMED AND SUBSCRIBED
BEFORE ME this 02/09/2011

By **Detective Kevin Umphrey, I.D. 6898**, who is personally known to me.



Notary Public/Clerk of Court/Officer (F.S.S. 117.10)



Signature of Arresting/Investigating Officer
Name of Officer: **Detective Kevin Umphrey, I.D. 6898**

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