

2021 CF 00328414

SARASOTA COUNTY PROBABLE CAUSE AFFIDAVIT

Affix label here

AGENCY: SSO SPD FHP VPD NPPD LBPD OTHER

Original
 Supplemental

SSO Case #:	SSO BK #: 21-2363	OBTS #: 5801285595	Arrest #:
Agency Case #: 21.015673	SAO #:	FDLE #:	UTC#:

ADULT ARREST: With Warrant

JUVENILE: N/A

DEFENDANT INFORMATION

Defendant: Torres, Kenneth		Alias:	
DOB: 09/13/1976	Age: 44	Sex: Male	Race: Caucasian
Hgt: 6'0"	Wgt: 200	Hair: Black	Eyes: Brown
Street: 1828 Marbell Street Sarasota, FL 34231		City: North Port	State: Florida
Phone: 941-615-7229	Scars/Tattoos: Unknown		Zip: 34287
DL #: T820-500-78-333-0	ST: Florida	SS: [REDACTED]	Place of Birth: New Jersey
Occupation: Employee	Employer: Premier Kitchens and Flooring		
Employer Address: 14520 Tamiami Trail North Port Florida, 34287			Phone: 941-426-2223

Citizenship	Immigration Status	Residence Type	Residence Status	Under the Influence
US	<input checked="" type="checkbox"/> Permanent/Legal U.S.	<input type="checkbox"/> City	<input type="checkbox"/> N/A	Drugs:
	<input type="checkbox"/> Legal Visitor	<input checked="" type="checkbox"/> County	<input checked="" type="checkbox"/> Full Year	<input type="checkbox"/> Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> Unk
	<input type="checkbox"/> Undocumented Illegal	<input type="checkbox"/> Florida	<input type="checkbox"/> Part Year	Alcohol:
	<input type="checkbox"/> Unknown	<input type="checkbox"/> Out of State	<input type="checkbox"/> Non-Resident	<input type="checkbox"/> Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> Unk

CRIME EVENT

Date: 03/22/2021	Time: 1837hrs	Loc. 30. Other Mobile	Zone: E1	Grid:
Crime Location: [REDACTED]				
F.S. / Ord #: 836.10	Charge: Written Threats to Kill, or Do Bodily Injury	<input checked="" type="checkbox"/> Fel <input type="checkbox"/> Misd	Bond: 7500 ⁰	
F.S. / Ord #: 836.05	Charge: Extortion	<input checked="" type="checkbox"/> Fel <input type="checkbox"/> Misd	Bond: 7500 ⁰	
F.S. / Ord #:	Charge:	<input type="checkbox"/> Fel <input type="checkbox"/> Misd	Bond:	
F.S. / Ord #:	Charge:	<input type="checkbox"/> Fel <input type="checkbox"/> Misd	Bond:	
F.S. / Ord #:	Charge:	<input type="checkbox"/> Fel <input type="checkbox"/> Misd	Bond:	
Investigating Officer: S. Kelly			I.D. #: 460	
Drug Unit: 00. N/A	Drug Type: N. N/A	Drug Activity: N. N/A		
Weapon Type: 00. N/A	Weapon Finish: N/A	Caliber Type:	Weapon Seized: <input type="checkbox"/>	

ARREST EVENT

Date: 3-24-21	Time: 8:22 AM	Arrest LEO / ID#: S. Camlesia 370	Assist LEO / ID #:
Arrest Location: 14520 Tamiami Trail North Port, FL		Zone:	Grid:
Capias/Warrant #:	County/State of Warrant:		
Dated Booked:	Time Booked:	Returnable Date: 4/30/2021	Booking Officer:
Released By:	Released To:	Date:	Time:

VICTIM INFORMATION

Victim Name:	Home Phone:	
Address:	Work/Cell Phone:	
DOB:	Notified of Release: <input type="checkbox"/> Yes <input type="checkbox"/> No	Time:

Defendant: Torres, Kenneth	Case #: 21.015673
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CO-DEFENDANT				
Co-Def Name:			Home Phone:	
Address:			Work/Cell Phone:	
DOB:	Age:	Sex: N/A	Race:	

CO-DEFENDANT				
Co-Def Name:			Home Phone:	
Address:			Work/Cell Phone:	
DOB:	Age:	Sex: N/A	Race:	

TO BE COMPLETED BY L.E.O. FOR JUVENILE DEFENDANT

JUVENILE

PARENT / GUARDIAN				
Name:			Home Phone:	
Address:			Work/Cell Phone:	
DOB:	Age:	Sex: N/A	Race:	Relation: N/A

PARENT / GUARDIAN				
Name:			Home Phone:	
Address:			Work/Cell Phone:	
DOB:	Age:	Sex: N/A	Race:	Relation: N/A

Act was admitted: N/A		Juvenile was: N/A		Parents were: N/A	
Prior Arrest: N/A	Processed: N/A	By:	ID:	Dept:	
Juvenile Authority Contacted: .			Name of Person Contacted:		
Released to: N/A		Date Released:		Time Released:	
Released to:		Home Phone:		Work/Cell Phone:	
Address:		City:		State:	Zip:

NOTICE TO PARENT OR CUSTODIAN

THIS JUVENILE DEFENDANT IS BEING RELEASED TO YOUR CUSTODY PENDING THE DISPOSITION OF THIS CASE. IF THIS JUVENILE DEFENDANT'S ADDRESS CHANGES YOU WILL NEED TO NOTIFY THE DEPARTMENT OF JUVENILE JUSTICE. YOU WILL BE NOTIFIED OF A DATE AND TIME FOR THIS JUVENILE DEFENDANT TO APPEAR BEFORE THE COURT TO ANSWER TO THE ALLEGED OFFENSE (S).

JUVENILE SIGNATURE

PARENT / CUSTODIAN SIGNATURE

Defendant: Torres, Kenneth

Case #: 21.015673

NARRATIVE

On 03/22/2021 at approximately 1847hrs, Officer McMenamín and Officer Kelly of the North Port Police Department were dispatched to [REDACTED] in reference to a follow up investigation on cases 21-015623, 21-015656, and 21-015690 from 03/22/2021.

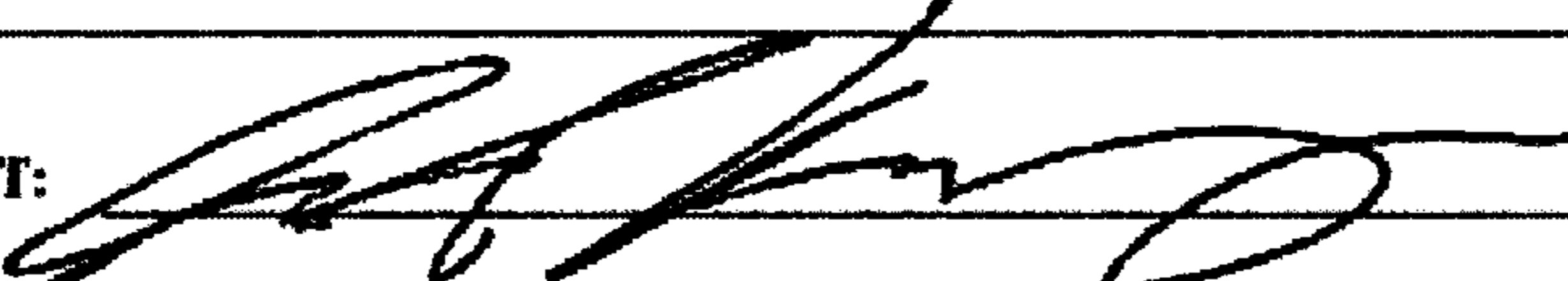
Upon arrival, contact was made with Ralph Torres (Complainant) (D.O.B 02/02/1956), [REDACTED] (Victim 1) [REDACTED] and Gabriel Archila (Victim 2) (D.O.B 03/01/1984). Officer McMenamín and Officer Kelly spoke with Victim 1 and Victim 2. Several threatening text messages, via phone were made to both Victim 1 and Victim 2 from a phone number 941-626-5664. The number is suspected to belong to a Kirk Kettler who is associated with a Kenneth Torres (Defendant), who was believed to be using this phone number.

Kirk and the defendant worked at the Complainant's business called Premier Kitchens and Floors. The defendant was hired by the complainant approximately November of 2019. On 03/22/2021 the defendant was terminated from his place of employment. The reason the defendant was terminated from the business was because the complainant believes the defendant was stealing in excess of \$100,000 over the past few years. While there is no evidence of this, it is believed the defendant has a large sum of cash stored in his apartment at an unknown address in Venice, FL. The defendant may be living in an apartment under his mother's name, Evelyn Torres W/F (D.O.B 11/18/1959.)

The complainant stated "Defendant has been nothing but problems with working here. I fired him earlier in the day and at around 6:34pm, he has demanded for me to pay him \$30,000.00 or otherwise he was going to kill by shooting [REDACTED]. I really believe he would try to do this, I am so concerned I want to grab my shotgun and pistol and sit on the porch all night to make sure [REDACTED] is safe." Victim 1 stated "The text messages were directed towards myself, [REDACTED] He has threatened our well being ." Victim 2 stated " He is a convicted felon who has a Glock (Unknown Caliber) and a .380 pistol."

The children were identified as [REDACTED] and [REDACTED]


Officer McMenamín and Officer Kelly verified that text messages that were sent to the victim 1 and victim 2 shows that the messages were directed towards [REDACTED]. The messages specifically stated in there that "Please be known that if I hear another word those two will be my focal point. I like to see [REDACTED] cry. And PS this is not a threat its a promise. To see [REDACTED] grieve as what I enjoy." Further, the text messages revealed that "Ralph owes me money and he placed you too as surety."

SIGNATURE OF L.E.O. AFFIANT:  ID#: 460

SWORN TO (OR AFFIRMED) AND SUBSCRIBED BEFORE ME IN PERSON OR ONLINE THIS 23 DAY OF March, 2021

BY: S. Kelly (NAME OF AFFIANT) WHO IS PERSONALLY KNOWN OR

WHO HAS PRODUCED IDENTIFICATION: _____

WITNESS SIGNATURE:  PRINTED: J. McMenamín

SUPERVISOR SIGNATURE: _____

Defendant: Torres, Kenneth

Case #: 21.015673

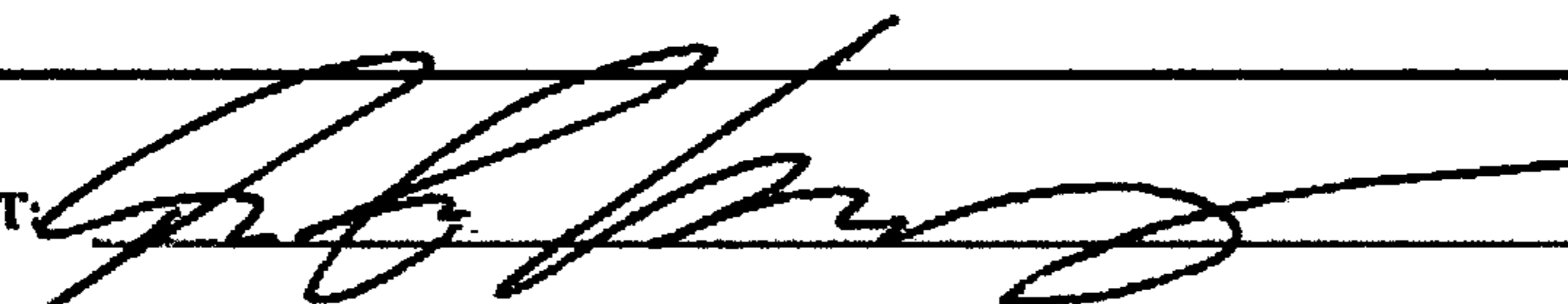
NARRATIVE CONTINUED

He is putting [redacted] that risk. I already know where you live [redacted] While reviewing the text messages and corroborating the amount demanded from the suspect to the complainant, the text messages to the victims also demanded the amount of \$30,000. Ralph confirmed this was the same amount the suspect stated over the phone.

When reviewing the text messages, Victim 1 shows a specific part in the beginning on why she believes that the defendant is using this number. The defendant has been known to start his text messages off with 'It's my understanding that you.' Based on the victim and defendant having knowledge of the suspect's prior criminal history and having access to firearms, the victim and complainant believe the suspect will carry out these threats. The victim is in fear for the safety of herself, [redacted] lives. The suspect is always under the influence of alcohol and/or possibly narcotics and is known to have unpredictable behavior and acts in an aggressive manner.

Based on the totality of circumstances, Officer McMEnamin and Officer Kelly believe these threats meet statutory guidelines for violation of FSS 836.10 Written Threats to kill or do bodily injury and 836.05 Extortion. The complainant spoke with the defendant approximately eight minutes prior on the phone where the defendant was able to confirm the voice of the defendant. The same phone number that was used to call the complainant was the phone number used send these written threats and it is reasonable to believe the defendant used the phone to send these text messages shortly after being confirmed via voice contact.

SIGNATURE OF L.E.O. AFFIANT:



ID#: 460

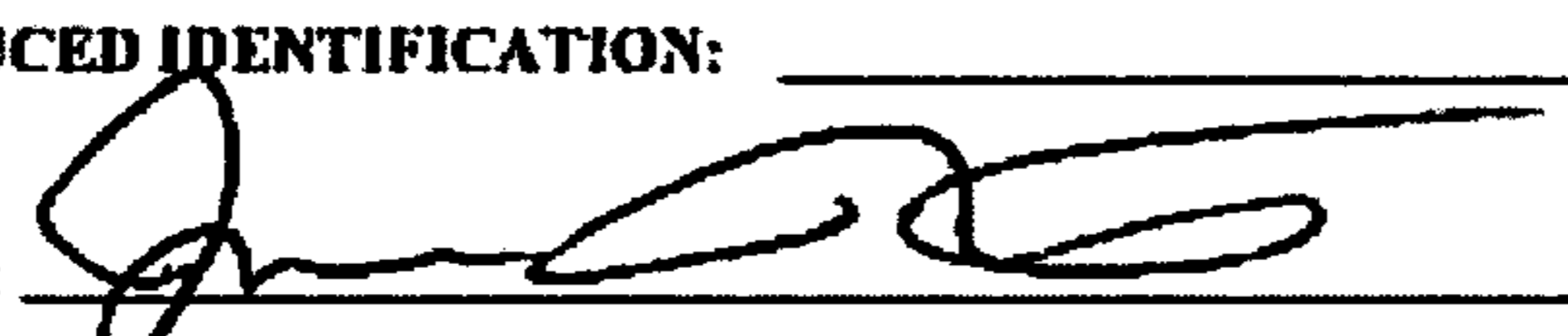
SWORN TO (OR AFFIRMED) AND SUBSCRIBED BEFORE ME IN PERSON OR ONLINE THIS 23 DAY OF March, 2021

BY: S. Kelly

(NAME OF AFFIANT) WHO IS PERSONALLY KNOWN OR

WHO HAS PRODUCED IDENTIFICATION:

WITNESS SIGNATURE:



PRINTED:

J. McMEnamin

SUPERVISOR SIGNATURE: