

Incident Report

08-83824

Supplement No
ORIG

ORANGE COUNTY SHERIFF'S OFFICE

| Administrative Information | | | | | | | | | | | | | |
|--|---------------------|------|---|-----------------------|-----------------|-----------------------|--------------------------------|-----------------------------|-----|--|--------------------------------------|------------------|---------------------------|
| Agency ORANGE COUNTY SHERIFF'S OFFICE | | | | Report No 08-83824 | | Supplement No ORIG | | Reported Date 08/26/2008 | | Reported Time 15:51 | CAD Call No 082392071 | Status REPORT | Nature of Call BATTERY |
| Location of Occurrence 4937 HOPESPRING DR | | | City ORLANDO | ZIP Code 32829 | Rep Dist 20A | Area 2 | Beat 20 | From Date 08/24/2008 | | From Time 12:30 | Officer 1520/WALLIS, THOMAS_(TOM) | | |
| Assignment SECTOR 4 SQUAD 8 | | | Entered by 1520/WALLIS, THOMAS_(TOM) | | | | Assignment SECTOR 4 SQUAD 8 | | | Approving Officer 4764/RICHARDS, ADRIENNE | | | |
| Approval Date 08/27/2008 | | | Approval Time 08:09:55 | | | | | | | | | | |
| Victim Statement Yes | | | Witness Statement Yes | | | | | | | | | | |
| # Offenses 1 | Offense 784.03-7 | | Description BATTERY | | Complaint Type | | | | | | | | |
| Summary Narrative | | | | | | | | | | | | | |
| Invl | Invl No | Type | Name | | | | MNI | Race | Sex | DOB | | | |
| LOC | 1 | S | ;CHICKASAW OAKS SUBDIVISION | | | | | | | | | | |
| Invl | Invl No | Type | Name | | | | MNI | Race | Sex | DOB | | | |
| SUS | 1 | I | PADILLA, LEONARD | | | | 2262 | W | M | | | | |
| Invl | Invl No | Type | Name | | | | MNI | Race | Sex | DOB | | | |
| VIC | 1 | I | NAMEY, RICHARD ALBERT | | | | 2262 | W | M | 06/19/1987 | | | |
| Invl | Invl No | Type | Name | | | | MNI | Race | Sex | DOB | | | |
| WIT | 1 | I | NAMEY, RICHARD ELLIS | | | | 1186 | W | M | 02/12/1949 | | | |
| Vehicle Summary | | | | | | | | | | | | | |
| Property Summary | | | | | | | | | | | | | |
| Summary Narrative | | | | | | | | | | | | | |

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|---|--|----------------|--------------------|---------------------------|-------------------|-------------------|-------------------|--|--|----------------------------|
| LOCATION/BUSINESS NAME 1: ;CHICKASAW OAKS SUBDIVISION | | | | | | | | | | |
| Name ;CHICKASAW OAKS SUBDIVISION | | | | | | | | | | |
| SUSPECT* 1: PADILLA,LEONARD | | | | | | | | | | |
| Name PADILLA,LEONARD | | MNI 2262511 | Race WHITE | Sex MALE | | | | | | |
| VICTIM* 1: NAMEY,RICHARD ALBERT | | | | | | | | | | |
| Name NAMEY,RICHARD ALBERT | | MNI 2262512 | Race WHITE | Sex MALE | DOB 06/19/1987 | Age 21 | Juvenile? No | Means of Attack OTHER*/HAND-FISTS-FEET* | | Extent of Injury MINOR* |
| Dom Violence NO | Relationship to Offender OTHER (FDLE do not remove) | | | | | | | | | |
| Type HOME ADDRESS | Address 2411 CHINOOK TL | | City MAITLAND | | State FLORIDA | ZIP Code 32751 | | | | |
| Type OPERATOR LICENSE | ID No N500741872190 | | OLS FLORIDA | | | | | | | |
| Phone Type CELL | Phone No (407)844-5213 | | | | | | | | | |
| WITNESS 1: NAMEY,RICHARD ELLIS | | | | | | | | | | |
| Name NAMEY,RICHARD ELLIS | | MNI 1186805 | Race WHITE | Sex MALE | DOB 02/12/1949 | Age 59 | Juvenile? No | | | |
| Type BUSINESS ADDRESS | Address 1001 N LAKE DESTINY RD #100 | | | | City MAITLAND | State FLORIDA | ZIP Code 32751 | | | |
| Type HOME ADDRESS | Address 2411 CHINOOK TL | | City MAITLAND | | State FLORIDA | ZIP Code 32751 | | | | |
| Phone Type BUSINESS | Phone No (866)211-7789 | | Phone Type CELL | Phone No (407)844-5211 | | | | | | |
| Employer/School GLITZZ | Position/Grade DIR/MARKET | | | | | | | | | |
| Property | | | | | | | | | | |
| Modus Operandi | | | | | | | | | | |
| Narrative | | | | | | | | | | |

On 8/26/08 I responded to the Orange County Sheriff's Office, Sector 4 substation, located at 2400 W. 33rd St, Orange County, Florida in reference to a report of a Simple Battery. Upon my arrival, I spoke with victim Richard A. Namey and his father, witness Richard E. Namey and they told me the following.

On 8/24/08 at approximately 1230 hours, victim Richard A. Namey was riding on a Uhaul (open air) trailer, directly in front of 4937 Hopespring Dr, Orange County, Florida. The trailer was being pulled behind another vehicle (Chevrolet blazer, unknown information) that was being driven by witness Richard E. Namey. Riding on the trailer with victim Richard A. Namey was his band, named "Biteboy". According to victim Richard A. Namey, they were performing a song in a "peaceful protest" of Casey Anthony. As the band played their song, suspect Leonard Padilla approached the truck and trailer on foot.

Suspect Padilla first approached the driver's door and witness Richard E. Namey rolled down the window. Suspect Padilla looked very angry and demanded witness Richard E. Namey to leave. Suspect Padilla then placed both of his hands on the door, thus blocking the window from being rolled up by witness Richard E. Namey. Suspect Padilla then said their presence was "interfering with an active murder investigation". Witness Richard E. Namey, despite saying to me he was in fear suspect Padilla was going to strike him, laughed at suspect Padilla's comment and responded by saying, "he had no such authority". At that time, suspect Padilla told witness Richard E. Namey that he was going to "kick his ass". Witness Richard E. Namey then rolled the window up and suspect Padilla started to walk towards the trailer and victim Richard A. Namey as the vehicle and trailer continue to move at a slow speed. Witness Richard E. Namey continued to watch suspect Padilla in the rear view mirror and saw suspect Padilla make a fist and threaten to hit his son. However, when he swung his arm, it struck the microphone stand that was in front of victim Richard A. Namey. The microphone stand then fell over and brushed up against victim Richard E. Namey's right hand.

Victim Richard A. Namey said he was in fear of suspect Padilla when he swung his fist at him. He managed to duck in order to avoid being struck by suspect Padilla. However, his hand got in the way of the microphone stand as it fell after being hit by Padilla.

During my investigation, both witness and victim wrote sworn statements. They said the incident had been videotaped and submitted to youtube.com under "biteboyband". Victim Richard A. Namey did not provide me the original copy of the video that was submitted to youtube.com. I observed a slight redness to victim Richard A. Namey's right hand. The specific redness was located on the right index finger, next to the joint between the finger and thumb. I took photographs of the hand with a digital camera and submitted them for processing.

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I was not able to make contact with suspect Leonard Padilla or any other possible witnesses during my investigation. Prior to leaving them, I provided them with a case card and Victim's Rights Pamphlet. The case was forwarded to the Persons Unit for follow up.