

ARREST REPORT

A G E N C Y	Agency Name Morganton Department Public Safety		ORI 0120100 B0003		Date/Time Arrested 08/02/2014 02:37		OCA 201405071						
	<input type="checkbox"/> Taken <input type="checkbox"/> Prints <input type="checkbox"/> Photos	Fingerprint Card Check Digit # (CKN)		Arrest Tract 6800		Residence Tract 3200		Arrest Number 106051					
A R R E S T E E	Name (Last, First, Middle) ERWIN, DEVIAN KRISTOPHER			D.O.B. 04/15/1989	Age 25	Race B	Sex M	Place of Birth BURKE, NC		Country of Citizenship US			
	Current Address 209 S Anderson St, MORGANTON, NC 28655			Phone 828-438-1647		Occupation Producer		<input checked="" type="checkbox"/> Resident <input type="checkbox"/> Non-Resident		<input type="checkbox"/> Unknown			
	Employer's Name SELF EMPLOYED			Address				Phone 828-580-7300					
	Also Known As (Alias Names)			Hgt 5'08	Wgt 130	Hair BLK	Eyes BRO	Skin Tone DARK	Consumed Drug/Alcohol <input type="checkbox"/> Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> Unk				
	Scars, Marks, Tattoos TATT LEFT ARM / "E" BICEP; TATT RGT			Social Security #		OLN and State		Misc. # and Type					
	Nearest Relative Name ERWIN, ELIZABETH			Address 209 S. ANDERSON ST., MORGANTON, NC				Phone 828-438-1647					
A R R E S T	If Armed, Type of Weapon BLUNT		<input type="checkbox"/> On-View <input type="checkbox"/> Criminal Summons <input type="checkbox"/> Order for Arrest <input type="checkbox"/> Citation <input checked="" type="checkbox"/> Warrant		Place of Arrest 110 ASHEVILLE ST, MORGANTON								
	Charge #1 Resist, Delay Or Obstruct		<input type="checkbox"/> Fel <input checked="" type="checkbox"/> Misd	Counts 1	DCI Code 0810	Offense Jurisdiction (if not arresting agency)		Statute # 14-223	Warr. Date 08/02/2014				
	Charge #2		<input type="checkbox"/> Fel <input type="checkbox"/> Misd	Counts	DCI Code	Offense Jurisdiction (if not arresting agency)		Statute #	Warr. Date				
	Charge #3		<input type="checkbox"/> Fel <input type="checkbox"/> Misd	Counts	DCI Code	Offense Jurisdiction (if not arresting agency)		Statute #	Warr. Date				
V E H I C L E	VYR	Make	Model	Style	Color	Plate #/State		VIN					
	Vehicle 1. <input type="checkbox"/> Left at Scene <input type="checkbox"/> Secured <input type="checkbox"/> Unsecured Date/Time _____ 2. <input type="checkbox"/> Released to other at owners request <input type="checkbox"/> Name of Other _____ 3. <input type="checkbox"/> Impounded <input type="checkbox"/> Place of storage _____ Inventory on File? _____												
C O N F I N E D	Date/Time Confined 08/02/2014 04:05:00		Place Confined BCDF			Committing Magistrate DEBBIE CARSWELL							
	Type Bond <input type="checkbox"/> Written Promise <input type="checkbox"/> Unsecured <input checked="" type="checkbox"/> Secured <input type="checkbox"/> No Bond <input type="checkbox"/> Other		Bond Amount \$500.00		Trial Date 09/17/2014 09:00		Court Of District		City MORGANTON				
	Assisting Officer Name/ID # HUFFMAN, S. J. 2			Released By (Name/Department/ID #)				Date/Time Released					
Status Codes	L - Lost S - Stolen R - Recovered D - Damaged Z - Seized B - Burned C - Counterfeit / Forged F - Found												
D R U G S	DCI	Status	Quantity	Type Measure	Suspected Type			Check up to 3 types of activity for each					
								Possess	Buy	Sale	Mfg.	Importing	Operating
C O M P	Name: Complainant <input checked="" type="checkbox"/> Victim <input type="checkbox"/>				Address				Phone:				
	On 08/02/2014 at 0237 I responded to the area of Asheville St. and Burkemont Ave. to a report of a subject making threats to "chop up" the caller. The caller, identified as David Derrick Singleton, advised the subject did have a weapon of some type. Singleton advised he was in a tent in a yard and the subject was outside the tent.												
S T A T U S	Arresting Officer Signature/ID # GATES, M. W. (G4822)			Date/Time Submitted 08/02/2014 02:37			Supervisor Signature WHISNANT, J. R.						
	Case Status: <input type="checkbox"/> Further Inv. <input type="checkbox"/> Inactive <input checked="" type="checkbox"/> Closed		Case Disposition: <input checked="" type="checkbox"/> Cleared By Arrest / No Supplement Needed <input type="checkbox"/> Arrest / No Investigation			Arrestee Signature							

** Continued **

ARREST REPORT (Additional Narrative)

Agency Name	ORI	Date/Time Arrested	OCA
Morganton Department Public Safety	0120100 B0003	08/02/2014 02:37	201405071
Arrestee Name	Arrest Number		
ERWIN, DEVIAN KRISTOPHER	106051		

PSO Huffman, PSO Stotts, and myself exited our vehicles at 110 Asheville St. as PSO Stotts saw the tent. As we approached the tent I observed a subject with a object approximately three feet in length, standing in front and to the side of the tent door, where Singleton was located. PSO Huffman ordered the subject to drop the stick two times before the subject finally dropped the stick. PSO Huffman then advised the subject to put his hands up and he complied. I observed that the subject had a cell phone in his right hand. We approached and I got behind the subject and decided to detain him to see if he had any other weapons and finish our investigation. As I brought his left hand down to the rear and attempted to place it into the handcuffs. At which point the subject pulled his hand away from the handcuffs and turned his body to the left in a threatening manner, I told the subject to stop pulling away and he continued to resist. At that point I assisted the subject to the ground in an attempt to get the subject under control. PSO Stotts and PSO Huffman assisted me in getting the subject into handcuffs.

PSO Stotts talked to the subject I had detained and he identified himself as Devon Kristopher Erwin. Erwin stated he had allowed Singleton to stay at his apartment for approximately a week. Erwin had told Singleton he could no longer stay at the apartment and asked him to leave a few days ago. After Singleton had left the apartment, Erwin thought Singleton had stolen a laptop and some jewelry. Erwin advised he heard where Singleton was and had come to confront him about the property.

PSO Huffman talked with Singleton. Singleton confirmed he had stayed with Erwin. Singleton denied having taken any property from Erwin. Erwin allowed PSO Conner to check his property inside the tent and no property was located.

I placed Erwin under arrest for resist, obstruct, and/or delay. Erwin was transported to the magistrates office. I served a warrant for arrest on Erwin. I then transported Erwin to BCDF and placed him into their custody..