

PROBABLE CAUSE AFFIDAVIT

1. Arrest Request for Warrant Juvenile
 2. N.I.A. 4. Request for Citrus

OBIS Number	Agency Name		Agency Report Number
FL0 5 0 0 8 0 0	West Palm Beach Police Department		9 4 - 9 5 - 7 1 0 4 7
Charge Type: <input checked="" type="checkbox"/> 1. Felony <input type="checkbox"/> 2. Traffic Felony <input type="checkbox"/> 3. Misdemeanor <input type="checkbox"/> 4. Traffic Misdemeanor <input type="checkbox"/> 5. Ordinance <input type="checkbox"/> 6. Other	Special Notes:		
Name (Last, First Middle) BARFIELD, MICHAEL A. W/M 6/6/62		Alias	
Victim's Name (Last, First Middle) EVERETT, JODIE C.		Race W	Sex F
Local Address (Street, Apt. Number) Rt#, Box 1395, Okeechobee, FL		(City)	(State) (ZIP)
Business Address (Name, Street) 1703 Lake Ave, West Palm Beach, FL 33401		Phone 832-1776	Address Source Occupation

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. was observed by _____ who told _____ that he/she saw the arrested person commit the below acts.

confessed to _____ admitting to the below facts. was found to have committed the below acts, resulting from my (described) investigation.

On the _____ day of _____ 19____ at _____ A.M. P.M. (Specifically include facts constituting cause for arrest.)

On October 4, 1995, I opened an investigation involving Grand Theft and Extortion. Investigation revealed that the defendant, Michael Barfield, committed Grand Theft through a series of misrepresentations and fraudulent practices. When the victim, Jodie Everett, stated she was going to take the matter to authorities and local media, Michael Barfield made threats to try to keep her from going to authorities. Following is a chronological list of events detailing the crimes he is charged with:

A judgement against Kenneth P. Connelly, the ex-husband of Jodie Everett, was awarded to Attorney Larry Mesches, P.A. on 5/21/90 for \$4,246.63. This was due to Connelly being unable to pay Mesches for attorney fees incurred during the divorce between he and the victim in this case, Jodie Everett.

Mesches put a lien on the marital home that had been jointly owned by Connelly and Everett. The home could not be sold until this judgement was paid, so Everett's father, Bobby Franklin, purchased the home and paid Attorney Mesches for the Judgement. On 3/14/91, the judgement against Connelly was then assigned to Bobby Franklin who then, on 5/3/91, gave his daughter, Jodie Everett, the Assignment of Judgement.

Jodie Everett was unable to get Connelly to pay on the judgement; so after almost four (4) years, Jodie Everett was referred by a real estate agent to a local attorney, Woody Thomas, to see if he could help her to collect the judgement. Thomas explained that the judgement was not something that he was interested in. He referred her to Michael Barfield. Thomas contacted Barfield himself and Barfield, in turn, contacted Jodie Everett by telephone concerning the judgement. This took place in January, 1995. Barfield discussed the situation with her and calculated that the judgement was worth approximately \$7,500.00, as it had a twelve percent per annum interest rate attached to it over the last five-year period.

On 2/3/95, an agreement was entered into by Michael Barfield and Jodie Everett, wherein Barfield would be assigned Everett's judgement for a six-month period of time. If Barfield was successful in collecting the judgement, the agreement specifically indicated that his fee would be thirty (30) percent of the amount collected. Based on the listed agreement, Everett had the Assignment of Judgement placed

SWORN AND SUBSCRIBED BEFORE ME <i>D.J. H.A. Key 937</i> NOTARY PUBLIC / CLERK OF COURT / POLICE OFFICER	<i>[Signature]</i> NATURE OF ARRESTING / INVESTIGATING OFFICER
8 NOV 95 DATE	Det. Michael J. Roggin WBPBD ID# 778 NAME OF OFFICER (PLEASE PRINT) 8 NOV 95 DATE
	PAGE 2 of 7

OBTS Number		PROBABLE CAUSE AFFIDAVIT		1. Arrest	3. Request for Warrant		Juvenile	
Agency ORI Number FL0 5 0 0 8 0 0		Agency Name West Palm Beach Police Department		Agency Report Number 9 4 - 9 5 - 7 1 0 4 7				
DEF ADMIN.	Charge Type: Check as many as apply: <input checked="" type="checkbox"/> 1. Felony <input type="checkbox"/> 3. Misdemeanor <input type="checkbox"/> 5. Ordinance <input type="checkbox"/> 2. Traffic Felony <input type="checkbox"/> 4. Traffic Misdemeanor <input type="checkbox"/> 6. Other			Special Notes				
	Name (Last, First Middle) BARFIELD, MICHAEL A. Alias							
VICTIM	Victim's Name (Last, First Middle) EVERETT, JODIE C.			Race	Sex	Date of Birth		
	Local Address (Street, Apt. Number)			(City)	(State)	(ZIP)	Phone	Address Source
	Business Address (Name, Street)			(City)	(State)	(ZIP)	Phone	Occupation
<p>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 ...</p> <p><input type="checkbox"/> committed the below acts in my presence. <input type="checkbox"/> was observed by _____ who told _____ that he/she saw the arrested person commit the below acts.</p> <p><input type="checkbox"/> confessed to _____ admitting to the below facts. <input type="checkbox"/> was found to have committed the below acts, resulting from my (described) investigation.</p> <p>On the _____ day of _____ 19____ at _____ <input type="checkbox"/> A.M. <input type="checkbox"/> P.M. (Specifically include facts constituting cause for arrest.)</p>								
<p>into Barfield's name on 2/9/95 for a fee of \$10.00. Barfield indicated that this needed to be done so that he could pursue Connelly for the judgement.</p> <p>On 3/9/95, Barfield somehow located two First Union National Bank accounts in Kevin's Connelly's name and obtained a Writ of Garnishment. This froze Connelly's accounts and Connelly then discovered Michael Barfield was responsible for this and called him. Connelly advises that on his first phone contact, Barfield indicated that he was Attorney Michael Barfield and explained to him (Connelly) how he had obtained the Assignment of Judgement. After this conversation, an appointment was arranged between Connelly, his attorney, Don Kreke, and Michael Barfield wherein paperwork concerning a settlement Kreke had discussed and agreed on would be consummated.</p> <p>The appointment was scheduled and took place on 3/15/95 in Don Kreke's law office in Miami, Florida. At this meeting, Barfield was evasive on the question as to whether he was an attorney or not. He eventually admitted he was a paralegal and indicated that he was working under the auspices of attorneys in Palm Beach County, specifically someone with Farish, Farish and Romani.</p> <p>Barfield was originally trying to collect approximately \$7,900.00, but after negotiations in Kreke's office, he agreed to a \$5,000.00 settlement. Kreke had in his possession completed documents, which had been prepared under the assumption that Barfield was an attorney. When he learned Barfield was a paralegal, the documents were redrawn as a personal contract between Connelly and Barfield.</p> <p>In this contractual settlement, Barfield put in writing that he would file a Satisfaction of Judgement no later than 5:00 p.m. on 3/15/95. Records show that the Satisfaction of Judgement was never filed by Barfield with the Clerk of the Court.</p> <p>Connelly had given Barfield a personal check drawn on First Union Bank for \$5,000.00. On 3/16/95, at 10:39 a.m., Barfield took Connelly's check to First Union National Bank at 303 Banyan Boulevard, West Palm Beach, Florida. Barfield has a business account at this bank, but instead of depositing the check into his business account, he cashed the check, using his driver's license. A shorttime after</p>								
ADMIN.	SWORN AND SUBSCRIBED BEFORE ME DET. J. A. K. 937 NOTARY PUBLIC / CLERK OF COURT / POLICE OFFICER			SIGNATURE OF ARRESTING / INVESTIGATING OFFICER 719 Det. Michael J. Roggin #778				
	8 NOV 95 DATE			8 NOV 95 NAME OF OFFICER (PLEASE PRINT) DATE				
DISTRIBUTION: WHITE - Court copy GREEN - State Attorney YELLOW - Agency PINK - Agency							PAGE 3 OF 7	

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PROBABLE CAUSE AFFIDAVIT

1. Arrest Request for Warrant Juvenile
 2. N.T.A. 3. Request for Captives

OBIS Number	Agency ORI Number FL0 5 0 0 8 0 0		Agency Name West Palm Beach Police Department	Agency Report Number 9 4 - 9 5 - 7 1 0 4 7
Charge Type: Check as many as apply:	<input checked="" type="checkbox"/> 1. Felony	<input type="checkbox"/> 3. Misdemeanor	<input type="checkbox"/> 5. Ordinance	Special Notes:
	<input type="checkbox"/> 2. Traffic Felony	<input type="checkbox"/> 4. Traffic Misdemeanor	<input type="checkbox"/> 6. Other	

DEF. ADMIN.	Name (Last, First Middle) BARFIELD, MICHAEL A.				Alias	
VICTIM	Victim's Name (Last, First Middle) EVERETT, JODIE C.			Race	Sex	Date of Birth
	Local Address (Street, Apt. Number)			(City)	(State)	(ZIP)
	Business Address (Name, Street)			(City)	(State)	(ZIP)

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receiving the listed monies, Barfield made contact with Jodie Everett and lied to her, telling her that he had only collected \$3,000.00 on the judgement against Connelly.

After Barfield received the settlement money, another problem arose for Jodie Everett. On 3/17/95, Connelly was granted an order by Judge Fine to get custody of his and Jodie Everett's thirteen-year-old son. Everett requested Barfield's assistance in the form of a legal brief for her appeal of Judge Fine's order and requested that any expenses incurred for the brief be deducted from her portion of the alleged \$3,000. settlement (70 percent of judgement, or \$2,100.), which she was due from the collection of said judgement.

It was later learned that even though the appeal was filed, Connelly decided not to pursue the order and dropped the case. He felt that it was better at the time for their son to stay with Everett. Barfield subsequently charged Everett \$1,457.60 in fees emanating from this appeal and other costs he allegedly had incurred. Everett was given a statement of her account by Barfield in, approximately, April, 1995. This statement was not signed by Barfield or dated. The charges seemed excessive to Everett since she had given Barfield an extra \$307.00 for filing fees for the appeal. Everett requested documents and receipts reference the appeal from Barfield, but Barfield continually put her off. Starting in April, 1995, Everett began requesting her portion of the alleged \$3,000 settlement that Barfield had collected on the judgement. She had conceded that even if the fees for the appeal were excessive, she, at least, wanted the money she had coming to her, that being \$642.40, as was indicated on her statement of account from Barfield. Everett advises that she called Barfield at least once a day, five times a week, from April through July, 1994, in an effort to collect this money. Barfield continually put her off, and even told her that he had used the money to pay his rent and other expenses. Finally, in August, 1994, Barfield made statements that he would make payments to her. This never happened, and on several scheduled appointments, Barfield either would not show up or would not be at his office.

During the period of time that Everett was trying to collect this money, a tree was caused to fall on her trailer / home by Hurricane Erin in Okeechobee, Florida, causing her severe monetary strain. At this time, in an effort to collect her money, she told Barfield that she was going to go to the State Attorney,

ADMIN.	SWORN AND SUBSCRIBED BEFORE ME <i>[Signature]</i> 937 NOTARY PUBLIC / CLERK OF COURT / POLICE OFFICER	<i>[Signature]</i> SIGNATURE OF ARRESTING / INVESTIGATING OFFICER Det. Michael J. Roggin #778
	8 NOV 95 DATE	8 NOV 95 DATE

Agency ORI Number: FL0 500800 Agency Name: West Palm Beach Police Department Agency Report Number: 94-95-71047

Charge Type: 1. Felony 3. Misdemeanor 5. Ordinance
 2. Traffic Felony 4. Traffic Misdemeanor 6. Other

Name (Last, First Middle): BARFIELD, MICHAEL A Pias

Victim's Name (Last, First Middle): EVERETT, JODIE C. Race: _____ Sex: _____ Date of Birth: _____

Local Address (Street, Apt. Number): _____ (City) _____ (State) _____ (ZIP) _____ Phone: _____ Address Source: _____

Business Address (Name, Street): _____ (City) _____ (State) _____ (ZIP) _____ Phone: _____ Occupation: _____

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 ...

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Consumer Affairs, Better Business Bureau, and ultimately indicated that she was going to go to WPTV, Channel 5, where Barfield's business partner, Neil Murphy's wife is a television reporter. At this point, Barfield took exception to this and told Everett, on several occasions, that if she went to the authorities or Channel 5, he would cause problems for her. Barfield indicated that he had control over judges in Palm Beach County, and that he could make it very difficult for her to maintain custody of her son. He stated that he could get rulings over the telephone and Everett then became fearful of making a complaint, or carrying the matter further. Everett was so fearful that she did not bring to your Affiant's attention the threats Barfield had made until several weeks after our first conversations. Your Affiant also learned that Barfield had made similar threats to Jodie Everett's present husband, Eddie Everett.

Based on the information from Everett that Michael Barfield had misappropriated Everett's settlement money, and due to the threats Barfield had made to Everett to not go forward with a criminal complaint, your affiant directed Everett to record any further conversations she had with Michael Barfield. On 10/4/95, Everett was supplied with a Police Department tape recorder which was wired into the telephone system at her place of employment. Everett was instructed to try and contact Barfield and engage him in conversation concerning the alleged grand theft and extortion. Jodie Everett was instructed to maintain a log of the calls, including dates, times, and call content. Following is a brief synopsis of what occurred during these recorded phone conversations.

During these calls, Barfield first maintained he had only received \$3,000 from Connelly. He told Everett repeatedly that the records concerning the work for which he was charging her were in storage, and that he would go to storage and get it for her. Barfield also made an appointment with Everett to meet her at 11:00 a.m. on 10/11/95, promising to give her a check for the balance due on the alleged \$3,000. Barfield stated that the filing of the Satisfaction of Judgement was something that Connelly's attorney was required to do, and it was their responsibility to file the Satisfaction of Judgement. Everett specifically asked Barfield whether he had collected \$5,000 on several occasions, and Barfield told her to ask her ex-husband what he (Barfield) had collected, and, further, to get a copy of the check from him. When Everett said she had a copy of the check from her ex-husband, Barfield stated "I'd like to see it." And he also said "Are you absolutely certain that that is a valid amount on there?" When

SHOWN AND SUBSCRIBED BEFORE ME
Det. M. J. Roggin #778
 NOTARY PUBLIC / CLERK OF COURT / POLICE OFFICER

SIGNATURE OF ARRESTING / INVESTIGATING OFFICER
Det. Michael J. Roggin #778

NAME OF OFFICER (PLEASE PRINT)
8 NOV 95

DATE
8 NOV 95

PAGE
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Agency ORI Number: 500800 Agency Name: West Palm Beach Police Department Agency Report Number: 94-95-171047
 Charge Type: 1. Felony 3. Misdemeanor 5. Ordinance
 2. Traffic Felony 4. Traffic Misdemeanor 6. Other
 Special Notes:

Name (Last, First Middle): BARFIELD, MICHAEL A. Alias:

Victim's Name (Last, First Middle): EVERETT, JODIE C. Race: Sex: Date of Birth:

Local Address (Street, Apt. Number): (City) (State) (ZIP) Phone: Address Source:

Business Address (Name, Street): (City) (State) (ZIP) Phone: Occupation:

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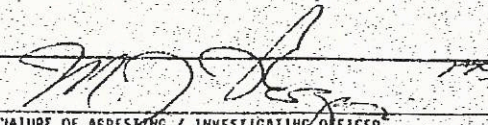
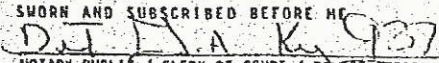
Everett accused him of lying to her about the \$3,000, Barfield stated "I never told you I collected \$3,000." When he realized she knew the truth, he confessed that he had told her \$3,000, but had actually collected \$5,000. When asked what his excuse was, Barfield stated "a lot of different circumstances. It doesn't make any difference." Barfield then offered to pay her the balance of the \$5,000 that he owed her.

During these conversations, after Barfield had admitted lying to her about how much money he had collected and owed her, he wanted to make an appointment with her for 10/23/95 at 11:00 a.m., so that he could pay what he stated to be the balance of the money he had embezzled from her. Everett had no intention of keeping this appointment.

On 10/23/95 at 11:00 a.m., when Everett didn't show for the appointment, Barfield frantically attempted to get in touch with her. At 11:50 a.m., Barfield suddenly showed up at Everett's place of employment, the Armory Arts Center, 1703 Lake Avenue, West Palm Beach, Florida. He tried to get Everett to speak with him in private, but Everett advised that she could not, stating she had a meeting to attend with her boss. David Edgar, her boss, overheard this conversation and, even though he knew that he did not have a meeting planned with Everett, intervened and called Everett into his office. As Everett responded to Edgar's office, Barfield left a cashier-type check for \$1,640.00 on the front desk at the Arts Center. Everett stated that Barfield was nervous and shaking, and exited in a hurried fashion, getting in a car and speeding out of the parking lot.

Before the 10/11/95 aforementioned meeting between Barfield and Everett, I had knowledge that Barfield's office was equipped with a R F (Radio Frequency) detector, so I equipped Everett with a micro cassette tape recorder which she placed in her purse, knowing that if a West Palm Beach listening device were to be placed on Everett, it would be detected by Barfield. Everett responded to Barfield's office which was located at 328 Banyan Blvd, Suite #H, West Palm Beach, Florida and, at this meeting, Barfield gave Everett a check for \$640.40, which represented the approximately balance due her as per the Statement of Account. He wanted this to settle the matter; however, as instructed, Everett demanded copies of her file before the matter could be settled. She stated she wanted to see

SWORN AND SUBSCRIBED BEFORE ME
 Notary Public / Clerk of Court / Police Officer
 Signature of Arresting / Investigating Officer: Det. Michael J. Roggin #778
 Name of Officer (Please Print): Det. Michael J. Roggin #778
 Date: 8 Nov 95
 Date: 8 Nov 95
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OBIS Number		PROBABLE CAUSE AFFIDAVIT		1. Arrest Request for Warrant		2. N.T.A. 1. Request for Capias		Juvenile	
Agency ORI Number FL0 5 0 0 8 0 0		Agency Name West Palm Beach Police Department		Agency Report Number 9 4 - 9 5 - 7 1 0 4 7		Special Notes:			
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<p>how much he had really gotten, and demanded proof of what he had done concerning her son's appeal. During the meeting, Everett voiced her concern that her ex-husband might continue to try to get custody of her son. Barfield told her ... "As long as Judge Phillips has that case, you'll have custody. That's not gonna change." Barfield also indicated, on tape, that he did not think Everett realized how much he had really done for her in regards to the appeal. He also explained to her why he had to settle for \$3,000.</p> <p>During the course of this investigation, Barfield never produced any type of file concerning what type of expenses he had incurred preparing Everett's case for the appeal, nor did Barfield ever produce invoices or reports reference the work he had done on the appeal.</p> <p>AND, based on the listed facts and circumstances, your Affiant feels substantial probable cause exists to charge Michael Barfield with Grand Theft, pursuant to F.S.S. 812.014 as he knowingly and unlawfully obtained, by fraudulent means, money belonging to Jodie Everett. Barfield did this with the deliberate intent of depriving her of her right to that money, and appropriated the money to his own use.</p> <p>Barfield is also charged with Extortion, pursuant to F.S.S. 836.05, as he verbally and maliciously threatened injury to Everett, stating that he had control over judges and could cause her to lose custody of her son. This was done to give him an advantage over Everett in order to compel her to not have the case investigated, and this would have enabled him to maintain control over the money from the judgement.</p> <p>Finally, Barfield is charged with Failure to File a Satisfaction of Judgement, pursuant to F.S.S. 701.05, as he had been given a written demand by Connelly to do so when Connelly satisfied the judgement on 3/15/95.</p>									
SWORN AND SUBSCRIBED BEFORE ME									
 NOTARY PUBLIC / CLERK OF COURT / POLICE OFFICER		SIGNATURE OF ARRESTING / INVESTIGATING OFFICER Det. Michael J. Roggin #778							
8 NOV 95 DATE		NAME OF OFFICER (PLEASE PRINT) 8 NOV 95 DATE						PAGE 7 OF 7	