

IN THE CIRCUIT COURT OF THE FIFTEENTH JUDICIAL CIRCUIT
IN AND FOR PALM BEACH COUNTY, STATE OF FLORIDA
CRIMINAL DIVISION _____

STATE OF FLORIDA

CASE NO.
ISSUE CAPIAS

vs.

ALLISON KATHERINE DINSMORE, W/F.
_____ /

INFORMATION FOR:

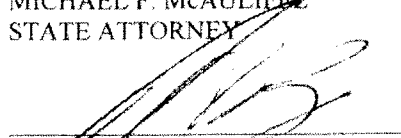
- 1) FELONY CRUELTY TO ANIMALS
- 2) FELONY CRUELTY TO ANIMALS

In the Name and by Authority of the State of Florida:

MICHAEL F. MCAULIFFE, State Attorney for the Fifteenth Judicial Circuit, Palm Beach County, Florida, by and through his undersigned Assistant State Attorney, charges that ALLISON KATHERINE DINSMORE on or between January 12, 2009 and February 23, 2009, in the County of Palm Beach and State of Florida, did intentionally commit an act to any animal which resulted in the cruel death, or excessive or repeated infliction of unnecessary pain or suffering, or caused the same to be done, contrary to Florida Statute 828.12(2). (3 DEG FEL)

COUNT 2: Informant aforesaid, under oath, further information makes that ALLISON KATHERINE DINSMORE on or between January 12, 2009 and February 23, 2009, in the County of Palm Beach and State of Florida, did intentionally commit an act to any animal which resulted in the cruel death, or excessive or repeated infliction of unnecessary pain or suffering, or caused the same to be done, contrary to Florida Statute 828.12(2). (3 DEG FEL)

MICHAEL F. MCAULIFFE
STATE ATTORNEY

By: 
PAMELA H. BROWNE
FL. BAR NO. 0879606
Assistant State Attorney

STATE OF FLORIDA
COUNTY OF PALM BEACH

Appeared before me, PAMELA H. BROWNE Assistant State Attorney for Palm Beach County, Florida, personally known to me, who, being first duly sworn, says that the allegations as set forth in the foregoing information are based upon facts that have been sworn to as true, and which, if true, would constitute the offense therein charged, that this prosecution is instituted in good faith, and certifies that testimony under oath has been received from the material witness or witnesses for the offense.


Assistant State Attorney

Sworn to and subscribed to before me this ____ day of March, 2009.

NOTARY PUBLIC, State of Florida

PHB/kt

Citation Nos. (if applicable):

FCIC REFERENCE NUMBER:

- 1) FELONY CRUELTY TO ANIMALS 6201
- 2) FELONY CRUELTY TO ANIMALS 6201

ARREST / NOTICE TO APPEAR

1 Arrest 3 Request for Warrant
2 N.F.A. 4 Request for Capias

3

JUVENILE

Agency ORI Number 0500200	Agency Name Boca Raton Police Department	Agency Report Number (N.T.A.'s only) 3, 2, 2009-003039
Charge Type Check as many as apply <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
Location of Arrest (Including Name of Business) N/A		Location of Offense (Business Name, Address) BOCA RATON, FL 33431
Date of Arrest 03/12/2009	Time of Arrest 11:27	Location of Vehicle N/A
Name (Last, First, Middle) DINSMORE, ALLISON KATHERINE		Alias (Name, DOB, Soc. Sec. #, Etc.)
Race W - White B - Black	Sex F	Date of Birth 1982
Height 5'03	Weight 116	Eye Color BROWN
Hair Color BLO	Complexion MED	Build
Marital Status S	Religion UNK	Indication of Alcohol Influence Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> Unk <input type="checkbox"/>
Local Address (Street, Apt. Number) BOCA RATON, FL 33431	Phone	Residence Type: 1. City 3. Florida 2. Suburb 4. Out of State
Permanent Address (Street, Apt. Number) BOCA RATON, FL 33431	Phone	Address Source VERIFIED
Business Address (Name, Street) CONGRESS MIDDLE SCHOOL,	Phone	Occupation Teacher
D/L Number, State / FL	Soc. Sec. Number	INS Number
Place of Birth (City, State) FL, United States Of	Citizenship US	
Co-Defendant Name (Last, First, Middle)	Race	Sex
Date of Birth	<input type="checkbox"/> 1. Arrested <input type="checkbox"/> 2. At Large	<input type="checkbox"/> 3. Felony <input type="checkbox"/> 4. Misdemeanor
Co-Defendant Name (Last, First, Middle)	Race	Sex
Date of Birth	<input type="checkbox"/> 1. Arrested <input type="checkbox"/> 2. At Large	<input type="checkbox"/> 3. Felony <input type="checkbox"/> 4. Misdemeanor
<input type="checkbox"/> Parent <input type="checkbox"/> Other	Name (Last, First, Middle)	
<input type="checkbox"/> Legal Custodian	Address (Street, Apt. Number)	
Address (Street, Apt. Number)	(City)	(State) (Zip)
Notified by (Name)	Date	Time
Released To (Name)	Relationship	Date
The above address was provided by <input type="checkbox"/> defendant and/or <input type="checkbox"/> defendant's parents. The child and/or parent was told to keep the Juvenile Court Clerk's Office (Phone 355-2526) informed of any change of address.		Property Crime? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
Description of Property TWO CATS		Value of Property
Drug Activity N. N/A P. Possess	S. Sell B. Buy T. Traffic	R. Smuggle D. Deliver E. Use
K. Disperse/ Distribute	M. Manufacture/ Produce/ Cultivate	Z. Other
Drug Type N. N/A A. Amphetamine	B. Barbiturate C. Cocaine E. Heroin	H. Hallucinogen M. Marijuana O. Opium-Deriv
P. Paraphernalia/ Equipment	S. Synthetic	U. Unknown Z. Other
Charge Description FELONY CRUELTY TO ANIMALS	Statute Violation Number 828.12(2)	Violation of ORD #
Drug Activity	Drug Type	Amount / Unit
Offense # 2009-003039	Counts 1	Domestic Violence <input type="checkbox"/> Y <input checked="" type="checkbox"/> N
Warrant / Capias Number	Bond	
Charge Description	Statute Violation Number	Violation of ORD #
Drug Activity	Drug Type	Amount / Unit
Offense #	Counts	Domestic Violence <input type="checkbox"/> Y <input type="checkbox"/> N
Warrant / Capias Number	Bond	
Charge Description	Statute Violation Number	Violation of ORD #
Drug Activity	Drug Type	Amount / Unit
Offense #	Counts	Domestic Violence <input type="checkbox"/> Y <input type="checkbox"/> N
Warrant / Capias Number	Bond	
Health / Apparent Physical Condition of Defendant GOOD	Any knowledge of the following <input type="checkbox"/> Mental <input type="checkbox"/> Escape Risk <input type="checkbox"/> Medication <input type="checkbox"/> Deformities <input type="checkbox"/> Injuries	
Check which applies: <input type="checkbox"/> Released O.R. <input type="checkbox"/> Posted Bond	<input type="checkbox"/> Released to Parent/Guardian <input type="checkbox"/> South County Mental Health	<input checked="" type="checkbox"/> T.O.T. County Jail
Transported By	Date Transported	Time Transported
Office	Released To	
<input checked="" type="checkbox"/> INSTRUCTION NO. 1 - Mandatory appearance in court <input type="checkbox"/> INSTRUCTION NO. 2 - You need not appear in Court but must comply with instructions on Page 2.	Location (Court, Room)	Court Date and Time
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.		No Photo Available
Signature of Defendant (or Juvenile and Parent/Custodian)		Date Signed
HOLD for Other Agency	Signature of Arresting Officer	Name Verification (Printed by Arrestee)
<input type="checkbox"/> Dangerous <input type="checkbox"/> Suicidal	<input type="checkbox"/> Resisted Arrest <input type="checkbox"/> Other	(PRINT)
Inmate Deputy	ID #	Agency
Pouch #	Transporting Officer	ID #
Agency	ID #	Agency
Witness here if subject signed with an "X"		

COURT STATE ATTORNEY AGENCY CENTRAL RECORDS JAIL CRIME ANALYSIS P. I. O. DEFENDANT

PROBABLE CAUSE AFFIDAVIT

1 Arrest 3 Request for Warrant
2 N.T.A 4 Request for Citrus

1

JUVENILE

A D M I N	Agency ORI Number FL 0500200		Agency Name BOCA RATON POLICE DEPARTMENT		Agency Report Number 3 2 2009-003039	
	Charge Type: Check as many as apply: <input type="checkbox"/> 1 Felony <input type="checkbox"/> 2 Traffic Felony		<input checked="" type="checkbox"/> 3 Misdemeanor <input type="checkbox"/> 4 Traffic Misdemeanor		<input type="checkbox"/> 5 Ordinance <input type="checkbox"/> 6 Other	
D E F	Name (Last, First, Middle) DINSMORE, ALLISON KATHERINE				Race W	Sex F
	Charge Description 828.12(2) FELONY CRUELTY TO ANIMALS				Date of Birth /1982	
C H A R G E S	Charge Description				Charge Description	
	Charge Description				Charge Description	
V I C T I M	Victim's Name (Last, First, Middle) STATE, OF FLORIDA				Race U	Sex U
	Local Address (Street, Apt. Number) (City) (State) (Zip)				Address Source	
Business Address (Name, Street) (City) (State) (Zip)				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.</p> <p>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 checked="" type="checkbox"/> was found to have committed the below acts, resulting from my (described) investigation.</p> <p>On the 27 day of February, 2009 at 07:20 (Specifically include facts constituting cause for arrest.)</p>						
P R O B A B L E	<p>On 2/23/09 I responded to 200 NE 20th Street unit # _____ on the report of cruelty to animals. Ms Jackie Shanahan, the manager of Boca Sol, called police and reported finding two dead cats inside of unit # _____. She stated the tenant that rents the apartment is Ms. Allison Dinsmore. Ms. Shanahan stated she had not seen Ms. Dinsmore around for approximately one month, but she left her a phone message about two weeks ago telling her she would be in to pay her rent. Ms. Dinsmore told me that she went up the apartment to check with Ms. Dinsmore about her rent and to check on the condition of the apartment. Ms. Shanahan stated when she went into the apartment she found two cats inside of the apartment. They were both dead. She did not see anyone around so she backed out of the apartment and called the police.</p>					
	<p>Upon my arrival I met with Shanahan at the apartment. She showed me the apartment and stated she did not know if anyone was inside or not. It should be noted as the front door was opened, I could smell a strong odor of ammonia, Feces and rotting flesh. The smell was so strong that I had to back out and cover my nose with a rag, before going inside. As I entered inside of the front door I could see feces lying on the floor, on the sofa on a garbage bag that was next to the sofa. I could see things items were knocked over from off of tables. I could also see what looked to be the rear end of a cat sticking out from under a entertainment center in the livingroom. The animal looked to be lying on its stomach, in a prone position with its legs spread out. As I looked to my right I could see the kitchen. The kitchen looked to have been ransacked things were lying on the floor cabinet doors were open. Inside of the upper cabinet above the counter I could see a cat lying on the bottom shelf. The animal was lying lifeless with its tong hanging out of its mouth. I called out and announced "POLICE" to see if anyone was at home. No one responded. I called animal control to come and collect the animals. I contacted Crime Scene to respond. They responded with a digital camera. I took photos of the area, while Officer Valence of Animal Control collected the animals. I made sure there were no other animals or people inside of the apartment. The area was all clear. The apartment was fully furnished and there were clothes in the closets and a laptop computer on the</p>					
A D M I N I S T R A T I V E	SWORN AND SUBSCRIBED BEFORE ME					
	<p>HILTON, ROBERT R NOTARY PUBLIC / CLERK OF COURT / OFFICER (F.S.S. 117.10)</p> <p>03/14/2009 DATE</p>			<p>_____ SIGNATURE OF ARRESTING / INVESTIGATING OFFICER</p> <p>TATUM, SAM D (502) NAME OF OFFICER (PLEASE PRINT)</p> <p>03/14/2009 DATE</p>		
<p>PAGE 1 OF 3</p>						

PROBABLE CAUSE AFFIDAVIT
SUPPLEMENT

1 Arrest
2 N.T.A.
3 Request for Warrant
4 Request for Capas

1 JUVENILE

OBTT Number	Agency ORI Number FL 0500200		Agency Name BOCA RATON POLICE DEPARTMENT	Agency Report Number 3 2 2009-003039
Charge Type Check as many as apply.	<input type="checkbox"/> 1 Felony <input type="checkbox"/> 2 Traffic Felony		<input checked="" type="checkbox"/> 3 Misdemeanor <input type="checkbox"/> 4 Traffic Misdemeanor	<input type="checkbox"/> 5 Ordinance <input type="checkbox"/> 6 Other

Name (Last, First, Middle) DINSMORE, ALLISON KATHERINE	Alias	Race W	Sex F	Date of Birth 09/08/1982
--	-------	------------------	-----------------	------------------------------------

night stand. I noticed there were feeding dishes on the floor. They were empty. Neither food nor water were found out for the animals. I noticed the lid to the commode was closed. There was feces found in the bath tub, in the hallway, as well as in the livingroom and kitchen. It looked as if the animals were searching for water. The amount of feces around the area leads me think the animals had been eating. They may have ran out of food as well as water.

Ms. Shanahan was able to give me the phone numbers for Ms. Dinsmore and her father, Robert Dinsmore, who was a co-signer on the lease. Mr. Dinsmore lives in Miami. I called both parties and left messages for them to contact me. I received a phone call from Mr. Dinsmore. I explained the case to him. He told me he had spoken with his daughter two weeks ago, they went camping. He told me that his wife had spoke with her just two days ago and she was fine. He said that Allison works as a teacher at Congress Middle School in Boynton Beach. I told him that I needed to speak with her about her apartment. He told me that he apologized for our trouble and said he would have her call me. Later that night I received a call from Ms. Dinsmore. She left a message. I called her the next day, 2/24/09. I made arrangements to meet with her Friday morning at the BRPD. It should be noted on Friday 2/27/09 around 0630hrs. Ms. Dinsmore met with me at the BRPD lobby. She came with her mother and father. I had her read aloud her miranda warnings from a printed card. She said she understood her rights and signed the card. I told her what I was investigating. I asked her if she would write out a statement explaining what happen. She agreed to do so.

I asked her, when was the last time she was at the apartment. She told me she didn't know. She said it was sometime this month. I asked her to try and think when it was. She told me, she could not say without lying to me, because she did not remember. I asked her, when did she go camping with her family. She told me that was the weekend of 2/14/09. I asked was the last time she was at the apartment before or after that date. She told me it was before they went camping. I asked was it the same week, or the week before. She said before. I asked was it in February or January. She told me it was in February. I said so it was in the first week of February. She said I think so. I asked her where has she been staying. She told me she was staying with her boyfriend Kevin McCormick. He lives in Greenacres Florida. She asked me not to call him as he was not involved with this at all.

I asked her about her apartment and how did this happen. She told me that she has been working a lot of long hours at work and she is tired. She also told me that she met her boyfriend in November 2008 and she has been spending time with him. She told me she stays over at his house when it is late and she has to work.

I asked the last time you were at the apartment did you pack a bag to go and stay with Kevin or what. She told me no, she did not pack a bag. She said she has some clothes at Kevins house as well as at one of her girlfriends home, who lives in Boynton Beach. She then told me that she left food and water for the cats before she left the apartment. I asked her had she ever done this before. leaving the cats home for more than a day or two. She told me that she has been gone as much as a week before and the cats were fine. I asked when she would return to the apartment did the cats still have food and water or

SWORN AND SUBSCRIBED BEFORE ME	SIGNATURE OF ARRESTING / INVESTIGATING OFFICER
HILTON, ROBERT R	TATUM, SAM D (502)
NOTARY PUBLIC / CLERK OF COURT / OFFICER (F.S.S. 117.10)	NAME OF OFFICER (PLEASE PRINT)
03/14/2009	03/14/2009
DATE	DATE

PROBABLE CAUSE AFFIDAVIT
SUPPLEMENT

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

1

JUVENILE

A D M I N I S T R A T I V E	OBT Number		Agency ORI Number FL 0500200		Agency Name BOCA RATON POLICE DEPARTMENT		Agency Report Number 3 2 2009-003039	
	Charge Type: Check as many as apply		Special Notes		Name (Last, First, Middle) DINSMORE, ALLISON KATHERINE		Race W	Sex F

would they be out. She told me that there would still be a little food and water, because they did not eat much. I then asked her the last time you left the apartment did you expect to be gone longer than a few days. She said no. I asked after the first week why did you not come back to take care of the cats. She said she thought about them, but did not get a chance to go home. I said to her but you were able to go camping on the 14th. She said yes she did. I asked her why didn't she return to the apartment after the camping trip. She told me that she did not have time. I asked her about the water bong that was in the apartment. she told me that it belonged to her exboyfriend. She said she does not do drugs. I asked her did anyone other than herself live in her apartment. She told me no one else but her. I asked had she been back to the apartment since I spoke to her on the phone. She said no she has not.



I explained to her that I would be charging her with FSS.828.12 (1) Cruelty to animals as she unnecessarily deprived her two cats of sustenance (food and water), which lead to the unnecessary death of the animals. I told her I would be filing this case with the States Attorneys Office.

I spoke with Lieutenant Skaggs of Animal Control. She forwarded me the veterinarian report on the two cats. The examining veterinarian was Eric Sapan, DVM. His summary was as follows:

Summary: Time of Death- Over a month ago,
Duration of neglect before that point- Weeks to months.
Ultimate Cause of Death: Starvation and or Dehydration.
Caused by: Neglect.

Conclusions: These cats were left on their own, trapped in the confines of the defendant's home without adequate source of food or water, for weeks and possibly months. Their bodies were found in severe decay, possibly after weeks of being sick and dying. The cats were suffering from dehydration, starvation. Starvation is the process of the body consuming itself causing vital organs to cease function. This is a very painful process that causes cell death, stomach ulcerations, and immune system suppression. Dehydration can cause severe organ damage as well, and in severe cases can cause seizures and death.

Eric Sapan, DVM.

A D M I N I S T R A T I V E	SWORN AND SUBSCRIBED BEFORE ME		SIGNATURE OF ARRESTING / INVESTIGATING OFFICER	
				
	HILTON, ROBERT R		TATUM, SAM D (502)	
	NOTARY PUBLIC / CLERK OF COURT / OFFICER (F.S.S. 117.10)		NAME OF OFFICER (PLEASE PRINT)	
03/14/2009		03/14/2009		
DATE		DATE		