

INCIDENT/INVESTIGATION REPORT

I N C I D E N T D A T A	Agency Name Gainesville Police Department		Case# 02-07-008464		
	ORI FL0010100		Date / Time Reported 04/28/2007 01:07 Sat		
	Location of Incident 1642 W University Ave, Gainesville FL 32601-		Premise Type Restaurant	Zone/Tract G	Last Known Secure 04/28/2007 01:00 Sat
			At Found 04/28/2007 01:07 Sat		Activity
#1	Crime Incident(s) (Com) Battery (felony) BAFE		Weapon / Tools HANDS, FEET, FISTS, SPITTING		Activity
			Entry	Exit	Security
			Weapon / Tools		Activity
#2	Crime Incident ()		Weapon / Tools		Activity
			Entry	Exit	Security
#3	Crime Incident ()		Weapon / Tools		Activity
			Entry	Exit	Security

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V I C T I M	# of Victims 1 Type: INDIVIDUAL Injury: Other Injury / Unknown Domestic: N
	V1 Victim/Business Name (Last, First, Middle) TAPHORN, MICHAEL ANTHONY Victim of Crime # 1 DOB Age Race W Sex M Relationship To Offender O Resident Status Resident Military Branch/Status
	Home Address Home Phone
	Employer Name/Address THE SWAMP 1642 W UNIVERSITY AVE (MANAGER) Business Phone Mob hone
	YVR Make Model Style Color Lic/Lis VIN

O T H E R S I N V O L V E D	CODES: V- Victim (Denote V2, V3) O = Owner (if other than victim) R = Reporting Person (if other than victim)											
	Type:					Injury:						
	Code	Name (Last, First, Middle)				Victim of Crime #	DOB	Race	Sex	Relationship To Offender	Resident Status	Military Branch/Status
	Home Address										Home Phone	
	Employer Name/Address							Business Phone		Mobile Phone		
	Type:					Injury:						
	Code	Name (Last, First, Middle)				Victim of Crime #	DOB	Race	Sex	Relationship To Offender	Resident Status	Military Branch/Status
	Home Address										Home Phone	
	Employer Name/Address							Business Phone		Mobile Phone		

P R O P E R T Y	L = Lost S = Stolen R = Recovered D = Damaged Z = Seized B = Burned C = Counterfeit / Forged F = Found ("OJ" = Recovered for Other Jurisdiction)									
	VI #	Code	Status Frm/To	Value	OJ	QTY	Property Description	Make/Model	Serial Number	

Officer/ID# HALLETT, N. S. (0585)	Invest ID# NIXON, P. A. (0104)	Supervisor PRUITT, M. L. (0122)
Status	Complainant Signature	Case Status <i>Exceptionally Cleared</i> 09/15/2007
		Case Disposition: <i>Victim/witness Refused To</i> 06/29/2007

Incident Report Additional Name List

Gainesville Police Department

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Additional Name List

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NameCode/#	Name (Last, First, Middle)	Victim of Crime #	DOB	Age	Race	Sex
1) WI 1	TEBOW, TIMOTHY RICHARD			19	W	M
	Address					H:
	Empl/Addr Uf					B:
						Mobile #:
2) WI 2	YOUNG, SHAUN RYAN			21	A	M
	Address					H:
	Empl/Addr Uf					B:
						Mobile #:

INCIDENT/INVESTIGATION REPORT

Narr. (cont.) OCA: 02-07-008464

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A sworn complaint for Felony Battery has been submitted.

Incident Report Suspect List

Gainesville Police Department

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1	Name (Last, First, Middle) <i>JUVENILE</i>					Also Known As <i>JUVENILE</i>					Home Address <i>JUVENILE</i>				
	Business Address <i>JUVENILE</i>														
	DOB.	Age	Race	Sex	Eth	Hgt	Wgt	Hair	Eye	Skin	Driver's License / State.				
		<i>17</i>	<i>W</i>	<i>M</i>	<i>H</i>	<i>603</i>	<i>255</i>	<i>BLK</i>	<i>BRO</i>	<i>MBR</i>	<i>JUVENILE</i>				
Scars, Marks, Tattoos, or other distinguishing features <i>JUVENILE</i>															
Reported Suspect Detail															
Suspect Age		Race	Sex	Eth	Height		Weight		SSN						
Weapon, Type	Feature	Make	Model			Color	Caliber	Dir of Travel Mode of Travel							
VehYr/Make/Model		Drs	Style		Color	Lic/St		VIN							
Notes								Physical Char							

CASE SUPPLEMENTAL REPORT

Printed: 11/03/2014 00:15

Gainesville Police Department

OCA: 0207008464

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Case Status: *EXCEPTIONALLY CLEARED* Case Mng Status: *PATROL SWORN COMPLAINT* Occurred: *04/28/2007*

Offense: *BATTERY (FELONY)*

Investigator: *ROWE, D. H. (0166)*

Date / Time: *04/28/2007 03:36:08, Saturday*

Supervisor: *BAKER, S. D. (0082)*

Supervisor Review Date / Time: *04/30/2007 00:00:00, Monday*

Contact:

Reference: *Supplement*

On 4-28-07 at approximately 0100 hrs, while on uniformed patrol at 1700 NW 1st Ave, I responded to The Swamp restaurant to back up Ofc N. S. Hallett on a battery investigation. Upon our arrival we were approached by the victim, Michael Taphorn, who was carrying a black sneaker. He advised he was punched in the side of the head by a UF football player after a dispute over a bill inside the restaurant. He said after the player punched him the player ran off around the corner heading east on NW 1st Ave from NW 17th St. He said the suspect lost one of his shoes when he ran. He described the suspect as "the freshman tight end", and that he had a mulatto complexion with large earrings in both ears. He also said quarterback Tim Tebow was with the suspect, but Tebow stood by as a witness. He said Tebow also went around the corner with the suspect after the incident.

I left Ofc Hallett with Taphorn and I drove around the corner onto NW 1st Av where I contacted Tebow and a second witness, Shaun Young, in the roadway. The suspect was not located at that time. I asked Tebow who the suspect was and he told me [REDACTED]. Both Tebow and Young said they had been over at Young's apt. at 111 NW 16th St. They then went to The Swamp and were upstairs with [REDACTED]. They knew there was some dispute about a bill that was presented to [REDACTED] by Taphorn as they were leaving. Both Young and Tebow said it appeared to them that Taphorn was being irrational and was "getting in [REDACTED] face". Tebow said he stepped in to try to keep [REDACTED] from getting into trouble, since he is a football player, and the victim knew he was a player. Tebow and Young both stated that as the argument moved outside, and [REDACTED] was being ejected from the restaurant by Taphorn, [REDACTED] then punched Taphorn once to the head. They said [REDACTED] ran as Taphorn and several other bar security personnel followed him north along the sidewalk while challenging him ([REDACTED]) to come back.

Ofc Hallett then arrived and said that Taphorn was still upset about being punched and he wanted to pursue battery charges. She said he was complaining about hearing loss in his left ear. I told Tebow it would be in [REDACTED] best interest to contact us and give his side of the story. He said he would attempt to locate him and have him contact us. Tebow was concerned that his name would get out to the media as being involved in the incident. I assured him that we would not contact the media, and that he was being listed in the report as a witness only. I thanked him and Young for their assistance then I cleared from the call to respond to another incident.

At approximately 0300 hrs, as I left the other call at Cabana Beach South apts., I was called by Sgt. J. Nabet to the 2000 block of WUA. He said he was out at that location with the suspect. I arrived and met with Tebow, Young and [REDACTED] said he wanted to tell me what happened. I told him that even though he wasn't in custody, he was a suspect in a crime, so I would advise him of his Miranda rights prior to the interview. I did advise him of Miranda (from memory). He said he understood his rights, and he agreed to speak with me. He said he was upstairs at The Swamp with Tebow and Young. He was approached by a female who asked him if he wanted anything. She gave him two drinks that were an unknown type liquor. He said he was already drinking lemonade at the time. He said he didn't realize the girl who gave him the drinks was one of the servers at the bar until later. He thought she was just a fan. He said he doesn't usually drink, and that whatever she gave him didn't taste good so he poured it into his lemonade to finish it. He said they then went downstairs in preparation of leaving. At that time he was approached by Taphorn who was waving the bill at him and asking, "What about this?" He thought the bill was for \$12-13. [REDACTED] said he told

Investigator Signature: _____

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Case Status: EXCEPTIONALLY CLEARED **Case Mng Status:** PATROL SWORN COMPLAINT **Occurred:** 04/28/2007**Offense:** BATTERY (FELONY)

Taphorn he wasn't paying it because he never ordered anything. He said Taphorn became irate and was "in his face". He said another female tried to intervene to pay the bill for him, but Taphorn ignored her and told [REDACTED] to just leave the premises. He said Taphorn was the aggressive one who kept advancing on him. [REDACTED] said he realized he had a temper and was yelling for Tebow to intervene. He said once they got outside, with Taphorn still being aggressive and not backing off, he admitted to punching Taphorn once in the head with his right fist. I examined his hands and did not see any abrasions or lacerations. I noted that [REDACTED] did not appear intoxicated, and I didn't even smell the odor of an alcoholic beverage on him as we spoke. He was very polite and professional. He provided me with the contact information of his mother, Terri [REDACTED], who resides in Bristol, Ct. (Since he is a juvenile and she would need to be contacted if charges are filed). I told him that in all likelihood Ofc Hallet would complete a sworn complaint charging him with battery, and that all involved parties would be interviewed by someone from the SAO who would determine if the filing of formal charges is warranted. I verified his identity using the Connecticut DL he presented to me. He and Tebow both said they had already called Coach Urban Meyer and advised him of their involvement in the incident. I told them we would not be pursuing any charges against [REDACTED] for drinking alcoholic beverages at the restaurant, but that it would be noted in the report, so the coaching staff may handle that issue internally. I thanked them for their cooperation and I went back in service at approximately 0330 hrs.

Later that morning at 0730 I notified Lt. Richard at UPD of the incident and provided him with the case report number. I also told him that Coach Meyer had supposedly been notified already by the players.

When I came back in to work that night, Ofc Hallet told me that she had been speaking with UPD Lt. S. Ettel about the incident. She also said she spoke with Huntley Johnson, who is the attorney representing [REDACTED]. She said she is going to hold off on completing a sworn complaint until Taphorn updates her on the extent of his injuries. The charges may be upgraded to felony battery if a medical exam reveals his eardrum to be perforated. I agreed with her decision and I had no other involvement in the case.

Investigator Signature: _____

