

**ORANGE COUNTY SHERIFF'S OFFICE
Arrest Affidavit**

**09-090283
SUPP**

Arrested? Y At Large? JRA?

Document #:

Division #:

Date: 09/21/2009

Court Case #:

Location of Defendant's Vehicle LEFT AT SCENE		Date-Time Booked:		Agency Case Number: 09-90283	
OR# FL0480000		Agency ORANGE COUNTY SHERIFF'S OFFICE		FCIC/NCIC Check: Y	
Address of Arrest: 5277 ISLEWORTH COUNTRY CL DR WINDERMERE		Inmate Number:		Date-Time of Arrest: 09/21/2009 20:00:00	
DEFENDANT NAME (L,F,M): WARD, JAMES ROBERT		Name Key:		Language ENGLISH	
Height: 5'09"		Weight: 150		DOB: 03/24/1948	
Hair: GRY		Eyes: UNKNOWN		Age: 61	
RES Street: 5277 ISLEWORTH COUNTRY CL DR		POB City: WEST PALM BEA		State/Country: FL FLORIDA	
City: WINDERMERE		State: FL		Home Phone: (404) 683-0101	
Zip: 34786		Ethnicity:		Other Phone:	
Driver's License/State ID No: W630456481040		State: FL		Year Expires: 2014	
Next of Kin Name:		Address:		SSN #:	
Business and Occupation:		Phone:			
BUS Street #:		City:		State:	
Zip:		Home Phone:		Bus Phone:	
AGGRAVATORS		Firearm		Weapon	
Mask		Vest		Convicted Sex Offender	
Hate Crime		Special Victim		Domestic Violence?	
OFFENSES		Felony: Y		Misd.: ORD:	
Traffic:		Court Location:		Circuit	
GOC		Description		Cts	
FSS/ORD		FDLE #		Drug Name	
Citation #		Bond			
1		SECOND DEGREE MURDER (WIT)		782.04(2)-19	
2					
3					
4					
5					
6					
7					
CO-DEFENDANTS		Arms?		Juv	
#		NAME (L,F,M):		Fel.	
1				Misd.	
2				ORD.	
3				Traff	
4				NTA	
5				Race:	
6				Sex:	
7				Age:	
8				DOB:	
9				By Whom?	
10				On Probation?	
11				Miranda Warning?	
12				By Whom?	
13				Invoked?	

Sworn to and subscribed before me,

this 22nd day of Sept year 2009

Notary Public Law Enforcement or Corrections Officer
Produced Identification

Type of identification: _____

Signature: _____

I swear or affirm the above statements are correct and true

Brian Cruz
Officer's Signature

CROSS, BRIAN, 0269
Officer's Printed Name (L.F) / EID

407-254-2000
Officer's Bus. Phone No

Booking/Receiving Signature

Report Officer
0269/CROSS, BRIAN

Printed At
09/22/2009 11:27

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DEFENDANT COPY

COURT COPY RECORD COPY STATE ATTORNEY COPY DOCKET COPY AGENCY/REPORT REVIEW COPY

Narrative

The undersigned has probable cause to believe the above-named defendant, on the 21 day of September, 2009, at approximately 19:49 []a.m. [X]p.m. at 5277 ISLEWORTH COUNTRY CL DR (Zone 30) in Orange County did

On September 21, 2009, at approximately 1950 hours, suspect, James Ward, called 911 and told operator Claudine Prudence (4389) "I just shot my wife....she's dead...She's on the floor of the master bedroom..." James Ward provided the address of "5277 Isleworth Country Club Drive" several times throughout the call. James Ward also told the operator that the gun was in the night stand next to the bed.

On September 21, 2009, at approximately 1958 hours, Deputy Sheriff Michael Mandarano (4788), Deputy Sheriff Corey Legg (4787), and Deputy Sheriff William Bagley (4716) responded to 5277 Isleworth Country Club Drive, Windermere, Florida 34786 in reference to a shooting. Upon their arrival, Deputy Mandarano, Deputy Legg, and Deputy Bagley, observed James Ward standing in the driveway of 5277 Isleworth Country Club Drive, Windermere, Florida 34786. James Ward was challenged by the deputies and he complied with their commands. Deputy Mandarano secured James Ward into handcuffs and asked who else is inside of the residence. James Ward stated "my wife." Deputy Mandarano asked James Ward "where is she" and he replied "she's dead." Deputy Mandarano asked James Ward again "where is she?" James Ward stated "in the master bedroom." James Ward stated no one else was inside of the residence except for his four dogs.

Deputy Mandarano and the following members of the Orange County Sheriff's Office, entered 5277 Isleworth Country Club Drive, Windermere, Florida 34786 and conducted a protective sweep in an attempt to locate any victims, or additional suspects: Corporal Doug Cornwell (1713), Corporal Tim Anderson (0632), Sergeant Greg Rickman (1714), Sergeant Russell Sollars (1503), Deputy Bagley, and Deputy Legg. In the master bedroom (second floor in the, middle of the residence), victim, Diane Ward, was discovered with an apparent gunshot wound to the head. The scene was secured and a crime scene contamination sheet was initiated. Deputy Mandarano completed the initial Orange County Sheriff's Office incident report.

Orange County Fire Rescue Station 35 responded to 5277 Isleworth Country Club Drive, Windermere, Florida 34786, in an attempt to render aid to Diane Ward. On September 21, 2009, at approximately 2023 hours, Lieutenant Stan Fisher pronounced Diane Ward deceased.

On September 21, 2009, James Ward was transported to the Orange County Sheriff's Office Central Complex by Deputy Quincy Alleyne.

On September 21, 2009 at about 2200 hours, James Ward arrived at the Sheriff's Office. James Ward was directed to interview room #2 where I introduced myself. I observed red liquid stains on the back of his shirt. James Ward asked me if the stains were blood or wine. James Ward informed me that he would like his attorney present before proceeding any further. James Ward was asked if he would like to call his attorney. James Ward advised that his attorney's phone number was in his cell phone. James Ward was shown a cell phone that was recovered from his driveway. He identified the phone as his. He told me that he was calling Elizabeth Green, an attorney. He also said that he called his brother-in-law, Glenn Saare.

A search warrant was prepared and served at 5277 Isleworth Country Club Drive at approximately 0145 hours. I observed broken glass and a spilled liquid on the back patio floor. I entered the master bedroom and observed the body of a deceased white female lying on her left side against the north wall. There was a large pool of blood at the top of her head. A Smith & Wesson .357 Magnum hand gun was recovered from the top drawer of a night stand next to the bed. There did not appear to be any blood inside the barrel of the gun.

Sworn to and subscribed before me,

this 22nd day of Sept year 2009

Notary Public Law Enforcement or Corrections Officer
Personally Known Produced Identification

Type of Identification

Signature: [Signature] 1366

I swear or affirm the above statements are correct and true

[Signature]
Officer's Signature

407-254-7000
Officer's Bus. Phone No

CROSS, BRIAN / 92609
Officer's Printed Name (L.P) / SID

Booking/Receiving Signature

While on scene, I was advised by Detective Susan Hempfield that James Ward was talking on the phone to an unknown person. Detective Hempfield observed this conversation from a monitoring room. Detective Hempfield informed me that James Ward told this unknown person that Diane killed herself. Detective Hempfield reported that James Ward said that he needed a criminal lawyer, and that he tried to get the gun out of her hand.

On September 22, 2009, Dr. Joshua Stephany of the District Nine Medical Examiner's Office determined the preliminary cause of death as a gunshot wound to the head and the manner of death as homicide.

Based on the facts and circumstances surrounding the death of Diane Ward, I believe that the defendant, James Ward did commit the offense of second degree murder. James Ward repeatedly told the 911 operator that he shot his wife without an explanation. James Ward told an unknown person over the phone that his wife killed herself. James Ward gave the location where the handgun used could be found. James Ward was the only other person at the residence with the victim. James Ward declined to provide a statement to detectives when afforded the opportunity.

Sworn to and subscribed before me,

this 22nd day of Sept year 2009

Notary Public Law Enforcement or Corrections Officer
personally known Produced Identification

Type of identification: _____

Signature: Cpl D. Pett 1346

I swear or affirm the above statements are correct and true

Brian Cross
Officer's Signature

407-254-7000
Officer's Bus. Phone No

CROSS, BRIAN, 0269
Officer's Printed Name (L,F) / MID

Booking/Receiving Signature

ORANGE COUNTY SHERIFF'S OFFICE

09-090283

Witnesses

SUPP

VICTIM*: WARD, DIANE ELIZABETH										
Invl No	Type	MNI	Race	Sex	DOB	Age	Juvenile?	Means of Attack	Dom Violence	
1	Individual	2483420	WHITE	FEMALE	07/06/1954	55	No	HANDGUN*	YES	
Relationship to Offender			Place of Birth							
SPOUSE (FDLE do not remove)			RHODE ISLAND							
Type	Address		City		State	ZIP Code				
HOME ADDRESS	5277 ISLEWORTH COUNTRY CL DR		WINDERMERE		FLORIDA	34786				
Business and Occupation:										
BUS Street #:										
City:				State:			ZIP:		Bus Phone:	
Type	ID No	OLS								
OPERATOR LICENS		FLORIDA								
Type	ID No									
SOCIAL SECURITY NUMBER/SELECTIVE SVC NO										