

INDICTMENT

A TRUE BILL

IN THE NAME OF AND BY THE AUTHORITY OF THE STATE OF FLORIDA

IN THE CIRCUIT COURT OF THE FIFTEENTH JUDICIAL
CIRCUIT OF THE STATE OF FLORIDA

For Palm Beach County, at the Spring Term thereof, in the year of our Lord Two Thousand, to-wit: The Grand Jurors of the State of Florida, inquiring in and for the body of said County of Palm Beach, upon their oaths do present that NATHANIEL R. BRAZILL, in the County of Palm Beach aforesaid, in the Circuit and State aforesaid,

COUNT ONE FIRST DEGREE MURDER WITH A FIREARM

on or about the 26th day of May in the year of our Lord Two Thousand, did unlawfully from a premeditated design to effect the death of a human being, kill and murder BARRY L. GRUNOW, a human being by shooting BARRY L. GRUNOW, and in the commission of said offense did use and have in his possession a handgun, a firearm as defined in Florida Statute 790.001(8), contrary to Florida Statute 782.04(1)(a) and 775.087(1)(2). (CAPITAL FELONY)

COUNT TWO AGGRAVATED ASSAULT WITH A FIREARM

The Grand Jurors of the State of Florida, inquiring in and for the body of said County of Palm Beach, upon their oaths do present that NATHANIEL R. BRAZILL on or about May 26, 2000, in Palm Beach County, Florida, while in possession of a firearm, did intentionally and unlawfully threaten by word or act to do violence to the person of JOHN JAMES, coupled with an apparent ability to do so, and did point a handgun at JOHN JAMES which created a well-founded fear in JOHN JAMES that such violence was imminent, and further did commit the assault with a handgun a firearm and deadly weapon, contrary to Florida Statutes 784.021(1)(a) and 775.087(2). (3 DEG FEL)

against the form of the statute, to the evil example of all others, and against the peace and dignity of the State of Florida.

I hereby certify that I have advised the Grand Jury returning this indictment as authorized and required by law.


Assistant State Attorney of the
Fifteenth Judicial Circuit of the State
of Florida, prosecuting for the said
State


GRAND JURY FOREPERSON


DATE

Nathaniel R. Brazill, Race: Black, Sex: Male, DOB: September 22, 1986, SS#: Unknown; Issue Warrant

CBTS Number FL0500500		ARREST / NOTICE TO APPEAR Juvenile Referral Report		1. Arrest 3. Request for Warrant 2. N.T.A. 4. Request for Copies 1 Juvenile Y	
Agency ORI Number FL0500500		Agency Name LAKE WORTH POLICE DEPARTMENT		Agency Report Number 00-23145	
Charge Types ☒ 1. Felony ☐ 2. Traffic Felony ☐ 3. Misdemeanor ☐ 4. Traffic Misdemeanor ☐ 5. Offense ☐ 6. Other		Weapon Section/Type ☒ 1. Yes ☐ 2. No Handgun		Multiple Charge Indicators	
Location of Arrest (Including Name of Business) 17th Avenue North and I-95/Lake Worth, Florida		Location of Offense (Business Name, Address) 1300 Barnett Drive Lake Worth, Florida			
Date of Arrest 05-26-00		Time of Arrest 1630		Booking Date 05/26/00	
Booking Time 1630		Jail Date 05/26/00		Jail Time 1630	
Name (Last, First, Middle) Brazill, Nathaniel R.		AKA (Honor, DOB, Sex, Sec. #, etc.) None			
Race W - White		Sex M		Date of Birth 09-22-85	
Height 5' 6"		Weight 120		Eye Color Brown	
Hair Color Black		Complexion Dark		Build Thin	
Scars, Marks, Tattoos, Unique Physical Features (Location, Type, Description) None Seen		Marital Status Single		Indication of Alcohol Intoxication ☐ 1. Yes ☐ 2. No	
Local Address (Street, Apt. Number) None		(City) None		(State) None	
Permanent Address (Street, Apt. Number) None		(City) None		(State) None	
Business Address (Street, Apt. Number) None		(City) None		(State) None	
DOB Number, State None		Soc. Sec. Number Unknown		INS Number None	
Place of Birth Florida		Citizenship US		Occupation Student	
Co-Defendant Name (Last, First, Middle) None		Race None		Sex None	
Date of Birth None		Arrested ☐ 1. Yes ☐ 2. No		Felony ☐ 3. Yes ☐ 4. No	
Co-Defendant Name (Last, First, Middle) None		Race None		Sex None	
Date of Birth None		Arrested ☐ 1. Yes ☐ 2. No		Felony ☐ 3. Yes ☐ 4. No	
Name (Last) None		(First) None		(Middle) None	
Address (Street, Apt. Number) None		(City) None		(State) None	
(Zip) None		Residence Phone None		Business Phone None	
Notified by (Name) Detective Daniel Boland		Date 05/26/00		Time 1630	
Relationship Parent		FOLIOING 05/26/00		Date 05/26/00	
Time 2200		School Agencies Lake Worth Middle School		Grade 7	
This case address was provided by defendant and/or defendant's parents. The cited school parent was used to keep the Juvenile Court Clerk's Office informed of any change of address.		Lake Worth Middle School			
Yes, by (Name) Detective Boland		No (Reason)			
Reason for Information ☐ 1. Voluntary ☐ 2. Located Not Returned ☐ 3. Hospitalized ☐ 4. HAS Disability ☐ 5. Law Enforcement Custody ☐ 6. Returned to Parent ☐ 7. Deceased ☐ 8. Other		Drug Type ☐ 1. Marijuana ☐ 2. Cocaine ☐ 3. Heroin ☐ 4. Amphetamine ☐ 5. Synthetic			
Charge Description Murder 1st Degree		Counts 1		Status Violation Number 782.04 (1)(a)	
Drug Activity N		Drug Type N		Amount/Unit N	
Charge Description Aggravated Assault (Firearm)		Counts 1		Status Violation Number 784.02(1)(a)	
Drug Activity N		Drug Type N		Amount/Unit N	
Charge Description Aggravated Assault (Firearm)		Counts 1		Status Violation Number 784.02(1)(a)	
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Charge Description Aggravated Assault (Firearm)		Counts 1		Status Violation Number 784.02(1)(a)	
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Charge Description Aggravated Assault (Firearm)		Counts 1		Status Violation Number 784.02(1)(a)	
Drug Activity N		Drug Type N		Amount/Unit N	
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Drug Activity N		Drug Type N		Amount/Unit N	
Charge Description Aggravated Assault (Firearm)		Counts 1		Status Violation Number 784.02(1)(a)	
Drug Activity N		Drug Type N		Amount/Unit N	
Charge Description Aggravated Assault (Firearm)		Counts 1		Status Violation Number 784.02(1)(a)	
Drug Activity N		Drug Type N		Amount/Unit N	

PROBABLE CAUSE AFFIDAVIT		1	Y
OBS Number		1. Arrest 2. N.T.A. 3. Rec. for Warrant 4. Rec. for Copies	
Agency ORI Number FL0500500	Agency Name LAKE WORTH POLICE DEPARTMENT	Agency Report Number 02-00-28-110 23/95	
Charge Type: Check as many as apply.		Special Notes	
☒ 1. Felony ☐ 2. Traffic Felony ☐ 3. Misdemeanor ☐ 4. Traffic Misdemeanor ☐ 5. Ordinance ☐ 6. Other			
Name (Last, First, Middle) Brazill, Nathaniel		Race B	Sex M
Charge Description Murder		Date of Birth 09-22-86	
Charge Description Aggravated Assault (Firearm)			
Victim's Name (Last, First, Middle) Grunow, Barry		Race W	Sex M
Local Address (Street, Apt. Number) [REDACTED]		Date of Birth 07-06-64	
(City) [REDACTED]		Address Source Visited	
(State) [REDACTED]		Occupation Teacher	
(Zip) [REDACTED]			
Business Address (Name, Street) L.W. High School		Phone [REDACTED]	
(City) L.W.		Phone [REDACTED]	
(State) FL			
(Zip) 33460			
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 <u>Det. Amador</u> admitting to the below facts. ☒ was found to have committed the below acts resulting from my (described) investigation. On the <u>26th</u> day of <u>May</u> 20<u>00</u> at <u>3:25</u> ☐ AM ☒ PM (Specifically include facts constituting cause for arrest)			
Officers of the Lake Worth Police Department responded to 1300 Barnett Drive, Lake Worth Middle School, Lake Worth, Palm Beach County, Florida in reference to a shooting that just occurred. Upon arriving on the scene Ofc. Gideos and Ofc. Bakke located the victim Mr. Barry Grunow in the doorway of room #301 bleeding from a possible gunshot wound to the head. Ofc. Gideos and Bakke both began to administer first aid and radioed to set up a perimeter as the suspect was still at large. LW Medics arrived minutes later and pronounced Mr. Grunow dead at the scene. Other officers arrived on the scene and a perimeter was established. Ofc. Mahoney took up a position at 17th Ave. North and I-95 where he witnessed a B/M juvenile walking east from I-95. As he approached this B/M he noticed him raise his hands up in the air and as he got closer the B/M went down on his knees. Ofc. Mahoney recognized this B/M as "Nate" from previous encounters and asked him what he was doing as he exited his marked patrol vehicle. "Nate" responded, "I shot somebody". Ofc. Mahoney approached carefully and placed his hands on "Nates" arms and asked where the gun was? Nate replied, "It's in my pocket". Ofc. Mahoney put Nate in handcuffs and recovered a .25 calibre Raven serial #1528353 handgun from his front, right pocket. Ofc. Mahoney then secured Nate in his vehicle. I arrived on the scene with Det. Gatti at 1530hrs and began interviewing witnesses. According to teacher Mr. John James he heard a loud bang outside his classroom door (#303) and went out to investigate. Upon exiting he saw B/M Nathaniel Brazill 09-22-86 walking in the hallway with a silver handgun. Mr. James said N. Brazill pointed the gun at him and said, "Don't bother me Mr. James". Mr. James said N. Brazill then went into room #307 and fled through the emergency exit. Witness Amanda Grunwald who is a student in the victim's room, saw N. Brazill with a small silver gun pointed at Mr. Grunow and then heard a shot. Witness Ryan Otero who is a student in the victim's room, heard one shot and saw Mr. Grunow fall to the ground. He then heard "Nate" say, "Oh shit", and then saw him run away from the area. Witness Tam Mangano who is a student in the victim's class was standing behind Mr. Grunow when "Nate" approached the door and asked Mr. Grunow if he could talk to Dinora and Vonae. Mr. Grunow denied Nate entry to the class. At this point Nate pointed a silver handgun directly at Mr. Grunow's face. Shortly thereafter she heard one shot and observed Mr. Grunow fall directly to the floor and start to bleed. Miss Mangano then saw Nate fleeing from			
Sworn and subscribed before me		Signature of Arresting / Investigating Officer	
Notary Public / Clerk of Court / Police Officer		Det. Steven J. Venetucci	
05-26-00		Name of Officer (Please Print)	
Date		05-26-00	
		Date	

DISTRIBUTION: 1st WHITE - COURT 2nd WHITE - RECORDS GREEN - STATE ATTY. YELLOW - CID PINK - PRESS BLOTTER GOLD - BLOTTER UNIFORMITY

OBT Number		PROBABLE CAUSE AFFIDAVIT CONTINUATION				1	Juv.	Y
ADMIN	Agency ORT Number	Agency Name	1. Arrest	2. N.T.A.	3. Req. for Warrant	4. Req. for Copies		
	FL0500600	LAKE WORTH POLICE DEPARTMENT						
	Name (Last, First, Middle)		Aliases		Race	Sex	Date of Birth	
	Brazill, Nathaniel				B	M	09-22-86	
DEF	Det. Gatti then interviewed witnesses W/F Dlnora Rosales, B/F Loren Looney, and B/F Vonaa Wana who confirmed information provided by Tam Mangano. Both D. Rosales and L. Looney said they saw Nate flee the scene. L. Looney added that she heard Mr. Grunow say, "Stop pointing that gun at me Nate". Witness Guerty Chery who is a student in Mr. James' class saw "Nate" with a silver gun in his hand and heard Nate say, "Get away from me Mr. James". Det. Gatti spoke with Guidance Counselor Kevin Hinds who advised that he spoke with Nathaniel Brazill earlier in the day for throwing water balloons at other students. K. Hinds counseled N. Brazill for his behavior and sent him home. K. Hinds watched N. Brazill walk off the campus. After speaking with the witnesses Det. Gatti and I went and spoke with Ofc. Matthew Baxter who informed us that he and Ofc. Rose observed a B/M, later identified as Nathaniel Brazill, arrive back on school property on a bicycle. They recovered the Magna BMX bicycle behind a vehicle on the N/E side of school property, but N. Brazill was not around. Ofc. Baxter then informed us that the incident was captured on the school surveillance camera. Det. Gatti and I along with Ofc. Baxter, Ofc. Rose, Lt. Schappert and Det. Stull viewed the videotape which showed N. Brazill shoot the victim, assault Mr. John James and flee through room #307. The videotape corroborated the information provided by eyewitnesses at the scene. After returning to the Lake Worth Police Department I met with Det. Daniel Boland who conducted a taped statement with N. Brazill following a Miranda waiver. According to N. Brazill he left school after being disciplined for throwing water balloons. He then went home and got a gun that he had taken days earlier from his grandfather's residence. N. Brazill said he returned to school and went to Mr. Grunow's room to speak with two friends when he was met at the door by Mr. Grunow. He asked Mr. Grunow if he could speak to his friends, but was denied. He said Mr. Grunow then pushed him and told him to return to class. At which time N. Brazill said he removed the gun from his pocket and shot Mr. Grunow once. He said as he was fleeing he pointed the gun at Mr. James and later fled through an empty classroom. He added that he later fled and turned himself into Ofc. Mahoney. Based on the aforementioned facts and the fact that the murder was caught on video surveillance and witnessed by multiple students and faculty who verified the sequence of events and identity of N. Brazill, I believe probable cause exists to charge him with murder F.S.S. 782.04(1)(a)1 and aggravated assault 784.021(1)a.							
ADMINISTRATIVE	Sworn and subscribed before me		<i>[Signature]</i> Notary Public / Clerk of Court / Police Officer 05-26-00 Date					
			<i>[Signature]</i> Signature of Arresting / Investigating Officer Det. Steven J. Venetucci Name of Officer (Please Print) 05-26-00 Date					
			Page 3 of 3					

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