



COMPLAINT
Magistrates Court of South Australia
 www.courts.sa.gov.au
 Summary Procedure Act, 1921
 Section 49

COPY
 ORIGINAL

Court Use

Date Filed

Complainant

Name: THE UNDERSIGNED A MEMBER OF SOUTH AUSTRALIA POLICE

Address: PORT PIRIE PROSECUTION UNIT
18 MAIN ROAD, PORT PIRIE SA 5540

16/T64108 Jacqueline Carol PEARCE
 Complainant's Reference

Disqualification Reference
 [REDACTED]

Telephone
 [REDACTED]

Defendant

Name: PEARCE, Jacqueline Carol DOB: [REDACTED]
 Surname Given Name DD/MM/YYYY

Address: [REDACTED]
 Street
[REDACTED]
 City / Town / Suburb State Postcode

Licence Number

Offence details

1. On Thursday the 4th day of February 2016 at PORT PIRIE in the said State, behaved in a disorderly manner in a public place, namely Main Road. Section 7(1)(a) of the Summary Offences Act 1953. This is a summary offence

2. On Thursday the 4th day of February 2016 at PORT PIRIE in the said State, resisted [REDACTED] a member of the Police Force in the execution of his duty. Section 6(2) of the Summary Offences Act 1953. This is a summary offence

Other orders sought (forfeiture, compensation, additional penalty, destruction or the like – Rule 15.03)

_____ Date _____ Complainant _____ Witness
 (Registrar, Deputy Registrar or Justice of the Peace)
 (Not required if Complainant is a Public Authority)

* INJURIES / SHOULDERS SUSTAINED - [REDACTED]
ARREST

BEFORE THIS

* [REDACTED] WAS NOT PRESENT

* STATED SITTING IN FRONT OFFICE - [REDACTED]
WITH [REDACTED] - [REDACTED] IN SERGEANTS OFFICE

COPY
CONFLECTING

PRINTED SOUTH AUSTRALIA POLICE DEPARTMENT
POLICE APPREHENSION REPORT

AP No : 16/T64108
Report Job Submitted By I.D.: 7409/0

Run Date : 23/02/2016
Run Time : 03:02
Page : 1

OFFENCE DETAILS - SUMMARY OF EVIDENCE

BRIEF OVERVIEW

Count 1

On Thursday the 4th of February 2016 at PORT PIRIE the accused, Jacqueline Carol PEARCE, behaved in a disorderly manner in a public place, namely Main Rd, by screaming and swearing repeatedly.

Count 2

On Thursday the 4th of February 2016 at PORT PIRIE the accused, Jacqueline Carol PEARCE, resisted [REDACTED] a member of the Police Force in the execution of his duty by tensing her arms and kicking as police attempted to apply handcuffs.

POLICE

Count 1

At about 10.10 pm on Thursday the 4th of February 2016 police [REDACTED] was on uniform mobile patrol whilst on the computer in the front office of the Port Pirie Police Station. This office has a window facing outwards onto Main Road, PORT PIRIE.

At this time police could hear a female voice screaming out 'You fucking dogs' and 'Fuck you cunts' from the street. [REDACTED] looked out the window and saw the accused, walking in a north westerly direction on the footpath. The accused saw police through the window and screamed 'You fucking pigs'.

Police [REDACTED] walked outside the front entrance to the station as the accused kept walking towards MCDONALDS, still yelling 'Fucking dogs' repeatedly. The accused was about 50 metres from police, yelling loudly enough that it was easy for police to hear. Numerous members of the public were present in the carpark to the nearby WHADDA-SPUD shop and MCDONALDS restaurant.

[REDACTED] walked after the accused as [REDACTED] drove a police fleet to her location. As police caught up with her in the MCDONALDS front car park, the accused shrieked 'Fuck off cunts!' This was in front of about 5 people in the carpark.

Count 2

[REDACTED] took hold of her right arm of the accused and informed her she was under arrest for disorderly behaviour. [REDACTED] took hold of the left arm of the accused, as she tensed her arms and thrashed her feet around. Police [REDACTED] attended and began to assist with handcuffing, as the accused continued to tense and try to pull her arms free. Considerable force had to be used to move her arms into position behind her back.

As the cuffs were being applied, the accused kicked her leg out backwards, which hit [REDACTED] in his leg (nil injury sustained).

The accused was eventually handcuffed, searched, placed into a police fleet,

WAS NOT INTOXICATED

PRIN110B

SOUTH AUSTRALIA POLICE DEPARTMENT
POLICE APPREHENSION REPORT

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Page : 2

advised of her arrest rights and conveyed to the Port Pirie Police Station.

The accused was charged with disorderly behaviour and resist arrest before being released on bail.

The accused was identified as she is known to police.

ACCUSED

The accused in this matter is Jacqueline Carol PEARCE.

No record of interview was conducted with the accused due to her intoxicated state and aggressive demeanour.

*WHADDASPUD - NON EXISTANT
PIZZA HUT IS NEIGHBOURING BUSINESS
* BROCKHOUSE / MUHSIN ONLY 2 OFFICERS PRESENT

Continuance of AFFIDAVIT of: [REDACTED]

station in a North Westerly direction. The accused looked at me as I looked out the window, shrieking "You fucking pigs."

6. I walked out of the front foyer of the station onto Main Road in company with Senior Constable [REDACTED], who had been in the station typing room. The accused continued to walk towards MCDONALDS and shrieked "Fucking dogs" again. The yelling of the accused was loud, and would have been easily audible to numerous members of the public present at MCDONALDS and the neighbouring WHADDASPUD business.
7. [REDACTED] began following the accused on foot, as I ran out to the rear of the station to collect my police fleet. I drove around to the MCDONALDS car park and got out of the fleet. The accused was in the carpark, as [REDACTED] also approached on foot from the opposite direction. The accused screamed "Fuck off cunts!" as we approached.
8. I took hold of her right arm as [REDACTED] took hold of her left. As I did this I advised the accused she was under arrest for disorderly behaviour.
9. I could feel the accused tensing her arm in close to her body, and began thrashing her feet around. Brevet Sergeant [REDACTED] and Senior Constable [REDACTED] attended the scene and assisted. The accused continued to struggle as she was held against the bonnet of the fleet to assist in an attempt to handcuff her safely.

Deponent's Signature: _____

Date: 14/05/2016

Witnessed By: _____

(Signature of person before whom affidavit *sworn / affirmed and declared)

* Strike out whichever is inapplicable

REFER TO PHOTOGRAPHIC EVIDENCE / MEDICAL RECORDS
POLICE BRUTALITY - INJURIES SUSTAINED (EXTREME)
PERMANENT / 2020 STILL PRESENT / SUFFERING.

Continuance of AFFIDAVIT of: [REDACTED]

10. The accused lashed her legs around, I saw one leg clip the leg of [REDACTED]. The accused was eventually handcuffed to the rear, placed into the rear of the police fleet. The accused was conveyed to the Port Pirie Police Station and advised of her arrest rights.
11. The accused was charged with disorderly behaviour and resist arrest.
12. The accused appeared to be either under the influence of alcohol or drugs, or suffer from possible mental health issues due to her erratic and bizarre temperament whilst in police custody.
13. I have had no further dealings in the matter.

~~*SWORN AT~~ / AFFIRMED AND DECLARED AT PORT PIRIE

by the above named deponent, this 14th day of May 20 16


(SIGNATURE OF DEPONENT)

Before me:


(Signature of person before whom affidavit *sworn / affirmed and declared)

Proclaimed Police Officer Justice of the Peace

Other: (Specify) _____

[REDACTED]
(Name)

[REDACTED]
(ID / Signing ID)

PPPS
(Station / Suburb)

*DAYLIGHT HOURS - WALKING HOME FOLLOWING
*RELEASE - WAS ALREADY PARKED IN CARPARK

Registry "GRAB HER" - POLICE
File No RADIO



AFFIDAVIT

IN THE MAGISTRATES COURT
OF SOUTH AUSTRALIA AT
PORT PIRIE

BETWEEN
POLICE
(NAME OF INFORMANT / COMPLAINANT*)
AND
Jacqueline PEARCE
(DEFENDANT)

I, of PORT PIRIE, in the State of South Australia, affirm and declare as follows:

1. I am a Constable of police identification currently stationed at PORT PIRIE Police Station.
2. I am compiling this statement at about 5:40 p.m. on Sunday the 22nd of May 2015, at PORT PIRIE.
3. At about 10:08 p.m. on Thursday the 4th of February 2016 I was on uniform patrol duty carrying out some admin in the typing room of the Port Pirie Police Station at which point I heard a female's voice shouting abuse outside the front of the Police Station, Main Road, PORT PIRIE.
4. At that point, I spoke with Senior Constable who was in the Sgts Office and had heard the same disturbance and we both exited the Police station via the front entrance to assess what was happening. As I exited the Police station, I saw a female later identified to me as Jacqueline PEARCE, walking West along the footpath shouting "what the fuck are you looking at, fucking pigs."
5. She swiftly walked towards McDonalds whilst continuing to shout abuse towards me and as I ran towards her in order to talk to her about her behaviour, she began running away from me still shouting abuse in full view of other members of the public.

Deponent's Signature:

Witnessed By:
(Signature of person before whom affidavit affirmed and declared)

Date: 22.10.16

* Strike out whichever is inapplicable

Continuance of AFFIDAVIT of: [REDACTED]

- 6. I eventually caught up with PEARCE and attempted to calm her down by speaking to her however she kept shouting "Fuck of Cunt, you are all the same". Senior Constable [REDACTED] drove around towards my location in a marked Police Vehicle at which point he arrested PEARCE for Disorderly Behaviour. As we both grabbed her arms in order to hand cuff her, she began resisting arrest by struggling, pushing and pulling her arms and kicking with her legs and refusing to enter the Police Vehicle.

- 7. Brevet Sergeant [REDACTED] and Senior Constable [REDACTED] were nearby and also attended the scene in order to assist. PEARCE was eventually handcuffed to the rear and placed into the rear of the marked Police vehicle after which she was conveyed to the PORT PIRIE Police Station and presented at the charge counter where she was given her rights in full.

- 8. I have had no other dealings with this female since that incident.

AFFIRMED AND DECLARED AT

PORT PIRIE

by the above named deponent, this 22nd day of May 20 16.

(SIGNATURE OF DEPONENT)

Before me:

(Signature of person before whom affidavit affirmed and declared)

Proclaimed Police Officer Justice of the Peace

Other: (Specify)

(Name)

(ID / Signing ID)

PORT PIRIE
(Station / Suburb)

HAVE NOT DRANK IN SPORTSMAN TAVERN EVER
WAS AT CENTRAL HOTEL - BARRING NOTICE

Continuance of AFFIDAVIT of: _____

7. I then began talking to an unknown male who stated that he had been drinking with the female at the Sportsman Tavern earlier in the night. He was attempting to assist police in calming the female down and getting her in the police fleet.
8. _____ then left MCDONALDS carpark with the female in the rear of his police fleet.
9. I then resumed normal duties and had no further dealings with this matter.

AFFIRMED AND DECLARED AT _____

Crystal Brook

by the above named deponent, this _____

23rd

day of _____

May

20 16

[Handwritten Signature]

(SIGNATURE OF DEPONENT)

Before me: _____

(Signature of person before whom affidavit affirmed and declared)

Proclaimed Police Officer

Justice of the Peace

Other: (Specify)

(Name) _____

(ID / Signing ID) _____

(Station / Suburb) _____

Crystal Brook

Brevet Sergeant _____
Proclaimed Police Officer
Crystal Brook Police Station



Continuance of AFFIDAVIT of: _____

station in a North Westerly direction. The accused looked at me as I looked out the window, shrieking "You fucking pigs."

- 6. I walked out of the front foyer of the station onto Main Road in company with Senior Constable _____, who had been in the station typing room. The accused continued to walk towards MCDONALDS and shrieked "Fucking dogs" again. The yelling of the accused was loud, and would have been easily audible to numerous members of the public present at MCDONALDS and the neighbouring WHADDASPUD business.
- 7. _____ began following the accused on foot, as I ran out to the rear of the station to collect my police fleet. I drove around to the MCDONALDS car park and got out of the fleet. The accused was in the carpark, as _____ also approached on foot from the opposite direction. The accused screamed "Fuck off cunts!" as we approached.
- 8. I took hold of her right arm as _____ took hold of her left. As I did this I advised the accused she was under arrest for disorderly behaviour.
- 9. I could feel the accused tensing her arm in close to her body, and began thrashing her feet around. Brevet Sergeant _____ and Senior Constable _____ attended the scene and assisted. The accused continued to struggle as she was held against the bonnet of the fleet to assist in an attempt to handcuff her safely.

- INJURIES SUGGEST POLICE BRUTAL EXCESSIVE FORCE

Deponent's Signature: _____

Date: 14/05/2016

Witnessed By: _____

(Signature of person before whom affidavit *sworn / affirmed and declared)

* Strike out whichever is inapplicable

Continuance of AFFIDAVIT of: [REDACTED]

- 10. The accused lashed her legs around, I saw one leg clip the leg of [REDACTED]. The accused was eventually handcuffed to the rear, placed into the rear of the police fleet. The accused was conveyed to the Port Pirie Police Station and advised of her arrest rights. * CONTRADICTION REAR OR BONNE
- 11. The accused was charged with disorderly behaviour and resist arrest.
- 12. The accused appeared to be either under the influence of alcohol or drugs, or suffer from possible mental health issues due to her erratic and bizarre temperament whilst in police custody.
- 13. I have had no further dealings in the matter.

~~*SWORN AT~~ / AFFIRMED AND DECLARED AT PORT PIRIE
by the above named deponent, this 14th day of May 20 16

Before me: [Signature] (SIGNATURE OF DEPONENT)

Proclaimed Police Officer Justice of the Peace
 Other: (Specify) _____

[REDACTED] PPPS
(Name) (ID / Signing ID) (Station / Suburb)

* FALSIFIED STATEMENT - WAS NOT PRESENT
ONLY 2 OFFICERS PRESENT / [REDACTED]

Reg
File

PD114



AFFIDAVIT

IN THE MAGISTRATES COURT
OF SOUTH AUSTRALIA AT
PORT PIRIE

BETWEEN
POLICE
(NAME OF INFORMANT / COMPLAINANT*)
AND
Jacqueline PEARCE
(DEFENDANT)

I, [REDACTED] of CRYSTAL BROOK POLICE, in the State of South Australia, make oath and say as follows:

1. I am a Brevet Sergeant of Police, identification number [REDACTED] currently stationed at the Crystal Brook Police Station. I commenced this statement on Monday the 23rd of May 2016.
2. At about 10.10 p.m. on Thursday the 4th of February 2016, on was on uniform mobile patrol in company with Senior Constable Scott [REDACTED] in a marked police car. At this time I was sitting in the front passenger seat and we were stopped in the drive-thru at the McDonalds Restaurant on Main Road, PORT PIRIE, obtaining a meal. Our vehicle was facing northeast towards Main Road, PORT PIRIE as we drove through the drive-thru.
3. At this time I heard a female yelling and swearing in a loud voice. The shouting sounded as if it was nearby, but I could not determine exactly where it was coming from. I was also unable to hear exactly what the female was saying.

Deponent's Signature: _____

Date: _____

23/5/16

Witnessed By: _____

(Signature of person before whom affidavit sworn)

* Strike out whichever is inapplicable

UNABLE TO HEAR EXACTLY - CARPARK 10-20 METRES FROM
CARPARK POSITION ON EXIT
20-50 METRES FROM CARPARK - DRIVETHRU STARTING
POINT

Continuance of AFFIDAVIT of: [REDACTED]

4. As we drove out of the drive-thru and turned right to go past the front of the restaurant, I could see a female walking in a northerly direction along Main Road. The female was yelling and swearing in a loud clearly audible voice. I heard the female saying words like, "fuck" and "fucking dogs", or something similar. I also observed Senior Constable [REDACTED] [REDACTED] following the female on foot.
5. Senior Constable [REDACTED] parked the police vehicle in the carpark in front of McDonalds. I saw Senior Constable [REDACTED] attempt to apprehend the female who was continuing to yell and swear at him in a loud voice. She was telling him to "fuck off."
6. I saw another police vehicle drive into the carpark at the front of the McDonalds restaurant. I then saw Constable Gary [REDACTED] alight from the police vehicle and immediately assist Senior Constable [REDACTED] in arresting the female. The female was yelling and swearing at both of them. She was using words such as "Fuck" and "Cunt", repeatedly.
7. Senior Constable [REDACTED] and I alighted from the police vehicle and approached Senior Constable [REDACTED] and Constable [REDACTED] to assist in controlling the agitated female. There was a group of about three (3) males standing in the vicinity that also appeared to be trying to calm the female down. There were both male and female patrons leaving the restaurant of varying ages that would have seen and heard the female yelling and swearing.

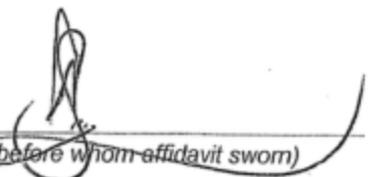
Deponent's Signature: _____

Date: _____


23/5/10

Witnessed By: _____

(Signature of person before whom affidavit sworn)



* Strike out whichever is inapplicable

Continuance of AFFIDAVIT of: _____



SWORN AT

POST PINE

by the above named deponent, this

23rd

day of

May

20

16

Before me:



(Signature of person before whom affidavit sworn)

[Handwritten Signature]

(SIGNATURE OF DEPONENT)

Proclaimed Police Officer

Justice of the Peace

Other: (Specify) _____

(Name)

(ID / Signing ID)

POST PINE
(Station / Suburb)

*SCOTT TREVITHICK - WAS NOT PRESENT / DID NOT DO A WITNESS STATEMENT / FALSIFIED

Continuance of AFFIDAVIT of: _____

8. The female was violently thrashing her body around in an attempt to break free from Constable [REDACTED] and Senior Constable [REDACTED] grip. Senior Constable [REDACTED] assisted them in handcuffing the agitated female.
9. * I spoke to a male now known to me as, Scott TREVITHICK who was standing in the vicinity, attempting to calm the female down. He stated he did not know the female but further stated he had been drinking with her earlier in the night at the Sportsman Tavern.
10. The female was then placed in the back of the police vehicle and conveyed to the Port Pirie Police Station by Constable [REDACTED]. Senior Constable [REDACTED] and I left McDonalds and returned to CRYSTAL BROOK. I had no further dealings with this matter.

Deponent's Signature: _____
Date: 27 15 116

Witnessed By: _____
(Signature of person before whom affidavit sworn)

* Strike out whichever is inapplicable

Continuance of AFFIDAVIT of: _____

4. As we drove out of the drive-thru and turned right to go past the front of the restaurant, I could see a female walking in a northerly direction along Main Road. The female was yelling and swearing in a loud clearly audible voice. I heard the female saying words like, "fuck" and "fucking dogs", or something similar. I also observed Senior Constable _____ following the female on foot.

5. Senior Constable _____ parked the police vehicle in the carpark in front of McDonalds. I saw Senior Constable _____ attempt to apprehend the female who was continuing to yell and swear at him in a loud voice. She was telling him to "fuck off."

6. I saw another police vehicle drive into the carpark at the front of the McDonalds restaurant. I then saw Constable _____ alight from the police vehicle and immediately assist Senior Constable _____ in arresting the female. The female was yelling and swearing at both of them. She was using words such as "Fuck" and "Cunt", repeatedly.

7. Senior Constable _____ and I alighted from the police vehicle and approached Senior Constable _____ and Constable _____ to assist in controlling the agitated female. There was a group of about three (3) males standing in the vicinity that also appeared to be trying to calm the female down. There were both male and female patrons leaving the restaurant of varying ages that would have seen and heard the female yelling and swearing.

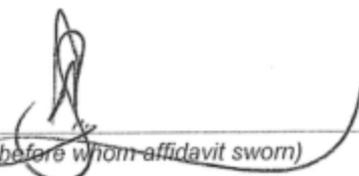
Deponent's Signature: _____

Date: _____


23/5/10

Witnessed By: _____

(Signature of person before whom affidavit sworn)



* Strike out whichever is inapplicable

Continuance of AFFIDAVIT of: _____

8. The female was violently thrashing her body around in an attempt to break free from Constable _____ and Senior Constable _____'s grip. Senior Constable _____ assisted them in handcuffing the agitated female.

9. I spoke to a male now known to me as, Scott TREVITHICK who was standing in the vicinity, attempting to calm the female down. He stated he did not know the female but further stated he had been drinking with her earlier in the night at the Sportsman Tavern.

10. The female was then placed in the back of the police vehicle and conveyed to the Port Pirie Police Station by Constable _____, Senior Constable _____ and I left McDonalds and returned to CRYSTAL BROOK. I had no further dealings with this matter.

Deponent's Signature: _____

Date: _____

27 15 16

Witnessed By: _____

(Signature of person before whom affidavit sworn)

* Strike out whichever is inapplicable