

I, the undersigned complainant, request that a criminal complaint issue against the accused charging the offense(s) listed below. If the accused HAS NOT BEEN ARRESTED and the charges involve: ONLY MISDEMEANOR(S), I request a hearing WITHOUT NOTICE because of an imminent threat of BODILY INJURY COMMISSION OF A CRIME FLIGHT WITH NOTICE to accused. ONE OR MORE FELONIES, I request a hearing WITHOUT NOTICE WITH NOTICE to accused. WARRANT is requested because prosecutor represents that accused may not appear unless arrested.

Attleboro District Court 88 North Main Street Attleboro, MA 02703 ARREST STATUS OF ACCUSED HAS NOT been arrested

INFORMATION ABOUT ACCUSED

NAME (FIRST MI LAST) AND ADDRESS: Joel S Devine, Attleboro, MA, 02703. BIRTH DATE, SOCIAL SECURITY NUMBER, PCF NO., MARITAL STATUS, DRIVERS LICENSE NO., STATE MA, GENDER M, HEIGHT 71, WEIGHT, EYES Unknown. HAIR Unknown, RACE W, COMPLEXION, SCARS/MARKS/TATTOOS, INTERPRETER NEEDED, BIRTH STATE OR COUNTRY, DAY PHONE 5083455827. EMPLOYER/SCHOOL: Massachusetts State Police. MOTHER'S MAIDEN NAME, FATHER'S NAME.

CASE INFORMATION

COMPLAINANT NAME (FIRST MI LAST): OFC. KATELYN A HART. COMPLAINT TYPE: POLICE. PD: ATT. ADDRESS: 12 Union Street, Attleboro, MA 02703. PLACE OF OFFENSE: 00867 WEST ST. INCIDENT REPORT NO.: 2100001977. OBTN: TATT0A0854381. CITATION NO(S).

OFFENSE CODE 265/13M/A, DESCRIPTION ASSAULT ON FAMILY / HOUSEHOLD MEMBER c265 §13M(a), OFFENSE DATE 07/01/2020. VARIABLES: Victim. OFFENSE CODE 265/15B/A, DESCRIPTION ASSAULT W/DANGEROUS WEAPON c265 §15B(b), OFFENSE DATE 07/01/2020. VARIABLES: TYPE OF DANGEROUS WEAPON: Firearm, NAME OF VICTIM. OFFENSE CODE 275/2, DESCRIPTION THREAT TO COMMIT CRIME c275 §2, OFFENSE DATE 07/01/2020. VARIABLES: OFFENSE THREATENED: To Kill.

REMARKS, COMPLAINANT'S SIGNATURE X, DATE FILED 01/09/2021

COURT USE ONLY: A HEARING UPON THIS COMPLAINT APPLICATION WILL BE HELD AT THE ABOVE COURT ADDRESS ON DATE OF HEARING AT TIME OF HEARING COURT USE ONLY

PROCESSING OF NON-ARREST APPLICATION (COURT USE ONLY)

DATE, NOTICE SENT OF CLERK'S HEARING SCHEDULED ON, NOTICE SENT OF JUDGE'S HEARING SCHEDULED ON, HEARING CONTINUED TO: APPLICATION DECIDED WITHOUT NOTICE TO ACCUSED BECAUSE: IMMINENT THREAT OF BODILY INJURY CRIME FLIGHT BY ACCUSED. FELONY CHARGED AND POLICE DO NOT REQUEST NOTICE. FELONY CHARGED BY CIVILIAN; NO NOTICE AT CLERK'S DISCRETION.

COMPLAINT TO ISSUE / COMPLAINT DENIED

DATE 1/9/21, PROBABLE CAUSE FOUND FOR ABOVE OFFENSE(S) NO(S) 1, 2, 3. BASED ON FACTS SET FORTH IN ATTACHED STATEMENT(S) TESTIMONY RECORDED: TAPE NO. START NO. END NO. WARRANT SUMMONS TO ISSUE SCHEDULED ARRAIGNMENT DATE: NO PROBABLE CAUSE FOUND REQUEST OF COMPLAINANT FAILURE TO PROSECUTE AGREEMENT OF BOTH PARTIES OTHER: COMMENT

APPLICATION FOR CRIMINAL COMPLAINT		APPLICATION NO. (COURT USE ONLY)	PAGE 2 of 4	Trial Court of Massachusetts District Court Department	
I, the undersigned complainant, request that a criminal complaint issue against the accused charging the offense(s) listed below. If the accused HAS NOT BEEN ARRESTED and the charges involve:				Attleboro District Court 88 North Main Street Attleboro, MA 02703	
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INFORMATION ABOUT ACCUSED					
NAME (FIRST MI LAST) AND ADDRESS Joel S Devine [REDACTED] Attleboro, MA, 02703			BIRTH DATE [REDACTED]	SOCIAL SECURITY NUMBER [REDACTED]	
			PCF NO.	MARITAL STATUS	
			DRIVERS LICENSE NO. [REDACTED]	STATE MA	
			GENDER M	HEIGHT 71	WEIGHT [REDACTED]
					EYES Unknown
HAIR Unknown	RACE W	COMPLEXION	SCARS/MARKS/TATTOOS	INTERPRETER NEEDED (language)	BIRTH STATE OR COUNTRY
				DAY PHONE 5083455827	
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OFFENSE CODE 265/13M/A	DESCRIPTION ASSAULT ON FAMILY / HOUSEHOLD MEMBER c265 §13M(a)			OFFENSE DATE 08/01/2020	
1 VARIABLES (e.g. victim name, controlled substance, type and value of property, other variable information; see Complaint Language Manual) Victim: [REDACTED]					
OFFENSE CODE 265/15B/A	DESCRIPTION ASSAULT W/DANGEROUS WEAPON c265 §15B(b)			OFFENSE DATE 08/01/2020	
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OFFENSE CODE 265/13M/A	DESCRIPTION ASSAULT ON FAMILY / HOUSEHOLD MEMBER c265 §13M(a)			OFFENSE DATE 08/15/2020	
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Attleboro Police

12 Union Street, Attleboro MA 02703
(508) 222-1212

Report #: 210001977 - 00001066

SUPPLEMENTARY

CFS NO 2100001977	INCIDENT DATE 01/09/2021 01/09/2021	INCIDENT TIME 13:58:30	DATE OF RPT 01/09/2021	TIME OF RPT 18:29	DAY OF WEEK OCCURRED Saturday	DAY OF WEEK REPORTED Saturday
TYPE OF INCIDENT DOMESTIC			INCIDENT CODE 2004	INVESTIGATING OFFICER Patrol Officer HART, KATELYN A.		BADGE NO 53075
INCIDENT ADDRESS [REDACTED] Attleboro 02703				APT NO.	PREMISE NAME [REDACTED]	TOWN CODE T16

OFFENSE	LOCAL X-REF CODE	IBR CODE	ATT/COMP	OFFENSE DESC
Aggravated Assault	13A	13A	Completed	Residence/home

STATUS CODE C=COMPLAINANT V=VICTIM A=ARRESTEE J=JUVENILE M=MISSING W=WITNESS O=OFFENDER/ACCUSED T=TOT

STATUS	NAME	SEX	RACE	D.O.B.	TELEPHONE	CITY	STATE & NO.
V	[REDACTED]	F	W	[REDACTED]	Cel [REDACTED]	MA	[REDACTED]
Address: [REDACTED]							
A O	Devine, Joel S	M	W	[REDACTED]	Cel [REDACTED]	MA	[REDACTED]
Address: [REDACTED] Attleboro MA 02703							
H	Sanchez, Miguel A	M	W	[REDACTED]	Cel [REDACTED]	MA	[REDACTED]
Address: [REDACTED] Chelsea MA 02150							

ARRESTEE NAME	CHARGES	CNTS	COURT DATE	BOND
Devine, Joel S	265/13M/A ASSAULT ON FAMILY / HOUSEHOLD MEMBER C2	1		\$
	265/13M/A ASSAULT ON FAMILY / HOUSEHOLD MEMBER C2	1		\$
	265/13M/A ASSAULT ON FAMILY / HOUSEHOLD MEMBER C2	1		\$
	265/13M/A ASSAULT ON FAMILY / HOUSEHOLD MEMBER C2	1		\$
	265/15B/A ASSAULT W/DANGEROUS WEAPON C265 §15B(f)	1		\$
	265/15B/A ASSAULT W/DANGEROUS WEAPON C265 §15B(f)	1		\$
	265/15B/A ASSAULT W/DANGEROUS WEAPON C265 §15B(f)	1		\$
	265/15B/A ASSAULT W/DANGEROUS WEAPON C265 §15B(f)	1		\$
	275/2 THREAT TO COMMIT CRIME C275 §2	1		\$
	275/2 THREAT TO COMMIT CRIME C275 §2	1		\$
	275/2 THREAT TO COMMIT CRIME C275 §2	1		\$
	275/2 THREAT TO COMMIT CRIME C275 §2	1		\$

PROPERTY 2=BURNED 3=COUNTERFEIT/FORGED 4=DAMAGED/DESTROYED 5=RECOVERED 6=SEIZED 7=STOLEN 8=UNKNOWN 9=FOUND E=EVIDENCE

CD	QTY	DESCRIPTION	BRAND	MODEL	VIN/SERIAL NO.	EST VALUE
E	1	Other				
Description: Disc: Interview of [REDACTED]						

On January 09, 2021 at approximately 1:58 P.M. Officer Hart responded to the Attleboro Police Department lobby for a report of a past domestic.

Due to the sensitive nature of this investigation and the seriousness of the allegations provided the victim will be identified by the pseudonym "Jane." Jane's true identity is known to the Attleboro Police Department and can be shared with any entitled agency.

Upon arrival, Officer Hart met with the reporting party, Jane, and Chelsea Massachusetts Police Lieutenant Miguel Sanchez (DOB 08/19/1970). Jane explained that she responded to the APD this day to report several previous domestic related incidents that occurred with her ex-boyfriend, identified as Joel

OFFICER SIGNATURE: /OFC. KATELYN A HART/	OFFICER I.D.#: 53075	SIGNATURE DATE: 01/09/2021	SUPERVISOR SIGNATURE: /SGT. RICHARD CAMPION/	SUPERVISOR I.D.#: 50165	SIGNATURE DATE: 01/09/2021
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DEVINE (DOB [REDACTED]). Jane stated that she was previously an intern for the Chelsea Police Department and the Chelsea District Courthouse. Jane reported that throughout the course of her internship she became friends with Lieutenant Sanchez. Jane stated that prior to this date she informed Lieutenant Sanchez of the domestic related incidents with DEVINE and that Lieutenant Sanchez advised her of the need to report these incidents to police.

Jane explained that she and DEVINE met in January of 2018 and shortly afterwards began dating. Jane stated that she and DEVINE were engaged in an on and off substantial dating relationship over the course of three years. Jane reported that throughout those three years she was the victim of six domestic related incidents where she was assaulted by DEVINE. Jane explained that four of these incidents occurred at DEVINE's current residence, [REDACTED], Attleboro MA.

It should be noted that Jane described her relationship with DEVINE as "toxic." Jane stated that she and DEVINE would present themselves as the "perfect couple" in front of others, however that was not the reality of their relationship. Jane stated that DEVINE suffered from depression and that this depression intensified after the death of his best friend in December of 2019. Jane stated that DEVINE often blamed her for his best friends suicide and often told her she was not a good person. Jane described DEVINE as mentally unstable and paranoid. Jane stated that as their relationship progressed DEVINE became increasingly more unstable. Jane stated that she observed DEVINE express his desire to kill himself and threatened to kill her and others on several occasions.

It should be noted that due to the nature of this incident Officer Hart conducted a preliminary interview with Jane in the APD lobby interview room. Upon the completion of this interview APD Detective G. D'Agostino was notified and responded to the station to conduct a formal interview with Jane.

Upon Detective G. D'Agostino's arrival, Jane was escorted to the detective interview room where she was formally interviewed under audio and video recording by Detective G. D'Agostino and Officer Hart.

Throughout the course of the interviews with Jane she disclosed the following information:

Jane stated that the domestic assault began in 2018 while she was attending Bridgewater State University. Jane provided limited details on this incident and reported that at an undisclosed date and time she and DEVINE were involved in an argument on campus. Jane reported that during the course of this argument DEVINE pushed her, causing her to hit her head. Jane stated that as a result of hitting her head

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she sustained a concussion. Jane stated that this incident was never reported to police and that DEVINE convinced her to tell people her head injury was sustained during sexual intercourse.

Jane reported that a second domestic related incident occurred on December 25, 2019 while she and DEVINE were on vacation in Nassau, Bahamas. Jane reported that at this time she and DEVINE were staying at a Hilton Hotel when an argument ensued. Jane stated that during the argument she returned to their hotel room to which DEVINE followed. Jane stated that as the argument escalated DEVINE placed both his hands around her neck and strangled her. Jane reported that during this incident she could not breathe as her airway was being obstructed by DEVINE's hands. Jane stated that she never lost consciousness during this incident and that she was able to break free from DEVINE's grasp. Jane stated that she believed this assault stopped when DEVINE realized that people outside their hotel room may have been able to hear the struggle.

It should be noted that Jane stated that DEVINE was hired by the Massachusetts State Police and began his academy training in January of 2020. Jane stated that DEVINE graduated from the state police academy several months later and estimated his academy graduation was in either May or June of 2020. Jane reported that DEVINE is currently employed at the Massachusetts State Police Holden Barracks and that DEVINE was last known to work the 0000-0800 shift.

Jane stated that DEVINE purchased his current residence, [REDACTED] in the Spring of 2020. Jane reported that DEVINE is the owner of this residence and that he lives alone at this address.

Jane stated that she was involved in four separate domestic related incidents with DEVINE at this residence between July 2020 and September 2020. Jane provided the following information on these incidents:

[REDACTED] Incident #1:

Jane stated that on the weekend of July 4, 2020 she and DEVINE went out to celebrate the holiday weekend in Providence, RI with two of DEVINE's friends. Jane was unable to positively identify these friends, however stated that the male party involved was known to her as "Danny" and the female party was known to her as "Caroline."

Jane stated that while in Providence, RI the group began to "bar hop." Jane reported that at some point during the night DEVINE became upset over the way another male at a bar "checked her out." Jane

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reported that this DEVINE's behavior changed and that he left the bar in anger. Jane reported that following this incident she and DEVINE drove his friends back to [REDACTED] in order for his friends to retrieve their vehicle. Jane stated that once DEVINE's friends left the residence she went to the upstairs bedroom to change her clothes. Jane reported that while she was seated on the bed in DEVINE's bedroom DEVINE entered the room and produced a firearm from his waistband.

Jane stated that DEVINE proceeded to point the firearm at her person and threatened that he would kill her. Jane stated the DEVINE was continually yelling that she (in part) "better not be cheating," "I'm going to kill you" and "you better not embarrass me."

Jane described this firearm as DEVINE's "duty weapon." When asked to explained what she meant by "duty weapon" Jane stated that DEVINE used "the black standard Glock, like what the cops get."

Jane stated that throughout this interaction DEVINE was approximately four feet away from her at the other end of the bed. Jane stated that she was eventually able to "talk DEVINE down" and that he ultimately left the bedroom to spend the night in the downstairs guest bedroom.

Jane reported that she stayed the night at DEVINE's residence following this incident and that she and DEVINE have not spoken about the incident since. Jane reported that she and DEVINE never talked about what happened in their relationship and that they always pretended nothing happened.

[REDACTED] Incident #2:

Jane reported that she was the victim in a second domestic assault by DEVINE at some point during the first week of August 2020. Jane reported that around this time she had been communicating with her doctor regarding her belief that she may be pregnant. Jane stated that DEVINE was aware of the fact that she may be pregnant and that DEVINE confronted her about his desire to have the pregnancy aborted. Jane stated that she told DEVINE that if she was in fact pregnant she would not have an abortion and began walking away. Jane stated that at this time she began to descend the stairs from the second floor to the first floor, at which time DEVINE exclaimed "you better not be pregnant." JANE stated that DEVINE proceeded to follow her down the stairs and pushed her.

Jane stated that as a result of this push she fell down the second half of the stairway and landed on the floor adjacent to the front door of the residence. Jane stated that DEVINE proceeded to stand over her

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and produce a firearm. Jane stated that DEVINE pointed the firearm at her from approximately three feet away. Jane stated that she was in fear that DEVINE was going to injure her and began to plead with him to bring her to CVS to get a pregnancy test. Jane stated that DEVINE then calmed down and drove her to CVS.

Jane stated that as a result of this incident she sustained scrapes on her knees, but was otherwise uninjured. Jane stated that upon returning to [REDACTED] she left DEVINE's residence and the two did not speak for another several days.

[REDACTED] Incident #3:

Jane reported that a short time after this above documented incident she was again the victim of a similar domestic assault by DEVINE. Jane reported that at an unknown date in August of 2020 she and DEVINE were sitting in the yard of his residence drinking alcoholic beverages. Jane stated that at this time DEVINE began to cry heavily about his father's deteriorating physical health and the death of his best friend.

Jane stated that after a period of time she decided to go inside and began cleaning up. Jane stated that she entered the garage and DEVINE followed. Jane stated that DEVINE stated "I'm going to kill myself and kill you." Jane stated that DEVINE produced a firearm and begun waving it in the air and crying. Jane stated that DEVINE then pointed the firearm at her before holding the firearm to his head again stating he was going to kill himself.

Jane stated that she then began to talk to DEVINE to calm him down. Jane stated that she was eventually able to get close enough to DEVINE that he allowed her to hug him. Jane stated that in the course of hugging DEVINE she removed the firearm from his hand and placed it on the hood of his vehicle. Jane stated that she and DEVINE went inside for the remainder of the evening together.

[REDACTED] Incident #4:

Jane reported a fourth incident with DEVINE of a similar nature occurred at the end of September 2020. Jane stated that this incident occurred around DEVINE's birthday and believed the date to be September 28, 2020.

Jane stated that on this date she fell asleep on the couch in the living room of DEVINE's residence.

OFFICER SIGNATURE: /OFC. KATELYN A HART/	OFFICER I.D.#: 53075	SIGNATURE DATE: 01/09/2021	SUPERVISOR SIGNATURE: /SGT. RICHARD CAMPION/	SUPERVISOR I.D.#: 50165	SIGNATURE DATE: 01/09/2021
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Jane stated that she was awoken at approximately 11:00 P.M. to DEVINE pacing around the room with her cell phone in one hand and a firearm in the other. Jane stated that DEVINE was looking through her phone and accusing her of speaking to other men. Jane stated that DEVINE had previously taken her cell phone and blocked numerous males in her contact list and on her social media accounts. Jane stated that DEVINE began to accuse her of unblocking these males when she was not with him. Jane stated that DEVINE stated "I'm going to kill you, you better not embarrass me" and pointed the firearm at her.

Jane stated that at this point she expressed to DEVINE that she wanted to end their relationship, to which DEVINE stated that their relationship was not over and that "he would decide when it is over."

Jane stated that DEVINE then left the room and slept in the guest bedroom for the night. Jane stated that she stayed at the residence and that the two did not talk further about this incident.

It should be noted that Jane stated approximately two weeks after this fourth incident she received a text message from DEVINE stated that he wanted to end their relationship due to Jane obtaining new employment. Jane stated that following their break up she received several text messages from DEVINE inquiring about new boyfriends and the exchange of property. Jane stated that she finally blocked DEVINE on all her accounts in December of 2020.

When asked what prompted her to reported these incidents to police on this date Jane stated that she was aware of at least two prior occasions in which DEVINE threatened to kill Jane's sister or the girlfriend of his deceased friend. Jane stated that DEVINE told her that he wanted her to "know what it was like to loose a sibling." Jane stated that she "could not live with the thought of someone elses life being on her conscious."

A copy of the interview with Detective G. D'Agostino was burned to a CD and later placed into temporary evidence.

Jane further stated that she believed to have observed DEVINE's vehicle parked outside her apartment on two recent occasions.

At this time, Jane was advised of her rights under the 209A domestic abuse law. Jane indicated that she was interested in obtaining a restraining order and completed the appropriate emergency restraining order paperwork.

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Officer Hart contacted on call Judge Paul Cronan who issued this restraining order at approximately 5:25 P.M. on January 09, 2021.

Jane was additionally completed the Domestic Violence Assessment Worksheet (attached).

At this time, Sgt. Campion contacted Massachusetts State Police Lieutenant Timothy Murphy of the Holden Barracks. Sgt. Campion advised Lieutenant Murphy of the ongoing investigation into DEVINE. The APD was subsequently informed by the Massachusetts State Police that DEVINE's current whereabouts were in Keene, NH.

As a result of this investigation, the serious nature of the crimes alleged by Jane and the fact that DEVINE was currently known to be out of state, Officer Hart respectfully requests a warrant be issued for the arrest of JOEL DEVINE for the offenses of assault on a family / household member (4 counts), assault with a dangerous weapon (4 counts), and threat to commit a crime (4 counts).

ELEMENTS:

ASSAULT ON FAMILY / HOUSEHOLD MEMBER c265 §13M(a)

On or about July 2020 JOEL DEVINE did assault [REDACTED], a family or household member as defined in c265 §13M(c), in violation of G.L. c.265, §13M(a).

ASSAULT W/DANGEROUS WEAPON c265 §15B(b)

On or about July 2020 JOEL DEVINE did, by means of a dangerous weapon, a firearm, assault [REDACTED] in violation of G.L. c.265, §15B(b).

THREAT TO COMMIT CRIME c275 §2

On or about July 2020 JOEL DEVINE did threaten to commit a crime against the person or property of another, to wit: kill, in violation of G.L. c.275, §2.

ASSAULT ON FAMILY / HOUSEHOLD MEMBER c265 §13M(a)

On or about August 2020 JOEL DEVINE did assault [REDACTED] a family or household member as defined in c265 §13M(c), in violation of G.L. c.265, §13M(a).

ASSAULT W/DANGEROUS WEAPON c265 §15B(b)

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On or about August 2020 JOEL DEVINE did, by means of a dangerous weapon, a firearm, assault [REDACTED], in violation of G.L. c.265, §15B(b).

THREAT TO COMMIT CRIME c275 §2

On or about August 2020 JOEL DEVINE did threaten to commit a crime against the person or property of another, to wit: kill, in violation of G.L. c.275, §2.

ASSAULT ON FAMILY / HOUSEHOLD MEMBER c265 §13M(a)

On or about mid August 2020 JOEL DEVINE did assault [REDACTED], a family or household member as defined in c265 §13M(c), in violation of G.L. c.265, §13M(a).

ASSAULT W/DANGEROUS WEAPON c265 §15B(b)

On or about mid August 2020 JOEL DEVINE did, by means of a dangerous weapon, a firearm, assault [REDACTED], in violation of G.L. c.265, §15B(b).

THREAT TO COMMIT CRIME c275 §2

On or about mid August 2020 JOEL DEVINE did threaten to commit a crime against the person or property of another, to wit: kill, in violation of G.L. c.275, §2.

ASSAULT ON FAMILY / HOUSEHOLD MEMBER c265 §13M(a)

On or about September 2020 JOEL DEVINE did assault [REDACTED], a family or household member as defined in c265 §13M(c), in violation of G.L. c.265, §13M(a).

ASSAULT W/DANGEROUS WEAPON c265 §15B(b)

On or about September 2020 JOEL DEVINE did, by means of a dangerous weapon, a firearm, assault [REDACTED], in violation of G.L. c.265, §15B(b).

THREAT TO COMMIT CRIME c275 §2

On or about September 2020 JOEL DEVINE did threaten to commit a crime against the person or property of another, to wit: kill, in violation of G.L. c.275, §2.

Respectfully Submitted,

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