

THE CIRCUIT COURT OF THE SIXTH JUDICIAL CIRCUIT
OF THE STATE OF FLORIDA IN AND FOR PINELLAS COUNTY

18-09851-CF-D
522018CF009851000APC

STATE OF FLORIDA

v.

MANSLAUGHTER

MICHAEL DREJKA
PID: 3098963

NOTICE OF INTENT TO USE EVIDENCE
OF OTHER ACTS COMMITTED BY THE DEFENDANT

Comes now, BERNIE McCABE, State Attorney for the Sixth Judicial Circuit of Florida, and hereby files this Notice of Intent to Use Evidence of Other Acts Committed by the Defendant, to-wit:

Between the dates of February and May 2018, at the Circle A Food Store located at 1201 Sunset Point Road, the Defendant initiated a loud verbal confrontation with Richard Kelly over Kelly parking his work vehicle in the handicapped parking spot. This is the same parking spot at issue when Defendant initiated a loud verbal confrontation with Markeis McGlockton's girlfriend, Britany Jacobs, prior to the time Defendant shot and killed Markeis McGlockton.

During Defendant's confrontation with Kelly, Defendant used a racial slur (Kelly and McGlockton are black males) and told Kelly he was going to shoot him. Defendant then went back to his vehicle and reached into the center console area. Kelly got into his work vehicle and left the scene. Defendant has admitted to detectives at the Pinellas County Sheriff's Office he always carries a firearm with him. At that time there was no justification for the use of deadly force, as there was nothing to

indicate Defendant was in danger of imminent death or great bodily harm.

After the confrontation, Defendant called Kelly's boss, John Tyler. Defendant was very angry, and during this conversation Defendant told Tyler he was lucky he did not "blow his employee's head off" or words to that effect.

In addition to speaking with Kelly, Defendant spoke to the owner of the Circle A, Abdalla Salous. Salous told Defendant he needed to stop his behavior--initiating confrontations with people--but the Defendant indicated he could not help it, his behavior gets him in trouble, but he keeps doing it anyway.

The State may use any or all of the following witnesses to establish the above-mentioned acts of the Defendant:

All witnesses previously provided in Discovery.

I HEREBY CERTIFY that a copy of the above has been furnished to Lysa Clifton, Attorney, LAW CLIFTON LAW PLLC, 4590 ULMERTON ROAD, SUITE 106, CLEARWATER, FL 33762, lysa@lysalaw.com, by e-service or personal service or U.S. Mail this 15th day of October, 2018.

BERNIE McCABE, State Attorney
Sixth Judicial Circuit of Florida

By: /s/ Fred Schaub
Assistant State Attorney
Bar No. 477346
SA6eservice@co.pinellas.fl.us
P.O. Box 5028
Clearwater, Florida 33758
(727) 464-6221

[NOTO]
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