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January 9, 2026

Via Electronic Mail and Overnight Delivery

Nicholas Weilhammer
Associate Deputy Attorney General
Office of the Attorney General
Department of Legal Affairs
PL-01 The Capitol
Tallahassee, Florida 32399-1050
Email: Nicholas.Weilhammer@myfloridalegal.com

RE: January 6, 2026, Letter to Frederick J. Murphy, Jr.; City of Winter Haven, Florida
Allegations Concerning Chapter 2024-11, Laws of Florida; Section 125.0231, Florida Statutes

Dear Associate Deputy Attorney General Weilhammer:

As you know from our prior informal electronic correspondence, we serve as City Attorneys for the City of Winter Haven, Florida (“Winter Haven” or “City”). We thank both you and Attorney General Uthmeier for your courtesies and for forwarding us copies of the citizen complaint materials and supporting information received by your office in late October 2025. Please accept this letter as a formal response, on behalf of the City and its officials, to the allegations and assertions raised by the citizen in her complaint and by your office in your January 6, 2026, letter.

To begin, Winter Haven expressly denies that it has allowed its parks, sidewalks, and public spaces to be taken over by homeless individuals. Statistics produced by the Florida Department of Children and Families (“DCF”) indicate that homelessness is on the decline in Winter Haven and its surrounding area. *See, e.g.,* Florida’s Council on Homelessness, *2025 Council on Homelessness Annual Report* at 19-20 (Jun. 2025) (noting (a): the point in time homeless count in Polk County, Florida, reduced 38.94% year over year to 737 in 2025; (b) the sheltered population reduced 7.07% year over year; and (c) the unsheltered population reduced 65.05%, year over year). These reductions are part of a generally observed set of statewide trends which both DCF and the City attribute to Florida’s targeted interventions, increased funding, and continued implementation of evidence-based practices. *See Id.* at 1. At the local government level, these practices and implementations include:

- *Parks*: Municipal law in Winter Haven prohibits individuals from “set[ting] up tents, shacks, or any

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other temporary shelter for the purpose of overnight camping”; *See* § 15-285(14), *Code of Ord. of the City of Winter Haven, Fla.* (“City Code”);

- *Sidewalks and Pedestrian Rights of Way*: Municipal law prohibits individuals from: (1) sitting or lying “upon a publicly owned sidewalk” during daylight hours “in such a manner as to obstruct the free passage of persons” and (2) sitting or lying “upon the entryways to or exitways from a publicly owned building” when open “in such a manner as to obstruct the free passage of persons entering or exiting such building”; *See* § 15-420, *City Code*; and
- *Public Camping, Generally*: County law, which our office has opined is applicable within the City’s corporate limits, prohibits individuals from: (1) “[r]esiding or sleeping in a temporary shelter outdoors, sleeping outdoors, or cooking over an open flame or fire outdoors with the intent to remain overnight” on “public property, including parks, streets, rights-of-way, or any improved or unimproved areas” and (2) storing “camp facilities or camp paraphernalia” such as tents, huts, “tarpaulins, cots, sleeping bags, mattresses, hammocks,” cooking devices, camp stoves, and grills, “with the intent to use them for camping or overnight habitation.” *See* §§ 10.8-152 and 10.8-153, *Code of Ord., Polk County, Fla.*

When combined with ordinary enforcement tools provided by the Florida Legislature, such as laws criminalizing loitering and trespassing on real property (*See* §§ 810.09(1), 856.021(1), Fla. Stat. (2025)), the Baker Act (*See* §§ 394.451, *et seq.*, Fla. Stat. (2025)), and the Marchman Act (*See* §§ 397.301, *et seq.*, Fla. Stat. (2025)), we think it clear, and believe you and the Attorney General will agree after review, that the elected officials and the citizens of the City and the State have provided City administrators and City police officers with full and complete authority to protect the City’s physical assets, public spaces, and outdoor public recreational facilities, from the negative community effects of vagrancy.

The importance of this full and complete delegation to the City’s administrators and officers cannot be understated. In today’s legal environment, the standard by which members of the public and the courts judge the City’s government is whether or not the City and its staff take all reasonable actions, within the limits of the City’s governmental authority, to prevent overnight camping and sleeping on public property, the grounds of public buildings, and public rights-of way under the City’s jurisdiction. *See* §§ 125.0231(1)(b), (2), and (4)(b)3., Fla. Stat. (2025). Winter Haven accepts this responsibility and is pleased to report to you and the Attorney General that when City police observe, or receive notification of, a potential or an alleged public camping situation, police officers take immediate action to address the issue, including removing the person or the persons from the property and scene, clearing any litter that may be left behind, and sanitizing the site for the safety and health of the general public.

For example, in the past eight (8) months, the Winter Haven Police Department (“WHPD” or “Department”) has cleared twenty-five (25) unlawful overnight camping sites where two (2) or more individuals were engaged in either unauthorized use of private property or illegal overnight public camping and sleeping. For your records, we attach a list of affected real estate parcels to this response as Exhibit

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“A” and we would be happy to facilitate production of municipal police records documenting these law enforcement actions for the review by the Department of Legal Affairs at your or Attorney General Uthmeier’s request. This targeted, results-oriented enforcement effort has and will continue to be pursued by the members of WHPD’s intervention Strategic Response Unit, established by the Department in October 2024, all of whom are sworn law enforcement officers assigned to proactively patrol specific geographic areas of the City, build relationships with community members and local business owners, and identify areas of concern for future focused law enforcement and activities.

Further, and turning to the finer details of the complaint filed with your office, the City reports the following:

- On April 5, 2025, a photograph was taken by the complainant at 11:38 A.M. of a male subject sleeping at Kiwanis Park, a public City outdoor recreation facility. Police computer aided dispatch (“CAD”) notes indicate that the complainant notified WHPD of the situation at 11:39 A.M. and a patrol unit reported to the scene minutes later at 11:44 A.M. The scene was cleared at 12:01 P.M. and the male subject was identified, arrested, and taken to the Polk County Jail for trespassing. (Note: This is the incident depicted by the upper left photograph on page 2 of your January 6, 2026 letter.)
- On April 6, 2025, a photograph was taken by the complainant at 12:42 P.M. of a male subject sleeping under a tree on private property adjacent to the S.R. 542 Central Avenue right-of-way. CAD notes for this encounter indicate that the citizen complainant notified WHPD of the situation at 12:48 P.M. and a patrol unit reported to the scene minutes later at 12:53 P.M. The scene was cleared at 12:56 P.M. and officers report: (1) that the male subject was not found under the tree sleeping but was, instead, found walking and kicking dirt; and (2) the male subject did not appear to be in violation of ordinances or eligible for Baker Act detention. (Note: This is the incident depicted by the upper right photograph on page 2 of your January 6, 2026 letter.)
- On June 20, 2025, a photograph was taken by the complainant at 9:30 P.M. of a subject wrapped in a blanket on the public sidewalk at or near the intersection of Avenue A Southeast and 1st Street South. CAD notes for this incident indicate that the citizen complainant notified WHPD of the situation at 9:27 P.M., and that a patrol unit arrived at the scene at 9:31 P.M. The scene was cleared at 9:34 P.M. and the subject, who did not appear to be in medical crisis, was educated by officers on laws and ordinances relating to public camping and sleeping and sitting or lying on public pedestrian rights of way. (Note: This is the incident depicted by the lower left photograph on page 2 of your January 6, 2026 letter.)
- On August 17, 2025, a photograph was taken by the complainant at 5:00 P.M. of multiple subjects sleeping at Kiwanis Park. CAD notes reveal that the citizen complainant notified WHPD of the situation at 5:03 P.M. and that a patrol unit arrived at the scene at 5:18 P.M. Upon arrival, officers found one person sleeping and two persons sitting on benches. The scene was cleared at 5:22 P.M.

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and police advised the sleeping individual on laws and ordinances relating to public camping and sleeping and gave the individual a warning. (**Note:** This is the incident depicted by the lower right photograph on page 2 of your January 6, 2026, letter.)

For your records, we attach copies of these photographs, together with CAD notes excerpts and brief summaries of activity, to this response as Composite Exhibit “B”.

Continuing:

- Earlier in the day of August 17, 2025, WHPD responded within six (6) minutes to a call, made by the complainant, of a different subject sleeping on a table in one of the pavilions of Kiwanis Park. When officers arrived, they located the subject sitting on a bench smoking a cigarette in violation of the City’s local clean park space air ordinance. The subject was educated regarding applicable laws and was given a trespass warning. (**Note:** This is the photograph you have on file entitled “8-17-2025 152pm.jpg”.)
- On August 3, 2025, WHPD responded to a call, made by the complainant, of a subject sleeping on private property. Noting that a trespass authorization for the parcel was on file with the Department, officers identified the subject and gave the subject a trespass warning to not return. (**Note:** This is the photograph you have on file entitled “8-3-2025 1216am.jpg”.)
- Department records indicate that the complainant called WHPD at 12:56 A.M. on August 20, 2025 to report an apparent sleeping site on private property. Notes for the incident indicate that the complainant called back two (2) minutes later and cancelled the call. Importantly, WHPD proactively obtained a trespass authorization for the subject parcel. (**Note:** This is the photograph you have on file entitled “homeless left in homes.jpg”.)
- Department records indicate that WHPD contacted a representative of the owner of a structure located on private property at 232 Avenue B Northeast and worked with the representative to board up and secure the property as a deterrent to future unauthorized transient use. In addition, the structure is the subject of a pending City code enforcement action wherein the City has obtained, with the property owner’s consent, a demolition order for the structure in order to fully address the public safety issues presented by this matter. The City expects demolition to occur soon. (**Note:** This is represented by the photographs you have on file entitled “homeless mess in hugos back house.jpg” and “inside hugo homeless.jpg”.)
- No calls for service were identified for pictures alleged by the complainant to be taken on April 9, 2025, September 5, 2025, October 8, 2025, October 14, 2025, or October 23, 2025. Notably, Department call records indicate that the complainant did not call or notify police of any observations she may have made in September 2025 or October 2025.

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For your records, we attach copies of these photographs, together with CAD notes excerpts and brief summaries of activity, to this response as Composite Exhibit "C".

Respectfully, we believe that the foregoing information and explanations conclusively refute the complainant's allegations, and provide you with a reasonable basis to determine that the City has not authorized or otherwise allowed homeless individuals to regularly engage in public camping and sleeping and thus has not violated Florida's public camping and sleeping law. *See* § 125.0231(2), Fla. Stat. (2025). The City is willing to provide the Office of the Attorney General with sworn affidavits and testimony, if any should be necessary, attesting to the truth of these statements and the City is prepared to vigorously defend any action filed for injunctive relief under Section 125.0231(4), Florida Statutes (2025).

We would be remiss if we failed to point out that the complainant's allegations appear to rely on a fundamental misunderstanding of Florida's public camping and sleeping law. The public camping and sleeping law, adopted in 2024, prohibits counties and cities from authorizing or allowing individuals to engage in overnight camping and sleeping on public property or to camp and sleep on public property with the intent to remain overnight. *See* § 125.0231(2), Fla. Stat. (2025). Contrary to the complainant's understanding of the law, which ignores the Legislature's express statutory definitions, it is not illegal for a person to simply fall asleep in public; instead a person only violates the law when he or she camps or sleeps *overnight* in a public place, or intends to camp or sleep *overnight* in a public place as evidenced by the presence of a tent or temporary shelter, bedding or pillows, or the storage of personal belongings. Likewise, a county or city does not violate the law when one or more of its citizens simply falls asleep in public; rather, a county or city violates the law when it consciously and with purpose authorizes or permits one or more citizens to camp and sleep overnight in public or use tents, temporary shelters, bedding, pillows, or store personal belongings overnight. Consistent with the statutory intent and the express language of Section 125.0231(2) of the Florida Statutes, we contend that the vast majority of the complainant's supporting documentation exculpates the City from the complainant's claims. To illustrate, seven (7) of the complainant's eleven (11) sleeping photographs appear to have been taken during daytime with no evidence or indicia that the subjects were engaged in, or even intended to engage in, overnight camping and sleeping. And three (3) of the complainant's eleven (11) sleeping photographs appear to depict sleeping on private property, which is conduct beyond the City's ability to legally restrain, absent a blanket trespass authorization or facts and circumstances indicating probable cause of some other violation of state or local law. Combined with the City police department's immediate and prompt responses after notification, all of which we have articulated above, we think it both shown and demonstrated that the City is fully compliant with Section 125.0231(2), Florida Statutes (2025) and other applicable law.

Winter Haven enjoys an excellent reputation with the various agencies and offices of the State of Florida and was recently presented significant economic development grants by the Governor and the Florida Department of Commerce. In light of the foregoing information we have provided, the City respectfully requests that the Office of the Attorney General confirm that the City does not have to take any actions to cure the complainant's alleged violations of Florida's public camping and sleeping law.

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In an effort to be complete and thorough, we include with this correspondence a narrative, drafted by WHPD officers, regarding that portion of the complainant's letter which claims that the City has not been responsive to threats she contends were directed to her. We attach the same, together with a copy of WHPD Report No. 25-5544, to this response as Composite Exhibit "D".

Winter Haven is not aware of applications to DCF to designate public spaces in Polk County for public camping and public sleeping. Notably, the 2024 public camping and sleeping law does not allow cities, like Winter Haven, to file applications with DCF for public camping and public sleeping. *See* § 125.0231(3), Fla. Stat. (2025) (designating county commissions as the only entities capable of designating public property to be used continuously for public camping and sleeping).

To close, Winter Haven's parks, sidewalks, and public spaces are available to everyone for use, regardless of socio-economic status, and persons may lawfully enjoy ordinary passive activities, such as napping under a park tree, reading a book on a park bench, or even falling asleep on a public bench after enjoying a picnic or meal to-go. Homelessness, or the state of being unhoused, is not in and of itself a crime, and homeless status does not, in and of itself, give City police probable cause to believe that an individual is violating local or state laws. The City and its police department respect the constitutional rights of all individuals to be in and use public spaces during appropriate hours and in appropriate manners as defined in applicable laws including but not limited to the City's park laws, the City's sit-lie ordinance, the County's general prohibition against overnight public camping and sleeping as well as Section 125.0231(2), Florida Statutes (2025), and general state conduct laws mentioned above criminalizing loitering and trespassing. The City is without governmental power to control the movements and individual decisions made by members of its citizenry, but, as we have shown above, when City police observe, or are notified, that an individual is engaging in illegal conduct, regardless of whether that person is housed or unhoused, the City is committed to appropriate and swift intervention, within the bounds of federal, state, and local laws. The City's ability to promote these important public safety goals are aided and assisted by the Florida Statutory framework that the Florida Attorney General is empowered to enforce and thus we appreciate the opportunity to provide this response to you and assist in your efforts to ensure that all Floridians enjoy safe and healthy parks and public spaces.

Thank you for your kind attention to this response and please let us know how we and the City can be of further assistance to you and to Attorney General Uthmeier.

Sincerely yours,

A handwritten signature in blue ink, appearing to read "Frederick J. Murphy, Jr.", with a stylized flourish at the end.

Frederick J. Murphy, Jr.

Enclosures

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cc: Mayor Nathaniel J. Birdsong, Jr.
Mayor Pro-Tem Brian Yates
Commissioner L. Tracy Mercer
Commissioner Bradley T. Dantzler
Commissioner Clifton E. Dollison
Commissioner Elect Chad Davis
T. Michael Stavres, City Manager
MJ Carnevale, Deputy City Manager
Charlie Bird, Assistant City Manager - Public Safety
Vance Monroe, Chief of Police
Katrina Hill, Public Affairs & Communication Director
Tanya Ayers, Safe Neighborhoods Director
Randy Mink, County Attorney, Polk County

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EXHIBIT "A"

EXHIBIT "A"

Homeless Campsites – SRU

Empty Lot North of Hospital, Camp #1	# 262821583000000000
Empty Lot Corner of Ave A SE & 2nd St SE, Camp #2	# 262828605500016000
Park between Walgreens (6th St NW) & City Hall, Camp #3	# 262820000000023000
Central Park	# 262829000000013000
Winter Haven Bus Terminal	# 262820568500005000
Behind Publix South East Plaza, Camp #1	Owned by COWH (no parcel #)
Ave D SE & 4th St SE, Camp #2	# 262828613000001190
East of Hwy 17 Overpass, Camp #3	# 262832643500001000
Behind Amtrak off 7th St SW, Camp #1	# 262832643500000904
Parking lot of Save-A-Lot, Camp #2	# 262832643500000306
West of Hwy 17 Overpass, Camp #3	# 262832645500000000
Field South of 300 block of Ave R SW, Camp #4	# 262832645500000013
Behind Reeds 7th St SW & Ave O SW	# 262832644000001000
Woods west of 24th St SW & Recker Hwy, Camp #5	# 262830000000043000
Chain of Lakes Trail, North of Motor Pool, West side, CAMP #1	# 262817000000011010
Chain of Lakes Trail, North of Motor Pool, East side, CAMP #5	# 262808000000012010
West side of Lake Alfred Road, South of Hwy 92, CAMP #6	# 262805000000024010
West side of Lake Alfred Road, North of Brigham Rd, CAMP #7	# 262808000000013030
Behind (SW) of Spring Lake Plaza, five tents, Camp #8	# 262820000000031000
West side of Lake Howard Drive NW & Avenue A NW CAMP #9	# 262829000000031000
MLK Blvd & 4th Street NW	# 262817542800000011
15th St NW & Havendale Blvd NW behind Citgo	# 262818550000000103
Behind (SW) of Spring Lake Plaza, five tents, Camp #10	# 262820000000031000
Kiwanis Park, 4th St NE & Ave C NE	# 262828605000011100

Lake May Canal/ South of Train Tracks:



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COMPOSITE EXHIBIT "B"

COMPOSITE EXHIBIT "B"



COMPOSITE EXHIBIT "B"

Output for:

Priority:3N Signal:S66 - TRESPASSING

Location:KIWANIS PARK WINTER HAVEN, WHN at 301 AVENUE C NE, WHN

LocCross:btwn 3RD ST NE and 4TH ST NE

Created:	04/05/2025 11:39:10	CCP24	8821
Entered:	04/05/2025 11:39:30	CCP24	8821
Dispatch:	04/05/2025 11:41:58	CDP10	6834
Enroute:	04/05/2025 11:41:58	CDP10	6834
Onscene:	04/05/2025 11:44:31	W52610	W729
Control:	04/05/2025 11:49:19	CDP10	6834
Transprt:	04/05/2025 12:01:43	CDP10	6834
Complete:	04/05/2025 12:25:33	CDP10	6834
Closed:	04/05/2025 14:14:00	CDP10	6834

Zoey Parkinson called in a complaint to Kiwanis Park alleging a male subject sleeping at the park. Officers arrived 5 minutes later – made contact with subject identified as Exavius Limose and placed him under arrest for trespassing. Taken to Polk County Jail.

COMPOSITE EXHIBIT "B"



Output for:

Priority:2U Signal:S13P - SUSP PERSON

Location:AVENUE A SE/2ND ST SE, WHN <200/ 100>

Created:	04/06/2025 12:48:12	CCP28	10395
Entered:	04/06/2025 12:48:53	CCP28	10395
Dispatch:	04/06/2025 12:50:21	CDP10	7357
Enroute:	04/06/2025 12:50:21	CDP10	7357
Onscene:	04/06/2025 12:53:22	W52770	W533
Control:	04/06/2025 12:56:49	CDP10	7357
Closed:	04/06/2025 15:19:31	W52770	W533

ICUnit: PrimeUnit:W533K Dispo:P Signal:S13P - SUSP PERSON
Agency:WHPD District:CE Beat:53 Block:53A
XREF::Fire Event:[#S250961005](#) Signal:25 Agency:WHFD Detail

Zoey Parkinson called regarding a subject sleeping under a tree. Officers responded within 5 minutes. When officers arrived, the man was not under the tree, but was out walking and kicking dirt. Made contact with subject – was not eligible for baker act and was not in violation of any ordinances.

COMPOSITE EXHIBIT "B"



Output for:

Priority:2U Signal:S13P - SUSP PERSON

Location:AVENUE A SE/1ST ST S, WHN <1/ 100>

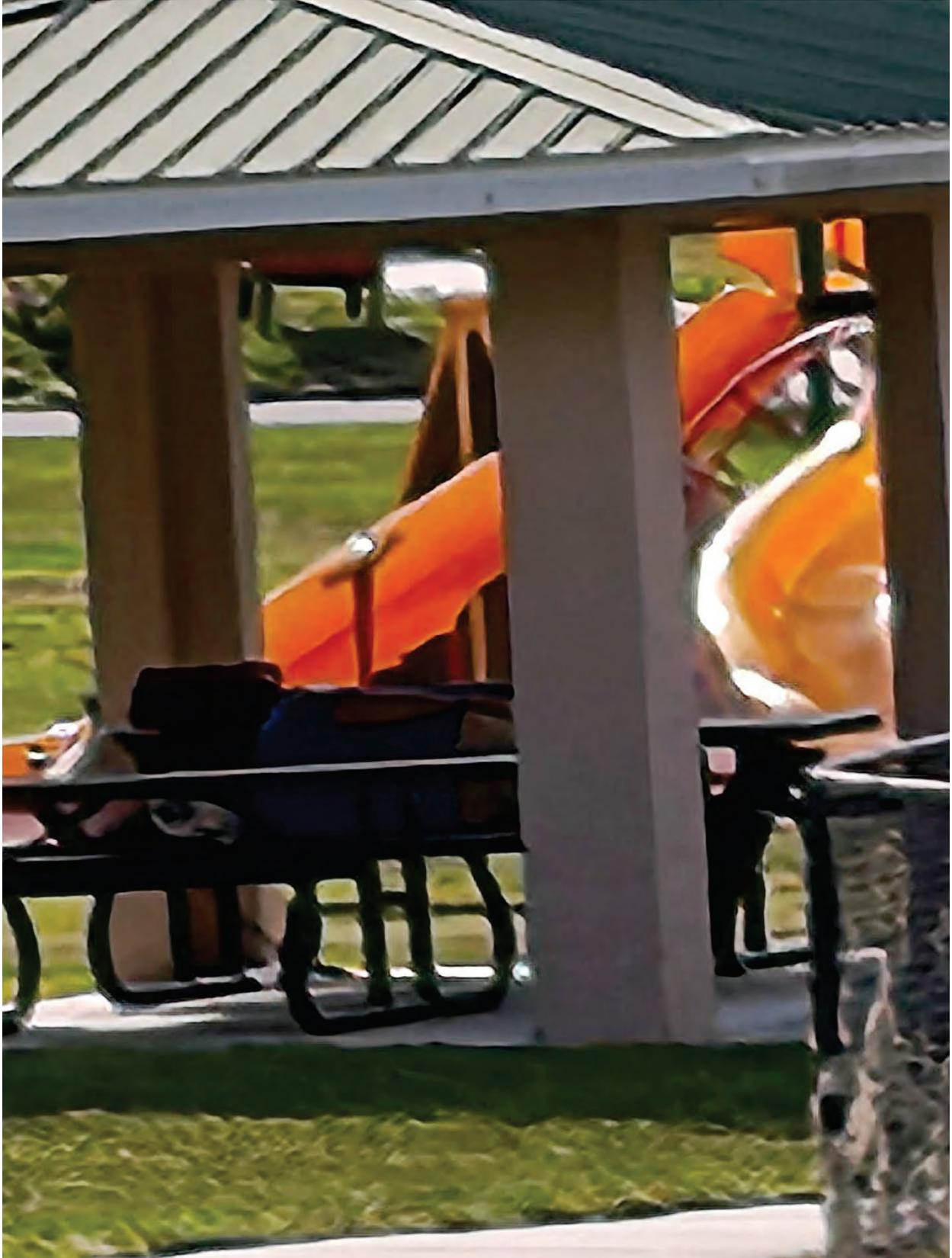
Created:	06/20/2025 21:27:23	CCP38	8555
Entered:	06/20/2025 21:27:59	CCP38	8555
Dispatch:	06/20/2025 21:28:28	CDP10	9962
Enroute:	06/20/2025 21:28:28	CDP10	9962
Onscene:	06/20/2025 21:31:01	CDP10	9962
Control:	06/20/2025 21:34:25	CDP10	9962
Closed:	06/20/2025 21:37:50	W52827	W748

ICUnit: PrimeUnit:W748 Dispo:P Signal:S13P - SUSP PERSON

Agency:WHPD District:CE Beat:53 Block:53A

XREF::Fire Event:[#S251712359](#) Signal:32 Agency:WHFD Detail

Zoey Parkinson called in a complaint regarding a person wrapped in a blanket on the sidewalk. Unknown if medical issue. Officers arrived four minutes later. Made contact with subject and determined he was not in medical crisis. He was educated on city ordinance relating to sleep – lay – lie. Subject voluntarily left the area.



Output for:

Priority:2U Signal:S13I - SUSP INCIDENT

Location:KIWANIS PARK WINTER HAVEN, WHN at 301 AVENUE C NE, WHN

LocCross:btwn 3RD ST NE and 4TH ST NE

Created:	08/17/2025 17:03:28	CTR35	9967
Entered:	08/17/2025 17:03:35	CTR35	9967
Dispatch:	08/17/2025 17:06:56	CDP10	6836
Enroute:	08/17/2025 17:06:56	CDP10	6836
Onscene:	08/17/2025 17:18:20	W52807	W735
Control:	08/17/2025 17:22:12	CDP10	6836
Closed:	08/17/2025 17:23:50	W52807	W735

ICUnit: PrimeUnit:W434 Dispo:P Signal:S13I - SUSP INCIDENT

Agency:WHPD District:CE Beat:53 Block:53A Detail

Zoey Parkinson called regarding multiple subjects reportedly sleeping in the city park. Officers found one person sleeping and two others sitting on benches. Sleeping individual was advised she cannot sleep in parks, given a warning and left the area.

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COMPOSITE EXHIBIT "C"

COMPOSITE EXHIBIT "C"



Output for:

Priority:2U Signal:S13P - SUSP PERSON

Location:KIWANIS PARK WINTER HAVEN, WHN at 301 AVENUE C NE, WHN

LocCross:btwn 3RD ST NE and 4TH ST NE

Info:PAVELLION CLOSE TO AVENUE C

Created:	08/17/2025 13:53:12	CTR42	9949
Entered:	08/17/2025 13:54:09	CTR42	9949
Dispatch:	08/17/2025 13:59:38	CDP10	6836
Enroute:	08/17/2025 13:59:38	CDP10	6836
Onscene:	08/17/2025 13:59:38	CDP10	6836
Control:	08/17/2025 14:03:20	CDP10	6836
Closed:	08/17/2025 14:53:25	W52826	W746

ICUnit: PrimeUnit:W746 Dispo:P Signal:S13P - SUSP PERSON

Agency:WHPD District:CE Beat:53 Block:53A Detail

Zoey Parkinson called regarding a subject sleeping on a table in a public park. When officers arrived they found the subject, Christopher Tindell sitting smoking a cigarette on a park bench. Tindell was provided information regarding the ordinance prohibiting smoking in public parks and also issued a trespass warning regarding city ordinance violation.

COMPOSITE EXHIBIT "C"



Output for:

Priority:3N Signal:S66 - TRESPASSING

Location:220 AVENUE A NE, WHN btwn 2ND ST NE and 3RD ST NE

Created:	08/03/2025 00:27:34	CDP18	9754
Entered:	08/03/2025 00:27:34	CDP18	9754
Dispatch:	08/03/2025 00:27:34	CDP18	9754
Enroute:	08/03/2025 00:27:34	CDP18	9754
Onscene:	08/03/2025 00:27:34	CDP18	9754
Control:	08/03/2025 00:28:27	CDP18	9754
Closed:	08/03/2025 00:50:51	W52449	W693

(Note – this call had a delay in response due to a call occurring regarding a shooting which involved multiple officers responding.)

Zoey Parkinson called regarding a subject sleeping on the property. A trespass authorization was identified for the property. Subject was identified as Miquel Coffy and trespassed by officers.

COMPOSITE EXHIBIT "C"



Output for:

Priority:2U Signal:S13I - SUSP INCIDENT

Location:163 AVENUE A SE, WHN btwn 1ST ST S and 2ND ST SE

Created:	08/20/2025 00:56:09	CCP20	10472
Entered:	08/20/2025 00:57:11	CCP20	10472
Dispatch:	08/20/2025 00:57:32	CDP10	8167
Enroute:	08/20/2025 00:57:32	CDP10	8167
Closed:	08/20/2025 00:58:21	CDP10	8167

ICUnit: PrimeUnit:W709 Dispo:P Signal:S13I - SUSP INCIDENT

Agency:WHPD District:CE Beat:53 Block:53A Detail

This call for service was not corresponding with the time the photo was taken, however WHPD representatives do recognize the location from previous interactions. The actual call screen notes Zoey Parkinson called and cancelled the call within 2 minutes.

WHPD proactively obtained a trespass authorization for the property.

COMPOSITE EXHIBIT "C"

These images did not have a corresponding call screen. (232 Ave B NE) WHPD is familiar with the location that is private property. The City worked with a representative of the property to ensure the structure was boarded up and secured.



COMPOSITE EXHIBIT "C"



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COMPOSITE EXHIBIT "D"

COMPOSITE EXHIBIT "D"

On August 24, 2025, at approximately 9:15 P.M., Mr. and Ms. Parkinson stopped an officer patrolling the downtown area and stated that they have had people posting messages on social media showing photographs of their house, vehicles, and vehicle tags. The Parkinsons advised people are making social media posts that Mr. and Ms. Parkinson are confrontational and cornering homeless people with a gun. Ms. Parkinson advises these are lies. This interaction was captured on Body Camera, where the Parkinsons continue to speak with the officer in general about homeless taking over, and feeling too comfortable downtown. She states that she believes the Mission is giving photographs of her vehicle when it is in the area and providing it to others. She states that she is not going to let this occur. Ms. Parkinson asks if others can hear her name come out over the radio when officers are out with the subjects she has called on. The officer advises yes if dispatch advises the complainant's name when they are out with a subject, or if the officer asks who the complainant is and dispatch provides her name via radio. She continues to discuss Winter Haven needing a homeless shelter so we can see the difference in the homeless that want help and shelter, and those on the street wanting thug life. Ms. Parkinson advises she is going to find someone to call on tonight so they can hear her name come over the radio, so they know social media posts won't make her back down. Note: At no time did she provide any evidence or posts or allege a crime occurred.

On August 27, 2025, at approximately 11:19 P.M., Ms. Parkinson called advising a black/white crossover vehicle was following her and driving around the city. Ms. Parkinson could not give a tag number, driver description, or anything else to follow up on. Officers made contact and learned no one from the vehicle made contact with Ms. Parkinson and nothing was done to her. Officers arrived and checked the area and were unable to locate the suspect vehicle. Ms. Parkinson also complained about the homeless in the city, The Mission, and advises Lakeland Police Department is arresting the homeless for everything to get rid of them and wants Winter Haven to do this, but says Winter Haven is making progress. Ms. Parkinson advised the officer she had a meeting with Chief and would talk to him later about the white vehicle. Note: At no time did she provide any evidence of posts or allege a crime occurred, other than the vehicle was following her.

On September 7, 2025, at approximately 3:42 P.M., Ms. Parkinson called advising that she is part of several Facebook groups and people that don't agree with her have found out where she lives and have been posting pictures of her vehicle and her house as well as her daughter's vehicle. Ms. Parkinson advised that a lot of the messages have been threatening, however they have not been threatening her directly. Officers made contact

COMPOSITE EXHIBIT "D"

with Ms. Parkinson in reference to this and completed a report. Ms. Parkinson advised she has been followed by cars, who then honk while driving around. Ms. Parkinson said this has started since people posted photographs of her vehicle, tag, and home on social media. Ms. Parkinson advised she is being harassed by the homeless on Facebook, but there were no direct threats. Ms. Parkinson provided a complaint to Facebook and they said it did not violate their guidelines. Ms. Parkinson provided social media posts to officers and these were uploaded as electronic evidence. Reading through these posts there are no threats made to follow up for possible criminal charges. Ms. Parkinson's concerns were documented in Winter Haven Police Department case number 2025-5544. Note: Copies of report and Facebook posts are attached.

25-5544

Supplement No
ORIG

WINTER HAVEN POLICE DEPARTMENT



125 LAKE SILVER DRIVE, NW
WINTER HAVEN, FL 33880

Phone
(863) 291-5649
Fax
(863) 298-4486

Reported Date
09/07/2025
Incident Type
INFORMATION
Member#
HERNANDEZ-OLGUIN, ESMER

Administrative Information

Agency WINTER HAVEN POLICE DEPARTMENT		Report No 25-5544	Supplement No ORIG	Reported Date 09/07/2025	Reported Time 15:42
CAD Call No 252501186	Status Report to follow	Incident Type Information			
Location 1150 LAKE ELBERT DR SE					City Winter Haven
ZIP Code 33880	Beat 53B	District CE	Sector 53	From Date 09/07/2025	From Time 15:42
				To Date 09/07/2025	To Time 15:42
Member# W726/HERNANDEZ-OLGUIN, ESMERALDA			Assignment Winter Haven Police Squad 1		
Entered By W726	Assignment Winter Haven Police Squad 1		RMS Transfer Successful	Prop Trans Stat Successful	
Approving Officer W468	Approval Date 11/07/2025		Approval Time 08:12:59		

Person Summary

Invl REP	Invl No 1	Type P	Name PARKINSON, ZOEY	MNI 10432199
Race W	Sex F	DOB 09/04/1968		

25-5544

Supplement No
ORIG

WINTER HAVEN POLICE DEPARTMENT

Reportee 1: PARKINSON, ZOEY

Involvement	Invl No	Type	Name				
Reportee	1	Person	PARKINSON, ZOEY				
MNI	Race	Sex	DOB	Age	Juvenile?	PRN	SIGNED
10432199	White	Female	09/04/1968	57	No	2805845	Yes
Type	Address						
Home	1150 LAKE ELBERT DR SE						
City	State	ZIP Code	Date				
Winter Haven	Florida	33880	09/07/2025				
Type	ID No	OLS					
Driver License	P201243919000	Florida					
Type	Social Security Number		ID No				
	XXX-XX-XXXX		XXX-XX-XXXX				
Phone Type	Phone No	Date					
Cell	(863) 292-0158	09/07/2025					

Modus Operandi

Crime Code(s)
Information

Narrative

BODY WORN CAMERA WAS UTILIZED

On September 7th, 2025, at approximately 1542, I responded to the location of 1150 Lake Elbert DR SE in Winter Haven, Florida, in reference to an incident.

Upon my arrival, I made contact with Zoey,

Parkinson advised that she oversaw multiple businesses for homeless individuals. Parkinson stated she drives around the community calling law enforcement to have these trespassers removed to avoid further crimes from occurring.

Parkinson stated that issues started in October of 2024 when unknown Facebook profiles started to post messages on a Facebook group called 863crimestoppers, stating she was harassing the homeless. She advised that issues started to arise when, up until recently, multiple Facebook users had posted her address, photographs of her vehicles, and her home. She advised Facebook users state that she is looking for problems, as she does not know if the homeless people she is dealing with could hurt her.

Parkinsons advised that since her address and vehicle tags have been uploaded to the above Facebook group, among others, she has been followed by cars around the city. Parkinsons advised the vehicle to slow down in front of her home and honk their horn. Parkinsons advised her that she does not know who the people who are following her are. She advised a Facebook user under the name of City of Auburndale, posted that they followed her due to her harassing the homeless.

In the Facebook post, it shows Facebook users belonging to the group 863crimestoppers stating that she is constantly harassing the homeless. I did not observe any direct threats to harm her.

Photographs have been uploaded to evidence.com.

Parkinson advised that Facebook's post is telling lies regarding how she operates and is causing more and more people to spread lies about her.

Parkinsons advised a neighbor of one of her rental properties is the only subject she can identify who is posting lies on Facebook. She provided a photo of the page but does not have further information.

She stated she attempted to report the issue to Facebook, but they stated the post does not violate their guidelines.

Upon completion of this report, I took no further action.

25-5544

Supplement No.
ORIG

WINTER HAVEN POLICE DEPARTMENT

I swear or affirm this report is correct and true to the best of my knowledge and belief.

(This report has been electronically signed.)

HERNANDEZ-OLGUIN, ESMERALDA - W726

11/02/2025

Signature of Deputy/Agency Member

Date

Sworn before me this 2nd day of November, 2025.

SCIOLARO, BRITTANY - W715

Notary/Law Enforcement Officer

-

Commission Number/Expiration

25 - 5546

Replies



Replies to The City of Auburndale's comment on **Tammy N David's post**



The City of Auburndale · 11h · **Follow**

Zoey Brian I saw you tonight and while I followed you around downtown winter haven, some in my car, some on foot. Until I decided to make my presence known (I was the one who pulled behind you at the post office and across the light from you for a minute. work schedule I can constantly do this, and I also see several other people. But honestly I'm already this invested. Maybe your clients should also know how you are. I have it on good authority that multiple businesses has asked you to stop, and you protecting other businesses, you need a class D security license. Maybe you need to be reported for that.

Reply 2



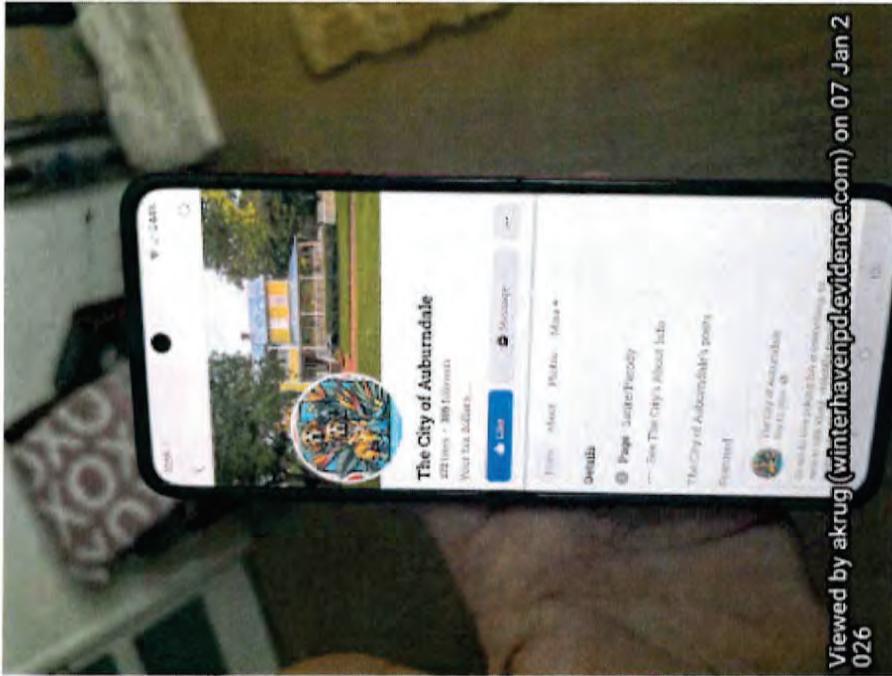
The City of Auburndale · 10m · **Follow**

Zoey Brian ignoring us will only make it worse. ANSWER FOR YOUR SINS!!!!!!!

Reply

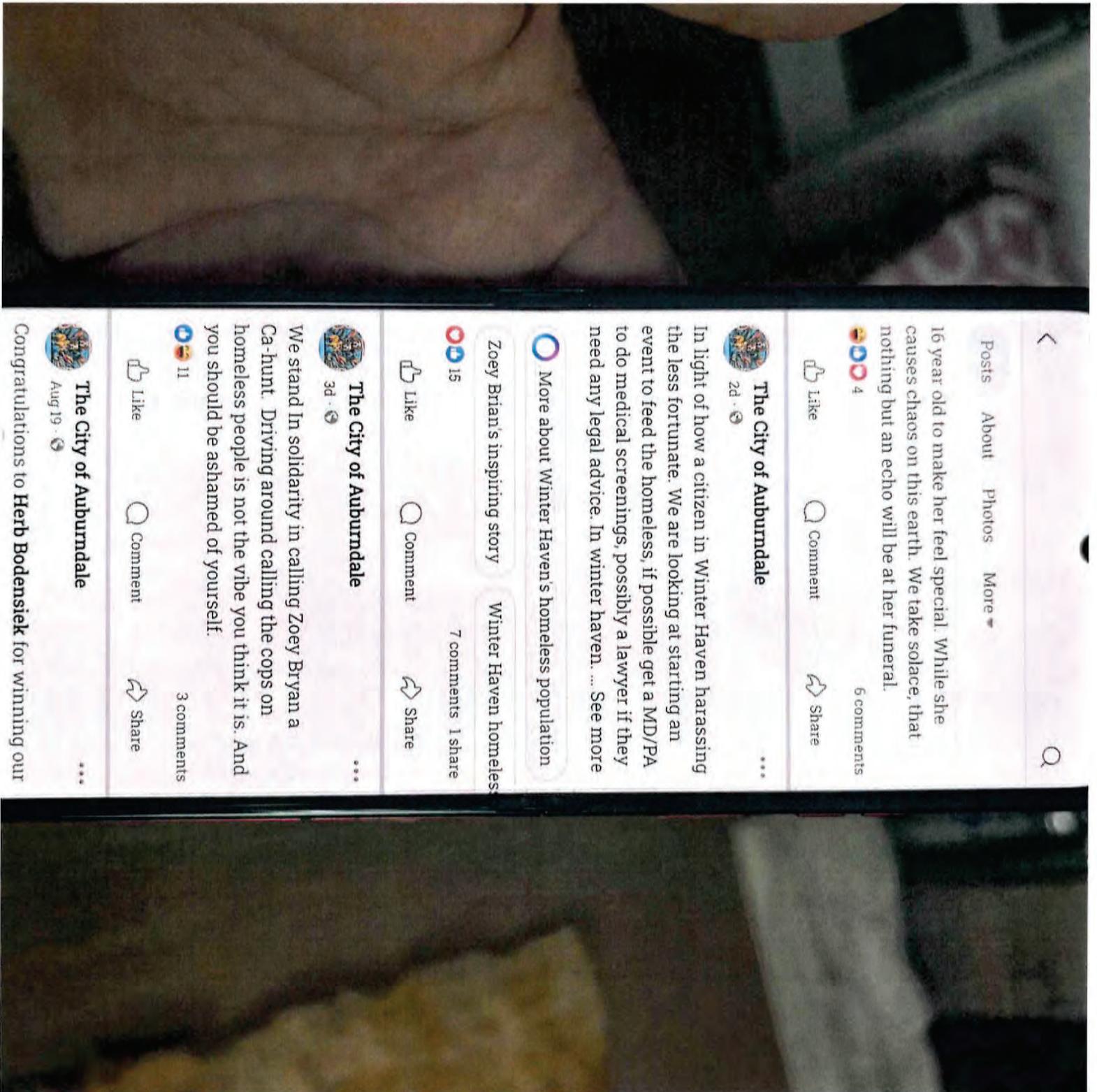


RS - 5544



Viewed by akrug (winterhavenpd.evidence.com) on 07 Jan 2026





Posts About Photos More

16 year old to make her feel special. While she causes chaos on this earth. We take solace, that nothing but an echo will be at her funeral.

4

6 comments

Like

Comment

Share



The City of Auburndale

...

In light of how a citizen in Winter Haven harassing the less fortunate. We are looking at starting an event to feed the homeless, if possible get a MD/PA to do medical screenings, possibly a lawyer if they need any legal advice. In winter haven. ... See more

More about Winter Haven's homeless population

Zoey Brian's inspiring story

Winter Haven homeless

15

7 comments 1 share

Like

Comment

Share



The City of Auburndale

...

We stand In solidarity in calling Zoey Bryan a Ca-hunt. Driving around calling the cops on homeless people is not the vibe you think it is. And you should be ashamed of yourself.

11

3 comments

Like

Comment

Share

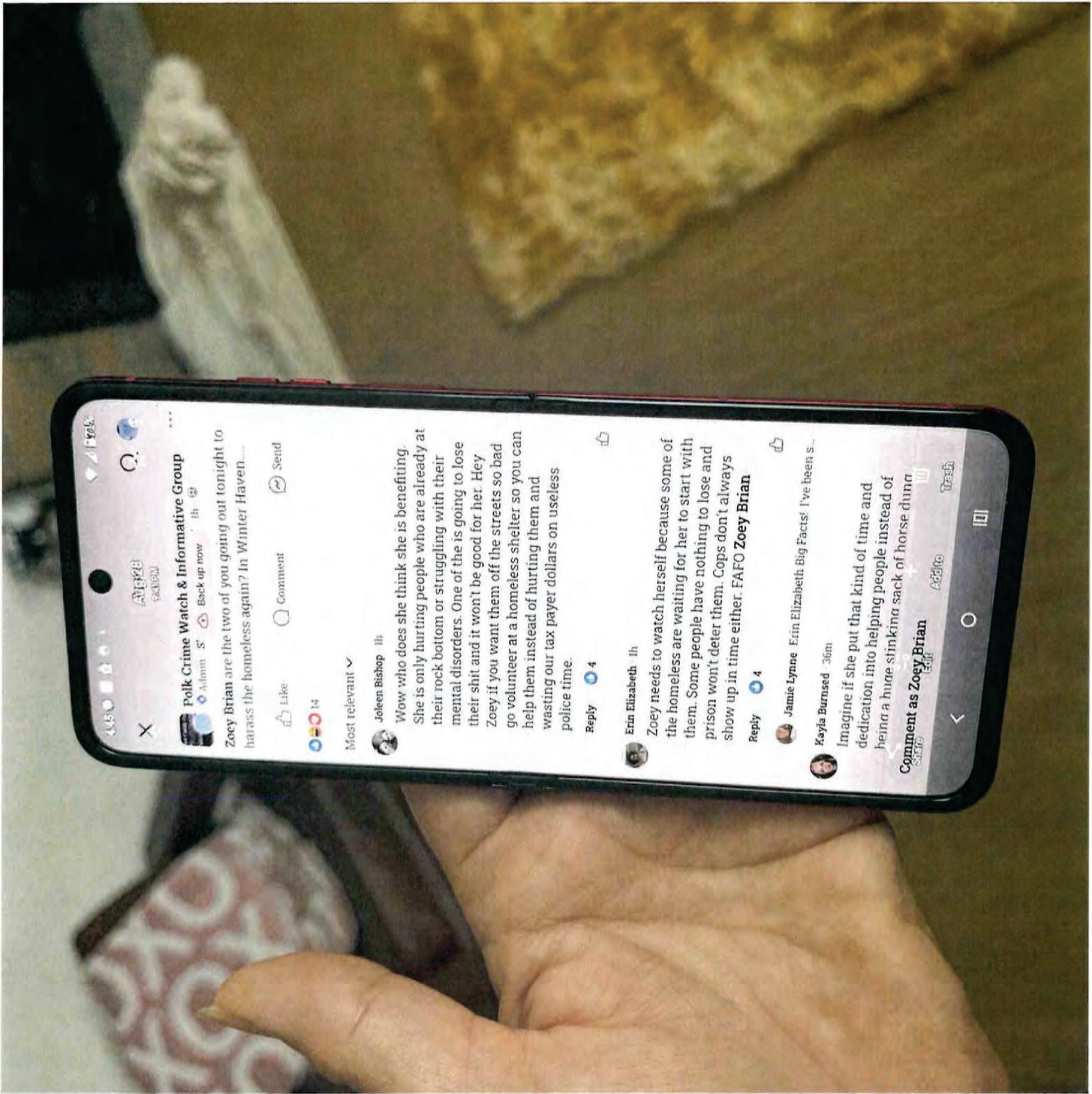


The City of Auburndale

...

Congratulations to Herb Bodensiek for winning our

25-5542



Polk Crime Watch & Informative Group

Back up now · 1h · 69
Zoey Brian are the two of you going out tonight to harass the homeless again? In Winter Haven.....

Like Comment Send

14

Most relevant

Joleen Bishop · 1h

Wow who does she think she is benefiting. She is only hurting people who are already at their rock bottom or struggling with their mental disorders. One of the is going to lose their shit and it won't be good for her. Hey Zoey if you want them off the streets so bad go volunteer at a homeless shelter so you can help them instead of hurting them and wasting our tax payer dollars on useless police time.

Reply · 4

Erin Elizabeth · 1h

Zoey needs to watch herself because some of the homeless are waiting for her to start with them. Some people have nothing to lose and prison won't deter them. Cops don't always show up in time either. FAFO Zoey Brian

Reply · 4

Jamie Lynne · Erin Elizabeth Big Facts! I've been s...

Kayla Burnsed · 36m

Imagine if she put that kind of time and dedication into helping people instead of being a huge stinking sack of horse dung

Comment as Zoey Brian

Add to

Trash