

**Bay County Sheriff's Office Offense / Incident Report**  
**Case Number: 2020-031709**

**Event Information**

Reported On: <b>05/04/2020 @ 09:00</b>		Incident Occurred Between: <b>05/01/2020 @ 16:00 and 05/04/2020 @ 09:00</b>	
Time Arrived: <b>09:01</b>	Zone: <b>04 (23RD &amp; 390)</b>		
Offense #1: <b>CIVIL PROBLEM</b>	Com / Att: <b>C</b>	Statute #: <b>000.00</b>	
Offense #2:	Com / Att:	Statute #:	
Location: <b>3421 HIGHWAY 77 PANAMA CITY, FL 32405</b>			
# Offenses: <b>01</b>	# Victims: <b>00</b>	# Offenders: <b>00</b>	# Premises Entered: <b>00</b> Business Name:
# Vehicles Stolen: <b>00</b>	Forced Entry ? <b>NO</b>	Location Type: <b>OTHER</b>	Weapon Type:

**Clearance Information**

Officer Reporting: <b>A. HUYKE</b>		ID#: <b>90</b>	Division: <b>CID</b>
Supervisor: <b>AP-Lt. J. Mathis</b>		Clearance Type: <b>CLOSED</b>	Date Cleared:
# Arrested: <b>00</b>	# Offenses Cleared By Arrest: <b>00</b>	Adult/Juvenile:	Exception Type:
Case Assigned To: <b>HUYKE, ANGELTHON</b>			Date Assigned: <b>05/13/2020</b>

**Complainant**

Code: <b>C</b>	Offense Code: <b>OFFENSE 1 ONLY</b>	Person # <b>01</b>	Person Type: <b>ADULT</b>
Name: <b>TOMMY, HAMM</b>			
Home Address: <b>1204 SAVANAH DR, PANAMA CITY, FL 32405</b>			
Work Address: , ,			
Mail Address: , ,			
Home Telephone: <b>(850) 819-3731</b>	Work Telephone:	Mobile Telephone:	
Email Address:			
SSN:	Race: <b>W</b>	Sex: <b>M</b>	Date of Birth: <b>XX/XX/XXXX</b> Age: <b>55</b>
Resident Type:	Resident Status:	Extent Of Injury:	
Injury Type(s): ,			
Relationship To Offender:	Domestic Violence Related: <b>NO</b>	Hate Crime Related: <b>NO</b>	
Testimony:			

**Witness**

Code: <b>W</b>	Offense Code: <b>OFFENSE 1 ONLY</b>	Person # <b>02</b>	Person Type: <b>ADULT</b>
Name: <b>PETERSON, DAVID</b>			
Home Address: <b>164 CONCORD CIR, PANAMA CITY, FL 32405</b>			
Work Address: , ,			
Mail Address: , ,			
Home Telephone: <b>(850) 596-8876</b>	Work Telephone:	Mobile Telephone:	
Email Address:			
SSN:	Race: <b>W</b>	Sex: <b>M</b>	Date of Birth: <b>XX/XX/XXXX</b> Age: <b>56</b>
Resident Type:	Resident Status:	Extent Of Injury:	
Injury Type(s): ,			
Relationship To Offender:	Domestic Violence Related: <b>NO</b>	Hate Crime Related: <b>NO</b>	
Testimony:			

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<b>Witness</b>				
Code: <b>W</b>	Offense Code: <b>OFFENSE 1 ONLY</b>	Person # <b>03</b>	Person Type: <b>ADULT</b>	
Name: <b>PETERSON, BRIAN</b>				
Home Address: <b>203 SOUTHGAY AVE, PANAMA CITY BEACH, FL 32407</b>				
Work Address: , ,				
Mail Address: , ,				
Home Telephone: <b>(850) 630-5964</b>	Work Telephone:		Mobile Telephone:	
Email Address:				
SSN:	Race: <b>W</b>	Sex: <b>M</b>	Date of Birth: <b>XX/XX/XXXX</b>	Age: <b>48</b>
Resident Type:	Resident Status:		Extent Of Injury:	
Injury Type(s): ,				
Relationship To Offender:	Domestic Violence Related: <b>NO</b>		Hate Crime Related: <b>NO</b>	
Testimony:				

<b>Other</b>				
Code: <b>Z</b>	Offense Code: <b>OFFENSE 1 ONLY</b>	Person # <b>04</b>	Person Type: <b>ADULT</b>	
Name: <b>HIGBY, RICKY</b>				
Home Address: <b>UNK, UNK, FL</b>				
Work Address: , ,				
Mail Address: , ,				
Home Telephone: <b>(863) 273-6516</b>	Work Telephone:		Mobile Telephone:	
Email Address:				
SSN:	Race: <b>W</b>	Sex: <b>M</b>	Date of Birth:	Age: <b>99</b>
Resident Type:	Resident Status:		Extent Of Injury:	
Injury Type(s): ,				
Relationship To Offender:	Domestic Violence Related: <b>NO</b>		Hate Crime Related: <b>NO</b>	
Testimony:				

<b>Other</b>				
Code: <b>Z</b>	Offense Code: <b>OFFENSE 1 ONLY</b>	Person # <b>05</b>	Person Type: <b>ADULT</b>	
Name: <b>JACOBS, HEAVANLY</b>				
Home Address: <b>UNK, UNK, FL</b>				
Work Address: , ,				
Mail Address: , ,				
Home Telephone: <b>(863) 510-3288</b>	Work Telephone:		Mobile Telephone:	
Email Address:				
SSN:	Race: <b>W</b>	Sex: <b>F</b>	Date of Birth:	Age: <b>99</b>
Resident Type:	Resident Status:		Extent Of Injury:	
Injury Type(s): ,				
Relationship To Offender:	Domestic Violence Related: <b>NO</b>		Hate Crime Related: <b>NO</b>	
Testimony:				

<b>Other</b>				
Code: <b>Z</b>	Offense Code: <b>OFFENSE 1 ONLY</b>	Person # <b>06</b>	Person Type: <b>ADULT</b>	
Name: <b>HIGHBY, NICHOLE</b>				
Home Address: <b>UNK, UNK, FL</b>				
Work Address: , ,				
Mail Address: , ,				
Home Telephone: <b>(863) 273-6516</b>	Work Telephone:		Mobile Telephone:	
Email Address:				
SSN:	Race: <b>W</b>	Sex: <b>F</b>	Date of Birth:	Age: <b>99</b>
Resident Type:	Resident Status:		Extent Of Injury:	
Injury Type(s): ,				
Relationship To Offender:	Domestic Violence Related: <b>NO</b>		Hate Crime Related: <b>NO</b>	
Testimony:				

**Narrative**

At approximately 0900 hours on May 4, 2020 I, Investigator A.Huyke #90, was instructed by Captain J. Daffin to make contact with Tommy Hamm, due to Hamm wanting to file a threats/harassment report. Captain Daffin explained Mr. Hamm was currently in the main lobby waiting to speak with someone.

As a result, based on Captain Daffin's instruction, at approximately 0910 hours I made contact with Mr. Hamm. It is to be noted that Mr. Hamm was accompanied by two individuals, a Brian Peterson and a David Peterson, who he later explained are his employees (sub-contractors).

Upon contact Mr. Hamm stated he wanted to pursue charges on the members of Higby Construction, Rick J Higby, Heavenly Jacobs and Nichole Higby for threatening, harassing and slandering him and his above-mentioned employees on social media and via text message.

Mr. Hamm then explained that this whole incident started after he hired Higby Construction to paint a residence. Mr. Hamm advised that the members of Higby Construction were supposed to paint a residence for him however, they did not do it correctly. Mr. Hamm explained that due to the job not being properly done, he requested that they fix it.

Mr. Hamm then explained that Higby Construction refused to fix the improperly painted residence, so he told them that he would not pay them until the job with done properly. Mr. Hamm then stated that a verbal argument began over the phone with all parties involved.

Mr. Hamm stated that the situation escalated when the individuals he wants to pursue charges on began posting stuff about him and his business on social media, specifically Facebook. Mr. Hamm stated that he felt that this was slander because they were positing false statements about him on Facebook.

Mr. Hamm showed me the Facebook post and I explained to Mr. Hamm that there was nothing criminal in nature in the Facebook post. Mr. Hamm then showed me several conversations between himself and the members of Higby Construction. I then asked Mr. Hamm if he would be willing to email me all of the messages and emails between the members of Higby Construction and himself and he agreed to do so. It is to be noted that all these conversations will be scanned and attached to this report.

I then explained to Mr. Hamm that he was not being threatened or harassed in any way. He asked if he they could be charged with threatening a public official because he is a county commissioner. I explained to Mr. Hamm that his dealings with his personal business and his political role are two separate things and no action would be taken against the members of Higby Construction.

I suggested to Mr. Hamm that he needed to cease communications with the members of Higby Construction and explained that he needed to handle this incident in court with an attorney. Mr. Hamm explained that he had already ceased communications and had even emailed a cease

**Narrative**

and desist to the members of Higby Construction.

I continued my investigation and contacted the members of Higby Construction in an attempt to get their side of the story. The members of Higby Construction stated that they were being threatened and harassed by Mr. Hamm and his employees. I then provided the members of Higby Construction with my work email address, specifically to Nichole Higby, so she could send me the threatening/harassing messages they received from Mr. Hamm and his employees. It is to be noted that at the time of this report I still have not received any emails from Higby Construction.

I then suggested to the members of Higby Construction that they needed to cease communications with Mr. Hamm and his employees and explained that they needed to handle this incident in court with an attorney. Ricky Higby then explained that he still needed to contact Mr. Hamm in order to collect payment from him. I suggested to Mr. Higby that he should use an attorney or a collection agency to avoid further conflict.

After speaking with Mr. Hamm, his employees and the members of Higby Construction, I reviewed the emails and text messages that Mr. Hamm and his employees emailed to me. These emails and text messages were between the members of Higby Construction, Mr. Hamm and his employees.

After a careful review of the above mentioned emails and text messages, I did not find anything criminal in nature. As a result, at the conclusion of my investigation, after a careful examination of the listed facts in this incident, it is my determination that this incident is civil. As a result, at this time this report is being filed for informational purposes only. At the time of this report there is no further information.

Investigator A.Huyke 90  
Criminal Investigations Division  
Bay County Sheriff's Office