

CASE NUMBER **2021-CF-10033**  
DIVISION:

IN THE CIRCUIT COURT OF THE THIRTEENTH JUDICIAL CIRCUIT OF THE  
STATE OF FLORIDA IN AND FOR HILLSBOROUGH COUNTY  
CIRCUIT CRIMINAL DIVISION

**AUG 17 2021**

\_\_\_\_\_, SPRING Term, 2021

STATE OF FLORIDA

DIRECT  
INFORMATION FOR:

V

GRACIELA M HERRERA

**COUNT ONE**  
PUBLIC ASSISTANCE FRAUD  
BY FRAUDULENT  
QUALIFICATION  
OR NON-DISCLOSURE OF  
CHANGES  
(\$200 - \$20,000)  
F.S. 414.39(1)(a)(b) AND (5)(b)

IN THE NAME AND BY THE AUTHORITY OF THE STATE OF FLORIDA, ANDREW H. WARREN, STATE  
ATTORNEY OF THE THIRTEENTH JUDICIAL CIRCUIT IN AND FOR THE COUNTY OF HILLSBOROUGH,  
CHARGES THAT:

**COUNT ONE**

GRACIELA M HERRERA, between the 1st day of November, 2016, and the 30th day of September, 2020,  
inclusive, in the County of Hillsborough and State of Florida, did knowingly fail, by false statement,  
misrepresentation, impersonation, or other fraudulent means, to disclose a material fact used in making  
a determination as to the qualification of herself to receive public assistance under any state or federally  
funded assistance program, or by failure to disclose a change in circumstances in order to obtain or  
continue to receive any such public assistance to which she was not entitled, and the value of the public  
assistance wrongfully received, retained, misappropriated, sought, or used is of an aggregate value of  
\$200 or more, but less than \$20,000, in any 12 consecutive months. Contrary to the form of the statute  
in such cases made and provided, and against the peace and dignity of the State of Florida.

2021-028692/

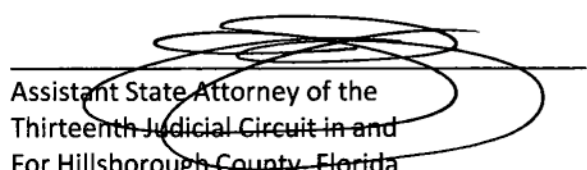
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Information

INFORMATIONS-5025 2021-028692

STATE OF FLORIDA  
COUNTY OF HILLSBOROUGH

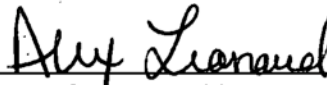
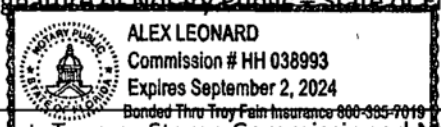
Personally appeared before me the undersigned Assistant State Attorney of the Thirteenth Judicial Circuit in and for Hillsborough County, Florida, who, being first duly sworn, says that this prosecution is set forth in the foregoing INFORMATION are based upon facts that have been sworn to as true by the material witness or witnesses for the offense and which, if true, would constitute the offense therein charged, and that the prosecution is being instituted in good faith.

  
Assistant State Attorney of the  
Thirteenth Judicial Circuit in and  
For Hillsborough County, Florida

Florida Bar # 0518158

Sworn to and subscribed before me at Tampa, Florida

This 17<sup>th</sup> day of August, 2021

  
Signature of Notary Public, State of Florida  
  
ALEX LEONARD  
Commission # HH 038993  
Expires September 2, 2024  
Bonded Thru Troy Fain Insurance 800-335-7019  
~~Print, Type or Stamp Commissioned Name of Notary~~  
And Date Commission Expires

Personally Known X or Produced Identification

Type of Identification Produced \_\_\_\_\_

August 16, 2021  
JAMES L ROBERTS/als

MailProcessingStaff@sao13th.com

Parent

2021028692/ GRACIELA M HERRERA Open

Includes: N/A

Consolidate: N/A

ISSUE CAPIAS

DEFENDANT: HERRERA, GRACIELA M  
DOB: 10/17/1980  
RACE: White  
GENDER: Female  
SSN: [REDACTED]  
DL#: H660293808770-FL  
HAIR: Brown  
EYES: Brown  
ADDRESS: 7617 ABONADO RD, TAMPA FL 33615

Agency: Department of Financial Services 2021-01371758

**COUNT ONE**

PUBLIC ASSISTANCE FRAUD  
BY FRAUDULENT QUALIFICATION  
OR NON-DISCLOSER OF CHANGES  
(\$200 - \$20,000)  
F.S. 414.39(1)(a)(b) AND (5)(b)  
3rd DEGREE FELONY

FRAU0925

CRIMINAL REPORT A. JAVIT/HILLSBOROUGH COUNTY, FL. JDA BKNG#

☐ Supplemental Page

☐ Plant City Courthouse

☐ Notice To Appear

|                                                                                                       |                                        |                                                         |                                         |                                        |                   |
|-------------------------------------------------------------------------------------------------------|----------------------------------------|---------------------------------------------------------|-----------------------------------------|----------------------------------------|-------------------|
| <input checked="" type="radio"/> FELONY                                                               | <input type="radio"/> MISDEMEANOR      | <input type="radio"/> TRAFFIC                           | <input type="radio"/> TAMPA ORD.        | <input type="radio"/> JUV. DELINQUENCY | CRA# DP-21-138574 |
| ARREST TYPE: <input type="radio"/> PC <input type="radio"/> Warrant <input type="radio"/> PC VOP/VOCC | REQUEST: <input type="radio"/> WARRANT | <input checked="" type="radio"/> SAO REVIEW DIRECT FILE | <input type="radio"/> JUV PICK UP ORDER |                                        |                   |

|              |          |         |
|--------------|----------|---------|
| Court Case # | Family # | SO ID # |
|              |          |         |

|                                                                                                                                             |      |                                                                           |
|---------------------------------------------------------------------------------------------------------------------------------------------|------|---------------------------------------------------------------------------|
| Agency <input type="radio"/> HCSO <input type="radio"/> TPD <input type="radio"/> PCPD <input type="radio"/> TTPD <input type="radio"/> FHP | RPT# | Report Written <input checked="" type="radio"/> Y <input type="radio"/> N |
| <input checked="" type="radio"/> Other: DFS                                                                                                 |      |                                                                           |

|                  |                     |              |                |              |
|------------------|---------------------|--------------|----------------|--------------|
| Offense Location | HILLSBOROUGH COUNTY | Offense Date | 11 / 01 / 2016 | Offense Time |
| Arrest Location  |                     | Arrest Date  | / /            | Arrest Time  |

|                        |                                                                   |                    |                            |
|------------------------|-------------------------------------------------------------------|--------------------|----------------------------|
| DEFENDANT Last Herrera | First Graciela                                                    | M M                | <input type="radio"/> Gang |
| Race Other             | Gender <input type="radio"/> M <input checked="" type="radio"/> F | DOB 10 / 17 / 1980 | DL# H660-293-80-877-0      |
| State FL               |                                                                   | POB Colombia       |                            |

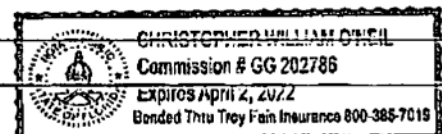
|                                  |            |          |           |
|----------------------------------|------------|----------|-----------|
| ADDRESS Street 7617 Abonado Road | City Tampa | State FL | Zip 33615 |
|----------------------------------|------------|----------|-----------|

|              |                       |
|--------------|-----------------------|
| SCHOOL (JUV) | PARENT/GUARDIAN (JUV) |
|--------------|-----------------------|

|                   |       |   |      |                                                        |         |
|-------------------|-------|---|------|--------------------------------------------------------|---------|
| CO-DEFENDANT Last | First | M | Race | Gender <input type="radio"/> M <input type="radio"/> F | DOB / / |
|-------------------|-------|---|------|--------------------------------------------------------|---------|

| STATUTE   | CHARGE LEVEL | CHARGE        | CITATION # | DV                    |
|-----------|--------------|---------------|------------|-----------------------|
| 414.39(1) | FELONY       | WELFARE FRAUD |            | <input type="radio"/> |
|           |              |               |            | <input type="radio"/> |
|           |              |               |            | <input type="radio"/> |

The undersigned swears there is probable cause to believe that the above named defendant in Hillsborough County, Florida, did: **GRACIELA MARIA HERRERA**, by means of false statements and/or omissions, underreported her earned income with Thiru S. Arasu MD PA. As a result, **GRACIELA MARIA HERRERA** and/or her dependents received excessive Public Assistance Benefits, to which she was not legally entitled, in the amount of \$11,881.98. All material witnesses have been duly sworn and attest that their testimony is true and correct to the best of their knowledge and/or belief.



Pursuant to Florida Statute §92.525 and under penalties of perjury, I declare that I have read the foregoing document and the facts stated in it are true to the best of my knowledge. For Notices to Appear, I also certify that a complete list of witnesses and evidence known to me is attached.

|                                               |
|-----------------------------------------------|
| SWORN TO AND SUBSCRIBED BEFORE ME THIS 25 DAY |
|-----------------------------------------------|

|                                     |       |
|-------------------------------------|-------|
| VIC/WIT SWORN <input type="radio"/> | Email |
|-------------------------------------|-------|



# State Attorney

ANDREW H. WARREN  
Thirteenth Judicial Circuit  
419 N. Pierce Street  
Tampa, Florida 33602-4022  
(813) 272-5400

**Notice to Clerk of Factors Relating to Division Assignment  
in accordance with Circuit Criminal Administrative Order**

Date: August 16, 2021

To: Clerk of Court

From: SAO Personnel

Defendant's Name: GRACIELA M HERRERA

Case Number:

Division Proposed by Clerk: A

Presumed Division per SAO Research: A

☒ Case should be assigned to the Proposed Division that has already been assigned by the Clerk because none of the following exceptions apply.

-----EXCEPTIONS-----

In accordance with the current administrative order governing assignment of cases in the Circuit Criminal Division, please assign a division based on the following exceptions to the proposed division case assignment:

\_\_\_\_ Case meets the Drug Court criteria and therefore should be assigned to Division "Y."

\_\_\_\_ Case meets the Veterans Court criteria and therefore should be assigned to Division "V."

\_\_\_\_ Defendant has multiple proposed divisions. Earliest assigned proposed division is \_\_\_\_.

\_\_\_\_ Defendant has Pending Case with lowest pending case #: \_\_\_\_\_; Division \_\_\_\_.

\_\_\_\_ Co-Defendant has multiple proposed divisions. Earliest assigned proposed division is \_\_\_\_.

\_\_\_\_ Co-Defendant has Pending Case with lowest pending case #: \_\_\_\_\_; Division \_\_\_\_.

\_\_\_\_ Case is re-filed after SAO dismissed it. Original case assigned to Division \_\_\_\_.

Associated Cases: \_\_\_\_\_

2021-028692/

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