

Rough Arrest Only

# ARREST / NOTICE TO APPEAR Juvenile Referral Report

1. Arrest 3. Request for Warrant  
2. N.T.A. 4. Request for Capias

3 Juvenile

ADMINISTRATION	OBTS Number		Agency ORI Number <b>FL0500000</b>		Agency Name <b>PALM BEACH COUNTY SHERIFF'S OFFICE</b>		Agency Report Number <b>06-20-085084</b>	
	Charge Type: Check as many as apply.				Weapon Seized/Type 1. Yes 2. No		Multiple Clearance Indicator	
	Location of Arrest (Including Name of Business)				Location of Offense (Business Name, Address) <b>200</b>			
	Date of Arrest	Time of Arrest	Booking Date	Booking Time	Jail Date	Jail Time	Location of Vehicle	

DEFENDANT	Name (Last, First, Middle) <b>Murphy, Michelle</b>								Alias (Name, DOB, Soc. Sec. #, Etc.)			
	Race W - White I - American Indian B - Black O - Oriental/Asian <b>w f</b>		Sex <b>f</b>	Date of Birth <b>09251972</b>	Height <b>5'08</b>	Weight <b>155</b>	Eye Color <b>brown</b>	Hair Color <b>brown</b>	Complexion <b>med</b>	Build <b>med</b>		
	Scars, Marks, Tattoos, Unique Physical Features (Location, Type, Description)						Marital Status <b>married</b>	Religion <b>unknown</b>	Indication of: Alcohol Influence <input type="checkbox"/> Y <input type="checkbox"/> N <input checked="" type="checkbox"/> Unk. Drug Influence <input type="checkbox"/> <input type="checkbox"/> <input checked="" type="checkbox"/>			
	Local Address (Street, Apt. Number) <b>8800 Placid Ter</b>			(City) <b>Lake Worth</b>	(State) <b>Florida</b>	(Zip) <b>33467</b>	Phone <b>(561) 801-5074</b>		Residence Type 1. City 3. Florida 2. County 4. Out of State <b>2</b>			
	Permanent Address (Street, Apt. Number) <b>Same as local</b>			(City)	(State)	(Zip)	Phone		Address Source <b>DAVID</b>			
	Business Address (Street, Apt. Number) <b>N/A</b>			(City)	(State)	(Zip)	Phone		Occupation <b>Unemployed</b>			

CO-DEF	D/L Number, State <b>M610552728450</b>		Soc. Sec. #	INS Number	Place of Birth <b>State of PA</b>	Citizenship <b>USA</b>
	Co-Defendant Name (Last, First, Middle)		Race	Sex	Date of Birth	<input type="checkbox"/> 1. Arrested <input type="checkbox"/> 3. Felony <input type="checkbox"/> 5. Juvenile <input type="checkbox"/> 2. At Large <input type="checkbox"/> 4. Misdemeanor

JUVENILE	Parent Name (Last) (First) (Middle)		Residence Phone			
	Legal Custodian					
	Other					
	Address (Street, Apt. Number) (City) (State) (Zip)		Business Phone			
Notified by: (Name)			Date	Time	Juvenile Disposition 1. Handled/Processed within Dept. and Released 2. TOT HRS/CYF 3. Incarcerated	
Released To: (Name)			Relationship	FCIC/NCIC	Date	Time
The above address was provided by defendant and/or defendant's parents. The child and/or parent was told to keep the Juvenile Court Clerk's Office informed of any change of address:					School Attended	Grade
<input type="checkbox"/> Yes, by: (Name) <input type="checkbox"/> No: (Reason)						

CODE	Recovery Information 0. N/A 1. Voluntary 2. Located Not Returned 3. Hospitalized 4. HRS Custody 5. Law Enforcement Custody 6. Returned to Parent 7. Deceased 8. Other									
	Drug Activity	S. Sell	R. Smuggle	K. Dispense/Distribute	M. Manufacture/Produce/Cultivate	Z. Other	Drug Type	B. Barbituate	H. Hallucinogen	P. Paraphernalia/Equipment

CHARGE	Charge Description <b>Grand Theft</b>			Counts <b>1</b>	Domestic Violence <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	Statute Violation Number <b>812.014 (2c1)</b>	Violation of ORD #
	Drug Activity	Drug Type	Amount/Unit	Offense #	Warrant/Capias Number	Bond	

CHARGE	Charge Description <b>Fraudulent Use of Person Identification Informaiton</b>			Counts <b>1</b>	Domestic Violence <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	Statute Violation Number <b>817.568 (2b)</b>	Violation of ORD #
	Drug Activity	Drug Type	Amount/Unit	Offense #	Warrant/Capias Number	Bond	

CHARGE	Charge Description			Counts	Domestic Violence <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	Statute Violation Number	Violation of ORD #
	Drug Activity	Drug Type	Amount/Unit	Offense #	Warrant/Capias Number	Bond	

CHARGE	Charge Description			Counts	Domestic Violence <input type="checkbox"/> Yes <input type="checkbox"/> No	Statute Violation Number	Violation of ORD #
	Drug Activity	Drug Type	Amount/Unit	Offense #	Warrant/Capias Number	Bond	

NOTICE TO APPEAR	<input type="checkbox"/> Instruction No. 1 Mandatory Appearance in Court <input type="checkbox"/> Instruction No. 2 You need not appear in Court but must Comply with instructions on reverse side.		Location (Court, Room Number, Address)				
			Court Date and Time				
			Month	Day	Year	Time	A.M.

ADMIN	I AGREE TO APPEAR AT THE TIME AND PLACE DESIGNATED TO ANSWER THE OFFENSE CHARGED OR TO PAY THE FINE SUBSCRIBED. I UNDERSTAND THAT SHOULD I WILLFULLY FAIL TO APPEAR BEFORE THE COURT AS REQUIRED BY THIS NOTICE TO APPEAR, THAT I MAY BE HELD IN CONTEMPT OF COURT AND A WARRANT FOR MY ARREST SHALL BE ISSUED.		Signature of Defendant (or Juvenile and Parent/Custodian)		Date Signed	FILED
	HOLD for other Agency Name:		Signature of Arresting Officer <i>[Signature]</i>		Name Verification (Printed by Arrestee) <b>JAN 12 2021</b>	
	<input type="checkbox"/> Dangerous <input type="checkbox"/> Resisted Arrest <input type="checkbox"/> Suicidal <input type="checkbox"/> Other:		Name of Arresting Officer (Print) <b>Detective V. Egert</b>		I.D. # <b>7246</b>	JOSEPH ABRUZZO, CLERK PALM BEACH COUNTY, FL

# SCANNED

PALM BEACH COUNTY SHERIFF'S OFFICE  
PROBABLE CAUSE AFFIDAVIT

OBTS

Charge Type:  1. Arrest  3. Request for Warrant  Juvenile  
 2. N.T.A.  4. Request for Capias

Agency ORI Number FL0500000

Agency Report: 20-085084

Charge Type:  Felony  Misdemeanor  Ordinance  
 Traffic Felony  Traffic Misdemeanor  Other

Defendant: Michelle Murphy Race: W Sex: F DOB: 09/25/1972  
Home Address: 8800 Placid Ter., Lake Worth, Florida 33467  
Home Phone: (561) 801-5074

**Charge(s):**

- 1. Grand Theft**
- 2. Fraudulent Use of Personal ID Information**

Victim: Lawrence Rosenthal Race: W Sex: M DOB: 08/30/1964  
Local Address: 8790 Placid Ter. Lake Worth, Florida 33467  
Local Phone: (954) 600-2424

The undersigned certifies and swears that he/she has just and reasonable grounds to believe, and does believe that the above named:

- committed the below acts in my presence.  
 confessed to Detective Egert admitting to the above facts.  
 was observed by \_\_\_\_\_ who told \_\_\_\_\_ that he/she saw the arrested person commit the below acts.  
 was found to have committed the below acts, resulting from my (described) investigation.

On the 8<sup>th</sup> day of June, 20~~12~~<sup>20</sup> at 12:00  A.M.  P.M.

The victim, Lawrence Rosenthal reported a theft to his Bank of America checking account, after discovering a total of 36 unauthorized charges, estimated at \$11,200 in funds, were acquired from his account, without his knowledge and/or permission between the dates of June 8 through July 7 of 2020. The victim was informed by his financial institution that each of the unauthorized charges were conducted at Bank of America ATM's within close proximity of his own residence, and were facilitated with the use of his (sole) assigned Bank of America Debit Card and accurate PIN number. After a closer review of the unauthorized charges, the victim immediately suspected his next door neighbor, Michelle Murphy, as the likely and only possible person responsible, due to the fact that she has access to his residence and is the only person who had visited his home during the timeframe of when the unauthorized charges occurred.

Additionally, several months prior to the unauthorized charges, Mr. Rosenthal had previously given his same Bank of America Debit Card [REDACTED] (and PIN), to Murphy to get him something from the store when he was unable to at that time, further suggesting that she remembered his PIN from that one and only time he authorized her to use his card. Per Rosenthal, he never knew his debit card was missing, or had been removed from the location where he kept it which is on the top of the dresser, in his bedroom of his home residence where he resides alone. Rosenthal suggested that Murphy had the ability to take the card (unbeknownst to him) and could/did return it to its original location, after each fraudulent use, knowing that he would not realize it had been removed or used because he does not typically use that card. Prior to reporting the incident to PBSO, immediately after discovering the fraudulent/unauthorized charges to his account, Mr. Rosenthal immediately confronted Murphy about the ATM withdrawals to his account which she initially denied. However, after further questioning, Murphy ultimately admitted responsibility for approximately half of the financial amount and fraudulent/unauthorized charges. During his sworn taped statement, Rosenthal confirmed knowing Murphy for approximately 15 years, and prior to discovering the theft, considered her to be a close/trustworthy friend. Rosenthal stated Murphy would frequently come over to his residence just to visit with him, and would occasionally assist him with chores/tasks around his home. He stated that he knew she had financial troubles in the past, and would occasionally give her financial assistance in the form of cash, (in unspecified amounts) in exchange for her assistance with the task/chores she did while at his residence. However, Rosenthal adamantly confirmed he never authorized or permitted her free reign to use/take (any of) his bank card to acquire funds from his account, specifically referring to the unauthorized ATM withdrawals as documented below.

A subpoena addressed to Rosenthal's effected financial Institution, Bank of America, was drafted and served in accordance with their Law Enforcement Subpoena acceptance policies and guidelines in which the following information associated with the below unauthorized/fraudulent charges (confirmed by Rosenthal), as follows:

"Any and all account information to include all checking and saving account numbers, original and updated signature cards, any and all additional named and/or authorized persons listed on any/all accounts, (specifically including but not limited to checking account number ending in [REDACTED] any and all "full" debit card numbers and persons of which each card and account it is assigned, monthly statements (showing any and all account transactions – deposits, teller and/or ATM withdrawals, automated payments, wire transfers, account fund transfers, names and addresses of locations where debit cards were used between the dates of April 1, 2020 through August 30, 2020. 2. Any and all date and time stamped video surveillance and the exact branch name and location/address associated with the following ATM withdrawals drawn on any account belonging to Lawrence Rosenthal, including but not limited to the following:

- a. 06/05/2020 - ATM Withdrawal \$320 (possibly Bank of America at Pinewood Square in Lake Worth)
- b. 06/08/2020 – ATM Withdrawal \$220 (possibly Bank of America at Pinewood Square in Lake Worth)
- c. 06/08/2020 – ATM Withdrawal \$400 (possibly Bank of America at Pinewood Square in Lake Worth)
- d. 06/09/2020 – ATM Withdrawal \$200 (possibly Bank of America at Pinewood Square in Lake Worth)
- e. 06/10/2020 – ATM Withdrawal \$260 (possibly Bank of America at Wycliffe in Lake Worth)
- f. 06/15/2020 – ATM Withdrawal \$300 (possibly Bank of America at Pinewood Square in Lake Worth)
- g. 06/15/2020 – ATM Withdrawal \$200 (possibly Bank of America at Pinewood Square in Lake Worth)
- h. 06/15/2020 – ATM Withdrawal \$100 (possibly Bank of America at Wycliffe in Lake Worth)
- i. 06/15/2020 – ATM Withdrawal \$300 (possibly Bank of America at Wycliffe in Lake Worth)
- j. 06/17/2020 – ATM Withdrawal \$200 (possibly Bank of America at Pinewood Square in Lake Worth)
- k. 06/17/2020 – ATM Withdrawal \$300 (possibly Bank of America at West Lake Worth in Lake Worth)
- l. 06/19/2020 – ATM Withdrawal \$300 (possibly Bank of America at Wycliffe in Lake Worth)
- m. 06/22/2020 – ATM Withdrawal \$300 (possibly Bank of America at Pinewood Square in Lake Worth)
- n. 06/23/2020 – ATM Withdrawal \$300 (possibly Bank of America at Wycliffe in Lake Worth)
- o. 06/24/2020 – ATM Withdrawal \$300 (possibly Bank of America at Wycliffe in Lake Worth)
- p. 06/25/2020 – ATM Withdrawal \$300 (possibly Bank of America at Town Commons in Lake Worth)
- q. 06/25/2020 – ATM Withdrawal \$360 (possibly Bank of America at Pinewood Square in Lake Worth)
- r. 06/26/2020 – ATM Withdrawal \$380 (possibly Bank of America at Pinewood Square in Lake Worth)
- s. 06/29/2020 – ATM Withdrawal \$300 (possibly Bank of America at Pinewood Square in Lake Worth)
- t. 06/29/2020 – ATM Withdrawal \$400 (possibly Bank of America at Pinewood Square in Lake Worth)

- u. 06/29/2020 – ATM Withdrawal \$200 (possibly Bank of America at Pinewood Square in Lake Worth)
- v. 06/29/2020 – ATM Withdrawal \$400 (possibly Bank of America at Pinewood Square in Lake Worth)
- w. 06/29/2020 – ATM Withdrawal \$400 (possibly Bank of America at Pinewood Square in Lake Worth)
- x. 06/29/2020 – ATM Withdrawal \$460 (possibly Bank of America at Wellington Green in Wellington)
- y. 07/01/2020 – ATM Withdrawal \$500 (possibly Bank of America at Wycliffe in Lake Worth)
- z. 07/01/2020 – ATM Withdrawal \$300 (possibly Bank of America at Wycliffe in Lake Worth)
- aa. 07/01/2020 – ATM Withdrawal \$300 (possibly Bank of America at Wycliffe in Lake Worth)
- bb. 07/01/2020 – ATM Withdrawal \$200 (possibly Bank of America at Boynton Trails in Boynton Beach)
- cc. 07/03/2020 – ATM Withdrawal \$400 (possibly Bank of America at Pinewood Square in Lake Worth)
- dd. 07/03/2020 – ATM Withdrawal \$400 (possibly Bank of America at Pinewood Square in Lake Worth)
- ee. 07/04/2020 – ATM Withdrawal \$400 (possibly Bank of America at Pinewood Square in Lake Worth)
- ff. 07/06/2020 – ATM Withdrawal \$400 (possibly Bank of America at Pinewood Square in Lake Worth)
- gg. 07/06/2020 – ATM Withdrawal \$100 (possibly Bank of America at Pinewood Square in Lake Worth)
- hh. 07/06/2020 – ATM Withdrawal \$400 (possibly Bank of America at Pinewood Square in Lake Worth)
- ii. 07/06/2020 – ATM Withdrawal \$300 (possibly Bank of America at Pinewood Square in Lake Worth)
- jj. 07/06/2020 – ATM Withdrawal \$400 (possibly Bank of America at Pinewood Square in Lake Worth)

3. Full card number, name of the owner/assigned person listed on the debit card(s), and the PIN number(s) used to conduct each of the afore ATM withdrawals as identified under item #2 This case will continue to remain in an inactive status pending receipt and fulfillment of all afore requested information and documentation.”

During the week of November 27, 2020, Bank of America produced partial subpoena fulfillment in regards to the afore video requests for the dates of June 26, 29, 30 and July 1. On 12/14/2020, Mr. Rosenthal reviewed the video surveillance and still photographs (obtained directly from each of the provided videos), where he provided a sworn taped statement, positively identifying his next-door-neighbor, Michelle Murphy as the person responsible. Rosenthal stated after Murphy acknowledged responsibility for (some of) the fraud/theft, he has since reconciled with Murphy in order to preserve the integrity of the law enforcement investigation and gain her cooperation, by staying in communication with her and maintaining a forgiving/understanding front. He further denied accepting any form of financial (or alternative) reimbursement from her since the investigation was initiated. However, due to the fact that his bank is still holding him financially responsible and Murphy has yet to reimburse him for any of the theft, he further confirmed his willing to prosecute against her for the confirmed theft.

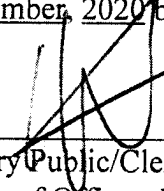
On the same date of 12/14/2020, immediately following the interview/sworn statement with Rosenthal, contact was made with Michelle Murphy at her home residence of 8800 Placid Ter., in Lake Worth, where she provided a Post Miranda sworn taped statement. The interview was conducted outside of her residence, and prior to officially going on record Murphy was briefed on the allegations made by Rosenthal. Murphy confirmed full understanding and acknowledgement of her rights as read to her, and agreed to proceed with the interview. According to Murphy, although she acknowledged responsibility for the charges, contrary to Rosenthal’s statements, he not only had knowledge of her using his card to withdraw the funds, he authorized her to use his card and provided her with his PIN. Also contrary to Rosenthal’s statement, the funds in which she acquired from the ATM withdrawals were a loan from him, which she has since been paying him back in either the form of working for him at his residence, (by cleaning/gardening/running his errands/etc.), as well as financial reimbursement, in the form of \$100-\$300 payments when able. Murphy denied responsibility for the full \$11,200 estimated fraud/theft, but was unable to advise on a specific or estimated amount in which she borrowed and subsequently owes to Rosenthal. Although Murphy was unable to advise on a specific (or estimated) amount in which she has paid off towards her loan from Rosenthal, come this Friday, 12/19/2020, she will have and be provide Rosenthal with \$500 cash, which will fulfill her financial obligation towards her loan from Rosenthal, per their verbal agreement. Murphy was unable to produce any form of receipts and/or written agreements between she and Rosenthal, to support her statements that the funds in which she acknowledged taking from Rosenthal’s Bank of America account were in a fact a loan, not theft. It should also be noted that when specifically questioned regarding amounts in which she “borrowed” (and subsequently owed), she was unable to provide even an approximate amount, further stating that some of the cash she acquired from Rosenthal’s Bank of America account from

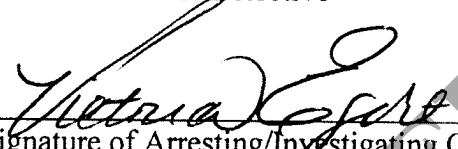
the ATM withdrawals conducted by her, were for him, despite his prior banking history reflecting differently, (regarding the source and use of his funds). Based on the inconsistencies amongst Murphy's statements opposed to Rosenthal's allegations, coupled with the lack of clear/concise information on her "verbal" loan agreement with Rosenthal, (and inability to produce receipts/records for her reimbursement), probable cause for the arrest of Michelle Murphy, W/F, DOB 09/28/1972, has been established for the following charges:

1. Grand Theft
2. Fraudulent Use of Personal ID Information

State of Florida  
County of Palm Beach

The foregoing instrument was sworn to and subscribed before me this 16<sup>th</sup> day of December, 2020 by Detective Victoria Egert who is personally known to me.

 #8059  
\_\_\_\_\_  
Notary Public/Clerk of Court/Officer (F.S.S. 117.10)  
Name of Officer: Detective

  
\_\_\_\_\_  
Signature of Arresting/Investigating Officer  
Name of Officer: Detective Victoria Egert, ID # 7246