

50-2020-CF-009845-AMB # 2924
 J# 0520045

OBTS Number		ARREST / NOTICE TO APPEAR Juvenile Referral Report		1 Arrest 2 NTA.	3. Request for Warrant 4. Request for Capias	1	Juvenile				
Agency ORI Number FLO 500000		Agency Name PALM BEACH COUNTY SHERIFF'S OFFICE		Agency Report Number 20-133686							
Charge Type: Check as many as apply.		<input checked="" type="checkbox"/> 1. Felony <input type="checkbox"/> 2. Traffic Felony <input type="checkbox"/> 3. Misdemeanor <input type="checkbox"/> 4. Traffic Misdemeanor <input type="checkbox"/> 5. Ordinance <input type="checkbox"/> 6. Other		If Weapon Seized Enter Type: N/A		Multiple Clearance Indicator 1					
Location of Arrest (including Name of Business) Home Depot, 9820 Glades Rd. Boca Raton, FL 33434				Location of Offense (Business Name, Address) Home Depot, 9820 Glades Rd. Boca Raton, FL 33434							
Date of arrest 12/05/2020	Time of Arrest 1259	Booking Date	Booking Time	Jail Date	Jail Time	Location of Vehicle					
Name (Last, First, Middle) RUBALCABA, REINIER, RAFAEL				Alias (Name, DOB, Soc. Sec. #, Etc.)							
Race W - White I - American Indian B - Black O - Oriental/Asian	Sex W M	Date of Birth 11/05/1987	Height 5'10"	Weight 200	Eye Color BROWN	Hair Color BROWN	Complexion LIGHT	Build MED			
Scars, Marks, Tattoos, Unique Physical Features (Location, Type, Description)				Marital Status MARRIED	Religion NONE	Indication of: Alcohol Influence Drug Influence		Y N Unk			
Local Address (Street, Apt. Number) 433 SW 8TH ST APT K		(City) BOCA RATON, FL	(zip) 33432	Phone (561) 334-8599		Residence Type: 1. City 2. County 3. Florida 4. Out of State					
Permanent Address (Street, Apt. Number) SAME AS ABOVE		(City)	(State)	(zip)	Phone		Address Source LICENSE				
Business Address (Name, Street)		(City)	(State)	(zip)	Phone		Occupation NONE				
DL Number, State R142-736-87-405-0, FL		Soc. Sec. N	INS Number		Place of Birth (City, State) CUBA		Citizenship USA				
Co-Defendant Name (Last, First, Middle) SANCHEZ, DAUVER, FRION			Race B	Sex M	Date of Birth 10/03/1981	<input checked="" type="checkbox"/> 1. Arrested <input type="checkbox"/> 2. At Large <input type="checkbox"/> 3. Felony <input type="checkbox"/> 4. Misdemeanor <input type="checkbox"/> 5. Juvenile					
Co-Defendant Name (Last, First, Middle)			Race	Sex	Date of Birth	<input type="checkbox"/> 1. Arrested <input type="checkbox"/> 2. At Large <input type="checkbox"/> 3. Felony <input type="checkbox"/> 4. Misdemeanor <input type="checkbox"/> 5. Juvenile					
Parent Legal Custodian Other:		Name (Last) (First) (Middle)			Residence Phone						
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/DYS 3. Incarcerated					
Released To: (Name)		Relationship		Date	Time						
The above address was provided by <input type="checkbox"/> defendant and / or <input type="checkbox"/> defendant's parents. The child and / or parent was told to keep the Juvenile Court Clerk's Office (Phone 355-2526) informed of any change of address. Yes, by: (Name) No. (Reason)				School Attended		Grade					
Property Crime? <input type="checkbox"/> Yes <input type="checkbox"/> No		Description of Property			Value of Property						
Activity N. NIA P. Possess		S. Sell B. Buy T. Traffic	R. Smuggle D. Deliver E. Use	K. Dispense Distribute	M. Manufacture/ Produce/ Cultivate	Z. Other	Drug Type N. N/A A. Amphetamine	B. Barbiturate C. Cocaine E. Heroin	H. Hallucinogen M. Marijuana O. Opium/Deriv	P. Paraphernalia/ Equipment S. Synthetic	U. Unknown Z. Other
Charge Description GRAND THEFT		Counts 01	Domestic Violence <input type="checkbox"/> Y <input checked="" type="checkbox"/> N	Statute Violation Number 812.014(2C1)		Violation of ORD #					
Drug Activity N/A	Drug Type N/A	Amount / Unit	Offense # 20-133686	Warrant / Capias Number		Bond					
Charge Description		Counts	Domestic Violence <input type="checkbox"/> Y <input checked="" type="checkbox"/> N	Statute Violation Number		Violation of ORD #					
Drug Activity	Drug Type	Amount / Unit	Offense #	Warrant / Capias Number		Bond					
Charge Description		Counts	Domestic Violence <input type="checkbox"/> Y <input checked="" type="checkbox"/> N	Statute Violation Number		Violation of ORD #					
Drug Activity	Drug Type	Amount / Unit	Offense #	Warrant / Capias Number		Bond					
Charge Description		Counts	Domestic Violence <input type="checkbox"/> Y <input checked="" type="checkbox"/> N	Statute Violation Number		Violation of ORD #					
Drug Activity	Drug Type	Amount / Unit	Offense #	Warrant / Capias Number		Bond					
Location (Court, Room Number, Address)											
Court Date and Time											
Month	Day	Year	Time	A.M.		P.M.					
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							
HOLD for other Agency Name		Name of Arresting Officer (Print) DET. M. WALSH		I.D. # 7916		Name Verification (Printed by Arrestee)					
<input type="checkbox"/> Dangerous <input type="checkbox"/> Escaped		<input type="checkbox"/> Resisted Arrest <input type="checkbox"/> Other:		Name of Arresting Officer (Print) DET. M. WALSH		I.D. # 7916					
Witness here if suspect signed with an		Name of Witness (Print)		I.D. #		Agency					

PBSO 4858

INGRAM

DEC 5 PM 4:32

DEC-6 AM 7:20

OBTS Number		PROBABLE CAUSE AFFIDAVIT				1	N
Agency ORI Number FLO 5 0 0 0 0 0		Agency Name PALM BEACH COUNTY SHERIFF'S OFFICE		Agency Report Number 06 - 20-133686			
Charge Type: <input checked="" type="checkbox"/> 1. Felony <input type="checkbox"/> 3. Misdemeanor <input type="checkbox"/> 5. Ordinance Check as many <input type="checkbox"/> 2. Traffic Felony <input type="checkbox"/> 4. Traffic Misdemeanor <input type="checkbox"/> 6. Other as apply.				Special Notes:			
Defendant's Name (Last, First, Middle) Rubalcaba, Reinier, R..				Race W	Sex M	Date of Birth 11/05/1987	
Charge Description Grand Theft		Charge Description					
Charge Description		Charge Description					
Victim's Name (Last, First, Middle) Fazekas, Stephen, R.				Race W	Sex M	Date of Birth 07/07/1995	
Victim's Local Address (Street, Apt. Number) 9820 Glades Road		(City) Boca Raton	(State) Fl.	(Zip) 33434	Phone 561-235-1503	Address Source Known	
Victim's Business Address (Name, Street) Home Depot 9820 Glades Rd.		(City) Boca Raton,	(State) Fl.	(Zip) 33434	Phone 561-235-1503	Occupation Loss Prevention	
The undersigned certifies and swears that he/she has just and reasonable grounds to believe, and does believe that the above named Defendant committed the following violation of law. The Person taken into custody...							
<input type="checkbox"/> committed the below acts in my presence.		<input checked="" type="checkbox"/> was observed by <u>Stephen Fazekas</u> who told <u>Detective M. Walsh/7916</u> that he/she saw the arrested person commit the below acts.					
<input type="checkbox"/> confessed to _____ admitting to the below facts.		<input checked="" type="checkbox"/> was found to have committed the below acts, resulting from my (described) investigation.					
On the 05th day of December, 2000 at 1:00 <input type="checkbox"/> A.M. <input checked="" type="checkbox"/> P.M. (Specifically include facts constituting cause for arrest).							

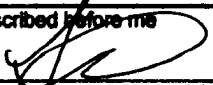

NARRATIVE:

On Saturday December 05th, 2020, at approximately 1100 hours units from the Palm Beach County Sheriff's Office District 7 Detective Bureau were conducting a Holiday retail theft operation at the Home Depot store located at 9820 Glades Road in unincorporated Boca Raton, Palm Beach County Florida 33434. District 7 Detectives were working jointly with Home Depot Loss Prevention Investigators in an attempt to apprehend active shoplifting suspects. At approximately 1215 hours I was alerted by Home Depot Loss Prevention Investigator Stephen Fazekas, that a white male and black male were inside the store making suspected fraudulent returns of Home Depot merchandise. Mr. Fazekas then stated that the two suspects were being monitored in-person by Home Depot Loss Prevention associates inside the store. The suspects were observed at the hardware area selecting multiple power tools and placing the tools in a shopping cart. The two suspects then proceeded to the garden center and selected additional store items and placed these items in the cart. Both suspects then proceeded to the main checkout area and made no attempt to meet with a cashier at the open and available points of sale, or to pay for any of the merchandise inside the shopping cart. The black male suspect removed several Home Depot receipts from his pants pocket and held the receipts in his hand for display. The white male suspect was pushing the shopping cart and walking with the black male suspects as both suspects then walked out the front store exit door passing all open and available points of sale without making any attempt to pay for the store merchandise in the cart. Mr. Fazekas followed both suspects out the front exit door and requested that the suspects produce a store receipt for the merchandise in the cart. The black male suspect then produced three Home Depot receipts that did not match any of the store items in the shopping

NARRATIVE CONTINUATION

cart. The three Home Depot receipts presented by the black male were documented on these receipts as purchases from stores in the Miami, Florida area. Two of the Home Depot receipts were dated for 12/02/2020, with the other Home Depot receipt dated 12/05/2020, but that receipt was also from a Miami store. None of the Home Depot store items in the shopping cart were listed on any of the Home Depot receipts presented by the suspects. Mr. Fazekas completed a sworn written statement documenting the grand theft incident and indicated that Home Depot would prosecute the offenders. I reviewed the Home Depot video surveillance of this incident and confirmed Mr. Fazekas' observations of the act of grand theft. The black male suspect was identified by his Florida Driver License as Dauver Sanche-Frion and the white male suspect was identified by his Florida Driver License as Reinier R. Rubalcaba. The total value of the items stolen by the two suspects is documented as \$948.97.

My investigation concluded that on 12/05/2020 at approximately 1215 hours, Dauver Sanche-Frion and Reinier R. Rubalcaba did enter the Home Depot store located at 9820 Glades Road in unincorporated Boca Raton, Palm Beach County Florida 33434 and did act in concert to select multiple Home Depot items with a retail value of \$948.97, and placed these items in their shopping cart. My investigation further concluded that after placing the Home Depot store items in their shopping cart, Dauver Sanche-Frion and Reinier Rubalcaba did then knowingly passed all open and available points of sale without attempting to make any payment for the stores items located in their shopping cart, and did so with the intent to deprive Home Depot of the value of the stolen items. My investigation finally concluded that when Dauver Sanche-Frion and Reinier Rubalcaba were confronted by Home Depot Loss Prevention Investigators outside the store regarding the stolen items, they presented previously issued Home Depot receipts as proof of purchase for these items. Based on the above facts probable cause exists to charge Dauver Sanche-Frion and Reinier Rubalcaba with Grand Theft in violation of F.S.S. 812.014(2C1). This case is cleared by arrest.

Sworn and Subscribed before me	
	
Signature Notary Public / Clerk of Court / Officer (F.S.S 117.10) Det. Luis Pacheco 30550	Signature of Arresting / Investigating Officer Det. Michael Walsh 7916
Name of Notary Public / Clerk of Court / Officer (F.S.S 117.10) 12/05/2020	Name of Officer (Please Print) 12/05/2020
Date	Date



Palm Beach County Sheriff's Office – Arrests Only

	X	Florida State Statute	Description	Page Number(s)
L/E Exemptions	<input type="checkbox"/>	119.071(2)(d)	Surveillance techniques, procedures and personnel; inventory of law enforcement resources, policies or plans pertaining to mobilization deployment or tactical operations.	
	<input type="checkbox"/>	943.053, 943.0525	NCIC/FCIC/FBI and in-state FDLE/DOC.	
	<input type="checkbox"/>	119.071(4)(c)	Undercover personnel.	
	<input type="checkbox"/>	119.071(2)(f)	Confidential informants (CIs).	
	<input type="checkbox"/>	119.071(2)(e)	Confession.	
Public Info. Exemptions	<input type="checkbox"/>	985.04(1)	Juvenile offender records.	
	<input type="checkbox"/>	119.071(h)(i)	Assets of a crime victim.	
	<input type="checkbox"/>	395.3025(7)(a), 456.057(7)(a)	Medical information.	
	<input type="checkbox"/>	394.4615(7)	Mental health information.	
	<input type="checkbox"/>	119.071(4)(d)(2)(a)	Home address, telephone, Social Security number, date of birth, or photos of active/former LE personnel, spouses, and children.	
Florida Rules of Judicial Administration 2.420 (Rule of 23)	<input checked="" type="checkbox"/>	(iii) 119.0714(1)(i)-(j), 2)(a)-(e)	Social Security, bank account, charge, debit, and credit card numbers.	2
	<input type="checkbox"/>	(viii) 394.4615(7)	Clinical records under the Baker Act.	
	<input type="checkbox"/>	(xii) 741.30(3)(b)	The victim's address in a domestic violence action on petitioner's request.	
	<input type="checkbox"/>	(xiii) 119.071(2)(h), 119.0714(1)(h)	Protected information regarding victims of child abuse or sexual offenses.	
	<input type="checkbox"/>			
	<input type="checkbox"/>			
	<input type="checkbox"/>			
	<input type="checkbox"/>			
Other	<input type="checkbox"/>		Other:	
	<input type="checkbox"/>		Other:	

REVIEW COMPLETED BY

Booking Number: 2020028484	Date: 12/6/2020
	Specialist Name/ID: B Evans / 23649