

ARREST / NOTICE TO APPEAR

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

3 JUVENILE

OBTS Number	Agency ORI Number 0500200		Agency Name Boca Raton Police Department		Agency Report Number (N.T.A.'s only) 3, 2 2019-015800	
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 None/not Applicable	Multiple Clearance Indicator N	
Location of Arrest (Including Name of Business)				Location of Offense (Business Name, Address) 6000 W GLADES RD 1088, BOCA RATON, FL 33431		
Date of Arrest	Time of Arrest	Booking Date	Booking Time	Jail Date	Jail Time	Location of Vehicle

Name (Last, First, Middle) YAVRU, ROSE		Alias:		Alias (Name, DOB, Soc. Sec. #, Etc.)			
Race W - White B - Black	Sex F	Date of Birth 11/11/1986	Height 5'4	Weight	Eye Color BLU	Hair Color BLONDE	Complexion MED
Local Address (Street, Apt. Number) (City) (State) (Zip) 9713 BOCA GARDENS PARKWAY, BOCA RATON, FL				Phone	Residence Type: 1 City 3 Florida 2 County 4 Out of State 2		
Permanent Address (Street, Apt. Number) (City) (State) (Zip) 9713 BOCA GARDENS PARKWAY, BOCA RATON, FL				Phone	Address Source		
Business Address (Name, Street) (City) (State) (Zip) HAMSA SHOES, 6000 W GLADES RD				Phone	Occupation Sales		
D/I Number, State VI 60727/869110		INS Number		Place of Birth (City, State) TURKEY		Citizenship TY	

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
Name (Last, First, Middle)		Relationship		Date	Time	JUVENILE DISPOSITION 1. Handled/Processed within Department and Released 2. TOT JAC 3. Incarcerated
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.		School Attended		Grade		
Property Crime? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		Description of Property		Value of Property		

Drug Activity N. N/A P. Possess	S. Sell B. Buy T. Traffic	R. Smuggle D. Deliver E. Use	K. Disperse/ 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/Derv	P. Paraphernalia Q. Equipment S. Synthetic	U. Unknown Z. Other
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Charge Description SELLING OR OFFERING FOR SALE COUNTERFEIT GOODS		Amount / Unit		Offense #	Counts	Domestic Violence <input type="checkbox"/> Y <input checked="" type="checkbox"/> N	Warrant / Capias Number 731.03(2)	Violation of ORD #
Drug Activity	Drug Type N	Amount / Unit		Offense #	Counts	Domestic Violence <input type="checkbox"/> Y <input checked="" type="checkbox"/> N	Warrant / Capias Number 2019-15800	Bond

Health / Apparent Physical Condition of Defendant		Any knowledge of the following: <input type="checkbox"/> Mental <input type="checkbox"/> Escape Risk <input type="checkbox"/> Medication <input type="checkbox"/> Deformities <input type="checkbox"/> Injuries			
Check which applies: <input type="checkbox"/> Released O.R. <input type="checkbox"/> Posted Bond		<input type="checkbox"/> Released to Parent/Guardian <input type="checkbox"/> South County Mental Health		<input type="checkbox"/> T.O.T. County Jail	
Transported By		Date Transported	Time Transported	Other	Released To

<input type="checkbox"/> INSTRUCTION NO. 1 - Mandatory appearance in court		Location (Court, Room) South County 200 W Atlantic Ave Delray Beach, FL 33444		No Photo Available
<input checked="" type="checkbox"/> INSTRUCTION NO. 2 - You need not appear in Court but must comply with instructions on Page 2.		Court Date and Time		
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 COMTEMPT OF COURT AND A WARRANT FOR MY ARREST SHALL BE ISSUED.				No Photo Available
Signature of Defendant (or Juvenile and Parent/Custodian)			Date Signed	

HOLD for Other Agency		Signature of Arresting Officer		Name Verification (Printed by Arrestee)	
<input type="checkbox"/> Dangerous <input type="checkbox"/> Suicidal		<input type="checkbox"/> Resisted Arrest <input type="checkbox"/> Other		(PRINT)	
Intake Deputy	I.D. #	Pouch #	Transporting Officer PAYNE, T. M.	I.D. # 716	Agency
Witness here if subject signed with an "X"					PAGE 1 OF 1

COURT STATE ATTORNEY AGENCY CENTRAL RECORDS JAIL CRIME ANALYSIS P.I.O. DEFENDANT

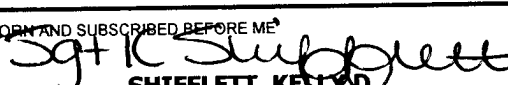

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PROBABLE CAUSE AFFIDAVIT

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

1

JUVENILE

A D M I N I S T R A T I V E	OBTS Number Agency ORI Number FL 0500200	Agency Name BOCA RATON POLICE DEPARTMENT	Agency Report Number 3 2 2019-015800
	Charge Type: Check as many as apply: <input checked="" type="checkbox"/> 1. Felony <input type="checkbox"/> 3. Misdemeanor <input type="checkbox"/> 5. Ordinance <input type="checkbox"/> 2. Traffic Felony <input type="checkbox"/> 4. Traffic Misdemeanor <input type="checkbox"/> 6. Other		Special Notes:
	Name (Last, First, Middle) YAVRU, ROSE		Race: W Sex: F Date of Birth: 11/11/1986
	Charge Description 831.032(2) SELLING OR OFFERING FOR SALE COUNTERFEI		Charge Description
	Victim's Name (Last, First, Middle) LVMH,		Race: Sex: Date of Birth:
	Local Address (Street, Apt. Number) (City) (State) (Zip) 19 E 57TH ST, NEW YORK, NY		Phone: Address Source:
	Business Address (Name, Street) (City) (State) (Zip) CORPORATE US HEADQUARTERS		Phone: Occupation:
	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 type="checkbox"/> was observed by _____ who told _____ that he/she saw the arrested person commit the below acts. <input checked="" 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 10 day of March , 2020 at 12:43 (Specifically include facts constituting cause for arrest.)		
	<p>On 09/30/19, I received an anonymous tip in reference to a store in the Town Center Mall that appeared to be selling counterfeit merchandise. The complaint alleged that two women were conducting high pressure sales of "tons of fake Louis Vuitton's and lots of brands," at a store called Hamsa Boutique. I reached out via email to Heather McDonald from Baker Law in New York. Their firm represents several major trademarked corporations to include Louis Vuitton. Upon a return phone call from McDonald, she referred me to A Action Investigations, Justin and Eric Berger. She explained that they were contracted investigators who specialized in counterfeit merchandise investigations. They represented LVMH, which is the world's largest luxury goods conglomerate. They own over 70 brands to include Louis Vuitton, Dior, Fendi, Marc Jacobs, Tiffany&Co, Givenchy, and many others.</p> <p>On 11/19/19, Det. Sgt. Shifflett and I met with Eric and Justin Berger at their office in Hollywood. We discussed Hamsa Boutique. The Bergers explained they were very familiar with Hamsa Boutique and had several issues with them in the past. Most recently, on 7/13/18, they served (via hand delivery) the owners/staff of the store a cease and desist demand letter on behalf of Louis Vuitton and Chanel to stop all sales of items that infringed on their trademarks and copyrights. The staff/owners refused to sign the letters. Berger provided me with copies of the letters. We researched the store at the Town Center Mall and learned that they had moved the store to a different location in the mall and had changed the name to Hamsa Shoes. It was still being run by the same owner, [REDACTED] Benayon (via Sunbiz), and had at least one of the same employees, Rose Yavru.</p> <p>On 11/20/19, Ofc. Campo, while patrolling the Town Center Mall, was approached by an anonymous sales associate of a store who complained that he had personal knowledge of Hamsa Shoes (suite # 1088) selling counterfeit merchandise marked Gucci, Fendi, Louis Vuitton, etc. He showed Ofc. Campo photos he had taken of the rear stock room where he</p>		
	SWORN AND SUBSCRIBED BEFORE ME  SHIFFLETT, KELLY D NOTARY PUBLIC / CLERK OF COURT / OFFICER (F.S.S. 117.10) 03/24/2020 DATE		
	SIGNATURE OF ARRESTING / INVESTIGATING OFFICER  PAYNE, TERENCE M (716) NAME OF OFFICER (PLEASE PRINT) 03/24/2020 DATE		
			PAGE 1 OF 6

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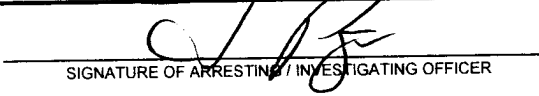
had accompanied a Hamsa Shoes employees on breaks multiple times. He said the employees are aware the products are counterfeit and are instructed never to bring the merchandise to the sales floor, only to show the merchandise in the stock room upon request of a customer. Based on the two independent accounts, I contacted A Action Investigations and we discussed doing a controlled buy of products from Hamsa Shoes to determine if they were selling counterfeit merchandise.

On 12/17/19, Eric Berger, Aileen Berger, and Sarina Caskill from A Action Investigations met with Det. Sgt. Shifflett and me at the Town Center Mall. We entered the Mall together and Aileen and Sarina went to Hamsa Shoes to conduct a buy of counterfeit clothing. A counterfeit Louis Vuitton jacket was purchased for \$280.00 (plus tax). Aileen explained that she had over 20 years investigating counterfeit items and she was positive the jacket was not an authentic Louis Vuitton. Eric took photos of the jacket and sent them to the Criminal Enforcement Manager for Louis Vuitton, Eric Lacoma for verification. I took possession of the jacket and placed it into BRPD evidence. It should be noted that the tag on the jacket had Chinese markings and writing. Eric texted me the receipt from the transaction.

On 12/18/19, I received a call from Justin Berger and he informed me that the photos of the jacket from the controlled buy had been verified as counterfeit by Louis Vuitton Criminal Enforcement Manager Eric Lacoma from the photos that were sent to him. Justin emailed me the affidavit of authenticity explaining the inconsistencies, quality, packaging, and other factors that showed the jacket was not a real Louis Vuitton. The jacket had a retail value of \$2,550.00. The letter was added to BRPD Evidence.

On 12/31/19, a search warrant was drafted and signed by the Honorable Judge Rosemarie Scher for Hamsa Shoes, 6000 W Glades Rd, suite #1088. The warrant was executed at approximately 1300 hrs. by me, Det. Randa White, Det. Amanda Alvarez, Det. Sgt. Kelly Shifflett and CSI Colleen Cassandra. I initially met with an employee, Daniela Mauquer. I read her the search warrant and explained why we were there. Before the business was searched, I sat down with Mauquer and she gave me a taped sworn statement to her employment at the store. She was read her Miranda Rights from a pre-printed card, stated she understood, and was willing to speak to me. The interview was audio recorded.

Mauquer explained that she was at the store "helping out" and didn't feel like she was working. She had only been working at the store a few weeks, explaining that she felt like she had been working there for around 2 weeks. She said [REDACTED], Rose, and Jesica were working there besides herself. I asked her who was in charge and she said that both Rose and [REDACTED] were in charge, but "more [REDACTED] that Rose" was in charge. She explained that many of the items in the store didn't have prices and in order to sell those unpriced items, she has to send a picture (via cellphone) to Rose or [REDACTED] to ask for a price. She said that Rose or [REDACTED] would text her back a price that she could sell the item for. She would text them both in case one didn't respond. I asked how Rose or [REDACTED]

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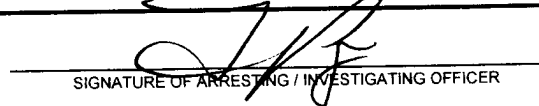
Name (Last, First, Middle) YAVRU, ROSE	Alias	Race W	Sex F	Date of Birth 11/11/1986
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would sell any of the items in the back and Mauquer said that a customer would ask for that type of product and they would get it from the back. I asked if it was a kind of "secret code word like understanding" and she shook her head yes. I asked if she thought it was strange for people/customers to ask for things from the back and she said "uh huh (yes indication)." I asked her what she did when someone came in and asked to "see something from the back" and she said she would then call Rose. She said Rose would ask who the person was and what they wanted. Mauquer explained that she had done a few of the back room sales but wanted to clarify that it was something that she "didn't want to be involved in." I asked if she thought the Fendi, Gucci, and products in the back were real or fake and she preferred not to answer. I asked if [redacted] and/or Rose were there, if she was allowed to do any backroom sales and she said no. I asked if she had ever sold anything from the back without checking with [redacted] and Rose and she said "no no no." She had to call for pricing. She reconfirmed that [redacted] and Rose were in charge of the business. She said that when [redacted] or Rose were there, they did the backroom sales. Please see the recorded statement for full details.

The search warrant was conducted and in total there were items from Fendi, Gucci, Chanel, Burberry, Yves St. Laurent, Apple, Christian Dior, Louis Vuitton, Cartier, Warner Brothers, Versace, Rolex, Ajrms, Hermes, Michael Kors, Kate Spade, Nike, Balenciaga, Tommy Hilfiger, Kenzo, Givenchy, Calvin Klein, Van Cleef, Prada, Dolce&Gabana, and Ray Ban taken from the business. There were over 1,800 items seized from the store. Every item collected was deemed counterfeit by A Action Investigations.

On 01/16/20, Det. Sgt. Shifflett and I met with Rose Yavru, her husband Tony, and their attorney, Jared Bassola at his office in Coral Springs to obtain a full statement from her. This is a summary of the meeting:

Rose was read her Miranda Rights via a pre-written card which she stated she understood, signed, and was willing to speak to me. Her Attorney, Basola, was present the entire time. Rose's husband, Tony, was present as well as he was going to assist in any language/comprehension issues as Rose spoke English but her native language was Turkish. Rose explained that she worked for Hamsa Shoes and/or Hamsa Boutique for over a year. I asked if [redacted] was in charge of Hamsa and Rose replied, "Yes, of course...she is the owner." I asked if it was just her and she said, "I think her only...and her brother, maybe, I'm not sure about it. I don't know exactly but [redacted] should be the owner." Rose reaffirmed that she believed [redacted] was the owner as she was hired by her and most everyone else was too. [redacted] did all of the "hiring and firing" per Rose. She explained her job was to train the new sales people and show them the operation and to makes sales of the products. [redacted] trained Rose on the job and processes. I asked Rose about the counterfeit items and how she became aware and she explained that [redacted] put some counterfeit items in the display window and Rose said in her country (Turkey) that was normal, "not a big deal." Rose started selling the counterfeit items. At some point, two guys came into the store and told Rose that they were not allowed to put the items

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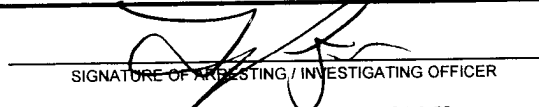
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outside and gave Rose a paper. She called [REDACTED] and [REDACTED] told Rose to remove the items from the front. Rose said the two guys told her to take the items and hide them and not to put them on display. Rose didn't know who the guys were but she said they represented Louis Vuitton or Chanel, she wasn't sure. Rose explained that after Hamsa Boutiqe moved and became Hamsa Shoes, they started selling the items again after consolidating the two stores into one (Hamsa Shoes). I asked who ordered the fake items and she wasn't sure, but she said [REDACTED]. I asked if there was anyone else who would do the ordering and she said no. Rose didn't know the process of how [REDACTED] got the items. She said she never organized the items (17:26). She explained that most of their sales were from prior customers or people who they knew. She said they come in the store and mention they had bought a specific item in the past or were looking for a specific brand. Rose would then get a similar item from the back storage and sell it the item. I asked who made the decision on what to sell the item for (20:37) and she said "the store owner." Rose explained that she was shown/trained by [REDACTED] on how to price the items and what the minimums were for each type of product. She said she could negotiate the price as long as the minimum price was met. She said customers didn't buy a lot at one time because "they were scared too" and she reaffirmed that in her country it was normal to sell these kinds of items (24:39). I said that she knew in America that it was not normal, and she explained she knew it wasn't normal but as they (two men) had come into the store previously and warned them, she didn't think she was doing anything wrong. We discussed the fact that all of the counterfeit items were stored in the back and not displayed and how a regular business would not "hide" their products in the back. Rose said (26:43) everything they had all "looks like it." She used Valentino as an example. "It looks identical, that's how we sell it actually...you come to my store... I tell you it looks like Valentino...it looks like Gucci...I show a bag in the front...it's the color of Gucci...and I say oh yea...this is Gucci...looks like Gucci (to the customer) (27:46). I then said she knew it wasn't real Gucci and she responded, "I know, of course, I don't tell people it's real Gucci...I say identical or looks like it.."

We discussed ordering of products again. She told me that she knew of a shipment that was ordered by UPS (1:02:20) and "they got caught...US Customs...and I don't know how they handled that one but they said don't worry about it." She knew the items were fake and I told her she was not allowed to sell fake stuff and she acknowledged it. I asked again who did the inventory of the items and she said "I don't think nobody...they do not count the stuff..." I asked how she would know if she had any product in the back to sell someone if they came in and she said she wouldn't "have any idea...I would go there and look at it and if it's there I take it and sell it." (1:04:00)

We discussed once again that it was wrong to sell the fake items and Rose said, "I thought so but I didn't know BIG trouble...but...I didn't know it was this much trouble." I said, "So you knew it was wrong, just not how wrong." She replied, "Exactly." (10:26) I said, "You know you only sold it to people that came in that bought it in the past or knew how to ask for it the right way because you knew you shouldn't have been selling

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the fake stuff anyway, right?" She replied, "Yes." Sgt. Shifflett posed a question and asked that if she (Sgt. Shifflett) walked into the store in a police uniform and asked to buy a Louis Vuitton from the back, would Rose sell her one and Rose replied "No."

Rose was vague and clouded when she was asked specific questions in reference to ordering/inventories/recordkeeping. As the senior salesperson, it was unreasonable to accept that she didn't have more specific knowledge. It seemed at times that she was holding back information that she didn't want to divulge. Her husband, Tony, several times had to prime her statements and remind her what she had "forgot" to mention. She was forthcoming at times and very reserved and deceiving at other times.

Sgt. Shifflett asked if Rose had any text messages or photos of fake products in communications between Rose and [REDACTED]. (51:30) Rose explained that she had gone back and forth with [REDACTED] giving advice on what to buy, if the item looked good, would sell, and things of that nature. [REDACTED] would send pictures and messages on products asking Rose if it looks good. Rose did tell [REDACTED] if the fake items looked good enough to sell or not. It was clear that Rose was [REDACTED]'s go-to person when [REDACTED] was ordering or thinking of what products to order. Fake or real. Rose said [REDACTED] buys the items that she (Rose) recommends. Rose said she deleted the messages on her phone after this incident.

On 01/27/20, I spoke to Rose's attorney, Jared Basola, who explained that Rose had obtained more information on the counterfeit ordering processes, deliveries, orders, names, dates, and communications via text by [REDACTED] and her distributors.

On 02/19/20, I met with Basola at his office and he gave me a flash drive with texts and communication from [REDACTED]'s Whats App account that show the ordering, organizing, photos, name brands, names and locations of suppliers, and communications between [REDACTED] and Rose and [REDACTED] and her suppliers. Rose acquired the information at her own accord and supplied the drive to me via her Attorney with no police direction or request for such. The flash drive was organized into sub folders-China Midtown, Michael NYC, Sharon Bags, [REDACTED]-Rose, and White Van. The drive was organized by Rose's husband, Tony.

The [REDACTED]-Rose folder contained 36 screenshots. The conversation was between Rose and [REDACTED]. The conversations were about [REDACTED] sending Rose photos of items that she wanted Rose to either approve of as good/bad to sell in the store, or conversations of [REDACTED] asking Rose how many of an item were sold, on hand, or needed in order to make purchases to restock the store based on what sold well. Based on the 36 screenshots, it is clear that Rose's prior statements of not having anything to do with ordering, inventory, or any decisions regarding purchasing, cataloging, or maintaining the counterfeit items is clearly false. Several times [REDACTED] asks Rose to send pictures of what is selling or sold so [REDACTED] can order more of that product. After Rose denied any organizing of the products in the back of the store, I found a text from [REDACTED] that said "You need to organize all the shoes putting bin numbers after you organize the clothes." There are

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	<i>Sgt. K Shifflett</i> SHIFFLETT, KELLY D	<i>[Signature]</i>
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also texts from [REDACTED] saying she was in NYC and when she would be back, and texts about meeting in the back to unload shipments. These statements all contradict what Rose said she was not a part of or had knowledge of. All of the photos appeared to be fake items and [REDACTED] referenced the brand names of the items in several conversations.

During the course of the investigation, over 1800 items were collected and the retail value was estimated to be over \$20,000 (per A Action Investigations). I received verification letters from Apple, Kate Spade, Hermes, Louis Vuitton, Versace, Michael Kors, Chanel, Rolex, Warner Brothers, and Givenchy all stating that the items that were sent to them (via photos) were verified as counterfeit.

Based on the above investigation, I have probable cause to believe that Rose Yavru, w/f, DOB 11/11/86, did knowingly violate FSS 831.032(2)-Counterfeiting private labels-which states: Whoever knowingly sells or offers for sale, or knowingly purchases and keeps or has in his or her possession, with intent that the same shall be sold or disposed, or vends any goods having thereon a forged or counterfeit trademark, or who knowingly sells or offers for sale any service which is sold in conjunction with a forged or counterfeit service mark, of any person, entity, or association, knowing the same to be forged or counterfeited, commits the crime of selling or offering for sale counterfeit goods or services. A violation of subsection (1) or subsection (2) is a felony of the second degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084, if the offense involves 1,000 or more items bearing one or more counterfeit marks or if the goods involved in the offense have a total retail value of \$20,000 or more.

Rose Yavru knew the items she sold were counterfeit, knew they were being sold "secretively" to customers in a manner not usual for retail sales, knew they were being stored in the back, away from view and not on the showroom floor, and acknowledged several times that she knew the items were fake and it was wrong to sell them. Rose Yavru was an integral part in the ordering and organizing of the items and inventory of such as seen in her text messages between her employer, [REDACTED], and herself. Rose Yavru was a "consultant" and gave advice on what to buy, what to stock, and what looked good to customers.

I am requesting a warrant for her arrest.

ADMINISTRATIVE	SWORN AND SUBSCRIBED BEFORE ME, SHIFFLETT, KELLY D NOTARY PUBLIC / CLERK OF COURT / OFFICER (F.S.S. 117.10)	 SIGNATURE OF ARRESTING / INVESTIGATING OFFICER
	03/24/2020 DATE	PAYNE, TERRENCE M (716) NAME OF OFFICER (PLEASE PRINT)
		03/24/2020 DATE
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