ARREST / NOTICE TO APPEAR
Juvenile Referral Report

OBTS Number

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

3

Juvenile: N

Agency ORI Number	Agency Name	Agency Report Number
FLO 5 0 0 0 0 0	PALM BEACH COUNTY SHERIFF'S OFFICE	06 21-138402

Charge Type. Check as many as apply: [X] 1. Felony [ ] 2. Traffic Felony [ ] 3. Misdemeanor [ ] 4. Traffic Misdemeanor [ ] 5. Ordinance [ ] 6. Other

If Weapon Seized — Enter Type

Multiple Clearance Indicator

Location of Arrest (Including Name of Business)

Location of Offense (Including Name of Business): 3244 QUANTUM LAKES DR BOYNTON BEACH, FL33426

Date of Arrest	Time of Arrest	Booking Date	Booking Time	Jail Date	Jail Time	Location of Vehicle

Name (Last, First, Middle): BAADARANI ZAHER

Alias (Name, DOB, Soc. Sec. #, Etc.)

Race (W - White, I - American Indian, B - Black, O - Oriental/Asian)	Sex	Date of Birth	Height	Weight	Eye Color	Hair Color	Complexion	Build
W	M	01/01/1981	5'06"	UNK	BROWN	BROWN	FAIR	UNK

Scars, Marks, Tattoos, Unique Physical Features (Location, Type, Description)

Marital Status: DIVORCED — Religion: OTHER

Indication of: Alcohol Influence [ ] Y [ ] N [X] Unk; Drug Influence [ ] Y [ ] N [X] Unk

Local Address (Street, Apt. Number): AT LARGE — City: AT LARGE — State — Zip — Phone: UNK

Residence Type: 1. City 2. County 3. Florida 4. Out of State: 4

Permanent Address (Street, Apt. Number): AT LARGE — City: AT LARGE — State — Zip — Phone: UNK — Address Source

Business Address (Street, Apt. Number) — City — State — Zip — Phone — Occupation: UNK

D/L Number, State: B365-980-81-001-0, FL — Social S: [redacted] — INS Number — Place of Birth: SYRIA — Citizenship: U.S. / SYRIAN

Co-Defendant Name (Last, First, Middle)	Race	Sex	Date of Birth	
				[ ] 1. Arrested [ ] 2. At Large [ ] 3. Felony [ ] 4. Misdemeanor [ ] 5. Juvenile
Co-Defendant Name (Last, First, Middle)	Race	Sex	Date of Birth	
				[ ] 1. Arrested [ ] 2. At Large [ ] 3. Felony [ ] 4. Misdemeanor [ ] 5. Juvenile

[ ] Parent [ ] Legal Guardian [ ] Other — Name (Last, First, Middle) — Phone

Address (Street, Apt. No.) — 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 [ ] defendant and/or [ ] defendant's parents. The child and/or parent was told to keep the Juvenile Court Clerk's Office (Phone 561 355-2526) informed of any address change
[ ] Yes, by: (Name) [ ] No: (Reason)

School Attended — Grade

Property Crime? [ ] Yes [ ] 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. 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, P. Paraphernalia/ Equipment, U. Unknown, Z. Other

Charge Description	Counts	Domestic Violence	Statute Violation Number	Violation or ORD. #	Drug Activity	Drug Type	Amount/Unit	Offense #	Warrant/Capias Number	Bond
INTERFERENCE WITH CUSTODY	1	[ ] Y [X] N	787.03(2)		N	N		21-138402		
CONCEALING CHILD CONTRARY TO COURT ORDER	1	[ ] Y [X] N	787.04(1)and(6)		N	N		21-138402		
CONCEALING CHILD CONTRARY TO COURT ORDER	1	[ ] Y [X] N	787.04(4)and(6)		N	N		21-138402		
		[ ] Y [ ] N								

Location (Court, Address, Room Number)

Court Date and Time

Month — Day — Year — Time — AM [ ] PM [ ]

I AGREE TO APPEAR AT THE ABOVE TIME AND PLACE DESIGNATED TO ANSWER THE OFFENSE CHARGED OR TO PAY THE FINE SUBSCRIBED. I UNDERSTAND THAT I SHOULD WILLFULLY FAIL TO APPEAR BEFORE THE COURT AS REQUIRED BY THIS **NOTICE TO APPEAR**, THAT I MAY 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

[ ] Dangerous [ ] Resisted Arrest [ ] Suicidal [ ] Other

Signature of Arresting Officer #23150

Name of Arresting Officer: DET. M. HOLGUIN — ID #: 23150

Intake Deputy — ID # — Pouch #

Transporting Officer — ID # — Agency

Name Verification (Printed by Arrestee) (PRINT)

Witness here if subject signed with an "X"

Page 1 of 1

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FILED
CLERK OF THE CIRCUIT COURT
2022 MAR 12 AM 10:18
CRIMINAL DIVISION
PALM BEACH COUNTY, FLA.

OBTS Number	PROBABLE CAUSE AFFIDAVIT	1. Arrest 3. Request For Warrant 2. N.T.A. 4. Request For Capias	3	Juvenile	N

Agency ORI Number	Agency Name	Agency Report Number	
FLO 5 0 0 0 0 0	PALM BEACH COUNTY SHERIFF'S OFFICE	06	21-138402

Charge Type. Check as many as apply: [X] 1. Felony [ ] 2. Traffic Felony [ ] 3. Misdemeanor [ ] 4. Traffic Misdemeanor [ ] 5. Ordinance [ ] 6. Other _____

Special Notes:

Defendant Name (Last, First, Middle)	Race	Sex	Date of Birth
BAADARANI ZAHER	W	M	01/01/1981

Charge	Charge
INTERFERENCE WITH CUSTODY	CONCEALING CHILD CONTRARY TO COURT ORDER
CONCEALING CHILD CONTRARY TO COURT ORDER	

Victim Name (Last, First, Middle)	Race	Sex	Date of Birth

Local Address (Street, Apt. Number)	City	State	Zip	Phone	Address Source

Business Address (Street, Apt. Number)	City	State	Zip	Phone	Occupation

The undersign 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...

[ ] committed the below acts in my presence.

[ ] was observed by _____ who told _____ that he/she saw the arrested person commit the below acts.

[ ] confessed to admitting to the below facts.

[X] was found to have committed the below acts, resulting from (described) investigation.

On the 13 day of JANUARY 20 22 at _____ [ ] AM [X] PM

On 12/1/21 I was assigned a case of 7 year old missing juvenile Ihssan Baadarani (PBSO Case#21-129802). Ihssan was last seen on 9/20/2019. Ihssan was entered as a missing juvenile after his mother, Abir Bensalha, was granted an emergency motion for return of Ihssan, which was granted on 11/19/21. Abir stated Ihssan was taken out of the country by his father, Zaher Baadarani, after he was granted custody of Ihssan in July 2019. Ihssan and his father are believed to be in either Turkey or Norway at the time. I spoke to Abir who stated she spoke to her son for 25 minutes a couple of weeks ago (week of November 22nd, 2021) and he appeared to be doing well. She did not express any concerns for his safety, however she emphasized she wanted her child back with her. According to the pick up order dated 11/19/21, Zaher Baadarani's attorney Andrew Pastor, Esq. was furnished with a copy of the order on behalf of his client. Abir stated her ex-husband, Zaher Baadarani, obtained sole custody of their child after he provided fraudulent documents and information to the court. She further stated at the time of the emergency hearing that granted Zaher custody of their child she was not in the country and was not served documents.

Abir later informed me she received information that her son was in Norway with either his grandparents in Oslo or his aunt in Stryn, and provided me with two addresses. She then informed me she was going to travel to Norway to attempt to locate her child after she was notified by Law Enforcement in Norway that Ihssan was in the country but his father, Zaher, was not in Norway. They entered Norway on 11/26/21, however Zaher left the country on 11/30/21. Abir also stated Law Enforcement in Norway requested a Yellow Notice (Yellow Notices help locate missing people, especially minors, or help identify people who are not able to identify themselves) in order to locate her child. I then contacted N. Gilfoil from the Interpol in Washington and requested his assistance obtaining a Yellow Notice. Gilfoil provided me with a Yellow Notice application which I completed and returned to him on 12/3/21. He informed me the application was going to be reviewed and a Yellow Notice would be posted upon approval. The Interpol Yellow Notice was published on 12/8/21 and the Interpol office in Oslo, Norway was notified.

On 12/14/21 I received a notification from the Interpol stating Oslo (Norway) District Court gave a procedural ruling stating Ihssan was prohibited from leaving Norway to other countries other than the U.S. and the order expired on 12/24/21. The ruling was served to the grandparents at their residence. On 12/15/21 I received an Interpol notification stating the received information from Norway that Ihssan might be traveling through Sweden and fly to either Turkey or Tunisia out of a Swedish airport. I later received additional information from the Interpol stating they were notified by the Oslo Police Department that on 12/12/21 Zaher Baadarani took Ihssan and possibly left the county to an unknown location.

On 12/17/21 I received an Interpol communication stating they were notified by the Federal Police in

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Duesseldorf (Germany) that Ihssan and his father checked into the airport on 12/15/21 at 15:50 hours and took a flight from Duesseldorf to Tunis (Tunisia) to get a new passport. Zaher Baadarani also provided a ticket for a flight on 1/8/22 from Istanbul (Turkey) to Miami (FL) and presented a Court Order from Palm Beach County dated 12/9/19. A copy of Ihssan's U.S. passport, electronic ticket from Instanbul to Miami, and copy of the court order were included in the email. On 12/30/21 I was contacted via email by Agent K. Schapowal from the U.S. Department of State - Office of Children's Issues, who informed Ihssan was located in Tunisia with his father. I later spoke to Agent. Schapowal and discussed the investigation.

I reviewed court documents pertaining to Abir Bensalha and Zaher Baadarani's parenting plan proceedings (Case#50-2016-DR-009177-SB-FY) as well as other matters included as part of the aforementioned case. On a court document dated 5/25/18, the mother expressed concern and asked for the father, Zaher Baadarani, to be prohibited from traveling outside the U.S. with the minor child. The court Ordered and Adjudged as follows:

TRAVEL OUTSIDE THE UNITED STATED.

1) Until such time as the minor child reaches age ten (10), neither party may travel with the minor child outside of the United States without the written agreement of the other party or court approval.

5) The parent traveling with the minor child shall give the other parent at least thirty (30) days written notice before traveling out of the country unless there is an emergency...
...The parent shall provide the other parent with a detailed, written itinerary, including the locations and telephone numbers where the minor child and parent can be reached, at least fifteen (15) days before traveling out of the country and shall include the following:
i. The travel itinerary of the minor child.
ii. a list of physical addresses and telephone numbers at which the minor child can be reached at specified times.
iii. Copies of all travel documents.

This document was signed by Judge H. Coates.
Copies were provided to Abir and Zaher's respective attorneys.

On 12/9/2019 an Order Granting Former Husband's Petition for Modification of Parental Responsibility and Timesharing was signed by Honorable Judge Schosberg Feuer. The Document states the following:

This matter having come before the Court on this 9th day of December 2019, on Former Husband's Petition for Modification of Parental Responsibility, and Timesharing, and the Former Husband appearing at this hearing with his attorney, ANDREW E. PASTOR, ESQ., and the Former Wife not appearing, the hearing but having been duly noticed, and the Court having reviewed the file and upon the evidence presented, the court makes the following finds of fact:

1. There is presently pending before the court, the Former Husband's Petition for Modification of Parental Responsibility and Timesharing, filed on August 14, 2019. The Former Wife received proper notice of these proceedings but chose not to participate in them.

2. The parties have one minor child, IHSSAN ZAHER BADARAANY, a male child, whose year of birth is 2014.

3. The parties entered into Amended Parenting Plan on June 26, 2019 (DE#200), which was adopted by an Agreed Order on July 1, 2019 (DE#203). The Amended Parenting Plan provided, inter alia, that the minor child spend the majority of the time with the Former Husband with the Former Wife having timesharing every weekend.

4. The Former Wife has failed to exercise any timesharing with the minor child since July 26, 2019. The Former Wife's exact whereabouts are unknown, but the Former Husband testified that he believes she is living in Tunisia.

5. The Former Husband testified that the Former Wife has not contacted him at all in regard to the minor

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child. The Former Wife has failed to have any contact with minor child since July 2019.

IT IS THEREUPON ORDERED and ADJUDGED as follows:

A. It is in the best interest of the minor child that the Former Husband be awarded and shall have sole parental responsibility of the parties' minor child. The Former Husband shall have the sole authority to make the sole decisions regarding medical, educational, extra-curricular activities, and travel, for the minor child.

B. The Former Husband shall have the sole authority for the minor child to obtain and renew learner's permit, driver's license, passport, government documents, visas, and any other documents for the minor child. Until such time as the Former Wife file a motion with the court and it is heard before the court. (This last sentence was handwritten in)

E. The Former Wife's timesharing is suspended until further order or agreement of the parties. Should the Former Wife desire timesharing, she may file a motion with the court.

Per this document copies were provided to Andrew E. Pastor, Esq., and Abir Ben Abdelkader via email (abir21688@yahoo.com)

It should be noted that in this document section 1 and section 4 contradict each other.

Section 5 of the above Court Order states "The Former Husband testified that the Former Wife has not contacted him at all in regard to the minor child. The Former Wife has failed to have any contact with minor child since July 2019", however I located a "Parental Consent for Travel Outside the United States of America of a Minor Child with ONE Custodial Parent" among the documents I reviewed. In this consent form, Abir Bensalha, acknowledges her son is traveling outside of the United States of America with his Father. The document is dated and signed electronically on 8/8/19, contrary to Zaher Baadarani statement of not having any contact with Abir Bensalha since July 2019. I asked Abir Bensalha about the consent form to which she stated she did sign the document electronically allowing Zaher Baadarani to travel with their child. She further added they both returned back to the U.S. about a week after.

On 12/30/21 I also spoke to Ihssan's mother, Abir Bensalha, who informed me on 12/29/21 an Order on Former Wife's Verified Emergency Motion for Emergency Relief Pursuant to Florida Statute 61.45 and Florida Law was issued where Zaher Baadarani shall be immediately returned to the Court's Jurisdiction in Palm Beach County and Zaher Baadarani's timesharing is suspended until further order of the court. Abir Bensalha shall have 100% timesharing and custody of the minor child until further order of the court. Abir Bensalha is granted sole decision making authority over any and all matters pertaining to travel of the minor child and it remains effective until further order of the court. The court order stated that "it is the intention of this Court that the former wife have sole custody and that law enforcement in this state or any other jurisdiction comply with this Order and do whatever becomes necessary to enforce this Order in this state or any other state or jurisdiction". This document further states "This Court hereby orders and directs any and all sheriffs of the State of Florida or any other authorized law enforcement in this state, or in any other state or country to immediately take into custody the minor child identified below from anyone who has possession, and place the minor child in the care of the Former Wife to be returned to the jurisdiction of Palm Beach County, Florida". Abir Bensalha later provided signed copy of the Court Order signed and dated 01/02/2022 by Honorable Judge Laurie.

Based on the information learned during my investigation according to Abir Bensalha statements, along with court documents stating that Zaher Baadarani's Attorney, Andrew E. Pastor, was provide with the court documents where his client was ordered to return Ihssan Baadarani to Palm Beach County Jurisdiction and subsequently Abir Bensalha, I find Probable Cause to charge Zaher Baadarani DOB 01/01/1981 to one count of Interference with Custody per F.S.S. 787.03(2), one count of Concealing Child Contrary to Court Order per F.S.S. 787.04(1)and(6), and one count of Concealing Child Contrary to Court Order per F.S.S. 787.04(4)and(6).

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Zaher Baadarani did, in the absence of a court order determining rights to custody or visitation, take, detain, conceal, or entice Ihssan Baadarani, a child less than 18 years of age or an incompetent person, within or without the State with malicious intent to deprive another person of his/her right to custody of Ihssan Baadarani and Zaher Baadarani was a custodial parent, stepparent, legal guardian, or relative of Ihssan Baadarani, contrary to Florida Statute 787.03(2). (3 DEG FEL) (LEVEL 1)

Zaher Baadarani did, in violation of a court order, lead, take, entice or remove Ihssan Baadarani, a child, beyond the limits of this State, or did conceal the location of said child with personal knowledge of the order, contrary to Florida Statute 787.04(1) and (6). (3 DEG FEL) (LEVEL 2)

Zaher Baadarani did carry beyond the limits of this State Ihssan Baadarani, a minor whose custody is involved in an action or proceeding pending pursuant to court order or permission of the court, and did fail to produce the minor in court or deliver the minor to the person designated by the court, contrary to Florida Statute 787.04(4) and (6). (3 DEG FEL) (LEVEL 1)

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The foregoing instrument was sworn to and affirmed before me this 13 day of JANUARY 20 22, by:

DET. E. TRIMINO #31832	DET. M. HOLGUIN 23150
Name of Notary Public / Clerk of Court / Officer (F.S.S. 117.00)	Name of Arresting/Investigating Officer
Signature of Notary Public / Clerk of Court / Officer (F.S.S. 117.00)	Signature of Arresting/Investigating Officer