

ARREST / NOTICE TO APPEAR Juvenile Referral Report				1. Arrest 3. Request For Warrant 2. N.T.A. 4. Request For Capias		3		Juvenile	
OBTS Number		Agency ORI Number FLO 500000		Agency Name PALM BEACH COUNTY SHERIFF'S OFFICE		Agency Report Number 06		16-146633	
Charge Type: Check as many as apply		☒ 1. Felony ☐ 2. Traffic Felony		☐ 3. Misdemeanor ☐ 4. Traffic Misdemeanor		☐ 5. Ordinance ☐ 6. Other		If Weapon Seized Enter Type	
Location of Arrest (Including Name of Business)		Location of Offense (Including Name of Business) 5936 Okeechobee Blvd		W. Palm Beach, FL 33417		Multiple Clearance Indicator			
Date of Arrest		Time of Arrest		Booking Date		Booking Time		Jail Date	
Jail Time		Location of Vehicle		Name (Last, First, Middle) Bernstein Alan Marc		Alias (Name, DOB, Soc. Sec. #, Etc.)			
Race W - White B - Black O - Oriental/Asian		Sex M		Date of Birth 8/18/64		Height 506		Weight 180	
Eye Color HAZ		Hair Color BLK		Complexion Med		Build lrg			
Scars, Marks, Tattoos, Unique Physical Features (Location, Type, Description)		Marital Status Married		Religion		Indication of Alcohol Influence Y ☐ N ☒ Unk ☐		Indication of Drug Influence Y ☐ N ☒ Unk ☐	
Local Address (Street, Apt. Number) 5200 N FLAGLER DR #605		City W. Palm Beach		State FL		Zip 33407		Phone 631-804-3173	
Permanent Address (Street, Apt. Number)		City		State		Zip		Residence Type: 1. City 2. County 3. Florida 4. Out of State 1	
Business Address (Street, Apt. Number)		City		State		Zip		Address Source FL DL	
D.M. Number, State B652-013-64-298-0, FL		Social Security		INS Number		Place of Birth NY		Citizenship US	
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)		City		State		Zip	
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. Incorporated			
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 Possession of cocaine		Counts 1		Domestic Violence ☐ Y ☒ N		Statute Violation Number 893.13 (6a)	
Violation or ORD. #		Drug Activity P		Drug Type C		Amount/Unit 2 rocks		Offense # 16-146633	
Warrant/Capias Number		Bond		Charge Description Possession of marijuana		Counts 1		Domestic Violence ☐ Y ☒ N	
Statute Violation Number 893.13 (6b)		Violation or ORD. #		Drug Activity P		Drug Type M		Amount/Unit .5g	
Offense #		Warrant/Capias Number		Bond		Charge Description Possession of drug paraphernalia		Counts 1	
Domestic Violence ☐ Y ☒ N		Statute Violation Number 893.147		Violation or ORD. #		Drug Activity P		Drug Type P	
Amount/Unit crack pipe		Offense #		Warrant/Capias Number		Bond		Charge Description	
Statute Violation Number		Violation or ORD. #		Drug Activity		Drug Type		Amount/Unit	
Offense #		Warrant/Capias Number		Bond		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 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		Signature of Arresting Officer		Name of Arresting Officer Cpl. B. Cullen		ID # 7651	
Intake Deputy		ID #		Pouch #		Transporting Officer		ID # N/A	
Agency		Witness here if subject signed with an "X"		Page 1 of 1					

OBTS Number		PROBABLE CAUSE AFFIDAVIT				1. Arrest 2. N.T.A. 3. Request for Warrant 4. Request for Capias		3	Juvenile
Agency ORI Number FLO 5 0 0 0 0		Agency Name PALM BEACH COUNTY SHERIFF'S OFFICE				Agency Report Number 06 - 16-146633			
Charge Type: ☒ 1. Felony ☐ 3. Misdemeanor ☐ 5. Ordinance Check as many ☐ 2. Traffic Felony ☐ 4. Traffic Misdemeanor ☐ 6. Other as apply.						Special Notes:			
Defendant's Name (Last, First, Middle) Bernstein, Alan Marc						Race W	Sex M	Date of Birth 8/16/64	
Charge Description Possession of cocaine				Charge Description Possession of marijuana					
Charge Description Possession of drug paraphernalia				Charge Description					
Victim's Name (Last, First, Middle) State of Florida						Race	Sex	Date of Birth	
Victim's Local Address (Street, Apt. Number) (City) (State) (Zip)				Phone		Address Source			
Victim's Business Address (Name, Street) (City) (State) (Zip)				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... ☒ 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 <u>Cpl. Cullen</u> admitting to the below facts. ☐ was found to have committed the below acts, resulting from my (described) investigation.									
On the 1st day of November, 2016 at 8:40 ☐ A.M. ☒ P.M. (Specifically include facts constituting cause for arrest).									

NARRATIVE:

On Tuesday 11/1/16 Agt. Fortwangler was conducting surveillance at 5936 Okeechobee Blvd, WPB, FL, the Meeting Place bar. This location is known for drug sales, confirmed by a recent investigation resulting in several arrests.

At approximately 2030 hours Agt. Fortwangler observed a black-male in his 40's-50's wearing a gray shirt, orange shorts and orange shoes, exit the front door of the bar. He entered the passenger side of a Red Kia Suv, which had just pulled up outside the front of the bar. The passenger was in the Kia for 15-20 seconds and exited. He went back the bar. The Red Kia then pulled out and drove towards Meridian Rd. I observed the Kia as it turned from Meridian Rd and traveled east on Okeechobee Blvd and identified the tag as BFXT92. This was the only vehicle in the area and was confirmed by Agt. Fortwangler as I got behind it. While in an unmarked vehicle (VIN 2G1WB57K991232843), with a certified speedometer, I paced the vehicle east on Okeechobee Blvd at 52 MPH in a posted 45 MPH. This vehicle I was using does not have an in-car camera. D/S White then got behind the Kia and activated her lights. The Kia turned north on Haverhill Rd and into a plaza next to Carvel and stopped in a parking space.

D/S White approached and identified the driver by FL DL as Alan Bernstein. I approached the passenger side. I began speaking with Alan and asked him where he was coming from. He told me he was going to stop by the bar, but when he got there, he changed his mind. I asked him if anything else happened while he was there and he said no. I then asked if he spoke with anyone at the bar and he said that someone did

NARRATIVE CONTINUATION

approach him and asked him a question. I asked him if anyone got into his car and he said, "well, a guy I know Ty Dy got in for a minute". I know "Ty Dy" from previous encounters and his real identity as Milton Williams DOB 1/30/64. He is a known crack dealer at the meeting place bar and plantation community.

I did notice a odor of marijuana at the passenger side of the Kia. I asked Alan for consent to search him and his vehicle, which he clearly said was okay. I even asked him twice and he confirmed it was okay to search.

On the passenger seat of the vehicle was a camouflage back-pack. I confirmed with Alan that it was his. Upon searching the top lid pocket, I located a very strong smelling bud of marijuana, which was in a brown plastic bag. In the same compartment were 2 pieces of crack rock, which later field tested positive for cocaine. There was also a glass crack pipe present. Also in the backpack was a bottle of medication with Alan Bernstein's name. Before I showed Alan the marijuana I confirmed the bag was his. I then showed him the marijuana and he said that it was his. I then showed him the 2 pieces of crack rock and asked him, "can you tell me what this is". He said, "it looks like crack". I then took Alan into custody, handcuffs locked and checked and placed up front due to his structure. Computer check also had confirmed that Alan had a valid license and no arrest history.

D/S White provided Alan with Miranda, which he said he understood. Post Miranda Alan admitted to obtaining crack cocaine from Ty Dy. He told me he has known Ty Dy from the bar for over a year and that he has purchased crack and marijuana from him in the past. He said today Ty Dy fronted him the drugs as an "I owe you". Alan said the 2 pieces of crack had a value of \$20 each and the bud of marijuana was also \$20. With an old picture, I showed it to Alan and asked him if it was a picture of "Ty Dy" and he said yes, that he was 100% positive, confirming the identify of Ty Dy as Milton Williams. I was unable to produce a photo lineup in the field at this time.

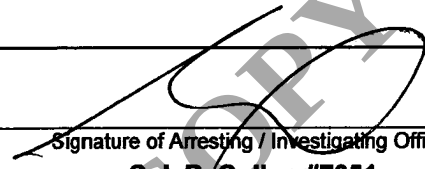
Alan provided me with a sworn written statement confirming that he had obtained the crack and marijuana from "Ty Dy". He also provided me with Ty Dy's number from his cell phone, which was 561-506-0412. Since we had an active investigation, my focus was on Milton Williams. I decided to release Alan and file for charges of possession of cocaine, possession of marijuana and possession of drug paraphernalia.

At approximately 21:38 "Ty Dy" was observed getting into the passenger seat of a 4dr gold Toyota, FL tag 2039QJ. Agt. Fortwangler confirmed this was the same person, and was still wearing a gray shirt, orange shorts and orange shoes. I observed the Toyota as it exited the plaza onto Meridian Rd and then east on Okeechobee Blvd. D/S Biagiotti #7299 observed the driver and D/S White observed the passenger as it traveled east. Both subjects were not wearing seat belts. A traffic stop was conducted

NARRATIVE CONTINUATION

on Haverhill at Stacy St. The driver was identified as Stephen Mccardell. The driver was identified as Milton Williams. Milton was detained and searched. No drugs were located. Speaking to Stephen without Milton present, he said he was taking Milton to get more drugs.

The drugs and pipe were field tested and weighed and placed into PBSO evidence.

Sworn and Subscribed before me	
	
Signature Notary Public / Clerk of Court / Officer (F.S.S 117.10)	Signature of Arresting / Investigating Officer
	Cpl. B. Cullen #7651
Name of Notary Public / Clerk of Court / Officer (F.S.S 117.10)	Name of Officer (Please Print)
11/9/16	11/9/16
Date	Date

NOT A CERTIFIED COPY