

		ARREST / NOTICE TO APPEAR Juvenile Referral Report		1. Arrest 2. N.T.A.		3. Request for Warrant 4. Request for Capias		3		Juvenile N																																																																																																															
ADMINISTRATIVE	OBTS Number		Agency ORI Number FLO 500000		Agency Name PALM BEACH COUNTY SHERIFF'S OFFICE		Agency Report Number (N.T.A.'s only) 06- 18035984																																																																																																																		
	Charge Type: Check as many as apply.		☒ 1. Felony ☐ 2. Traffic Felony		☐ 3. Misdemeanor ☐ 4. Traffic Misdemeanor		☐ 5. Ordinance ☐ 6. Other		Weapon Seized / Type 1. Yes 2. No		Multiple Clearance Indicator 2																																																																																																														
	Location of Arrest (Including Name of Business)				Location of Offense (Business Name, Address) 1528 62ND AVENUE S, WEST PALM BEACH, FL 33415																																																																																																																				
	Date of Arrest	Time of Arrest	Booking Date	Booking Time	Jail Date	Jail Time	Location of Vehicle																																																																																																																		
DEFENDANT	Name (Last, First, Middle) CERVERA, ALVARO, M											Alias (Name, DOB, Soc. Sec. #, Etc.)																																																																																																													
	Race W - White I - American Indian B - Black O - Oriental/Asian		Sex M	Date of Birth 11/12/1969		Height 6'2	Weight 190	Eye Color BROWN		Hair Color BROWN		Complexion MED	Build MED																																																																																																												
	Scars, Marks, Tattoos, Unique Physical Features (Location, Type, Description)							Marital Status		Religion		Indication of: Alcohol Influence Drug Influence Y ☐ N ☐ Unk. ☐																																																																																																													
	Local Address (Street, Apt. Number) 13315 LA MIRADA CR, WELLINGTON, FL 33449				(City)	(State)	(Zip)	Phone (561) 543-5562		Residence Type: 1. City 2. County 3. Florida 4. Out of State 1																																																																																																															
	Permanent Address (Street, Apt. Number)				(City)	(State)	(Zip)	Phone		Address Source P.A.L.M.S.																																																																																																															
	Business Address (Name, Street)				(City)	(State)	(Zip)	Phone		Occupation PAINTER																																																																																																															
	D/L Number, State C616013694121				INS Number		Place of Birth (City, State) MEXICO		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																																																																																																														
	CO-DEF	☐ Parent ☐ Legal Custodian ☐ Other:											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 provided by ☐ defendant and / or ☐ defendant's parents The child and / or parent was told to keep the Juvenile Court Clerk (Phone 355-2526) informed of any change of address. ☐ Yes, by: (Name) ☐ No: (Reason)											School Attended											Grade																																																																																																			
JUVENILE	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. Hallucinogens M. Marijuana O. Opium/Opium											P. Paraphernalia/ Equipment S. Synthetics											U. Unknown Z. Other										
	Charge Description CRIMINAL USE OF PERSONAL ID INFORMATION											Counts 1											Domestic Violence ☐ Y ☐ N											Statute Violation Number 817.568 (2a)											Warrant / Capias Number											Violation of ORD #																																																																	
	Drug Activity N											Drug Type N											Amount / Unit											Offense # 18035984											Statute Violation Number											Warrant / Capias Number											Violation of ORD #																																																						
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NOTICE TO APPEAR	Location (Court, Room Number, Address)											Court Date and Time Month Day Year Time AM PM																																																																																																													
	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:											Signature of Arresting Officer D/S C. APPLE											Name Verification (Printed by Arrestee) (PRINT)																																																																																																		
	☐ Dangerous ☐ Suicidal											☐ Resisted Arrest ☐ Other:											Name of Arresting Officer (Print) D/S C. APPLE											I.D. # 24109																																																																																							
ADMIN	Intake Deputy											I.D. #											Pouch #											Transporting Officer											ID #											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	N	
ADMIN	Agency ORI Number FLO 500000		Agency Name PALM BEACH COUNTY SHERIFF'S OFFICE		Agency Report Number 06- 18035984						
	Charge Type: Check as many as apply. ☒ 1. Felony ☐ 2. Traffic Felony ☐ 3. Misdemeanor ☐ 4. Traffic Misdemeanor ☐ 5. Ordinance ☐ 6. Other				Special Notes:						
DEF.	Name (Last, First, Middle) CERVERA, ALVARO, M				Alias		Race W	Sex M	Date of Birth 12/12/1969		
	Charge Description CRIMINAL USE OF PERSONAL ID INFORMATION				817.568 (2a)		Charge Description				
CHARGES	Charge Description				Charge Description						
	Charge Description				Charge Description						
VICTIM	Victim's Name (Last, First, Middle) AGUILAR, ABEL,				Race W		Sex M	Date of Birth 7/20/1982			
	Local Address (Street, Apt. Number) (City) (State) (zip) 1528 62ND AVENUE SOUTH, WEST PALM BEACH, FL 33145				Phone (561) 654-0063		Address Source VERBAL				
	Business Address (Name, Street) (City) (State) (zip)				Phone ()		Occupation				
PROBABLE CAUSE STATEMENT	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 _____ admitting to the below facts. ☒ was found to have committed the below acts, resulting from my (described) investigation. On the _____ day of _____ 20____ at _____ ☐ A. M. ☐ P. M. (Specifically include facts constituting cause for arrest.) On February 7th, 2018 while assisting D/S Fresneda #26698 with the investigation of Case #18035433 I received information that the suspect in that case, Alvaro M. Cervera was a listed party in a documented civil case (ref case #17148792) reported by Gordon L. Johnson. I reviewed case #17148792 and on February 7th, 2018 at approximately 18:00 hours D/S Fresneda and I arrived at 11455 Paradise Cove Lane in the Village of Wellington, FL 33449 to conduct additional investigation. Upon arrival, I met with the victim Gordon L. Johnson (D.O.B. 9/8/1950). Johnson stated in late September 2017 he received a flyer on his door. He stated the flyer was an advertisement for A + Maintenance and Painting. Johnson stated he was unable to locate the flyer at this time. Johnson stated he contacted the phone number provided to obtain painting services for the interior and exterior of his home. He stated that Alvaro Cervera came to his home and the two signed a contract for paint services. Johnson stated although he has never met Cervera, he trusted him because he stated he lived in his neighborhood. Johnson provided me a copy of the contract signed by both parties. Johnson also provided me with two check images from his Bank of America account. The checks are listed as follows: Check #2316 dated 10/10/2017 for \$5050 to A + Maintenance and Painting Check #2267 dated 10/26/2017 for \$2025 to Alvaro Cervera On the copy of the "Contract for Paint Services" provided to me I observed the contractor listed as follows on the top of the document: Name: A Plus Maintenance & Painting LLC. Address: 1528 62nd Ave. S. City, State, Zip: West Palm Beach 33449 Date: "30/09/17" At the bottom of the document, I observed "Name: Alvaro Cervera" listed below the signature of the contractor line. I also observed a column on the lower right side stating "\$10,100", below that I observed "50% 5,050". Johnson stated to me that the total cost of \$10,100 was the overall cost of painting the interior and exterior of the home. He further stated that \$5050 was 50% of the cost which equals the amount of the check he wrote Cervera per the terms of the contract to start the work. Johnson informed me that the outside painting work was completed. He stated an unknown Hispanic male completed the work for Cervera. Johnson further stated that although he wasn't fully satisfied with the outcome, the outside painting was completed. Additionally, he stated the total cost upon completion of the work performed on the outside was \$4,175. He stated this left a credit of \$875 from the monies he previously paid to Cervera. He further stated that Cervera then asked for an additional amount of \$2025 to begin the inside painting work. The amount of \$875 and \$2025 totals \$2900 paid by Johnson to Cervera for services. He stated on 10/26/2017 he wrote a check for the amount of \$2025 to Cervera who in return cashed the check. Johnson said Cervera first stated he would complete the work on 10/30, then 10/31, then 11/2. He stated he called him via telephone multiple times and texted Cervera multiple times attempting to have the work performed. He stated he then came to the Sheriff's Office to report the incident on 11/7/2017. Johnson stated on 11/20/2017 he and Deputy Lussier #8172 went to Cervera's home located at 11315 La Mirada Cr. He stated Cervera agreed to start the work immediately, however never did. Johnson then said in mid to late December, while shopping at Home Depot located at 220 S State Road 7 he observed Cervera shopping in the store. He stated he then again called Cervera and spoke to him. He requested to have the work started immediately or return the \$2900 paid for services that have not been rendered. Johnson stated Cervera again agreed to perform the services, however he never called back. Johnson stated he has not been able to make contact with Cervera, has not had the \$2900 returned to him, and has not had the work performed. Johnson provided a sworn written statement.										
	STATE OF FLORIDA COUNTY OF PALM BEACH D/S C. APPLE (Signature of Arresting/Investigative Officer)										
	The foregoing instrument was sworn to or affirmed and subscribed before me this <u>7TH</u> day of <u>FEBRUARY</u> 20<u>18</u> by <u>D/S C. APPLE 24109</u>										
	(Print name of Arresting/Investigative Officer), who is personally known to me and/or produced identification. Type of identification produced _____										
	<u>D/S FRESNEDA #26698</u>										
	Notary Public, Clerk of Court, Officer (F.S.S. 117.10)										
	PAGE <u>1</u> OF <u>2</u>										
	ADMINISTRATIVE										

PROBABLE CAUSE AFFIDAVIT		1. Arrest 2. N.T.A.	3. Request for Warrant 4. Request for Capias	3	Juvenile	N
OBTS Number						
Agency ORI Number FLO 500000		Agency Name PALM BEACH COUNTY SHERIFF'S OFFICE		Agency Report Number 06- 18035984		
Charge Type: ☒ 1. Felony ☐ 3. Misdemeanor ☐ 5. Ordinance Check as many as apply: ☐ 2. Traffic Felony ☐ 4. Traffic Misdemeanor ☐ 6. Other		Special Notes:				
Name (Last, First, Middle) CERVERA, ALVARO, M		Alias		Race W	Sex M	Date of Birth 12/12/1969
Charge Description CRIMINAL USE OF PERSONAL ID INFORMATION		Charge Description 817.568 (2a)				
Charge Description		Charge Description				
Victim's Name (Last, First, Middle) AGUILAR, ABEL,		Race W		Sex M	Date of Birth 7/20/1982	
Local Address (Street, Apt. Number) (City) (State) (zip) 1528 62ND AVENUE SOUTH, WEST PALM BEACH, FL 33145		Phone (561) 654-0063		Address Source VERBAL		
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 _____ ☒ was found to have committed the below acts, resulting from my (described) investigation. admitting to the below facts. On the _____ day of _____ 20____ at _____ ☐ A. M. ☐ P.M. (Specifically include facts constituting cause for arrest.)						
I observed a supplement to case 17148792 by D/S Poretz #8309 stating on 12/22/2017 Cervera came into the District 8 Substation Lobby located at 14000 Greenbriar blvd. The report stated Cervera identified himself as the owner of A + Maintenance and Painting. He said he was having problems with several of his current customers and he is under contract for the work. Under the instruction of his lawyer he came in wanting to explain his side of the issues. The report stated Cervera said the customer is responsible for making sure furniture and objects are off the wall so work can be done. Cervera said in this case the furniture and objects were not removed therefore he could not complete the work. He also stated that a Deputy came to his residence and instructed him to complete the work. Cervera had contacted Johnson shortly after the visit from the Deputy to complete the job. The report stated he showed a text conversation allegedly with Johnson to let him know 2 days prior of when he is available to have the work completed. He received that request via text within the two days notice, however that would have been Thanksgiving and he doesn't work holidays or weekends. He stated there has been no conversation since. I reviewed the Electronic Articles of Organization for Florida Limited Liability Company dated March 2, 2017 for "A Plus Maintenance and Painting LLC" from the Florida Department of State-Division of Corporations website Sunbiz.org and verified the 1528 62nd Avenue S West Palm Beach, FL address is not, nor has it ever been the business address or registered agent address. The principal address and mailing address is listed as 4662 Island Reef Drive Wellington, FL 33449 and the registered agent is listed as Jireh Multiservices LLC 3095 S Military Trail #4 Lake Worth, FL 33463. On 2/6/2018 D/S Fresneda #26698 met with Abel Aguilar at 1528 62nd Avenue S. West Palm Beach, FL 33415 in reference to related case number 18035433. Aguilar stated he resides at 1528 62nd Avenue S. He further stated he has met the suspect Alvaro Cervera. He stated Cervera was his supervisor in the past and provided his address to him for business purposes. He further stated Cervera does not live at 1528 62nd Avenue S and does not operate his business from the address. He stated Cervera he does not have permission to use his address and would like to prosecute. Aguilar provided a sworn written statement. As a result of the above investigation, a photo lineup was created by D/S Orsino using the Intelitech software. On 2/7/18 the photo lineup was administered by D/S Fresneda to the victim, Gordon Johnson. The photo lineup was recorded on D/S Fresneda's in-car video system (asset #60226). During the photo lineup, Gordon positively identified Alvaro Cervera in position #5 by circling, dating and initialing the picture of Cervera in position #5. A copy of the in-car video was requested for evidence. Additionally, the copies of the contract and check images were placed into evidence. Based on the described investigation I find Alvaro Cervera did willfully and without authorization fraudulently use, or possess with the intent to fraudulently use, personal identification information concerning Abel Aguilar without first obtaining Abel Aguilar's consent, contrary to Florida Statute 817.568 (2)(a).						
STATE OF FLORIDA COUNTY OF PALM BEACH <i>[Signature]</i> D/S C. APPLE (Signature of Arresting/Investigative Officer) The foregoing instrument was sworn to or affirmed and subscribed before me this <u>7TH</u> day of <u>FEBRUARY</u> 20<u>18</u> by <u>D/S C. APPLE</u> (Print name of Arresting/Investigative Officer), who is personally known to me and/or produced identification. Type of identification produced _____ D/S FRESNEDA #26698 Notary Public, Clerk of Court, Officer (F.S.S. 117.10)						
PAGE 2 OF 2						