

0486648

1781

ADMINISTRATION	OBTS Number				ARREST / NOTICE TO APPEAR Juvenile Referral Report					1. Arrest 2. N.T.A.	3. Request for Warrant 4. Request for Capias	1 Juvenile N
	Agency ORI Number FL 0500300		Agency Name BOYNTON BEACH POLICE DEPT.			Agency Report Number 34-17-016967						
DEFENDANT	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		Multiple Clearance Indicator	
	Business)											
CO-DEF	Date of Arrest 03/30/2017	Time of Arrest 2102	Booking Date	Booking Time	Jail Date	Jail Time	Location of Vehicle					
	Name (Last, First, Middle) Aleman-Hernandez, Aruan										Alias (Name, DOB, Soc. Sec. #, Etc)	
JUVENILE	W - White B - Black		Race W	Sex M	Date of Birth 01/06/1979	Height 5-09	Weight 180	Eye Color brown	Hair Color blk	Complexion med	Build med	
	Scars, Marks, Tattoos, Unique Physical Features (Location, Type, Description)						Marital Status M	Religion unk	Indication of Alcohol Influence <input type="checkbox"/> <input checked="" type="checkbox"/> <input type="checkbox"/> Drug Influence <input type="checkbox"/> <input type="checkbox"/> <input checked="" type="checkbox"/>			
CHARGE	Local Address (Street, Apt. Number) (City) (State) (Zip)						Phone () -	Residence Type 1. City 3. Florida 2. County 4. Out of State			1	
	Permanent Address (Street, Apt. Number) 2860 SW 14th St #15, Boynton Beach, FL 33426						Phone () -	Address Source				
CHARGE	Business Address (Street, Apt. Number) (City) (State) (Zip)						Phone () -	Occupation				
	D/L Number, State A455-000-79-006-0		Soc. Sec. Number 1- - - - -		INS Number		Place of Birth Cuba		Citizenship			
CHARGE	Co-Defendant Name (Last, First, Middle) Nu (Signature) (First) (Middle) (Last)						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		
	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		
CHARGE	<input type="checkbox"/> Parent <input type="checkbox"/> Legal Custodian <input type="checkbox"/> Other						Name (Last) (First) (Middle)				Residence Phone	
	Address (Street, Apt. Number) (City) (State) (Zip)						Business Phone					
CHARGE	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 561-355-2526) informed of any change of address: <input type="checkbox"/> Yes, By: (Name) <input type="checkbox"/> No: (Reason)										Grade		
CODE	Property Crime?		Description of Property				Value of Property					
	Yes <input type="checkbox"/> No <input type="checkbox"/>											
CHARGE	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. Barbituate C. Cocaine E. Heroin	H. Hallucinogen M. Marijuana O. Opium/Deriv.	P. Paraphernalia/ Equipment S. Synthetic	U. Unknown Z. Other	
	Charge Description Sexual Battery on child less than 12						Counts 1	Domestic Violence <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	Statute Violation Number 794.011(2)(A)		Violation of ORD#	
CHARGE	Drug Activity N	Drug Type N	Amount/Unit	Offense # 17-016967			Warrant/Capis Number			Bond		
	Charge Description Lewd and Lascivious Molestation						Counts 1	Domestic Violence <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	Statute Violation Number 800.04(5)(b)		Violation of ORD#	
CHARGE	Drug Activity N	Drug Type N	Amount/Unit	Offense # 17-016967			Warrant/Capis Number			Bond		
	Charge Description						Counts	Domestic Violence <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	Statute Violation Number		Violation of ORD#	
CHARGE	Drug Activity	Drug Type	Amount/Unit	Offense #			Warrant/Capis Number			Bond		
	Charge Description						Counts	Domestic Violence <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	Statute Violation Number		Violation of ORD#	
CHARGE	Drug Activity	Drug Type	Amount/Unit	Offense #			Warrant/Capis Number			Bond		
	Charge Description						Counts	Domestic Violence <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	Statute Violation Number		Violation of ORD#	
NOTICE TO APPEAR	<input type="checkbox"/> Instruction No. 1 Mandatory Appearance in Court <input type="checkbox"/> Instruction No. 2 You need not appear in Court but must Comply with instruction on reverse side.		Location (Court, Room Number, Address) South County Courthouse, 200 West Atlantic Ave, Delray Beach, FL 33444									
	Court Date and Time		Month	Day	Year	Time	<input type="checkbox"/> A.M. <input type="checkbox"/> 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.												
ADMIN.	Signature of Defendant (or Juvenile and Parent/Custodian)						Date Signed					
	HOLD for other Agency Name: allegria			Signature of Arresting Officer allegria			Name Verification (Printed by Arrestee) (PRINT)					
<input type="checkbox"/> Dangerous <input type="checkbox"/> Suicidal			<input type="checkbox"/> Resisted Arrest <input type="checkbox"/> Other			Name of Arresting Officer (Print) E. Gorlido			I.D. # 853	BU# 108628 SCANNED Page		
Intake Deputy SPANNED 101			I.D. # 1781	Pouch #	Transporting Officer OTC. Alegria 957	I.D. #	Agency BBPD	Witness here is subject Signed with an "X".		MAR 31 2017 1 OF 1		

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DOMESTIC VIOLENCE PROBABLE CAUSE AFFIDAVIT
PALM BEACH COUNTY

On the 30th day of March 2017 at 2130 hours
Subject: Aleman-Hernandez, Aruan DOB: 01/06/1979 Case #: 17-016967
Charge Description: Sexual Battery on child less than 12 Statute #: 794.011(2)(A)
Victim: ██████████ DOB: 12/09/2003 Race: W Sex: F
Local Ad: ██████████

Personal Contact: ██████████
[redacted] tive:
On 03/26/17 at 2059 hours, the Boynton Beach Police Department (BBPD) responded to the area of ██████████ in reference to a delayed sexual battery. Once officers arrived on scene, they made contact with the victim ██████████ (13 YOA), ██████████ (6 YOA) and ██████████. At that time, a fact finding interview was conducted by Ofc. Shepaum. ██████████ reported that she had been sexually assaulted by ██████████ ARUAN HERNANDEZ. ██████████ reported that on multiple occasions, spanning the course of 7 years, ARUAN had touched her private areas and on multiple occasions, would place a knife to her throat. ARUAN would then demand that she take off all of her clothes. Fearing that ARUAN would hurt her, she complied. Over the course of approximately 7 years from the age of 6 to the most recent incident having occurred two weeks ago. ██████████ were then transported to BBPD for interviews. DCF was notified. CPI Hope Wilson arrived for the interviews.

A synopsis of ██████████ interview is as follows- she was working two jobs from the hours of 5am-2pm and 3pm-12am. During that time frame, ARUAN would take care of the children. ██████████ On December 12th, 2017, she and ARUAN ██████████ in Delray Beach. When ██████████ was 9 YOA, they were residing at ██████████. ██████████ had given ██████████ a bath (unknown date) the night prior and she had dressed her. The following morning, ██████████ dressed ██████████ for school and noticed that she did not have any underwear on. ██████████ then asked why she was not wearing any underwear. ██████████ disclosed that ARUAN had removed them during the night and was touching her private area. ██████████ also disclosed that ARUAN had made her put ██████████ underwear on and covered her eyes with a mask. ARUAN asked her to open her mouth and placed something inside. ARUAN then kissed ██████████ breasts and vagina. Immediately after the discovery, ██████████ confronted ARUAN and asked why he was touching ██████████. ARUAN asked for forgiveness. ██████████ decided to forgive ARUAN to keep ██████████ stated that ARUAN threatened to deport her back to El Salvador if she told the police. ██████████ advised ██████████ to tell her if ARUAN ever touches her again which ██████████ agreed. ██████████ would ask ██████████ on a regular basis if ARUAN was still touching her, but ██████████ denied that he had. On this date (03/26/17), ██████████ disclosed again that 2-3 weeks prior while ██████████ was getting her hair done at a salon, ARUAN ██████████ with the children. While ██████████ and ██████████ were watching TV in the bedroom, ARUAN took ██████████ out of the bedroom. ██████████ then re-entered the bedroom with ██████████. ARUAN locked the door and forced ██████████ to remove her clothes. ARUAN placed his finger in ██████████ rectum. After disclosing this new information to ██████████, ██████████ stated that she could not take it any longer and wanted to leave the house. ██████████ stated that at that point she decided to leave the residence. ██████████ and ██████████ fled immediately and contacted the police.

A synopsis of ██████████ interview is as follows- ██████████ stated that she had been sexually assaulted by ARUAN since she was approximately 6 or 7 years old until just a few weeks ago. ██████████ stated that she could no longer tolerate the abuse and decided that it was time to tell ██████████ that ARUAN was still touching her inappropriately. The most recent incident was a few weeks ago and occurred when ██████████ was getting her hair done at the salon. ██████████ and ██████████ were being ██████████ by ARUAN during that time. ARUAN made her come into his bedroom and demanded that she removed her clothes. ██████████ resisted by screaming at which time ARUAN placed a knife to her throat. ██████████ stated that she was scared so she complied and removed her clothes. ARUAN then placed his finger in her rectum. ██████████ stated that she began to scream in order to get ██████████ attention, who was playing outside. ██████████ stated that when ██████████ would knock on the door, ARUAN would get nervous and would stop hurting her. ██████████ heard her screaming on that incident and knocked on the door. ██████████ stated that she believed that ARUAN was planning to go further this time. ARUAN demanded that she get on her hands and knees.

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Once [REDACTED] knocked on the door, ARUAN told [REDACTED] to hurry up and get dressed. [REDACTED] stated that on most occasions, ARUAN would cover her face with anything nearby such as clothing or blankets. ARUAN digitally penetrated her vagina on a regular basis. ARUAN made her open her mouth on many occasions and told her that he was putting a banana or remote inside. ARUAN also threatened her with a gun and forced her to take off her clothes. ARUAN also placed his tongue on her private area but would say that it was water. [REDACTED] stated that she would scream and tell ARUAN to stop but he would threaten to do something bad to her and [REDACTED] was scared that he would hurt them, thus she would comply. Based upon [REDACTED] statements and the duration of the sexual abuse, I concluded the questioning for a more thorough interview by CPT, on a future date. I determined that [REDACTED] would be interviewed by CPT as well.

On 03/30/17, [REDACTED] and [REDACTED] were seen at the Child Protection Team (CPT).

A synopsis of [REDACTED] forensic interview is as follows - [REDACTED] stated that she has resided in three residences within the city limits of Boynton Beach. The residences were determined to be located at [REDACTED]

[REDACTED] could not remember specific dates due to it occurring on a regular basis. The first incident occurred when she was 6 or 7 years old. ARUAN would bring her inside his bedroom and lock the door behind him. [REDACTED] would be in the living room watching TV. [REDACTED] stated that the incidents would occur when [REDACTED] was not home. On some occasions, [REDACTED] believes that ARUAN would put something in [REDACTED] drink in order to make her sleep. [REDACTED] stated that she would scream in order stop him but he would threaten her. ARUAN threatened her with a knife on many occasions. On one occasion he pointed a gun at her. ARUAN would then tell her to remove her clothes and would cover her face with clothing or anything nearby such as blankets. If she resisted, he stated that something bad will happen to her and [REDACTED] stated that she was scared that he would hurt her, so she complied. ARUAN made [REDACTED] "suck his dick". [REDACTED] stated that she knew it was his penis because she heard his zipper go down. ARUAN told [REDACTED] to "pretend that it was a lollipop" and held his hands behind her head, pushing her head back and forth. On one occasion, he put chocolate syrup on his penis. ARUAN digitally penetrated her vagina numerous times. ARUAN also put his tongue inside her vagina on a few occasions. [REDACTED] stated that a few weeks prior, ARUAN placed his index finger in her butt. ARUAN stated that that time ARUAN did not cover her face. [REDACTED] was playing outside so she screamed loud enough for her to hear. [REDACTED] heard her screams and knocked on the door. ARUAN told her to get dressed and then let [REDACTED] inside the bedroom. [REDACTED] stated that there were surveillance cameras in all of the bedrooms, at the house near the library [REDACTED]. Prior to sexually battering [REDACTED] each time, he would point the camera away from the bed or unplug the computer. [REDACTED] stated that she knew it was unplugged when the video screen would go black. The surveillance was contained in [REDACTED]. When they moved to their new house [REDACTED] the camera system was transferred to that house. [REDACTED] stated that only the exterior ones are connected. [REDACTED] stated that ARUAN also keeps the old DVR's in the patio of their new house.

A synopsis of [REDACTED] forensic interview is as follows- [REDACTED] confirmed that she heard [REDACTED] cry on many occasions while she was locked inside the bedroom with ARUAN. [REDACTED] also disclosed that ARUAN would make her cover her eyes with her clothes so she would not see what he was doing to [REDACTED]. [REDACTED] further stated that ARUAN was "scaring [REDACTED] for real and he was not playing around".

[REDACTED] confirmed that there was in fact surveillance footage in their prior residence of [REDACTED]. [REDACTED] stated that the same surveillance footage was transferred over to their new residence and only the exterior was set up. They have only resided in their new home since February 14th or 15th of 2017. [REDACTED] also stated that once DCF took [REDACTED] that he was not worried. ARUAN advised that he had [REDACTED] under control and that she would not disclose any information.

Based upon the above investigation, I have probable cause to charge ARUAN with Sexual Battery pursuant to F.S.S. 794.011(2)(a) and Lewd or Lascivious Molestation pursuant to F.S.S. 800.04(5)(b).

In addition to the above charges, additional charges will be added upon review of the home surveillance system (pending a search warrant) which may contain child pornography.

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Defendant's Statement: None

Victim's Statement: Taped

Observation Of Victim (Physical and Emotional):

Relationship Between Victim and Suspect:

[REDACTED]

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Photographs: Scene: Yes No
Victim: Yes No
911 Call: Yes No Caller: _____
Tape Requested: Yes No
Weapon Used: Yes No Type: KNIFE/GUN
Witnesses: Yes No
Injuries: Yes No
Medical Treatment:
At Scene Yes No Paramedics: _____
At Hospital Yes No Physician(s): _____
Hospital: _____
Act Committed In Presence Of Minor(s): Yes No
Name: _____ Age: 6 _____
Name: _____ Age: _____
F.D.C.F. Notified: Yes No Victim Pregnant: Yes No
Violation Of Restraining Order: Yes No Case #: _____
Prior History Of Domestic Violence: Yes No
Alcohol Or Drugs Involved: Yes No Unknown

Victim Contact Information:

Phone Home: _____ Work: _____

Employer: _____

Relative Name: _____

Address: _____

City/State: _____

State Of Florida

County Of Palm Beach

Appeared before me, E.Gorfido, (print name) personally known to me, who, being first duly sworn, says that the facts above, based upon my investigation, are true.


Signature Of Arresting Officer

Sworn to and subscribed to me before this 30 day of March ,2017


Notary/Clerk Of Court/Officer (F.S.S. 117 10)

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