

16CF1031D
Rough
Arrest
Only

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 2	Juvenile N			
	Agency ORI Number FL0500000			Agency Name PALM BEACH COUNTY SHERIFF'S OFFICE												
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			Weapon Seized/Type 2 1. Yes 2. No		Multiple Clearance Indicator 02	
	Location of Arrest (Including Name of Business)															
CO-DEF	Date of Arrest	Time of Arrest	Booking Date	Booking Time	Jail Date		Jail Time		Location of Vehicle							
	Name (Last, First, Middle) RODRIQUEZ, DANIEL ANDRES															
JUVENILE	Race W - White B - Black		Sex W - M	Date of Birth 08/30/1986	Height 5'06	Weight 180	Eye Color BRWN	Hair Color BLK	Complexion MED	Build MED	Alias (Name, DOB, Soc. Sec. #, Etc.) RODRIGUEZ, RODRIGUES					
	Scars, Marks, Tattoos, Unique Physical Features (Location, Type, Description)															
CODE	Local Address (Street, Apt. Number) 18976 ADAGIO DRIVE, BOCA RATON, FL 33498			(City)	(State)	(Zip)	Marital Status S		Religion UNK		Indication of: Y N Unk. Alcohol Influence <input type="checkbox"/> <input checked="" type="checkbox"/> <input type="checkbox"/> Drug Influence <input type="checkbox"/> <input type="checkbox"/> <input checked="" type="checkbox"/>					
	Permanent Address (Street, Apt. Number) 18976 ADAGIO DRIVE, BOCA RATON, FL 33498			(City)	(State)	(Zip)	Phone ()		Phone ()		Residence Type 1. City 3. Florida 2. County 4. Out of State 2					
CHARGE	Business Address (Street, Apt. Number)			(City)	(State)	(Zip)	Phone ()		Phone ()		Address Source DL/VERBAL					
	D/L Number, State R362-161-86-310-0			Soc. Sec. Number	INS Number	Place of Birth COLOMBIA		Citizenship US		Occupation STUDENT						
CHARGE	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 <input type="checkbox"/> 6. Misdemeanor				
	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 <input type="checkbox"/> 6. Misdemeanor				
CHARGE	□ Parent Name (Last) (First) (Middle)										Residence Phone					
	□ Legal Custodian															
CHARGE	Address (Street, Apt. Number) (City) (State) (Zip)										Business Phone					
	□ Other															
CHARGE	Notified by: (Name)				Date	Time	Juvenile Disposition 1. Handled/Processed within Dept. and Released		2. TOT HRS/CYF		3. Incarcerated					
	Released To: (Name)				Relationship	FCIC/NCIC	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 informed of any change of address: □ Yes, by: (Name) □ No: (Reason)										School Attended						
Grade																
CHARGE	Recovery Information 1. N/A 2. Voluntary 3. Located Not Returned 4. Hospitalized 5. HRS Custody 6. Law Enforcement Custody 7. Returned to Parent 8. Deceased															
	8. Other															
CHARGE	Drug Activity N/A P. Possess		S. Sell B. Buy T. Traffic	R. Smuggle D. Deliver E. Use	K. Dispense/ Distribute Produce/ Cultivate	M. Manufacture N. N/A	Z. Other	Drug Type B. Barbituate N. N/A A. Amphetamine	B. Hallucinogen C. Cocaine E. Heroin	H. Hallucinogen M. Marijuana O. Opium/Deriv.	P. Paraphernalia/ Equipment S. Synthetic	U. Unknown Z. Other				
	Violation of ORD #															
CHARGE	Charge Description Possession of the Sexual Performance of a Child				Counts 1	Domestic Violence <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		Statute Violation Number FSS 827.071(5)		Violation of ORD #						
	Drug Activity N	Drug Type N	Amount/Unit	Offense # 16-250089			Warrant/Capas Number 16-250089			Bond						
CHARGE	Charge Description Transmission of Pornography by Electronic Device				Counts 1	Domestic Violence <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		Statute Violation Number FSS 847.0137(2)		Violation of ORD #						
	Drug Activity N	Drug Type N	Amount/Unit	Offense # 16-250089			Warrant/Capas Number 16-250089			Bond						
CHARGE	Charge Description				Counts	Domestic Violence <input type="checkbox"/> Yes <input type="checkbox"/> No		Statute Violation Number 16-250089		Violation of ORD #						
	Drug Activity	Drug Type	Amount/Unit	Offense #			Warrant/Capas Number 16-250089			Bond						
CHARGE	Charge Description				Counts	Domestic Violence <input type="checkbox"/> Yes <input type="checkbox"/> No		Statute Violation Number 16-250089		Violation of ORD #						
	Drug Activity	Drug Type	Amount/Unit	Offense #			Warrant/Capas Number 16-250089			Bond						
CHARGE	Charge Description				Counts	Domestic Violence <input type="checkbox"/> Yes <input type="checkbox"/> No		Statute Violation Number 16-250089		Violation of ORD #						
	Drug Activity	Drug Type	Amount/Unit	Offense #			Warrant/Capas Number 16-250089			Bond						
NOTICE TO APPEAR	Instruction No. 1 Mandatory Appearance in Court			Location (Court, Room Number, Address)												
	Instruction No. 2 You need not appear in Court but must Comply with instructions on reverse side.			Court Date and Time Month Day Year Time A.M. 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.																
Signature of Defendant (or Juvenile and Parent/Custodian)										Date Signed						
ADMIN.	HOLD for other Agency Name:				Signature of Arresting Officer X					Name Verification (Printed by Arrestee) (PRINT)						
	<input type="checkbox"/> Dangerous <input type="checkbox"/> Resisted Arrest <input type="checkbox"/> Suicidal <input type="checkbox"/> Other:				Name of Arresting Officer (Print) DETECTIVE DEBI PHILLIPS					I.D. # # 5373						
Intake Deputy I.D. #				Pouch #	Transporting Officer	I.D. #	Agency	Witness here is 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

1

Juvenile

N

Agency ORI Number

Agency Name

PALM BEACH COUNTY SHERIFF'S OFFICE

Agency Report Number

06-16-250089

Charge Type: 1. Felony 3. Misdemeanor 5. OrdinanceCheck as many: 2. Traffic Felony 4. Traffic Misdemeanor 6. Other

as apply.

Special Notes:

Defendant's Name (Last, First, Middle)

RODRIQUEZ, DANIEL ANDRES aka RODRIGUEZ

Race

W

Sex

M

Date of Birth

08301986

Charge Description

Possession of the Sexual Performance of a Child

Charge Description

Transmission of Pornography by Electronic Device

Charge Description

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 _____ admitting to the below facts. was found to have committed the below acts, resulting from my (described) investigation.On the 13TH day of October, 2016 at 1600 A.M. P.M. (Specifically include facts constituting cause for arrest).

NARRATIVE: On 8/24/16, I was assigned to further investigate a CyberTip reported to the National Center of Missing and Exploited Children (NCMEC). The CyberTip was initially assigned to the San Diego Internet Crimes Against Children Task Force, but then reassigned to this detective based on the jurisdiction in which the suspect resided.

On 8/24/16, Investigator Burleson of the San Diego Internet Crimes Against Children Task Force express-mailed this detective a copy of his offense report and forensic evidence collected on the CyberTip thus far. Investigator Burleson reported the following:

On 8/8/16, Investigator Burleson met with complainant [REDACTED] [REDACTED] is employed as a "model" with [REDACTED], in which members can access the site and pay money to view models in various stages of undress, nude and/or performing sexual acts. The encounters are designed to be video based with live chat enable. [REDACTED] has members follow her and she and the member often leave the [REDACTED] website and chat on Skype.com via audio/video. In the beginning of July 2016, a member screenname of "ITSTHEBIGGEST" (later identified as Daniel Rodriquez) became one of [REDACTED] followers. After initially speaking on [REDACTED] they went to Skype to continue the conversation. When communicating with Rodriquez, [REDACTED] always had both audio and video available while Rodriquez only had audio available. Rodriquez said he was 31 years old and resided in Las Vegas. During the initial conversation Rodriquez asked [REDACTED] if she was into "taboo" things, specifically "kids". When [REDACTED] stated no, the conversation continued about other things. Several days later Rodriquez messaged [REDACTED] on Skype. Rodriquez talked about his sexual interest in children and told [REDACTED] he has sexually molested [REDACTED] several times; and had once drugged her food to make her sleep and then allowed a friend to molest her. Rodriquez also streamed approximately 8-9 videos for [REDACTED] which she described as videos of young girls (ranging from infants to approximately 8 years of age) engaged in sexual activity with adult males. The acts included insertion of tampons and sex-toys into the child's vagina, oral copulation, and

NARRATIVE CONTINUATION

intercourse. While Rodriquez told [REDACTED] he did have videos of [REDACTED] but he did not share them with her.

After the conversation [REDACTED] contacted the San Diego Police Department to report the incident. [REDACTED] was told that without the video, or proof of the video nothing could be done. On 7/19/16, Rodriquez contacted [REDACTED] via Skype and asked if she would be interested in engaging in sexual activity with children if they ever met. He again showed [REDACTED] pornographic videos involving the sexual conduct of young girls. During such time [REDACTED] discretely used her cell phone to take screen shots of the pornographic videos and of Rodriquez's profile page on Skype. [REDACTED] then reported her contact with Rodriquez to the National Center of Missing and Exploited Children. [REDACTED] advised Rodriquez used the Skype screenname of "rodriq1", and Skype profile name as Danny Rodriguez, with a contact number of (561) 926-4256. [REDACTED] gave written consent to download her cellphone and several pornographic images (as described by [REDACTED]) were located to include adult males having sexual intercourse with very young children/infants. [REDACTED] also capture short segments of her written conversations with Rodriquez in regards to molesting children. Investigator Burleson conducted an internet search for the phone number of (561) 926-4256. Results returned to Daniel Rodriquez – DOB 8/30/1986, residing at 18976 Adagio Drive, Boca Raton, Florida 33498.

On 9/14/16, this detective conducted a Knock and Talk at the residence of 18976 Adagio Drive, Boca Raton, FL 33498. Contact was made with Daniel Rodriquez who agreed to speak further with this detective. When questioned on his use of social media Rodriquez admitted to using [REDACTED] "every couple of days" to engage in fantasy role playing. Rodriquez stated, "I do do a fantasy that is a little extreme, but it's sort of a fantasy and not based on something real." When asked if the person he spoke to might think it was real, he stated "yes". When asked if he recognized the [REDACTED] screenname "ITSTHEBIGGEST", he stated yes and that he uses it "once in a while." When asked what he has said to others on [REDACTED] in regards to [REDACTED] he stated "oh I don't have nieces". When asked if he had made some type of fantasy up using a niece he stated, "Ya, ya I make up fantasies... It was just kind of a role play kinda thing... talking about extreme stuff, but I don't have nieces so it's not based on anything real." Rodriquez then requested to speak with counsel prior to continuing to answer questions.

On 9/21/16, a search warrant was executed at 18976 Adagio Drive, Boca Raton, FL 33498. Present at the home at the time of entry was Daniel Rodriquez, Jackelin Rodriguez, Edgar Rodriguez and Anna Lopez. A search was conducted in the home and 4 items were taken into evidence to include 1 silver iPhone, 1 silver MacBook Pro, 1 Hero 4 GoPro, and 1 silver flash drive. All 4 devices were removed from a bedroom belonging to Daniel Rodriquez. In speaking with Daniel directly he was advised of the PBSO process of taking devices into evidence. Daniel asked this detective to explain the investigation and what evidence existed at this time. Daniel was reminded that he had invoked his rights to speak further with this detective on 9/14/16, and therefore the case could not be discussed further. Daniel provided this detective with the password (ahope4change) for his computer, stating "you are not going to find anything on it". Daniel further advised he is the sole user of his cellphone and computer and that his parents had nothing to do with the investigation. Prior to clearing the scene Daniel signed a property receipt for the 4 items seized and was provided with a copy.

A forensic examination of the 4 items seized was then conducted by Detective Pete McGovern (ID #7733) in the PBSO Digital Forensic Lab. Evidence of Daniel Rodriquez possessing and transmitting videos involving the sexual conduct of a child were located on the MacBook Pro and flash drive.

NARRATIVE CONTINUATION

Based on my investigation Daniel Rodriguez did knowingly possess and transmit videos containing the sexual conduct of a child violating FSS 827.071(5) - Possession of the Sexual Performance of a Child and FSS 847.0137(2) - Transmission of Pornography by Electronic Device

Sworn and Subscribed before me:

DC

Signature Notary Public / Clerk of Court / Officer

DETECTIVE PETER MCGOVERN #7733

Name of Notary Public / Clerk of Court / Officer

10/19/16

Date

Det. Debi Phillips

Signature of Arresting / Investigating Officer

DETECTIVE DEBI PHILLIPS #5373

Name of Officer (Please Print)

10/19/16

Date

NOT A CERTIFIED COPY