

0496808

ARREST / NOTICE TO APPEAR

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

1 JUVENILE

P-3252

OBTS Number: \_\_\_\_\_ Agency ORI Number: **0500200** Agency Name: **Boca Raton Police Department** Agency Report Number (N.T.A.'s only): **18CF0788** 3, 2 | 2018-003779

Charge Type:  1. Felony  2. Traffic Felony  3. Misdemeanor  4. Traffic Misdemeanor  5. Ordinance  6. Other

Check as many as apply:  1. Felony  2. Traffic Felony  3. Misdemeanor  4. Traffic Misdemeanor  5. Ordinance  6. Other

If Weapon Seized: \_\_\_\_\_ Enter Type: **None/not Applicable** Multiple Clearance Indicator: \_\_\_\_\_

Location of Arrest (Including Name of Business): **5250 TOWN CENTER CIR BOCA RATON, FL 33486** Location of Offense (Business Name, Address): **5250 TOWN CENTER CIR, BOCA RATON, FL 33486**

Date of Arrest: **03/22/2018** Time of Arrest: **19:22** Booking Date: **03/22/2018** Booking Time: **19:40** Jail Date: **03/22/2018** Jail Time: **19:55** Location of Vehicle: **PARKED IN LOT**

Name (Last, First, Middle): **FIEN, DEBRA KATHLEEN** Alias: \_\_\_\_\_ Alias (Name, DOB, Soc. Sec. #, Etc.): \_\_\_\_\_

Race: **W** White **F** Female Date of Birth: **09/02/1958** Height: **5'05** Weight: **130** Eye Color: **BROWN** Hair Color: **BROWN** Complexion: **MEDIUM** Build: **Small**

Scars, Marks, Tattoos, Unique Physical Features (Location, Type, Description): **SCAR M NAVEL / WIDE SCAR; SCAR UR SHOULDER / ZIPPER SCAR** Marital Status: **M** Religion: **CATHOLIC** Indication of Alcohol Influence: Yes  No  Unk  Drug Influence: Yes  No  Unk

Local Address (Street, Apt. Number): **47 LAKE EDEN DRIVE, BOYNTON BEACH, FL 33435** (City) (State) (Zip) Phone: **(561) 213-3013** Residence Type: 1. City 2. County 3. Florida 4. Out of State **12**

Permanent Address (Street, Apt. Number): **47 LAKE EDEN DRIVE, BOYNTON BEACH, FL 33435** (City) (State) (Zip) Phone: **(561) 213-3013** Address Source: **Subject**

Business Address (Name, Street): **SPALANO, 5250 TOWN CENTER CIR** (City) (State) (Zip) Phone: **(561) 391-8803** Occupation: **Stylist**

D/L Number, State: **FS00171588220 / FL** Soc. Sec. Number: \_\_\_\_\_ INS Number: \_\_\_\_\_ Place of Birth (City, State): **PHILADELPHIA, PA** Citizenship: \_\_\_\_\_

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

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

Parent  Other: \_\_\_\_\_ Name (Last, First, Middle): \_\_\_\_\_ Residence Phone: \_\_\_\_\_

Legal Custodian \_\_\_\_\_

Address (Street, Apt. Number): \_\_\_\_\_ (City) (State) (Zip): \_\_\_\_\_ Business Phone: \_\_\_\_\_

Notified by: (Name) \_\_\_\_\_ Date: \_\_\_\_\_ Time: \_\_\_\_\_ JUVENILE DISPOSITION: 1. Handled/Processed within Department and Released  2. TOT JAC  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 355-2526) informed of any change of address.

Property Crime?  Yes  No Description of Property: **SUNGLASSES** Value of Property: **\$604**

Drug Activity: **N** N/A **S** Sell **R** Smuggle **K** Disperse/Distribute **M** Manufacture/Produce/Cultivate **Z** Other **P** Possess **B** Buy **D** Deliver **E** Use

Drug Type: **N** N/A **A** Amphetamine **B** Barbiturate **C** Cocaine **E** Heroin **H** Hallucinogen **M** Marijuana **O** Opium/Deriv. **P** Paraphernalia/Equipment **S** Synthetic **U** Unknown **Z** Other

Charge Description: **GRAND THEFT \$300-\$20,000 \$,000.00** Statute Violation Number: **812.014(2C1)** Violation of ORD #: \_\_\_\_\_

Drug Activity: **N** Drug Type: \_\_\_\_\_ Amount / Unit: \_\_\_\_\_ Offense #: \_\_\_\_\_ Counts: **1** Domestic Violence:  Y  N Warrant / Capias Number: \_\_\_\_\_ Bond: \_\_\_\_\_

Charge Description: \_\_\_\_\_ Statute Violation Number: \_\_\_\_\_ Violation of ORD #: \_\_\_\_\_

Drug Activity: \_\_\_\_\_ Drug Type: \_\_\_\_\_ Amount / Unit: \_\_\_\_\_ Offense #: \_\_\_\_\_ Counts: \_\_\_\_\_ Domestic Violence:  Y  N Warrant / Capias Number: \_\_\_\_\_ Bond: \_\_\_\_\_

Charge Description: \_\_\_\_\_ Statute Violation Number: \_\_\_\_\_ Violation of ORD #: \_\_\_\_\_

Drug Activity: \_\_\_\_\_ Drug Type: \_\_\_\_\_ Amount / Unit: \_\_\_\_\_ Offense #: \_\_\_\_\_ Counts: \_\_\_\_\_ Domestic Violence:  Y  N Warrant / Capias Number: \_\_\_\_\_ Bond: \_\_\_\_\_

Health / Apparent Physical Condition of Defendant: **GOOD** Any knowledge of the following:  Mental  Escape Risk  Medication  Deformities  Injuries Explain: \_\_\_\_\_

Check which applies:  Released O.R.  Released to Parent/Guardian  T.O.T. County Jail  Posted Bond  South County Mental Health

Transported By: **PREWITT** PROPERTY - Received By: **PREWITT** Released By: **PREWITT** Released To: **PBCJ**

Date Transported: \_\_\_\_\_ Time Transported: \_\_\_\_\_ Other: \_\_\_\_\_

INSTRUCTION NO. 1 - Mandatory appearance in court  INSTRUCTION NO. 2 - You need not appear in Court but must comply with instructions on Page 2.

Location (Court, Room): **South County 200 W Atlantic Ave Delray Beach, FL 33444**

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 COMTEMPT 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: \_\_\_\_\_ Signature of Arresting Officer: **PREWITT, J.** Name Verification (Printed by Arresting Officer): \_\_\_\_\_ (PRINT)

Dangerous  Resisted Arrest  Suicidal  Other

Intake Deputy: **D/S B. SHATARA #7623** ID #: \_\_\_\_\_ Pouch #: \_\_\_\_\_ Transporting Officer: **PREWITT** ID #: **812** Agency: **BRPD**

Witness here if subject signed with an "X": \_\_\_\_\_

20 MAR 23 AM 8:44  
 SOUTH COUNTY JUVENILE COURT  
 BEACH BRANCH

PROBABLE CAUSE AFFIDAVIT

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

1 JUVENILE

OBTS Number		
Agency ORI Number <b>FL 0500200</b>	Agency Name <b>BOCA RATON POLICE DEPARTMENT</b>	Agency Report Number <b>3 2 2018-003779</b>
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

Name (Last, First, Middle) <b>FIENI, DEBRA KATHLEEN</b>	Alias	Race <b>W</b>	Sex <b>F</b>	Date of Birth <b>09/02/1958</b>
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Charge Description <b>812.014(2C1) GRAND THEFT \$300-\$20,000 5,000 JEP</b>	Charge Description
Charge Description	Charge Description

Victim's Name (Last, First, Middle) <b>Grove OPTICIANS</b>	Race	Sex	Date of Birth
Local Address (Street, Apt. Number) (City) (State) (Zip) <b>5250 Town Center Cir Boca Raton FL 33486</b>	Phone <b>561-394-5537</b>	Address Source	
Business Address (Name, Street) (City) (State) (Zip) <b>5250 Town Center Cir Boca Raton FL 33486</b>	Phone <b>561-394-5537</b>	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.  
 confessed to \_\_\_\_\_ admitting to the below facts.  
 was observed by **SHAUN RAYE** who told **BRPD** that he/she saw the arrested person commit the below acts.  
 was found to have committed the below acts, resulting from my (described) investigation.  
On the **22** day of **March**, **2018** at **18:32** (Specifically include facts constituting cause for arrest.)

On 03/15/2018 Ofc Codling and I were dispatched to 5250 Town Center Circle (STE 139 Grove Opticians) in reference to a delayed shoplifting.

Upon arrival, employees of Grove Opticians explained they noticed a pair of gold Pomellato Sunglasses missing on 03/08/2018. Upon review of the video by management employee Shaun Raye DOB 06/20/1980 was seen on camera (03/07/2018) serving a client when the sunglasses went missing. I then spoke with Raye. Raye stated that after he saw the video he observed W/F Debra Fieni DOB 09/02/1958 place the missing pair (gold Pomellato Sunglasses valued at \$604.55 USD) in her purse and exited the store without paying.

Raye stated, that Fieni comes into the store all the time, and works in a hair salon just three shops down. Raye recalls the day in question, Fieni had come to the shop to get her prescription glasses and she was looking at several pairs of sunglasses while the order was being filled. Raye stated that as Fieni was paying for her prescription order, she sat her purse on the counter and signed the credit card receipt, then grabbed her purse and exited the store. Raye explained it was not until the next day they discovered that the sunglasses were missing.

After review of the surveillance video, Raye was able to clearly identify Fieni as she placed the sunglasses into her purse. Raye stated that after he watched the video, he remembered Fieni trying on several pairs of sunglasses including the gold Pomellato Sunglasses. Raye stated the video shows the gold Pomellato Sunglasses on the counter and then shows Fieni place her purse on the counter in front of the sunglasses. Raye explains as he turns to place the credit card receipt into the drop box, that is when he saw on the video Fieni place the sunglasses into her purse.

On 03/16/2018 Ofc Codling and I conducted a follow up at 5250 Town Center Cir (Grove

SWORN AND SUBSCRIBED BEFORE ME  
**FRENZ, JONATHAN RYAN**  
NOTARY PUBLIC / CLERK OF COURT / OFFICER (F.S.S. 117.10)  
**03/22/2018**  
DATE

SIGNATURE OF ARRESTING / INVESTIGATING OFFICER  
**PREWITT, JOSEPH (812)**  
NAME OF OFFICER (PLEASE PRINT)  
**03/22/2018**  
DATE  
SCANNED  
MAR 23 2018  
PAGE 1 OF 2

PROBABLE CAUSE AFFIDAVIT  
SUPPLEMENT

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

1

JUVENILE

A D M I N I S T R A T I V E	OBTS Number		Agency OR# Number <b>FL 0500200</b>		Agency Name <b>BOCA RATON POLICE DEPARTMENT</b>		Agency Report Number <b>3   2   2018-003779</b>	
	Charge Type: Check as many as apply.		Special Notes:		Name (Last, First, Middle) <b>FIENI, DEBRA KATHLEEN</b>		Race <b>W</b>	Sex <b>F</b>

<input checked="" type="checkbox"/> 1. Felony	<input type="checkbox"/> 3. Misdemeanor	<input type="checkbox"/> 5. Ordinance
<input type="checkbox"/> 2. Traffic Felony	<input type="checkbox"/> 4. Traffic Misdemeanor	<input type="checkbox"/> 6. Other

Opticians) in reference to a photo lineup.

Upon arrival, we met with Ofc Murphy who agreed to conducted the photo lineup. Ofc Murphy then met with Shaun Raye to present the photo lineup within the store. Murphy explained to Raye the details and instructions for the photo lineup. Upon completion, Raye had positively identified Fieni as the person he saw take the sunglasses without paying on 03/07/2018.

As a result of the photo lineup conducted we were able to establish probable cause to arrest Fieni for grand theft.

Ofc Codling, Murphy and I attempted to contact Fieni at her place of work, producing negative results. I was able to speak with Fieni via phone and she agreed to meet BRPD at approximately 1700hrs on 03/21/2018 at 5250 Town Center Cir.

On 03/22/2018 Ofc Codling, Coon and I met with Fieni at 5250 Town Center Circle (McDonalds parking lot). I read Fieni her constitutional warning from my standard issued Maranda card. According to Fieni she doesn't recall placing the glasses into her purse on 03/07/2018 and stated she did not steal anything.

Based on my investigation Fieni was placed under arrest for FSS 812.014 (2c1) Grand Theft. Fieni was transport to BRPD for processing then transported to PBCJ.

NOT A CERTIFIED COPY

A D M I N I S T R A T I V E	SWORN AND SUBSCRIBED BEFORE ME		SCANNED MAR 23 2018	
	<b>FRENZ, JONATHAN RYAN</b> NOTARY PUBLIC / CLERK OF COURT / OFFICER (F.S.S. 117.10)			SIGNATURE OF ARRESTING / INVESTIGATING OFFICER
	<b>03/22/2018</b> DATE			<b>PREWITT, JOSEPH (812)</b> NAME OF OFFICER (PLEASE PRINT)

<b>03/22/2018</b> DATE		PAGE 2 OF 2
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