

## ARREST / NOTICE TO APPEAR

17MM9295

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

1

JUVENILE

A	OBTS Number
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I	Agency ORI Number	Agency Name	Agency Report Number (N.T.A.'s only)								
S	0500400	Delray Beach Police Department	4   0   17-011773								
T	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: <b>None/not Applicable</b>								
R	Location of Arrest (Including Name of Business) <b>4525 W ATLANTIC AVE Delray Beach FL 33445</b>		Multiple Clearance Indicator <b>1</b>								
O	Date of Arrest	Time of Arrest	Booking Date	Booking Time	Jail Date	Jail Time	Location of Vehicle				
N	07/26/2017	03:07	07/26/2017	03:17							
Name (Last, First, Middle) <b>CESPEDES FEREIRA, EDGAR GABRIEL</b> Alias: _____											
D	Race W - White B - Black	Sex I - American Indian O - Oriental/Asian	Date of Birth <b>04/05/1985</b>	Height <b>5'07</b>	Weight <b>200</b>	Eye Color <b>BROWN</b>	Hair Color <b>BLACK</b>				
E	Scars, Marks, Tattoos, Unique Physical Features (Location, Type, Description)				Marital Status	Complexion <b>FAIR</b> Build <b>Medium</b>					
N	Local Address (Street, Apt. Number) <b>2310 W 60 ST 7, HIALEAH, FL 33016</b>				(City)	(State)	(Zip)	Indication of: Alcohol Influence Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> Unk. <input type="checkbox"/> Drug Influence Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> Unk. <input type="checkbox"/>			
D	Permanent Address (Street, Apt. Number) <b>2310 W 60 ST 7, HIALEAH, FL 33016</b>				(City)	(State)	(Zip)	Phone <b>(305) 703-7193</b>			
A	Business Address (Name, Street)				(City)	(State)	(Zip)	Phone <b>(305) 703-7193</b>			
N	D/L Number, State <b>C213207851251 / FL</b>		Soc. Sec. Number	INS Number	Place of Birth (City, State) <b>Cuba</b>		Citizenship <b>CU</b>				
T	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			
E	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			
J	<input type="checkbox"/> Parent <input type="checkbox"/> Other: _____	Name (Last, First, Middle)						Residence Phone			
U	<input type="checkbox"/> Legal Custodian										
V	Address (Street, Apt. Number)				(City)	(State)	(Zip)	Business Phone			
E	Notified by: (Name)				Date	Time	JUVENILE DISPOSITION 1. Handled/Processed within Department and Released 2. TOT JAC 3. Incarcerated				
N	Released To: (Name)				Relationship	Date	Time				
I	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 355-2526) informed of any change of address.						School Attended		Grade		
L	<input type="checkbox"/> Yes, by: <input type="checkbox"/> No:	Property Crime? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No						Description of Property	Value of Property		
D	Drug Activity N. N/A B. Buy P. Possess	S. Sell D. Deliver T. Traffic	R. Smuggle E. Use	K. Dispenses/ Distribute	M. Manufacture/ Produce/ Cultivate	Z. Other	Drug Type N. N/A C. Cocaine A. Amphetamine	B. Barbiturate M. Marijuana E. Heroin	H. Hallucinogen O. Opium/Deriv. <td>P. Paraphernalia/ Equipment S. Synthetic</td> <td>U. Unknown Z. Other</td>	P. Paraphernalia/ Equipment S. Synthetic	U. Unknown Z. Other
E	Charge Description <b>CRIMINAL DAMAGE TO PROPERTY (VANDALISM)</b>							Statute Violation Number <b>806.13 (102)</b>		Violation of ORD #	
C	Drug Activity N	Drug Type N	Amount / Unit /	Offense # <b>17-011773</b>	Counts 1	Domestic Violence <input type="checkbox"/> Y <input checked="" type="checkbox"/> N	Warrant / Capias Number			Bond	
C	Charge Description							Statute Violation Number		Violation of ORD #	
H	Drug Activity	Drug Type	Amount / Unit	Offense #	Counts	Domestic Violence <input type="checkbox"/> Y <input type="checkbox"/> N	Warrant / Capias Number			Bond	
C	Charge Description							Statute Violation Number		Violation of ORD #	
H	Drug Activity	Drug Type	Amount / Unit	Offense #	Counts	Domestic Violence <input type="checkbox"/> Y <input type="checkbox"/> N	Warrant / Capias Number			Bond	
I	Health / Apparent Physical Condition of Defendant							Any knowledge of the following: <input type="checkbox"/> Mental <input type="checkbox"/> Escape Risk <input type="checkbox"/> Medication <input type="checkbox"/> Deformities <input type="checkbox"/> Injuries Explain:			
N	Check which applies: <input type="checkbox"/> Released O.R. <input type="checkbox"/> Released to Parent/Guardian <input checked="" type="checkbox"/> T.O.T. County Jail <input type="checkbox"/> Posted Bond <input type="checkbox"/> South County Mental Health							PROPERTY - Received By		Released By	Released To
T	Transported By							Date Transported <b>// : :</b>	Time Transported	Other	
O	<input checked="" 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 instructions on Page 2.							Location (Court, Room) <b>South County 200 W Atlantic Ave Delray Beach, FL 33445</b>			
T	Court Date and Time <b>8/24/17 8:30 am</b>										
A	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.							Date Signed <b>8/24/17</b>			No Photo Available
P	Signature of Defendant (or Juvenile and Parent Custodian)							Name Verification (Printed by Arrestee) <b>SCANNED</b>			
D	HOLD for Other Agency			Signature of Arresting Officer <b>SAINT MARTIN, NORMILE</b>			Name Verification (Printed by Arrestee) <b>SCANNED</b>				
M	<input type="checkbox"/> Dangerous <input type="checkbox"/> Resisted Arrest <input type="checkbox"/> Suicidal <input type="checkbox"/> Other			Name of Arresting Officer (Print) <b>SAINT MARTIN, NORMILE</b>			I.D. # <b>1103</b>				
A	Intake Deputy	I.D. #	Pouch #	Transporting Officer	I.D. #	Agency					
N				<b>SAINT-MARTIN</b>			<b>1103 DBPD</b>				
R	Witness here if subject signed <input type="checkbox"/>							PAGE <b>1 OF 1</b>			

OBTS Number		PROBABLE CAUSE AFFIDAVIT				1 Arrest 2 N.T.A 3 Request for Warrant 4 Request for Capias		1	JUVENILE	
A D M I N	Agency ORI Number <b>FL 0500400</b>	Agency Name <b>DELRAY BEACH POLICE DEPARTMENT</b>	Agency Report Number <b>4 0 17-011773</b>							
D E F	Charge Type Check as many as apply	<input type="checkbox"/> 1. Felony <input checked="" type="checkbox"/> 3. Misdemeanor <input type="checkbox"/> 2. Traffic Felony <input type="checkbox"/> 4. Traffic Misdemeanor <input type="checkbox"/> 5. Ordinance <input type="checkbox"/> 6. Other	Special Notes:							
C H A R G E S	Name (Last, First, Middle) <b>CESPEDES FEREIRA, EDGAR GABRIEL</b>					Race <b>W</b>	Sex <b>M</b>	Date of Birth <b>04/05/1985</b>		
V I C T I M	Charge Description <b>806.13 CRIMINAL DAMAGE TO PROPERTY (VANDALISM)</b>		Charge Description							
Charge Description		Charge Description								
Victim's Name (Last, First, Middle) <b>SHELL,</b>							Race	Sex	Date of Birth	
Local Address (Street, Apt. Number) <b>4525 W ATLANTIC AVE, DELRAY BEACH, FL 33445</b>		(City)	(State)	(Zip)	Phone		Address/Source			
Business Address (Name, Street)		(City)	(State)	(Zip)	Phone		Occupation			
<p>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.</p> <p>The Person taken into custody . . .</p> <p><input type="checkbox"/> committed the below acts in my presence. <input type="checkbox"/> was observed by _____ who told _____</p> <p><input type="checkbox"/> confessed to _____ that he/she saw the arrested person commit the below acts.</p> <p><input checked="" type="checkbox"/> was found to have committed the below acts, resulting from my (described) investigation.</p> <p>On the <u>26</u> day of <u>July</u>, <u>2017</u> at <u>00:14</u> (Specifically include facts constituting cause for arrest.)</p>										
<p>The following incident occurred in the City of Delray Beach, Palm Beach County, FL.</p> <p>On 7/25/17 at approximately 2333 hours I responded to 4525 W Atlantic Ave (Shell) in reference to a suspicious incident. William Dor, the clerk at the gas station called the police and reported seeing a silver Chevy Tahoe bearing FL Tag BLCW93 pull up to pump #2 at the gas station. Dor stated that the driver of the vehicle walked inside to pay for gas while the passenger stayed inside the vehicle. The driver of the vehicle was identified by his FL/DL as Robelkis Gonzalez-Enriquez and the passenger was identified by his FL/DL as Edgar Cespedes-Fereira. Dor stated that Gonzalez-Enriquez paid for five dollars' worth of gas. Dor stated that Gonzalez remained inside the store as if to distract him. Dor stated that he looked outside in the direction of pump #2 and observed Cespedes-Fereira removed the tamper-proof seal to the gas pump. Dor stated that he walked outside to investigate but the suspects got into their car and left the gas station.</p> <p>Officers arrived at the gas station while the suspects were about to head west bound on W Atlantic Ave. Officers made contact with the suspects and both suspects were taken into custody.</p> <p>Det. Lundgren responded to the police station and interviewed both suspects. Sgt. Danny Pacheco assisted with Spanish translation since both spoke Spanish. Both suspects were read their Miranda Warnings (in Spanish) and waived their rights. Cespedes-Fereira stated that he was being picked up by his Gonzalez-Enriquez since he was left behind by his friends. He gave officers conflicting statements as to what he was doing at the gas station.</p> <p>Gonzalez-Enriquez stated that he is going through some financial hardships with his family. He admitted to going to the gas station with the intent to install a skimming device.</p>										
A D M I N I S T R A T I V E	SWORN AND SUBSCRIBED BEFORE ME  <i>Pacheco, Adan</i> PACHECO, ADAN #22 NOTARY PUBLIC / CLERK OF COURT / OFFICER (F.S.S. 117.10)		 SIGNATURE OF ARRESTING / INVESTIGATING OFFICER <b>SAINT MARTIN, NORMILE (1103)</b> NAME OF OFFICER (PLEASE PRINT) <b>07/26/2017</b> DATE							
<b>07/26/2017</b> DATE		<b>07/26/2017</b> DATE								
PAGE <b>1 OF 2</b>										

COURT

STATE ATTORNEY

CENTRAL RECORDS

JAIL

CRIME ANALYSIS

P.I.O.

JUL 27 2017

PROBABLE CAUSE AFFIDAVIT  
SUPPLEMENT

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

1

JUVENILE

OBTS Number

Agency ORI Number

**FL 0500400**

Agency Name

**DELRAY BEACH POLICE DEPARTMENT**

Agency Report Number

**4 | 0 | 17-011773**

Charge Type  
Check as many  
as apply

1. Felony  
 3. Misdemeanor  
 2. Traffic Felony  
 4. Traffic Misdemeanor

5. Ordinance  
 6. Other

Special Notes

Name (Last, First, Middle)

**CESPEDES FEREIRA, EDGAR GABRIEL**

Alias

Race

Sex

Date of Birth

**W M**

**04/05/1985**

device in the gas pump. However, he changed his mind and drove off once he realized that Dor was watching him. He also signed a consent to search his vehicle where officers found a laptop and various credit cards with tapes and zip codes on them.

Based on the above stated facts, probable cause exists to charge Edgar Cespedes-Fereira with Criminal Damage to Property pursuant to F.S.S. 806.13

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SWORN AND SUBSCRIBED BEFORE ME

*Adan* #252  
**PACHECO, ADAN**

NOTARY PUBLIC / CLERK OF COURT / OFFICER (F.S.S. 117.10)

**07/26/2017**

DATE

SIGNATURE OF ARRESTING / INVESTIGATING OFFICER

*Normile*  
**SAINT MARTIN, NORMILE (1103)**

NAME OF OFFICER (PLEASE PRINT)

**07/26/2017**

DATE

PAGE  
2 OF 2

SCANNED

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STATE ATTORNEY

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CRIME ANALYSIS

JUL 27 2017 P. I. O.