

Rough Arrest Only ☐

ADMINISTRATION	OBTS Number		<b>ARREST / NOTICE TO APPEAR Juvenile Referral Report</b>				1. Arrest    3. Request for Warrant <b>3</b> Juvenile <b>N</b>	
	Agency ORI Number <b>FL0500000</b>		Agency Name <b>PALM BEACH COUNTY SHERIFF'S OFFICE</b>				Agency Report Number <b>06- 17-250005</b>	
	<b>Charge Type:</b> <input checked="" type="checkbox"/> 1. Felony <input type="checkbox"/> 3. Misdemeanor <input type="checkbox"/> 5. Ordinance Check as many as apply. <input type="checkbox"/> 2. Traffic Felony <input type="checkbox"/> 4. Traffic Misdemeanor <input type="checkbox"/> 6. Other				Weapon Seized/Type <b>2 1. Yes 2. No</b>		Multiple Clearance Indicator <b>18</b>	
DEFENDANT	Location of Arrest (Including Name of Business)						Location of Offense (Business Name, Address) <b>264 1/2 SEMINOLE AVE, PALM BEACH, FL 33480</b>	
	Date of Arrest	Time of Arrest	Booking Date	Booking Time	Jail Date	Jail Time	Location of Vehicle <b>N/A</b>	
	Name (Last, First, Middle) <b>MATERKA, GERALD FREDERICK</b>						Alias (Name, DOB, Soc. Sec. #, Etc.) <b>GERRY</b>	
JUVENILE	Race W - White    I - American Indian B - Black    O - Oriental/Asian <b>W</b>		Sex <b>M</b>	Date of Birth <b>02/22/1947</b>	Height <b>6'1</b>	Weight <b>190</b>	Eye Color <b>BRWN</b>	Hair Color <b>GRY</b>
	Complexion <b>MED</b>		Build <b>MED</b>		Marital Status <b>UNK</b>		Religion <b>UNK</b>	
	Scars, Marks, Tattoos, Unique Physical Features (Location, Type, Description) <b>UNK</b>						Indication of: Alcohol Influence <input type="checkbox"/> Y    N    Unk. Drug Influence <input type="checkbox"/> <input type="checkbox"/> <input checked="" type="checkbox"/>	
	Local Address (Street, Apt. Number) (City) (State) (Zip) <b>264 1/2 SEMINOLE AVE, PALM BEACH, FL 33480</b>				Phone <b>( 561 ) 756-5774</b>		Residence Type 1. City    3. Florida    2. County    4. Out of State <b>1</b>	
	Permanent Address (Street, Apt. Number) (City) (State) (Zip) <b>264 1/2 SEMINOLE AVE, PALM BEACH, FL 33480</b>				Phone ( )		Address Source <b>DL</b>	
	Business Address (Street, Apt. Number) (City) (State) (Zip)				Phone ( )		Occupation <b>UNK</b>	
	D/L Number, State <b>M362-289-47-062-0</b>		Soc. Sec. Number <b>[REDACTED]</b>		INS Number		Place of Birth <b>MICHIGAN</b>	
CO-DEF	Co-Defendant Name (Last, First, Middle)				Race	Sex	Date of Birth	<input type="checkbox"/> 1. Arrested <input type="checkbox"/> 3. Felony <input type="checkbox"/> 5. Juvenile <input type="checkbox"/> 2. At Large <input type="checkbox"/> 4. Misdemeanor
	Co-Defendant Name (Last, First, Middle)				Race	Sex	Date of Birth	<input type="checkbox"/> 1. Arrested <input type="checkbox"/> 3. Felony <input type="checkbox"/> 5. Juvenile <input type="checkbox"/> 2. At Large <input type="checkbox"/> 4. Misdemeanor
JUVENILE	<input type="checkbox"/> Parent    Name (Last) (First) (Middle) <input type="checkbox"/> Legal Custodian <input type="checkbox"/> 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/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: <input type="checkbox"/> Yes, by: (Name) <input type="checkbox"/> No: (Reason)						School Attended    Grade	
CODE	<b>Recovery Information</b> 0. N/A    1. Voluntary    2. Located Not Returned    3. Hospitalized    4. HRS Custody    5. Law Enforcement Custody    6. Returned to Parent    7. Deceased    8. Other							
	<b>Drug Activity</b> S. Sell    R. Smuggle    K. Dispense/ Distribute    M. Manufacture/ Produce/ Cultivate N. N/A    B. Buy    D. Deliver    Z. Other P. Possess    T. Traffic    E. Use				<b>Drug Type</b> N. N/A    B. Barbituate    H. Hallucinogen    P. Paraphernalia/ Equipment    U. Unknown    Z. Other A. Amphetamine    C. Cocaine    M. Marijuana    O. Opium/Deriv.    S. Synthetic			
CHARGE	Charge Description <b>Poss. of the Sexual Performance by a Child (Enhanced)</b>				Counts <b>18</b>	Domestic Violence <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	Statute Violation Number <b>827.071(5) and 775.0847</b>	
	Drug Activity <b>N</b>	Drug Type <b>N</b>	Amount/Unit	Offense # <b>17-250005</b>	Warrant/Capias Number		Bond	
CHARGE	Charge Description				Counts	Domestic Violence <input type="checkbox"/> Yes <input type="checkbox"/> No	Statute Violation Number	
	Drug Activity	Drug Type	Amount/Unit	Offense #	Warrant/Capias Number		Bond	
CHARGE	Charge Description				Counts	Domestic Violence <input type="checkbox"/> Yes <input type="checkbox"/> No	Statute Violation Number	
	Drug Activity	Drug Type	Amount/Unit	Offense #	Warrant/Capias Number		Bond	
CHARGE	Charge Description				Counts	Domestic Violence <input type="checkbox"/> Yes <input type="checkbox"/> No	Statute Violation Number	
	Drug Activity	Drug Type	Amount/Unit	Offense #	Warrant/Capias Number		Bond	
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 instructions on reverse side.		Location (Court, Room Number, Address)					
			Court Date and Time Month    Day    Year    Time    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:				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) I.D. # <b>DETECTIVE DEBI PHILLIPS # 5373</b>			
	Intake Deputy I.D. #		Pouch #	Transporting Officer I.D. #		Agency		Witness here is subject signed with an "X". 1 OF 1

OBTS Number		<b>PROBABLE CAUSE AFFIDAVIT</b>				1. Arrest 2. N.T.A. 3. Request for Warrant 4. Request for Capias		<b>3</b>	<b>N</b>
Agency ORI Number <b>FLO 5 0 0 0 0 0</b>		Agency Name <b>PALM BEACH COUNTY SHERIFF'S OFFICE</b>				Agency Report Number <b>06 -17-250005</b>			
Charge Type: <input checked="" type="checkbox"/> 1. Felony <input type="checkbox"/> 3. Misdemeanor <input type="checkbox"/> 5. Ordinance Check as many: <input type="checkbox"/> 2. Traffic Felony <input type="checkbox"/> 4. Traffic Misdemeanor <input type="checkbox"/> 6. Other as apply.						Special Notes:			
Defendant's Name (Last, First, Middle) <b>MATERKA, GERALD FREDERICK</b>						Race <b>W</b>		Sex <b>M</b>	Date of Birth <b>02/22/1947</b>
Charge Description <b>Possession of the Sexual Performance by a Child (Enhanced)</b>						Charge Description			
Charge Description						Charge Description			
Victim's Name (Last, First, Middle) <b>STATE OF FLORIDA</b>						Race <b>-</b>		Sex <b>-</b>	Date of Birth <b>-</b>
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:  <input type="checkbox"/> committed the below acts in my presence <input type="checkbox"/> was observed by _____ who told _____ that he/she saw the arrested person commit the below acts  <input type="checkbox"/> confessed to _____ admitting to the below facts. <input checked="" type="checkbox"/> was found to have committed the below acts, resulting from my (described) investigation.									
On the 17 <sup>TH</sup> day of May, 2017 at 0900 <input checked="" type="checkbox"/> A.M. <input type="checkbox"/> P.M. (Specifically include facts constituting cause for arrest).									

**NARRATIVE:** I am part of a National Task Force known as the South Florida Internet Crimes Against Children (ICAC). This task force investigates internet crimes against children, child exploitation, and related cases.

On 1/13/17, I met with Special Agent Hopwood of the Federal Bureau of Investigation. Agent Hopwood requested I assume an investigation initiated by the FBI regarding to sexual exploitation of minors through image/video files depicting the sexual conduct of children. In reviewing the information/evidence provided by Agent Hopwood the following was noted: On 11/11/16, an FBI Oklahoma City Exploitation Task Force Officer, while working in an undercover capacity, was signed into the internet through a computer located in Oklahoma. The officer utilized an enhanced version of a publicly available P2P file sharing program to identify individuals sharing images and/or videos depicting the sexual exploitation of children. During the investigation, a computer was identified on the file sharing network associated with a torrent file believed to contain files depicting child pornography. The target IP Address had been previously associated with files of interest by investigators conducting keyword searches for files related to known child pornography images/videos. On 11/11/16, law enforcement successfully completed the download of 84 image files depicting the sexual conduct of minors that the computer at the Target IP Address was making available. Law enforcement reviewed and determined that all of the files depicted children under the age of 18 engaged in sexual acts and/or poses consistent with child pornography. Samples of 2 of the files downloaded were described as follows:

- A) File name: 000003.jpg, "7yo anal girl man pthc sound.avi. File depicting a prepubescent female being anally penetrated by an adult male's penis.
- B) Filename: 000150.png, "bestiality dog girl oral pthc webcam.avi. File depicts a prepubescent female performing oral sex on a dog.

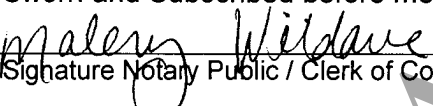
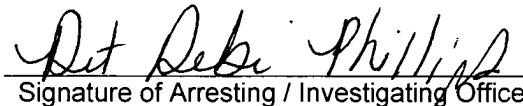
## NARRATIVE CONTINUATION

The law enforcement officer documented the undercover session, the downloaded files, and digital logs. A subpoena served to Comcast for the target IP Address for the dates and times the files were downloaded revealed the IP Address was assigned to Gerry Materka, residing at 264 ½ Seminole Avenue, Palm Beach, Florida 33480. On 1/12/17, the FBI executed a search warrant at 264½ Seminole Avenue, Palm Beach, Florida 33480. Numerous items were seized into evidence and a taped statement was taken from Materka while on scene. Materka advised he lived alone at the residence for the past 2.5 years, did not have overnight guests, and has secured Wi-Fi which is password protected. Materka further advised he has 2 computers and uses social media and Bittorrent. Materka denied actively searching for child pornography but advised child pornographic images/videos may have downloaded to his computer. Forensics then completed by the FBI on the electronic devices entered into evidence located numerous images/videos involving the sexual conduct of minors.

On 1/31/17, in reviewing the case file and images/video files provided by Agent Hopwood, all files depicted the sexual conduct of minors, to include children.

On 3/10/17, a search warrant was obtained in order to forensically examine 2 of the devices seized at Materka's residence by the FBI. Forensics completed on the devices by PBSO located 18 files involving the sexual performance of minors.

Based on my investigation and digital evidence (84 P2P downloaded files recorded by the FBI and 18 files located by the PBSO Digital Forensics Unit), I am now requesting an arrest warrant be issued for Gerald Materka for 18 counts for the Possession of the Sexual Performance by a Child while in Possession of 10 or more images, contrary to F.S.S. 827.071(5) and 775.0847 (2<sup>nd</sup> degree).

Sworn and Subscribed before me:	
	 #5373
Signature Notary Public / Clerk of Court / Officer	Signature of Arresting / Investigating Officer
DETECTIVE MALORY WILDOVE #20525	DETECTIVE DEBI PHILLIPS #5373
Name of Notary Public / Clerk of Court / Officer	Name of Officer (Please Print)
5/22/17	5/22/17
Date	Date