

Rough Arrest Only

ARREST / NOTICE TO APPEAR Juvenile Referral Report

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

3 Juvenile

| | | | | | | | | |
|----------------|---|----------------|--|--------------|--|-----------|--|--|
| ADMINISTRATION | OBTS Number | | Agency ORI Number FL0500000 | | Agency Name PALM BEACH COUNTY SHERIFF'S OFFICE | | Agency Report Number 06-18-177 | |
| | 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 | |
| | Location of Arrest (Including Name of Business) | | Location of Offense (Business Name, Address) DCF, 111 S. Sapodilla Ave., West Palm Beach, FL 33401 | | | | | |
| | Date of Arrest | Time of Arrest | Booking Date | Booking Time | Jail Date | Jail Time | Location of Vehicle | |

| | | | | | | | | | | | | | | | | | | | | | | |
|-----------|---|--|-----|--|----------------------------------|--|----------------------|--|-----------------------|--|--------------|--------------------------------------|--|------------------------|------------|---|--------------|--|--|--|--|--|
| DEFENDANT | Name (Last, First, Middle) Rodriguez, Mayelin Capote | | | | | | | | | | | Alias (Name, DOB, Soc. Sec. #, Etc.) | | | | | | | | | | |
| | Race | | Sex | | Date of Birth | | Height | | Weight | | Eye Color | | Hair Color | | Complexion | | Build | | | | | |
| | W - White B - Black O - Oriental/Asian | | W | | F | | 4/01/1974 | | 5'4" | | Unk | | Brn | | Blk | | Light Med | | | | | |
| | Scars, Marks, Tattoos, Unique Physical Features (Location, Type, Description) Unknown | | | | | | | | | | | Marital Status M | | Religion Unk | | Indication of: Alcohol Influence <input type="checkbox"/> Y <input checked="" type="checkbox"/> N <input type="checkbox"/> Drug Influence <input type="checkbox"/> Y <input checked="" type="checkbox"/> N <input type="checkbox"/> | | | | | | |
| | Local Address (Street, Apt. Number) 1650 Southern Blvd | | | | (City) West Palm Beach | | (State) FL | | (Zip) 33406 | | Phone () | | Residence Type 1. City 3. Florida 2. County 4. Out of State 2 | | | | | | | | | |
| | Permanent Address (Street, Apt. Number) Same as above | | | | (City) | | (State) | | (Zip) | | Phone () | | Address Source DAVID | | | | | | | | | |

| | | | | | | | | | | |
|--------|--|--|-------------|--|---------------|--|--|--|---|--|
| CO-DEF | D/L Number, State FL / C136-540-74-621-0 | | Soc. Sec. # | | INS Number | | Place of Birth Cuba | | Citizenship US | |
| | Co-Defendant Name (Last, First, Middle) | | 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 | |

| | | | | |
|----------|--|--|---|--|
| JUVENILE | Parent Name (Last) (First) (Middle) | | Residence Phone | |
| | Legal Custodian | | Business Phone | |
| | Address (Street, Apt. Number) (City) (State) (Zip) | | | |
| | Notified by: (Name) Date Time | | Juvenile Disposition 1. Handled/Processed within Dept. and Released 2. TOT HRS/CYF 3. Incarcerated | |

| | | | | | | | | | | | |
|------|--|--|--|--|--|--|-----------|--|--|---|--|
| CODE | Recovery Information 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 | | | | | | | | | | |
| | Drug Activity | | | S. Sell R. Smuggle K. Dispense/ Distribute M. Manufacture/ Produce/ Cultivate Z. Other | | | Drug Type | | | N. N/A B. Barbituate C. Cocaine E. Heroin H. Hallucinogen M. Marijuana O. Opium/deriv. P. Paraphernalia/ Equipment S. Synthetic U. Unknown Z. Other | |

| | | | | | | | | | | |
|--------|--|-----------------------|---------------------------|----------------------------|--|--|--|--|--------------------|--|
| CHARGE | Charge Description Public Assistance Fraud < \$200.00 | | Counts 1 | | Domestic Violence <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No | | Statute Violation Number 414.39 (5b) | | Violation of ORD # | |
| | Drug Activity N | Drug Type N | Amount/Unit N/A | Offense # 18-177 | Warrant/Capias Number | | Bond | | | |
| CHARGE | Charge Description Medicaid Fraud | | Counts 1 | | Domestic Violence <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No | | Statute Violation Number 409.920 (2a) & (2b) | | Violation of ORD # | |
| | Drug Activity N | Drug Type N | Amount/Unit N/A | Offense # 18-177 | Warrant/Capias Number | | Bond | | | |
| CHARGE | Charge Description Grand Theft | | Counts 1 | | Domestic Violence <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No | | Statute Violation Number 812.014 (1) | | Violation of ORD # | |
| | Drug Activity N | Drug Type N | Amount/Unit N/A | Offense # 18-177 | Warrant/Capias Number | | Bond | | | |
| CHARGE | Charge Description | | Counts | | Domestic Violence <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No | | Statute Violation Number | | Violation of ORD # | |
| | 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 | 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.

| | | | | | | | | | | |
|--------|--|--|--|--|-----------------------------|--|--|--|---|--|
| ADMIN. | HOLD for other Agency | | Signature of Arresting Officer X Michael Leatherman | | | | 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) Agent Michael Leatherman | | I.D. # 8299 | | PAGE | | | |
| | Intake Deputy I.D. # | | Pouch # | | Transporting Officer I.D. # | | Agency | | Witness here is subject signed with an "X". | |



**PALM BEACH COUNTY SHERIFF'S OFFICE
PROBABLE CAUSE AFFIDAVIT**

OBTS

Charge Type **[3]** 1. Arrest 3. Request for Warrant Juvenile **[NO]**
2. N.T.A. 4. Request for Capias

Agency ORI Number: **FL0500000** Agency Report: **18-177**

Charge Type: **[X]** Felony Misdemeanor Ordinance
 Traffic Felony Traffic Misdemeanor Other

Special Notes:

Defendant: **Rodriguez, Mavelin Capote**
Alias: **Unknown** Race: **White** Sex: **Female** DOB: **04/01/1974**

Charge(s):
➤ **Public Assistance Fraud < \$200.00** (1 Count) F.S.S. 414.39(5b)
➤ **Medicaid Fraud** (1 Count) F.S.S. 409.920 (2a) & (2b1)
➤ **Grand Theft** (1 Count) F.S.S. 812.014 (1) & (2c)

Victim: **Department of Children and Families**
Local Address: **111 South Sapodilla Ave. (Ste.303), West Palm Beach, FL**
Local Phone **561-227-6820** Occupation: **Public assistance provider for State of Florida**
Business Address: **111 South Sapodilla Ave. (Ste.303), West Palm Beach, FL**
Business Phone **561-227-6820** Occupation: **Public assistance provider for State of Florida**

The undersigned certifies and swears that he 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.
[X] Confessed to **Agent Bango** admitting to the above facts.

[X] Was observed by **PBSO AGENT(s)** who told **Agt. M. Leatherman** that he/she saw the arrested person commit the below acts.

[X] Was found to have committed the below acts, resulting from my (described) investigation.

All of the information contained in this affidavit is based on: 1) personal knowledge and observations during the course of this investigation; 2) information conveyed to (PBSO) Agent Michael Leatherman by other law enforcement officials; 3) information provided by expert and cooperating witnesses; 4) review of physical evidence obtained during the investigation; and 5) review of records including complaints, law enforcement reports and supplements and business and financial records.

Your Affiant, Agent / Deputy Sheriff Michael Leatherman, is a duly sworn Florida State Certified Law Enforcement Officer. Prior to being a duly sworn Florida State Certified Law Enforcement Officer, Affiant Leatherman was a sergeant in the U.S. Army. Affiant Leatherman has over twenty years of full time law enforcement experience and has been employed as a deputy sheriff with the Palm Beach County Sheriff's Office since July 27, 2007. Affiant Leatherman graduated from Palm Beach Atlantic University in 2007, with a Bachelor of Science Degree in Organizational Management. Your Affiant has spent the past nine (9) years investigating violations of Florida State Statute 414.39, with specific emphasis on unlawful activity in the placement, concealing, layering, promotion, and integration of illegally gained funds. Affiant Leatherman has undergone extensive training on public assistance fraud and is a Certified Welfare Fraud Investigator (CWFI #1625) by The United Council of Welfare Fraud. Affiant Leatherman has conducted training on investigating public assistance fraud schemes for more than one hundred law enforcement officers throughout the state of Florida. Through the State of Florida, your affiant is also a Certified Financial Crimes Investigator, Certified Mortgage Fraud Investigator, and Certified Money Laundering/Asset Forfeiture Investigator. Your Affiant has personally been involved with the investigation and prosecution of over one hundred (100) public assistance fraud cases.

The Florida Department of Children and Families (DCF) is the administrator for the federally funded public assistance benefits provide by United States Department of Agriculture (USDA). The Automated Community Connection to Economic Self Sufficiency (ACCESS) replaced the program formerly known as the Federal Food Stamp Program in which recipients received their monthly benefits in the form of paper coupons. Currently, food assistance benefits to qualified individuals and families are provided through the Supplemental Nutrition Assistance Program (SNAP). SNAP is also administered by DCF.

Supplemental Nutrition Assistance Program (SNAP)

The federal SNAP program, administered by the USDA, is intended to only allow a qualified recipient to purchase certain eligible food items such as: breads, cereals, fruits, vegetables, meats, fish, poultry, dairy, and plants and seeds to grow food for the household to eat. Households cannot use food assistance benefits to buy nonfood items or non-eligible food items such as pet foods, soaps, paper products, household supplies, grooming items, alcoholic beverages, tobacco, vitamins, medicines, or hot foods. Food assistance benefits are also not allowed to be exchanged for cash. A transaction fee is not allowed for purchases

made with food assistance benefits. The current maximum amount of benefits a single individual can receive each month is approximately \$194.00 per month.

In Florida, the SNAP program is administered by the Department of Children and Families (DCF). In 1998, DCF changed the format of SNAP benefits in Florida from a traditional paper coupon system to an Electronic Benefit Transfer (EBT) card system. DCF awarded Fidelity Information Services (FIS) the current network management contract for Florida's EBT system. The system is similar to those used for debit and credit cards. SNAP recipients are issued a plastic EBT card that contains an embedded magnetic stripe that stores account information necessary to conduct food purchases. Stores approved by FNS to participate in the SNAP are assigned a SNAP authorization number and provided with a point of sale (POS) device to access the electronic funds allocated to recipients' EBT cards. The POS terminal communicates with a central database to debit a recipient's available SNAP benefit balance for the cash value of eligible food items purchased.

Individuals must pass all eligibility rules to get food assistance benefits. Eligibility rules include verifying the recipient's assets, identity and citizenship/residency status, proof of a social security number (SSN), income thresholds as a percentage of the Federal Poverty Level (FPL), work participation and dependent/child support. Ineligibility reasons for recipients include individuals who: have been convicted of drug trafficking, are running away from a felony warrant, intentionally violate Food Assistance Program rules, or are noncitizens without a qualified status. Some students in colleges or universities are not eligible for food assistance benefits.

Once a recipient completes the initial ACCESS application and subsequent renewal applications they must sign and acknowledge that they read the Statement of Understanding contained on each application. The Statement of Understanding states the following: "I understand that information that I provide with this application, interview, or when requesting other benefits, including computer information matches with other agencies, is subject to verification by DCF and other Federal and State agencies including the Division of Public Assistance Fraud (DPAF). I understand and agree to the following: DCF, DCPAF, and authorized federal agencies may verify the information I give on this form, interview, or when requesting other benefits. Information may be obtained from my past present employers. My signature authorizes release of such investigatory powers. If any information is incorrect, benefits may be reduced or denied and I may be subject to criminal prosecution or disqualified from the program for knowingly providing incorrect or false information or hiding information. I have read my Rights and Responsibilities. I certify under penalty of perjury that the information on this form is true to the best of my knowledge, including the citizen or noncitizen status of those who are applying for benefits. I hereby acknowledge receipt of the Florida DCF CFOP 60-17, Chapter 1, Attachment 2, Management and Protection of Personal Health Information Policy."

During the course of this investigation, investigators learned that Mayelin Capote-Rodriguez who did unlawfully and knowingly fail, by means of false statement, misrepresentation, impersonation, or other fraudulent means, to disclose a material fact used in making a determination as to her qualification to receive public assistance under a state or federally

funded assistance program {or} failed to disclose a change in circumstances in order to obtain or continue to receive any such public assistance to which he/she was not entitled or in an amount larger than that to which he/she is entitled {or} did aid and abet another person in the commission of any such act; and the value of the public assistance or identification wrongfully received, retained, misappropriated, sought or used was of an aggregate value of \$200.00 or more in any 12 consecutive months, contrary to Florida Statute 414.39(1).

The Food Assistance Program counts most types of income to see if a household is eligible. Households must have their total monthly gross income compared to a percentage of the federal poverty level. Gross income means a household's total income before deductions, not counting money we can exclude. Allowable deductions such as childcare, medical expenses and housing costs are subtracted from the gross income to see if the household is eligible for a benefit amount. The "Income Chart" below shows the Gross and Net Income limits and the benefit amounts for the number of people in the household.

- Proof of Identity: You must be able to show proof of your identity.
- Gross Income Requirements: Your household monthly gross income (pre-tax pay) must be less than 130% of the federal poverty guidelines.
- Net Income Requirements: Your household monthly net income (after-tax pay) must be less than 100% of the federal poverty guidelines.
 - Households have to meet income tests unless all members are receiving TANF, SSI, or in some places general assistance. Most households must meet both the gross and net income tests, but a household with an elderly person or a person who is receiving certain types of disability payments only has to meet the net income test. Households, except those noted, that have income over the amounts listed below cannot get SNAP benefits.

(Oct. 1, 2017 through Sept. 30, 2018)

| Income Chart People in Household | 200% Gross Monthly Income Limits Effective 10/1/17 | 130% Gross Monthly Income Limits Effective 10/1/17 | 100% Gross Monthly Income Limits Effective 10/1/17 | Net Maximum Benefit Amount Effective 10/1/17 |
|---|---|---|---|---|
| 1 | \$2,010 | \$1,307 | \$1,005 | \$192 |
| 2 | \$2,708 | \$1,760 | \$1,354 | \$352 |
| 3 | \$3,404 | \$2,213 | \$1,702 | \$504 |
| 4 | \$4,100 | \$2,665 | \$2,050 | \$640 |
| 5 | \$4,798 | \$3,118 | \$2,399 | \$760 |
| 6 | \$5,494 | \$3,571 | \$2,747 | \$913 |
| 7 | \$6,190 | \$4,024 | \$3,095 | \$1,009 |
| 8 | \$6,888 | \$4,477 | \$3,444 | \$1,153 |
| For Each | +\$698 | +\$453 | +\$349 | +\$144 |

Additional
Person Add

“Gross income means a household's total, nonexcluded income, before any deductions have been made. Net income means gross income minus allowable deductions.”

Deductions are expenses subtracted from the household's gross income when determining the amount of the food assistance benefits for a month. The food assistance deductions include:

- 20% deduction from earned income
- Standard deduction based on household size
- Cost of child care when needed to work, seek work or attend training for work
- Medical expenses more than \$35 for elderly or disabled household members
- Court ordered child support payments paid to non-household members or
- A portion of shelter and utility costs

Food assistance households containing an elderly or disabled member with income higher than the gross income limit may have only \$3,500 in assets. Households with a member disqualified for breaking Food Assistance Program rules, felony drug trafficking including agreeing, conspiring, combining, or confederating with another person to commit the act committed on or after 08/22/1996, running away from a felony warrant, or not participating in a work program may have \$2,250 in countable assets or if at least 4 one person is elderly or disabled, they may have \$3,500 in countable assets. Some assets that do not count are:

- Home and surrounding property
- Household goods and personal effects
- One burial plot per household member
- Cash value of life insurance policies and
- Vehicles

On February 1, 2018, PBSO Agent(s) J. Bango (ID # 6193), E. Hunter (ID# 5438), Agent T. Kabis (ID# 5844) and R. Trimino (ID# 8529) executed a lawfully obtained Search Warrant at 1650 Southern Blvd, West Palm Beach, Florida. The Search Warrant was signed by the Honorable Judge Dana Santino of the 15th Judicial Circuit, in and for Palm Beach County, Florida, on January 31, 2018.

PBSO Agent(s) advised the occupants of the house of the lawfully obtained search warrant of the premises. Upon execution of the search warrant all occupants of the house were advised of their Constitutional Miranda rights. A male (Head of Household) identified as: Onel Montes De Oca, further assisted the Agent(s) by opening his safe located in the master bedroom closet. In the safe Agent(s) found jewelry and a large amount of cash. There was a stack of cash on the top shelf and then multiple stacks of cash on the bottom shelf. The cash appeared to be all in hundreds. It was not counted on scene but Onel Montes De Oca spontaneously uttered to Agent(s) that there is between \$120,000 to \$130,000 dollars but he was unsure of the exact amount. Onel Montes De Oca, stated the cash was his and he buys

and sells trucks; however he could not provide any paperwork. During the execution of the Search Warrant, PBSO Agent F. Merkle (ID # 4438) and C. Padilla (ID # 9163) utilized their drug detecting K9s who alerted to the presence of several drug odors in which their K9s are trained/certified to detect, on the cash within the residence. The K9 (dog) also alerted to the safe in the bedroom.

In the top dresser drawer Agent(s) found 500 dollars in hundreds. Agent(s) also located a PVC tube in the closet, which was also full of cash and some change. It contained mostly hundreds and fifties; most of all of the bills was newly minted US Currency. Through my training and experience, it is common practice of person(s) who sell illegal drugs to place a large amount of cash in an air tight sealed PVC tube and burry said PVC Tube to hide the ill-gotten gain of cash.

During the search of the residence Agent Bango discovered a jar of hash oil in the living room couch. It weighed (122) grams and was field tested positive for the presence THC or its derivative. Located on Jar was a label, which read: it was illegal outside of the state of Colorado, and that it contained THC.

Agent(s) located an outdoor kitchen on the patio located in the rear house. It's important to note that the rear of the house is a fenced in yard with no entry or access points except from within the residence. On the outside kitchen counter Agent(s) located a 'Heat Seal' bag with suspected marijuana inside of it. The total package weight was (21) grams, which field tested positive for the presence THC or its derivative. Agent(s) also discovered three 'Heat Seal' bag tops showing other bags were used and emptied of their contents. Onel was asked about the heat sealer, bags, and scale in the shed and he stated that it was for the kitchen and could not explain why the items were in the shed with the marijuana grow equipment. He also could not advise why there were used 'Heat Seal' bag tops discovered in the garbage or the bag of marijuana in the 'Heat Seal' bag on the counter.

Within the fenced in yard, Agent(s) discovered a shed, where Agent(s) found twenty (20) ballasts, twenty (20) 1,000 watt light bulbs, used AC handler, forty-eight (48) carbon filter, garbage bags of electrical parts, garbage bag of bulb sockets, silver reflective panels, fluorescent light, and a grow tray. All of the equipment had the strong odor of raw marijuana. Located on a shelf within the shed Agents observed was a box of heat sealed bags, heat sealer and a digital scale. Agent(s) detected a large odor of raw marijuana, coming from these items as well. Through Agent's Bango's training and experience, it is known to him that this equipment was once clearly used to grow marijuana at one point. Upon speaking with Onel Montes De Oca, he said the equipment was his and he used to grow marijuana and was caught in NJ in 2007. Onel Montes De Oca went on to explain that all of the equipment came from New Jersey and was from 2007. However, Agent Bango disproved this statement when he discovered that the ballasts were clearly stamped; "made in 2016". Through Agent Bango's training and experience he concluded that the equipment was recently used and there was enough equipment to set up an indoor grows at another house or at their current location. Agent Bango also developed reason to believe that the cash Agent(s) found were proceeds of illegal drug dealing.

A Criminal History check was completed on Onel Montes De Oca which revealed that he was arrested and convicted in New Jersey Maintaining/Operating CDS Production and Money Laundering.

A Mercedes Benz SUV which was observed by Agent(s) as driven by Mayelin Capote-Rodriguez and was also occupied by her son Yoselin Montes De Oca, was searched. Inside the SUV Agent(s) located two stacks of cash inside a purse, one stack was in an envelope, which contained one hundred dollar bills, newly minted currency. There was also a stack of cash in a black satchel, which also contained Onel Montes De Oca driver's license (Florida DL # M532-640-76-255-0).

During the execution of the search warrant both Mayelin Capote-Rodriguez and Onel Montes De Oca post Miranda, identified that they are married and are currently residing together. Onel and Mayelin could not account for the large amount of cash in the house.

Onel was transported to Palm Beach County Sheriff's Office Jail without incident. Agent Bango transported the cash, drugs, non-drugs, to Palm Beach County Sheriff's Office with Sergeant G. Chase (ID# 5252). Agent Bango then turned in the drugs and non-drug evidences. Agent Bango then counted the cash with a Palm Beach County Sheriff's Office evidence tech. The cash had been sealed in bags on scene and then opened at Palm Beach County Sheriff's Office. The cash was separated as it had been found. The stack on top shelf of safe was \$6,000.00, bottom shelf was \$125,000.00. In the tube in the closet was \$19,190.00 and the top dresser drawer was \$500.00. In Mayelin Capote-Rodriguez purse was an envelope of \$1,020.00 and she identified that to Agent Bango, as the rent money that Mayelin Capote-Rodriguez was mailing out. The second amount was \$184.00. The money in his satchel was \$1,500.00. The total was \$153,394.00 and a eleven bill sample was taken and it was \$1,020.00. All the cash was turned over to the Palm Beach County Sheriff's Office.

Reference to the cash seized, Onel could not provide a single cashed check or receipt for a truck he bought or sold. They did have some business receipts showing someone had been driving a truck and these were confiscated by Agent Bango as evidence. The amounts on the receipts Agent Bango saw could not equal \$153,394.00. Agent Bango asked; Onel Montes De Oca for canceled or cashed checks for trucks, which he could not provide them. Agent Kabis also supplement the case about cash and statement details. Agent Bango noted everything in the house was or appeared to be brand new. The furniture was new as well as large TV's. All the clothes, purses, personal items, were high end or brand names such as Gucci and Louis Vuitton. The cash all appeared to be newer bills which was photographed.

While searching the residence Agent Bango observed that Mayelin Capote-Rodriguez's was in possession of a Florida ACCESS EBT (Food Stamp) Card. Due to my (Agent Michael Leatherman (ID#8299) training and experience, I believe there is sufficient reason to believe that the Head of Household, Mayelin Capote-Rodriguez's , was illegally receiving Public Assistance Benefits in the form of Food Stamp.

Based on the above described investigation I requested and received from the Department of Children and Families (DCF) public assistance documents/records from Nicoleana Ferrentino

DCF Public Benefits Integrity Supervisor, for the entire Household of Mayelin Capote-Rodriguez's. The DCF file identified the following pertinent facts.

In September of 2017 Mayelin Capote-Rodriguez's filed two separate ACCESS Applications for SNAP benefits and Medicaid Benefits, whereas from the information she documented on the application she was approved.

Qualifications for Medicaid in Florida:

Medicaid benefits eligibility in Florida adheres to a strict code of rules enforced by the Florida Department of Children and Families. And, while many requirements for Medicaid are specific to each state, there are several, non-negotiable items that do overlap throughout the U.S. The following are considered non-financial Medicaid requirements in Florida:

- **Applicant must be a Florida resident** – In order to qualify for Medicaid in the state of Florida, the applicant must be able to prove Florida residency. This means that candidates must reside within the state borders in order to receive the Medicaid benefits you are seeking.

Once the applicant meets the above Medicaid requirements, the next step is to review the Medicaid income requirements. Then, applicants can finalize their Florida Medicaid eligibility.

- Families that are within 100 percent of the federal poverty level in Florida can apply for Medicaid benefits and children ages 1 through 6 and 6 through 19 must live in households that report earnings no more than 133 percent of the federal poverty level to receive Medicaid eligibility.

Medicaid coverage is authorized for 12 months and to continue receiving coverage, a renewal must be completed annually. Applicants and recipients are required to report changes that may affect their eligibility for benefits within 10 days. Examples of changes affecting eligibility include:

- Pregnancy
- Birth of a child
- Receipt of new or increased earnings
- Termination of employment
- Arrival or departure of members of the household
- Changes in living arrangement
- Address
- Relocation to another state

In the reviewing the application Mayelin Capote-Rodriguez's documented that she is separated from her husband Onel Montes De Oca and identified him as an absent parent. Mayelin Capote-Rodriguez's also documented to only having a monthly income of \$1,290 and an additional \$300 for child support, which she receives from the child's father Onel

Montes De Oca. Mayelin Capote-Rodriguez's identified her residence as 1650 Southern Blvd West Palm Beach FL 33406. She also documented that the household composition is only made up of her and her child identified on the application as Yoselin Monteste De Oca.

In my training and experience as a Public Assistance Fraud Investigator I have knowledge that all ACCESS recipients who reside with other individuals, have to put all household members names on their ACCESS application if they buy and prepare food with the people they live with. Spouses and children under twenty-two (22) years of age, living with a parent or step-parent household, must always be included on the SNAP application. During the above described investigation Mayelin Capote-Rodriguez and Onel Montes De Oca stated to Agent Bango that they are married and residing together for the past eighteen (18) months. This is a clear contradiction of the Food Stamp Applications Mayelin Capote-Rodriguez's filed with the Department of Children and Families.

It should be noted that Mayelin Capote-Rodriguez's documented on the SNAP Application to only earning \$1,290 a month, however during the search warrant and post-Miranda she advised Agent J. Bango, that she and Onel have been living at 1650 Southern Boulevard, West Palm Beach, Florida, for the last 18 months and their rent is \$1,020 per month. Also during the execution of the search warrant Agent Bango found an envelope of \$1,020. The envelope addressed to a home in New Jersey. In speaking with Mayelin she advised Agent Bango that was the rent money for the house in New Jersey, which she pays in cash for the rent, and mails it to the owner of the property. This would contradict the Food Stamp Applications Mayelin Capote-Rodriguez's filed with the Department of Children and Families, whereas, she claims to only make \$1,290 a month and her rent at 1650 Southern Blvd West Palm Beach FL 33406, is \$1,020. This does not include the electric bill, water bill, up keep on two high end vehicles and vehicle insurance. Mayelin also has a 2013 Mercedes Benz SUV in her name and a 2011 BMW Sedan, plus a boat and a trailer. Mayelin advised Agent(s) on scene, that she and Onel have a trucking company, which was not disclosed on her application.

In further review of Mayelin Capote-Rodriguez's ACCESS Application she documented that she does not have any Liquid Assets, Life Insurance, Vehicles, Real Estate/Property, Business Assets, Asset Transfers, or Cash Settlements. Mayelin Capote-Rodriguez's also documented that she is not Currently Employed, has been previously employed, or self-employed. She also identified that she does not have any Room & Board Income, is currently on Strike, or refused a job. Mayelin Capote-Rodriguez's went on to document throughout her SNAP application that she does not have any other income, what so ever.

A search of Florida Sun-Biz for any business owned and or operated by Mayelin Capote-Rodriguez's and/or Onel's was completed with negative results.

Agent Bango also noted all the clothing in Mayelin Capote-Rodriguez's and Onel's room was Gucci and Luis Vuitton and POLO and all appeared to be brand new. Agent Bango further observed a Rolex in the safe plus a large amount of gold. Agent Bango did not observe any separation of food in the home. All the food was comingled together. In the freezer Agent Bango located a package of 50 lobster tails, which were shipped to the home.

Suspect: Mayelin Capote-Rodriguez

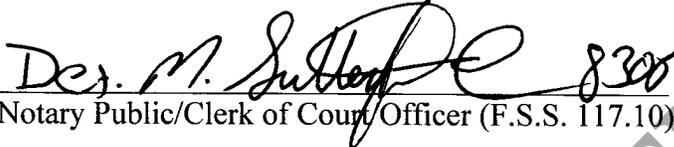
1. There is probable cause to believe that Mayelin Capote-Rodriguez's did unlawfully and knowingly fail, by means of false statement, misrepresentation, impersonation, or other fraudulent means, to disclose a material fact used in making a determination as to her qualification to receive public assistance under a state or federally funded assistance program {or} failed to disclose a change in circumstances in order to obtain or continue to receive any such public assistance to which he/she was not entitled or in an amount larger than that to which he/she is entitled {or} did aid and abet another person in the commission of any such act; and the value of the public assistance or identification wrongfully received, retained, misappropriated, sought or used was of an aggregate value of \$200.00 or more in any 12 consecutive months, contrary to Florida Statute 414.39(1) and (5)(b).
 - a. During this investigation I spoke with DC Human Services Program Specialist Arlene Shuford who stated based on the information discovered during this investigation, Mayelin Capote-Rodriguez did not qualify to receive SNAP benefits. Based on the false and omitted information Mayelin Capote-Rodriguez provided on the ACCESS Application from the period of 09/01/2017 through 02/13/2018 Mrs. Capote received \$1,031.00 in Food Assistance benefits.
2. There is probable cause to believe that Mayelin Capote-Rodriguez's did knowingly make, cause to be made, or aid and abet in the making of any false statement or false representation of a material fact, by commission or omission, in any claim submitted to the Agency for Health Care Administration or its fiscal agent for payment or a managed care plan for payment, contrary to Florida Statute 409.920(2)(a) and (2)(b)1(a).
 - a. During this investigation I spoke with DC Human Services Program Specialist Arlene Shuford who stated based on the information discovered during this investigation, Mayelin Capote-Rodriguez did not qualify to receive Medicaid benefits. Based on the false and omitted information Mayelin Capote-Rodriguez provided on the ACCESS Application For the period of 09/01/2017 through 02/13/2018, Mrs. Capote received \$5,022.36 in Medicaid services for her child.
3. There is probable cause to believe that Mayelin Capote-Rodriguez's did knowingly obtain or use, or endeavor to obtain or use S.N.A.P. Benefits of a value of \$300.00 or more, which was the property of the Department of Children's and Families, or any other person not the defendant(s), with the intent to permanently or temporarily deprive D.C.F. or any other person not the defendant(s) of the property or benefit therefrom or to appropriate the property to the use of Mayelin Capote-Rodriguez's or

to the use of any person not entitled thereto, contrary to Florida Statute 812.014(1) and (2)(c).

An Arrest warrant is being requested of the State Attorney's Office for the arrest and apprehension for the above mentioned charges.

State of Florida
County of Palm Beach

The foregoing instrument was sworn to or affirmed before me this 12th day of June 2017, by **Palm Beach County Sheriff, Agent Michael Leatherman (ID # 8299)** who is personally known to me.


Notary Public/Clerk of Court/Officer (F.S.S. 117.10)


Signature of Arresting/Investigating Officer
Name of Officer: **Agent Michael Leatherman (ID#8299)**

NOT A CERTIFIED COPY