ARREST / NOTICE TO APPEAR

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

1 JUVENILE

ADMINISTRATION

OBTS Number

Agency ORI Number: 0500200
Agency Name: Boca Raton Police Department
Agency Report Number (N.T.A.'s only): 3 2 2018-012084

Charge Type: Check as many as apply: 1. Felony 2. Traffic Felony 3. Misdemeanor 4. Traffic Misdemeanor 5. Ordinance 6. Other
If Weapon Related, Enter Type:
Multiple Charges Indicator: N

Location of Arrest (Including Name of Business): BOCA RATON POLICE DEPARTMENT
Location of Offense (Business Name, Address): 201 PLAZA REAL, BOCA RATON, FL

Date of Arrest	Time of Arrest	Booking Date	Booking Time	Jail Date	Jail Time	Location of Vehicle
12/03/2018	00:01					

DEFENDANT

Name (Last, First, Middle): MORARIU, MIRCEA ALBIN SR
Alias:
Alias (Name, DOB, Soc. Sec. #, Etc.):

Race (W - White, B - Black, I - American Indian, O - Oriental/Asian)	Sex	Date of Birth	Height	Weight	Eye Color	Hair Color	Complexion	Build
W	M	09/12/1968	5'10	175		GRAY	LIGHT	

Scars, Marks, Tattoos, Unique Physical Features (Location, Type, Description):
Marital Status:
Religion:
Indication of: Alcohol Influence Yes No Unk. Drug Influence
Residence Type: 1. City 2. Florida 3. County 4. Out of State: 2

Local Address (Street, Apt. Number) (City) (State) (Zip) Phone
855 NE ORCHID BAY DR, BOCA RATON, FL 33487 (786) 449-4300

Permanent Address (Street, Apt. Number) (City) (State) (Zip) Phone
855 NE ORCHID BAY DR, BOCA RATON, FL 33487 (786) 449-4300
Address Source: FLDL

Business Address (Name, Street) (City) (State) (Zip) Phone
DELRAY MED CENTER, (561) 499-4667
Occupation: Dr

D/L Number, State	Soc. Sec. Number	INS Number	Place of Birth (City, State)	Citizenship
M660541683320 / FL	[redacted]			US

CO-DEF

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

JUVENILE

Parent Other: Legal Custodian
Name (Last, First, Middle): Residence Phone:
Address (Street, Apt. Number) (City) (State) (Zip) Business Phone:

Notified by: (Name) Date Time JUVENILE DISPOSITION 1. Handled/Processed pri/info Detainment 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.
☐ Yes, by: ☐ No

School Attended: Grade:
Property Crime? ☐ Yes ☒ No Description of Property: Value of Property:

CODE

Drug Activity: N. N/A P. Possess S. Sell B. Buy T. Traffic R. Smuggle D. Deliver R. Use K. Dispense/ Distribute M. Manufacture/ Produce/ Cultivate Z. Other
Drug Type: N. N/A A. Amphetamine B. Barbiturate C. Cocaine H. Hallucinogen M. Marijuana O. Opium/Deriv. P. Phencyclidine Analogue R. Heroin U. Unknown Z. Other

CHARGE

Charge Description: POISON FOOD/WATER
Statute Violation Number: 859.01
Violation of ORD #:

Drug Activity	Drug Type	Amount / Unit	Offense #	Counts	Domestic Violence	Warrant / Capias Number	Bond
	N	/		1	☐ Y ☒ N		

CHARGE

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

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

CHARGE

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

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

INTAKE

Health / Apparent Physical Condition of Defendant:
Any knowledge of the following: ☐ Mental ☐ Escape Risk ☐ Medication ☐ Deformities ☐ Injuries
Explain:

Check which applies: ☐ Released O.R. ☐ Posted Bond ☐ Released to Parent/Guardian ☐ South County Mental Health ☐ T.O.T. County Jail
PROPERTY - Received By: Released By: Released To:
Transported By: Date Transported: Time Transported: Other:

NOTICE TO APPEAR

☐ 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
Court Date and Time:

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

No Photo Available

ADMIN

HOLD for Other Agency: ☐ Dangerous ☐ Suicidal ☐ Released Arrest ☐ Other
Signature of Arresting Officer:
Name of Arresting Officer (Print): KURDYS, T. J. I.D. # 589
Name Verification (Printed by Arrestee) (PRINT):
Intake Deputy I.D. # Pouch #
Transporting Officer I.D. # Agency
Witness here if subject signed with an "X".
PAGE 1 or 1

COURT ☐ STATE ATTORNEY ☐ AGENCY ☐ CENTRAL RECORDS ☐ JAIL ☐ CRIME ANALYSIS ☐ P.I.O. ☐ DEFENDANT

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PROBABLE CAUSE AFFIDAVIT

DBTS Number:

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

JUVENILE:

ADMIN

Agency ORI Number	Agency Name	Agency Report Number
FL 0500200	BOCA RATON POLICE DEPARTMENT	3 | 2 | 2018-012084

Charge Type: Check as many as apply: [X] 1. Felony [ ] 2. Traffic Felony [ ] 3. Misdemeanor [ ] 4. Traffic Misdemeanor [ ] 5. Ordinance [ ] 6. Other

Special Notes:

DEF

Name (Last, First, Middle)	Alias	Race	Sex	Date of Birth
MORARIU, MIRCEA ALBIN		W	M	09/12/1968

CHARGES

Charge Description	Charge Description
859.01 POISON FOOD/WATER	
Charge Description	Charge Description

VICTIM

Victim's Name (Last, First, Middle)	Race	Sex	Date of Birth
SCHROEDER, JEANETTE ANN	W	F	10/04/1961

Local Address (Street, Apt. Number) (City) (State) (Zip)	Phone	Address Source
333 E PALMETTO PARK RD 430, BOCA RATON, FL 33432	(727) 348-4219	VERBAL

Business Address (Name, Street) (City) (State) (Zip)	Phone	Occupation
		HAIR DESIGNER

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.
- [X] was observed by HUEGUETTE LORZEIL who told DET KURDYS 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.

On the 3 day of December, 2018 at 10:23 (Specifically include facts constituting cause for arrest.)

PROBABLE CAUSE STATEMENT

On 09-10-18 I responded to the Ouzo Bay restaurant / bar located at 201 Plaza Real in reference to a report of a suspicious incident. Upon arriving at the restaurant I met with BRPD Officer Douglas Crowe. Officer Crowe told me that at approximately 9:05pm he responded to Ouzo Bay and met with the manager of the restaurant, Brian Bagley. It was reported that a customer at the establishment had observed a male customer at the bar pour a powder like substance in to a females drink while the female had left the bar to go to the restroom.

Manager Brian Bagley reported that he was alerted by a customer, later identified as Huguette Lorzeil, that she observed a customer later identified as, Mircea Morariu, pour a powder like substance into a females drink while she was in the restroom. The female that left Morariu's company to use the restroom was later identified as, Jeannette Schroeder. Bagley stated that bartender Marco Leo, was alerted that Morariu was observed pouring the powder into Schroeder's drink by Lorzeil who was also sitting at the bar. Bagley stated that Leo had brought the glass to him. After observing the glass, Bagley saw a powdery substance at the bottom and around the rim. Officer Crowe observed the glass as well and noticed the same powdery substance in the glass and at the bottom of the drink.

Officer Crowe met with Jeannette Schroeder who was standing at the front door of the restaurant with another manager by the name of Laura Huron. Boca Raton Fire Rescue responded to check on Schroeder as she was observed by Lorzeil consuming the drink with the unknown powder substance inside of it. Schroeder was subsequently transported to Boca Raton Regional Hospital.

BRPD Sergeant Seth Dubinsky and Officer Crowe made contact with Morariu as he was exiting the restroom. Officer Crowe read Morariu his constitutional warnings from a pre-printed department issued Miranda card. Sergeant Dubinsky questioned Morariu.

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ADMINISTRATIVE

SWORN AND SUBSCRIBED BEFORE ME

LAURIE, FREDERICK T
NOTARY PUBLIC / CLERK OF COURT / OFFICER (F.S.S. 117.10)

12/03/2018
DATE

SIGNATURE OF ARRESTING / INVESTIGATING OFFICER

KURDYS, TIMOTHY J (589)
NAME OF OFFICER (PLEASE PRINT)

12/03/2018
DATE

PAGE 1 OF 4

COURT STATE ATTORNEY CENTRAL RECORDS JAIL CRIME ANALYSIS P. I. O.

ADMIN

OBTS Number

PROBABLE CAUSE AFFIDAVIT SUPPLEMENT

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

1 JUVENILE

Agency ORI Number	Agency Name	Agency Report Number
FL 0500200	BOCA RATON POLICE DEPARTMENT	3 | 2 | 2018-012084

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

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MORARIU, MIRCEA ALBIN		W	M	09/12/1968

PROBABLE CAUSE STATEMENT

Morariu denied that he put a powdery substance in Schroeder`s drink. Morariu refused to answer any other questions. Morariu was released from the scene prior to my arrival at the restaurant.

Sergeant Dubinsky and Officer Derek Mazer checked the men`s restroom. Sergeant Dubinsky located and collected a clear plastic bag with a white powder residue inside that was found in the trash within the restroom.

BRPD Detective Darryl Kingman responded to the restaurant and collected video surveillance. The video surveillance captures Schroeder, Morariu and Lorzeil at the bar. Schroeder and Morariu are seen talking and at one point Schroeder walks away from the bar towards the restroom. Upon closer examination of the video it appears as though Morariu reaches into his back pocket while alone at the bar however due to video technical difficulties the video pauses and it does not capture Morariu pouring anything into Schroeder`s drink.

BRPD Crime Scene Technician Dawn McDonald responded to the restaurant and processed the scene. CST McDonald collected the martini glass with the white powder residue as well as the clear plastic baggie collected by Sergeant Dubinsky. CST McDonald also responded to the hospital and collected urine and blood from Schroeder. Refer to CST McDonalds` supplemental report for complete details.

I responded to the Boca Raton Regional Hospital and met with Jeanette Schroeder. I attempted to obtain a statement from Schroeder however due to Schroeder`s slightly incoherent condition I was unable to obtain one. I made arrangements with hospital staff to collect a blood and urine sample from Schroeder which was facilitated through CST McDonald.

During the course of this investigation I requested that the clear plastic baggie and the martini glass recovered from the bar be processed for latent prints. Although several latent prints were recovered they remain unidentified. Arrangements were made to have the clear plastic zip lock bag, the martini glass and Schroeder`s blood and urine to be sent to the Palm Beach County Sheriff`s Office Crime Lab for analysis.

On 09-14-18 I met with Jeanette Schroeder and Schroeder`s attorney, Susan Ramsey at the Boca Raton Police Department. Schroeder provided a sworn video recorded statement. In summary, Schroeder told me that she had recently reconnected with Mircea Morariu whom she had known through mutual friends for almost twenty years. Schroeder stated that she agreed to meet with Morariu at Ouzo Bay to discuss the fact that Morariu had just gotten engaged to a person that Schroeder thought that Morariu was no longer in a relationship with. Schroeder stated that she arrived at the bar alone and had not consumed any alcohol or drugs prior to arriving. Morariu was already at the bar. They ordered drinks

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LAURIE, FREDERICK T
NOTARY PUBLIC / CLERK OF COURT / OFFICER (F.S.S. 117.10)

12/03/2018
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SIGNATURE OF ARRESTING / INVESTIGATING OFFICER

KURDYS, TIMOTHY J (589)
NAME OF OFFICER (PLEASE PRINT)

12/03/2018
DATE

COURT STATE ATTORNEY CENTRAL RECORDS JAIL CRIME ANALYSIS P. I. O.

ADMIN

OBTS Number

PROBABLE CAUSE AFFIDAVIT SUPPLEMENT

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

1

JUVENILE

Agency ORI Number	Agency Name	Agency Report Number
FL 0500200	BOCA RATON POLICE DEPARTMENT	3 | 2 | 2018-012084

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

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PROBABLE CAUSE STATEMENT

and some food. A short time later they ordered a second round of drinks. At one point after having been served the second drink Schroeder excused herself to use the restroom. When she returned from the restroom she stated that Morariu was pushing her drink towards her and that he had moved her water glass away. Schroeder stated that Morariu wanted her to finish her drink. Schroeder stated that she continued drinking the martini. Morariu went to the bathroom and while Morariu was in the restroom a Boca Raton Police Officer approached her and asked her to step outside the bar. Schroeder stated that she had no idea what was going on and was shocked to hear that Morariu was observed pouring a powder into her drink. Fire Rescue had responded and assessed Schroeder. Schroeder stated that she initially did not want to go to the hospital to get checked out however based on the Officer`s and Fire Rescues advice she decided to go.

On 09-21-18 I responded to 15950 SW 7th St in Pembroke Pines Florida and met with Huguette Lorzeil. I obtained a sworn recorded statement from Lorzeil. In summary, Lorzeil told me that she observed a male subject at the bar with a female. Lorzeil stated that she was sitting close to them at the bar. Lorzeil stated that she observed the male subject pull a clear plastic baggie out of his pocket and pour a white powder into his hand. The subject then poured the powder into the females drink while the female was using the restroom. Lorzeil stated that the male subject attempted to stir the drink. Lorzeil observed the female return to the bar and consume the drink. Lorzeil was concerned for the females` safety and left the bar. Once outside of the bar she called the bar from her cell phone and informed the management about what she had observed. Refer to the complete audio recorded statement for complete details.

On 09-23-18 the Palm Beach County Forensic Sciences Division drafted a chemistry report in reference to the clear plastic Ziploc bag containing a white residue and a clear martini glass containing a white residue that had been sent to the lab for forensic testing. The results indicated that the Ziploc bag contained residue of Zolpidem and Alprazolam both of which are schedule IV drugs. Zolpidem residue was also located in the martini glass. Refer to PBSO case # 18-011787 for details.

On 10-23-18 the Palm Beach County Forensic Sciences Division drafted a toxicology report in reference to the blood alcohol and urine kit obtained from Jeanette Schroeder that had been sent to the lab for testing. The report noted that Schroeder`s blood alcohol and drug analysis contained Ethanol, Benzoylecgonine (cocaine metabolite), Alprazolam and Zolpidem. Schroeder`s urine drug analysis contained Cocaine, Benzoylecgonine, Alprazolam, Alpha-hydroxyalprazolam and Zolpidem. Refer to PBSO case # 18-011787 for details.

On 10-29-18 I spoke with PBSO Toxicology Manager Nicholas Tiscione. Tiscione had drafted the toxicology report. Tiscione was able to clarify the results. I learned that the cocaine levels detected were low. The blood alcohol was consistent with consuming a few

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NAME OF OFFICER (PLEASE PRINT)

12/03/2018

DATE

COURT STATE ATTORNEY CENTRAL RECORDS JAIL CRIME ANALYSIS P. I. O.

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ADMIN

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Special Notes:

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Name (Last, First, Middle)	Alias	Race	Sex	Date of Birth
MORARIU, MIRCEA ALBIN		W	M	09/12/1968

PROBABLE CAUSE STATEMENT

mixed drinks. The levels of Alprazolam and Zolpidem were noted as being lower than in the therapeutic range. Tiscione told me that the combination of Alcohol, Alprazolam and Zolpidem would be consistent with becoming sleepy and possibly passing out. I later spoke with Jeanette Schroeder and reviewed the results of the toxicology. In summary, Schroeder told me that she did use a small amount of cocaine approximately one week prior to this incident. Schroeder told me that she has a prescription for Xanax (Alprazolam) and last took some within a day or two of this incident. Schroeder told me that she is not prescribed nor had taken Zolpidem or any of its generic forms.

Mircea Morariu was observed by witness Huguette Lorzeil pour a white powder into Jeanette Schroeder's martini glass while Schroeder was using the restroom. Lorzeil observed Schroeder consume the drink contaminated by the white powder and contacted bar management to inform the bar of her observations. The bar contacted the police. BRPD Officers and Crime Scene Technicians recovered a Ziploc bag and the martini glass that Schroeder was drinking from. Both items contained a white powder residue. The powder was later forensically tested and determined to be a combination of Alprazolam and Zolpidem. Both are schedule IV controlled drugs.

Mircea Morariu is charged with poisoning food or water contrary to FSS 859.01.

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

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KURDYS, TIMOTHY J (589)
NAME OF OFFICER (PLEASE PRINT)

12/03/2018
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COURT STATE ATTORNEY CENTRAL RECORDS JAIL CRIME ANALYSIS A.I.D.

SCANNED DEC 04 2018

PALM BEACH COUNTY
SHERIFF'S OFFICE
Florida State Statute Exemption Sheet

Palm Beach County Sheriff's Office – Arrests Only

	X	Florida State Statute	Description	Page Number(s)
L/E Exemptions	☐	119.071(2)(d)	Surveillance techniques, procedures and personnel; inventory of law enforcement resources, policies or plans pertaining to mobilization deployment or tactical operations.	
	☐	943.053, 943.0525	NCIC/FCIC/FBI and in-state FDLE/DOC.	
	☐	119.071(4)(c)	Undercover personnel.	
	☐	119.071(2)(f)	Confidential informants (CIs).	
	☐	119.071(2)(e)	Confession.	
Public Info. Exemptions	☐	985.04(1)	Juvenile offender records.	
	☐	119.071(h)(i)	Assets of a crime victim.	
	☐	395.3025(7)(a), 456.057(7)(a)	Medical information.	
	☐	394.4615(7)	Mental health information.	
	☐	119.071(4)(d)(2)(a)	Home address, telephone, Social Security number, date of birth, or photos of active/former LE personnel, spouses, and children.	
Florida Rules of Judicial Administration 2.420 (Rule of 23)	☒	(iii) 119.0714(1)(i)-(j), (2)(a)-(e)	Social Security, bank account, charge, debit, and credit card numbers.	2 & 3
	☐	(viii) 394.4615(7)	Clinical records under the Baker Act.	
	☐	(xii) 741.30(3)(b)	The victim's address in a domestic violence action on petitioner's request.	
	☐	(xiii) 119.071(2)(h), 119.0714(1)(h)	Protected information regarding victims of child abuse or sexual offenses.	
	☐			
	☐			
	☐			
	☐			
	☐			
Other	☐	539.001 FS	Other: All records relating to pawnbroker transactions.	
	☐	119.0712(2)	Other: Personal information contained within a motor vehicle record	

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REVIEW COMPLETED BY

Booking Number: 2018040154	**Date:** 12/04/20108
	Specialist Name/ID: howardt/7185