0504310 1900 200 3503

Rough Arrest Only ☐

ARREST / NOTICE TO APPEAR
Juvenile Referral Report

OBTS Number

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

ADMINISTRATION

Agency ORI Number	Agency Name	Agency Report Number
FL0500000	PALM BEACH COUNTY SHERIFF'S OFFICE	06-19-021933

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

Weapon Seized/Type ☐ Yes ☒ No Type:

Multiple Clearance Indicator: 01

Location of Arrest (Including Name of Business): 4365 Okeechobee Blvd West Palm Beach, FL

Location of Offense (Business Name, Address): 4365 Okeechobee Blvd West Palm Beach, FL

Date of Arrest	Time of Arrest	Booking Date	Booking Time	Jail Date	Jail Time	Location of Vehicle
01/05/2019	1300					

DEFENDANT

Name (Last, First, Middle): Shrestha, Raj

Alias (Name, DOB, Soc. Sec. #, Etc.)

Race (W - White I - American Indian, B - Black O - Oriental/Asian)	Sex	Date of Birth	Height	Weight	Eye Color	Hair Color	Complexion	Build
W	M	7/28/1984	5-09	175	Brn	Brn	Med	Med

Scars, Marks, Tattoos, Unique Physical Features (Location, Type, Description):

Marital Status:

Religion:

Indication of: Alcohol Influence ☐ Y ☒ N ☐ Unk. Drug Influence ☐ Y ☒ N ☐ Unk.

Local Address (Street, Apt. Number): 1463 Lake Crystal Dr #E (City): West Palm Beach (State): Florida (Zip): 33411 Phone: (561) 758-9984

Residence Type: 1. City 3. Florida 2. County 4. Out of State: 2

Permanent Address (Street, Apt. Number): (City): (State): (Zip): Phone: ( )

Address Source: Arrestee

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

Occupation:

D/L Number, State	Soc. Sec. Number	INS Number	Place of Birth	Citizenship
S623731842650 Florida			KTM, Nepal	Nepal

CO-DEF

Co-Defendant Name (Last, First, Middle)	Race	Sex	Date of Birth	
Azzam, Raydan	W	M	6/25/1976	☒ 1. Arrested ☒ 3. Felony ☐ 5. Juvenile ☐ 2. At Large ☐ 4. Misdemeanor
				☐ 1. Arrested ☐ 3. Felony ☐ 5. Juvenile ☐ 2. At Large ☐ 4. Misdemeanor

JUVENILE

☐ Parent ☐ Legal Custodian ☐ Other

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 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: ☐ Yes, by: (Name) ☐ No: (Reason)

School Attended: Grade:

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: N. N/A P. Possess S. Sell B. Buy T. Traffic R. Smuggle D. Deliver E. Use K. Dispense/ Distribute M. Manufacture Produce/ Cultivate Z. Other

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

CHARGE

Charge Description	Counts	Domestic Violence	Statute Violation Number	Violation of ORD #
Grand Theft First Degree > $100,000	1	☐ Yes ☒ No	812.014(2A1)	

Drug Activity	Drug Type	Amount/Unit	Offense #	Warrant/Capias Number	Bond
N/A	N/A	APPROX 1 - 1.5 MILLION	18-021933		

CHARGE

Charge Description	Counts	Domestic Violence	Statute Violation Number	Violation of ORD #
		☐ Yes ☐ No		

Drug Activity	Drug Type	Amount/Unit	Offense #	Warrant/Capias Number	Bond

CHARGE

Charge Description	Counts	Domestic Violence	Statute Violation Number	Violation of ORD #
		☐ Yes ☐ No		

Drug Activity	Drug Type	Amount/Unit	Offense #	Warrant/Capias Number	Bond

CHARGE

Charge Description	Counts	Domestic Violence	Statute Violation Number	Violation of ORD #
		☐ Yes ☐ No		

Drug Activity	Drug Type	Amount/Unit	Offense #	Warrant/Capias Number	Bond

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 reverse side.

Location (Court, Room Number, Address):

Court Date and Time: Month Day Year 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

ADMIN.

HOLD for other Agency Name:

☐ Dangerous ☐ Resisted Arrest ☐ Suicidal ☐ Other:

Intake Deputy: D.S. Welch I.D. # 6017 Pouch #

Signature of Arresting Officer: X 12616

Name of Arresting Officer (Print): Det Riemer I.D. # 17616

Transcribing Officer: J. Jones I.D. # 5157 Agency: PBSO

Name Verification (Printed by Arrestee) (PRINT)

Witness here if subject signed with an "X".

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JAN 5 PM 3:37

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OBTS Number	PROBABLE CAUSE AFFIDAVIT 1. Arrest 2. N.T.A. 3. Request for Warrant 4. Request for Capias	1	Juvenile	N

Agency ORI Number	Agency Name	Agency Report Number
FLO 5 0 0 0 0 0	PALM BEACH COUNTY SHERIFF'S OFFICE	06 – 19-021933

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

Defendant's Name (Last, First, Middle)	Race	Sex	Date of Birth
SHRESTHA, RAJ	W	M	07/25/1984

Charge Description	Charge Description
GRAND THEFT FIRST DEGREE>$100000	
Charge Description	Charge Description

Victim's Name (Last, First, Middle)	Race	Sex	Date of Birth
NEPA WHOLESALE (BIJAY SHRESTHA)	W	M	02/10/1979

Victim's Local Address (Street, Apt. Number)	(City)	(State)	(Zip)	Phone	Address Source
4365 OKEECHOBEE BLVD #B6 & #B12	WEST PALM BCH	FL	33409	561-502-8414	
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...

☐ committed the below acts in my presence.
☐ confessed to _____ admitting to the below facts.
☐ was observed by _____ who told _____ 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 5 day of JANUARY, 2019 at 0000 ☐ A.M. ☒ P.M. (Specifically include facts constituting cause for arrest).

NARRATIVE:

The owner/victim of Nepa Wholesale (a wholesale distribution business for tobacco products and other small items for gas stations/stop and shop businesses), Bijay Shrestha, was noticing significant losses in merchandise for several months. He began to monitor and check his surveillance camera systems and on December 15, 2018 he noticed that in the mornings when his brother in law, Raj Shrestha, would arrive to manage the warehouse the recordings were not displaying on his phone remotely. Bijay went to the business to examine the actual surveillance system hard drive subsequently finding out that every Saturday morning the recording system was being shut off manually for approximately 1 hour. Becoming suspicious that someone from within the business was stealing products during this time frame, Bijay reviewed phone records, inventories, previous surveillance video recordings, and current recordings before/after the cameras were shut off, and neighboring business surveillance videos. With this internal investigation Bijay discovered that on the Saturday mornings when his brother in law, Raj Shrestha, would open the business he was loading pallets of products from the company to a known customer by the name of Raydan Azzam.

Bijay ultimately came to the conclusion with his investigation that since approximately August 2017 Raydan and Raj communicate via cell phone every Saturday morning between the hours of 0600 and 0800 hours. During these times that they communicate the surveillance cameras are shut off within the business and each time the cameras are reactivated products that were on the shelves before were no longer there and there was no record of a sale, especially when the business was not open

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for public sales at these times on Saturdays. Each Saturday the pallets of tobacco products valued a loss between $10,000 at the least and $50,000 at the most. When Bijay confirmed that this was taking place he asked a neighboring business with surveillance cameras to review what they have on video, which ultimately produced that Raj Shrestha was driving the pallets loaded with stolen merchandise to an awaiting van a few storage bays down and loading them into a white Cargo van bearing Florida tag JALZ74, which is registered and operated by Raydan Azzam each time on these videos. The two suspects then unload the pallet into Raydan's van and he leaves with the stolen tobacco products.

Bijay stated that he does not have any sales receipts for these transactions taking place, the inventory that was stolen was never paid for by Raydan or Raj, and they did not have permission to conduct any business at this time of the mornings on Saturdays. Bijay advised that after learning of these elaborate thefts, he reported the incidents with the sheriffs office on January 3, 2019 and believe that the suspects would return again on January 5, 2019 to commit the same thefts they have done every other Saturday. Because of this he installed covert surveillance cameras within products of the business on January 4, 2019 that were not controlled by the main camera system that Raj was turning off when he arrived.

On January 5, 2019 Raj Shrestha is found on these covert cameras arriving at approximately 0555 hours, turning on the business lights, and immediately going to the main camera systems hard drive, and unplugging the system. Shrestha then prepares a pallet of tobacco products and instructs the only other employee in the business to package it for a shipment to their other business location on 45th Street. Upon that other employee leaving to drive a legitimate shipment to Miami, Raydan arrives at the business and parks his van a few storage bays away. Raj drives down to Raydan with the pallet on a fork lift and the two of them unload that pallet into Raydan's van. Raydan then leaves and comes back a few hours later for the same delivery of products from Raj. Because Bijay knew this was taking place he contacted the sheriffs office and notified them of the in progress thefts. Raydan was found leaving the business the after the second receipt of property from Raj and was taken into custody without incident. Raj was also taken into custody at the rear of the business without incident. Upon being apprehended it was found that Raydan had several loose boxes of tobacco products in the rear of this van valued at approximately $6,000. It was learned from Bijay that the earlier pallet that was stolen this morning was valued at approximately $16,627. Neither Raj or Raydan paid the business for these items, Raydon did not have an invoice, receipt, or payment for these items that he was seen on surveillance camera taking on this date.

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NARRATIVE CONTINUATION

Ultimately it was learned from Bijay in several statements that the total loss sustained to this date is between 1 and 1.5 million dollars' worth of tobacco products. Bijay is in the process of inventorying each week's loss and putting together the surveillance videos for the thefts that he can still retrieve from the DVR. Bijay did wish to prosecute the individuals for these thefts and stated again that neither of them were conducting lawful business with the company. Bijay advised that since his discovery of these thefts on December 15, 2018 the loss sustained since that date alone is approximately $100,000 or more. Prior to leaving the scene Raj asked to speak with Bijay, at which time they spoke with an active tape recorder going and Raj apologized for doing this to the family. He stated that he has only done this on 3 other occasions and did not mean to insult the family.

Post miranda Raydan Azzam stated that he was approached by Raj Shrestha approximately 1 year ago and was offered a significant deal on tobacco products so that he could start his own tobacco distribution company. Raydan stated that he was instructed to only deal with Raj and not to mention his deal to anyone else at the Nepa Wholesale Company because it was only for him. Raydan wanting to venture into this business but not having but only a few vendors right now began to purchase tobacco products, he would pick them up every Saturday from Raj and each time he asked for an invoice, he was only provided a text message with what he owed. Raydan stated that he would only pay Raj in cash and that he would show me the invoices on his phone. When provided with his phone he showed me only one list of property which did not have any identifying information on it but only showed that the value of $38,000 worth of tobacco products that were discounted by approximately 30%. Raydan stated that he borrows the money to pay Raj and this payment for products was the shipments he picked up on December 15 and 22, 2018. Raydan confirmed that he pays Raj approximately $15,000 each Saturday for the shipments, but could not provide any other invoices or proof of payments. Raydan stated that he brings the tobacco products to a storage unit in his name at 2300 N Military Trail and has been keeping these products there until he opens his business on January 15, 2019.

Post miranda Raj Shrestha denied stealing any of the products from his brother in law and stated that he doesn't even work for the company, he just helps out on the weekends. Raj stated that Raydan is a regular customer and does pay invoices for each of the products he takes from the company on Saturdays. Raj denies ever turning off the cameras on Saturdays and repeatedly begged to speak with his brother in law to work this out with him before getting arrested.

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NARRATIVE CONTINUATION

Based on the surveillance video from today's incidents, witness observations, and internal investigations by the company owner/victim indicating thefts since August 2017, I found that probable cause exists to charge Raydan Azzam and Raj Shrestha with first degree grand theft greater than $100,000 pursuant to FSS: 812.014 (2A1).

Sworn and Subscribed before me	17616
Signature Notary Public / Clerk of Court / Officer (F.S.S 117.10)	Signature of Arresting / Investigating Officer
DET C. MAYS (18330)	**DET M. RIEMER (17616)**
Name of Notary Public / Clerk of Court / Officer (F.S.S 117.10)	Name of Officer (Please Print)
1/5/2019	**1/5/2019**
Date	Date

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