

18CF3881

ARREST / NOTICE TO APPEAR

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

OBIS Number	Agency ORI Number 0500400		Agency Name Delray Beach Police Department		Agency Report Number (N.T.A.'s only) 4, 0 17-006701	
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) WARRANT REQUEST				Location of Offense (Business Name, Address) 1499 W PALMETTO PARK RD 103, BOCA RATON, FL 33486		
Date of Arrest	Time of Arrest	Booking Date	Booking Time	Jail Date	Jail Time	Location of Vehicle
		01/29/2018	14:08			
Name (Last, First, Middle) GILLIS, SCOTT R			Alias (Name, DOB, Soc. Sec. #, Etc.)			
Race W - White 1 - American Indian B - Black O - Oriental/Asian			Sex M	Date of Birth 01/11/1990	Height 5'11	Weight 141
Local Address (Street, Apt. Number) 3021 FLORIDA BLVD, DELRAY BEACH, FL 33483			(City)	(State)	(Zip)	Phone (561) 908-1657
Business Address (Name, Street) GALLUP HOUSE, 331 SW 11TH AVE			(City)	(State)	(Zip)	Phone (561) 908-1657
DL Number, State G43716947901906 / NJ			Soc. Sec. Number	INS Number	Place of Birth (City, State) MAYS LANDING, NJ	Citizenship US
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. All 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. All Large <input type="checkbox"/> 4. Misdemeanor
<input type="checkbox"/> Parent <input type="checkbox"/> Other: _____ Name (Last, First, Middle)			Residence Phone			
Address (Street, Apt. Number)			(City)	(State)	(Zip)	Business Phone
Notified by: (Name)			Date	Time	JUVENILE DISPOSITION <input type="checkbox"/> 1. Handled/Processed within Department and Released <input type="checkbox"/> 2. TOT JAC <input type="checkbox"/> 3. Incarcerated	
Released To: (Name)			Relationship	Date	Time	
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
<input type="checkbox"/> Yes, by: _____ <input type="checkbox"/> No: _____			Property Criteria? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No			Description of Property
Drug Activity: S. Sell, R. Smuggle, K. Disperse/Distribute, M. Manufacture/Produce/Cultivate, Z. Other N. N/A, B. Buy, D. Deliver, P. Possess, T. Traffic, E. Use			Drug Type: N. N/A, A. Amphetamine, B. Barbiturate, C. Cocaine, E. Heroin, H. Hallucinogen, M. Marijuana, O. Opium/Deriv., P. Paraphernalia/Equipment, S. Synthetic, U. Unknown, Z. Other			
Charge Description AIDING, ABETTING, ADVISING OR PARTICIPATE IN PATIENT BROKER			Statute Violation Number 817.505(1)(D)		Violation of ORD #	
Drug Activity	Drug Type	Amount / Unit	Offense #	Counts	Domestic Violence	Warrant / Capias Number
N			17-006701	25	<input type="checkbox"/> Y <input checked="" type="checkbox"/> N	
Charge Description			Statute Violation Number		Violation of ORD #	
Drug Activity	Drug Type	Amount / Unit	Offense #	Counts	Domestic Violence	Warrant / Capias Number
					<input type="checkbox"/> Y <input checked="" type="checkbox"/> N	
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			
Check which applies: <input type="checkbox"/> Released O.R. <input type="checkbox"/> Released to Parent/Guardian <input type="checkbox"/> T.O.T. County Jail <input type="checkbox"/> Posted Bond <input type="checkbox"/> South County Mental Health			PROPERTY - Received By		Released By	
Transported By			Date Transported	Time Transported	Other	
<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) 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.			No Photo Available			
Signature of Defendant (or Juvenile and Parent/Custodian)			Date Signed			
HOLD for Other Agency			Signature of Arresting Officer 1055		Name Verification (Printed by Arrestee)	
<input type="checkbox"/> Dangerous <input type="checkbox"/> Resisted Arrest <input type="checkbox"/> Suicidal <input type="checkbox"/> Other			Name of Arresting Officer (Print) LUNSFORD, HOWARD C.		ID.# 1055	
Intake Deputy			Transporting Officer WARRANT REQUEST 1055 DBPD		Agency ID.#	
			Witness here if subject signed with an "X"		PAGE 1 OF 1	

COURT STATE ATTORNEY AGENCY CRIMINAL SERVICES JAIL CRIME ANALYSIS P.T.O. DEFENDANT

PROBABLE CAUSE AFFIDAVIT

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

3

JUVENILE

Agency ORI Number FL 0500400	Agency Name DELRAY BEACH POLICE DEPARTMENT	Agency Report Number 4 0 17-006701
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"/> 8. Other		Special Notes:

Name (Last, First, Middle) GILLIS, SCOTT R	Age	Race W	Sex M	Date of Birth 01/11/1990
Charge Description 817.505(1)(B) PATIENT BROKERING	Charge Description			
Charge Description	Charge Description			

Victim's Name (Last, First, Middle) STATE OF FLORIDA	Race	Sex	Date of Birth
Local Address (Street, Apt. Number) (City) (State) (Zip)	Phone	Address Source	
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. was observed by _____ who told _____ that he/she saw the arrested person commit the below acts.
 confessed to _____ admitting to the below facts. was found to have committed the below acts, resulting from my (described) investigation.
 On the 29 day of January, 2018 at 13:54 (Specifically include facts constituting cause for arrest.)

The following investigation was conducted in Palm Beach County, Florida regarding an ongoing patient brokering scheme between James Tomasso the owner of Global Recovery Resources, LLC (hereinafter referred to as Global) and a sober home owner/operator, Scott Gillis. According to sunbiz.org Gillis is the registered agent of Total Serenity Florida LLC; Gillis' sober homes were called "Gallop House."

On 02/08/17 James Tomasso was arrested by Sober Homes Task Force investigators. Tomasso provided a statement post Miranda, in his home after he was arrested. He said that he paid sober home owners for the referral of patients to Acceptance, Pathways and Inspirations. He said any payments made to a sober home owner were solely patient referral fees. He also said that he was advised by an attorney to make his marketers sign a bonafide employment agreement, put them on salary and pay them 26 equal payments for their services. Acceptance, Pathways, and Inspirations were all licensed treatment facilities, and owned/operated by Elizabeth Bowman, Tomasso's live-in girlfriend.

Analyst Susan Pentecost and I reviewed bank records received via subpoena for accounts in Tomasso's name. We found 25 checks made payable to either Scott Gillis or Total Serenity Florida LLC. On 01/11/18, Det. N. Lucas and I spoke with Tomasso at the Office of the State Attorney to discuss these checks. Tomasso provided a sworn statement and after reviewing each check, recognized them as payments for patient referrals from Gillis' sober home to either Acceptance or Pathways treatment facilities. Tomasso stated Gillis' patients went to Pathways until about April of 2016, when they began attending treatment at Acceptance.

The check details are as follows:
 From Global Recovery Resources LLC Chase Bank account # _____, all made payable to Total Serenity Florida LLC and remitted by James Tomasso (labeled Exhibit #3).

SWORN AND SUBSCRIBED BEFORE ME <i>[Signature]</i> NOTARY PUBLIC / CLERK OF COURT / OFFICER (F.S.S. 117.10) <u>1/29/18</u> DATE	<i>[Signature]</i> SIGNATURE OF ARRESTING / INVESTIGATING OFFICER LUNSFORD, HOWARD C (1055) NAME OF OFFICER (PLEASE PRINT) 01/29/2018 DATE
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PROBABLE CAUSE AFFIDAVIT
SUPPLEMENT

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

3

JUVENILE

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Name (Last, First, Middle) GILLIS, SCOTT R	Alias	Race W	Sex M	Date of Birth 01/11/1990
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- 1) Check #501, dated 6/27/16, in the amount of \$3,100
- 2) Check #528, dated 7/5/16, in the amount of \$3,700
- 3) Check #563, dated 7/9/16, in the amount of \$4,400
- 4) Check #638, dated 7/19/16, in the amount of \$4,000
- 5) Check #669, dated 7/25/16, in the amount of \$3,200
- 6) Check #689, dated 7/29/16, in the amount of \$3,500
- 7) Check #745, dated 8/8/16, in the amount of \$3,600
- 8) Check #782, dated 8/15/16, in the amount of \$4,000
- 9) Check #828, dated 8/21/16, in the amount of \$3,200
- 10) Check #917, dated 9/6/17, in the amount of \$2,250
- 11) Check #959, dated 9/12/16, in the amount of \$1,000
- 12) Check #1010, dated 9/19/16, in the amount of \$1,500
- 13) Check #1057, dated 9/26/16, in the amount of \$1,000
- 14) Check #1107, dated 10/3/16, in the amount of \$500
- 15) Check #1142, dated 10/10/16, in the amount of \$400
- 16) Check #1254, dated 10/24/16, in the amount of \$500

From Jersey Strong LLC, Citibank account # [REDACTED]:

- 1) Check #2102, dated 9/21/15, to Total Serenity FL LLC, in the amount of \$1,400
- 2) Check #2075, dated 10/1/15, to Scott Gillis, in the amount of \$600

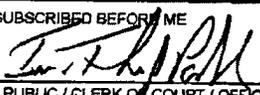
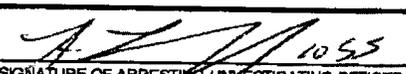
From Jersey Strong LLC, Wells Fargo account # [REDACTED]:

- 1) Check #2421, dated 10/17/15, to Scott Gillis, in the amount of \$1,000
- 2) Check #2000, dated 10/23/15, to Scott, in the amount of \$600. Scott Gillis' signature is on the endorsement of this check, and appears to match the other checks made out to Scott Gillis. In the memo line of this check reads "Gallop House," which Tomasso stated was Gillis' sober home.

From Global Recovery Resources LLC, Chase bank account # [REDACTED]:

- 1) Check #854, dated 8/29/16, to Total Serenity, in the amount of \$2,000
- 2) Check #1187, dated 10/17/16, to Total Serenity, in the amount of \$500
- 3) Check #945, dated 9/9/16, to Scott Gillis, in the amount of \$7,650
- 4) Check #551, dated 7/7/16, to Scott Gillis, in the amount of \$2,900
- 5) Check #728, dated 8/5/16, to Scott Gillis, in the amount of \$5,100

Tomasso further stated that he kept records in his computer that tracked which sober homes had referred patients. Sober Homes Task Force investigators had seized Tomasso's computer on the day of his arrest, pursuant to a search warrant signed by Judge Lisa Small (see DBPD case#16-018530). I reviewed documents on Tomasso's computer and found a document titled, "Housing List." On the housing list were a number of sober homes, their address, and operator with contact information. "Gallup House" was listed among them, along with "Scott (561)908-1657 331 SW 11th Ave Delray Beach, FL 33444" written below it. I found two Delray Beach police reports (16-014039 and 16-015873) at that address

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Name (Last, First, Middle) GILLIS, SCOTT R	Alias	Race W	Sex M	Date of Birth 01/11/1990
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which list Gillis as the owner of the sober home.

Additionally, I found three files titled, "Housing Report" in Tomasso's computer which list Total Serenity or Gallop House. The housing reports list a number of sober homes (including Gillis'), their respective addresses, patient names, program, and dates of attendance. The first is an excel spreadsheet titled "HOUSING REPORT." The spreadsheet has four tabs along the bottom of the spreadsheet, labeled "5-23-16," "5-16-16," "5-9-16," and "5-2-16." Tab 5-23-16 has "Housing Report Week 5/23/16 - 5/27/16" listed at the top. Gallop House is listed with an address of 331 SW 11th Ave, Delray Beach. There are several patients listed under Gallop House, their program (IOP - intensive outpatient program), and days of the week they attended treatment. Tab 5-16-16 has "Housing Report 5/16/16-5/20/16" listed at the top, and has Gallop House with an address of 331 SW 11th Ave, Delray Beach. It lists patient names, their program, and days of attendance. Tab 5-9-16 has "Housing Report Week 5/9/16 - 5/13/16" also lists Gallop House, no address, and patients, their program, and intake date.

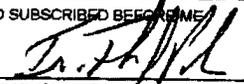
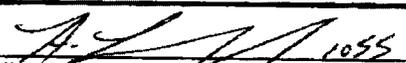
The next document I found in Tomasso's computer is another excel document titled, "Housing report 8.1.16-8.5." At the top of the document is "Housing Report Week of 8/01/2016 - 08/05/2016." It has "Total Serenity" listed with an address of 331 SW 11th Ave, Delray Beach FL 33444. It lists several patient names, their program and dates of attendance.

Lastly, I found a PDF document in Tomasso's computer titled "Housing Report 9.19-9.23.(1)." This document has "Housing Report Week ending 09/22/2016" at the top, and lists Total Serenity 331 SW 11th Ave, Delray Beach. It has two patient names, their program, and days of attendance.

Tomasso had previously told investigators that he would consult such housing report documents to calculate the total due each sober home owner at the end of the week.

Due to the above stated facts, probable cause exists to charge Scott Gillis with twenty five counts of patient brokering pursuant to FSS 817.505(1)(B).

NOT A
CERTIFIED
COPY

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