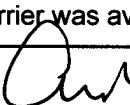
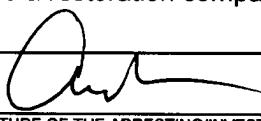


ADMINISTRATIVE	OBTS NUMBER 0490172			ARREST/NOTICE TO APPEAR Juvenile Referral Report						1 Arrest 2. Request for Warrant 3. Request for Capias 1 Juvenile N										
	Agency ORI Number FL 0 371700		Agency Name Department of Financial Services		17648891 2444 DFIS 16-2467															
	Charge Type: Check as many as apply		<input checked="" type="checkbox"/> 1. Felony <input type="checkbox"/> 3. Misdemeanor <input type="checkbox"/> 5. Ordinance <input type="checkbox"/> 2. Traffic Felony <input type="checkbox"/> 4. Traffic Misdemeanor <input type="checkbox"/> 6. Other			Weapons Seized/Type 1. Yes 2. No 2 N/A														
	Location of Arrest (Including Name of Business) Palm Beach County Jail 3228 Gun Club Rd. West Palm Beach, FL.				Location of Offense 5775 Fox Hollow Drive, Apt C. Boca Raton, FL 33486						Date of Offense 04/04/2016									
	Date of Arrest 9/5/2017		Time of Arrest 9:51 AM		Booking Date 9/5/2017		Booking Time		Jail Date		Jail Time		Fingerprinted By: <input type="checkbox"/> Identification <input type="checkbox"/> AFIS <input type="checkbox"/> Criminal							
	Location of Vehicle NA				Other Local Number				FDLE Number		DOC Number		FBI Number							
	Name (Last, First, Middle) Monteagudo (Bastidas), Silvia Jeanette								Alias (Name, DOB, Soc. Sec. #, Etc.)											
	Race W - White B - Black		Sex W		Date of Birth 05/19/1972		Height 5'01"		Weight 125		Eye Color Brown		Hair Color Black		Complexion Med		Build Sml			
	Scars, Marks, Tattoos, Unique Physical Features (Location, Type, Description) NO SCARS								Marital Status Married		Religion Unknown		Indication of: Alcohol Influence <input type="checkbox"/> Y <input checked="" type="checkbox"/> N <input type="checkbox"/> Un. Drug Influence <input type="checkbox"/> <input checked="" type="checkbox"/> <input type="checkbox"/>							
	Local Address (Street, Apt. Number) 11342 30th Cove E				(City) Parrish		(State) FL		(Zip) 34219		Phone (561)602-2045		Residence Type: 1. City 3. Florida 2. County 4. Out of State 2							
Permanent Address (Street, Apt. Number) 11342 30th Cove E				(City) Parrish		(State) FL		(Zip) 34219		Phone (561)602-2045		Address Source FL DL								
Business Address (Name, Street) NA				(City)		(State)		(Zip)		Phone		Occupation None								
D/L Number M532-790-72-679-0		D/L State FL		Soc. Sec. Number		INS Number		Place of Birth Queens, NY		Citizenship USA										
CO-DEF.	Co-Defendant Name (Last, First, Middle)								Race		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					
	Co-Defendant Name (Last, First, Middle)								Race		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	<input type="checkbox"/> 1. Parent <input type="checkbox"/> 2. Legal Custodian <input type="checkbox"/> 3. Other		Name (Last, First, Middle)						Residence Phone ()											
	Address (Street, Apt. Number)								(State)		(Zip)		Business Phone ()							
	Notified By: (Name)								Date		Time		Juvenile Disposition 1. Handled/Processed within Dept. and Released 2. TOT HRS/DCF 3. Incarcerated							
	Released To: (Name)								Relationship				Date		Time					
	The above address was provided by the defendant and/or defendant's parent/guardian. The child and/or parent/guardian was told to keep the Juvenile Division Office (Phone 561-355-7200) informed of any change of address: Yes, by: (Name) No: (Reason)								School Attended						Grade					
Property Crime? <input type="checkbox"/> Yes <input type="checkbox"/> No		Description of Property						Value of Property												
CO	Activity S. Sell R. Smuggle K. Dispense/Distribute			M. Manufacture Z. Other			Type B. Barbiturate H. Hallucinogen			P. Paraphernalia/Equipment			U. Unknown							
	N. N/A B. Buy D. Deliver Distribute			Produce/Cultivate			C. Cocaine M. Marijuana			O. Opium/Deriv.			Z. Other							
CHARGE	Charge Description False/Fraudulent Insurance Application			Counts 1			<input checked="" type="checkbox"/> FSS <input type="checkbox"/> ORD		Statute Violation Number 817.234 (3A)				Violation of ORD # N/A							
	Activity N			Drug Type N			Amount/Unit N/A			Offense # 1 16-2467		Warrant/Capias Number				Bond \$3,000.00				
CHARGE	Charge Description Attempts, Solicitation, and Conspiracy			Counts 1			<input checked="" type="checkbox"/> FSS <input type="checkbox"/> ORD		Statute Violation Number 777.04 (2) 817.234 (A)				Violation of ORD # N/A							
	Activity N			Drug Type N			Amount/Unit N/A			Offense # 2 16-2467		Warrant/Capias Number				Bond \$3,000.00				
CHARGE	Charge Description False/Fraud Ins Claim (more than 20,000.00)			Counts 1			<input checked="" type="checkbox"/> FSS <input type="checkbox"/> ORD		Statute Violation Number 817.234 (1A)				Violation of ORD # N/A							
	Activity N			Drug Type N			Amount/Unit N/A			Offense # 3 16-2467		Warrant/Capias Number				Bond \$3,000.00				
CHARGE	Charge Description			Counts			<input type="checkbox"/> FSS <input type="checkbox"/> ORD		Statute Violation Number				Violation of ORD #							
	Activity			Drug Type			Amount/Unit			Offense #		Warrant/Capias Number				Bond				
NOTICE TO APPEAR	<input type="checkbox"/> Instruction No. 1 Mandatory Appearance in Court				Location (Court, Room Number, Address)															
	Court Date and Time				Month Day Year Time <input type="checkbox"/> A.M. <input type="checkbox"/> 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.																				
Signature of Defendant (or Juvenile and Parent/Custodian)															Date Signed 10/05/2017					
ADMIN	HOLD for other Agency Name:				Signature of Arresting Officer Det. Anthony R. Merva				Name Verification (Printed by Prisoner) (PRINT)											
	<input type="checkbox"/> Dangerous <input type="checkbox"/> Resisted Arrest <input type="checkbox"/> Suicidal <input type="checkbox"/> Other Intake Date: 10/05/2017				Name of Arresting Officer (Print) Det. Anthony R. Merva				I.D.# I-526 DFS											
				Transporting Officer Det. Thomas Mitchell				I.D.# DFIS												
				Agency DFIS				Witness here if subject signed <input type="checkbox"/> by an "X"												
DISTRIBUTION: <input type="checkbox"/> COURT - 1 COPY STATE ATTORNEY - 1 COPY AGENCY - 2 COPIES DEFENDANT - 1 COPY															PAGE 1 OF 6					

ADMIN	OBTS Number		PROBABLE CAUSE AFFIDAVIT			1. Arrest 2. N.T.A.	3. Request for Warrant 4. Request for Copies	1	Juvenile	N
	Agency ORI Number FL 0 371700	Agency Name DEPARTMENT OF FINANCIAL SERVICES				Agency Report Number DIFS 16-2467				
DEF	Charge Type: Check as many as apply.	X 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	Special Notes:					
VICTIM	Name (Last, First, Middle) Monteagudo (Bastidas), Silvia			Alias N/A						
Victim's Name (Last, First, Middle)					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			
<p>The undersigned certifies and swears that he/she has just and reasonable grounds to believe, and does believe the above named Defendant committed the following violation of law. The person taken into custody....</p> <p><input type="checkbox"/> committed the below acts in my presence. <input type="checkbox"/> was observed by _____ who told _____ <input type="checkbox"/> confessed to _____ that he/she saw the arrested person commit the below acts. <input checked="" type="checkbox"/> was found to have committed the below acts, resulting from my (described) investigation.</p> <p>On the <u>4th</u> day of <u>April, 2016</u> (Specifically include facts constituting cause for arrest)</p>										
<p>On April 3, 2016 at approximately 4:51pm, Boca Raton Fire Rescue responded to a flooding call at 5775 Fox Hollow Drive, Apartment A, Boca Raton, Florida 33486. Upon the arrival of Engine 5 and their crew at approximately 4:59pm, they discovered that the water in apartment A was coming from the apartment above, apartment C. Apartment C is owned by Ms. Silvia Bastidas, who was not home at the time. Lead Crew Member, Patrick Rea contacted Ms. Silvia Bastidas via phone at (561) 391-6889 and advised her of the situation. Ms. Silvia Bastidas stated that she lived out of town, and that a realtor was in the apartment earlier that day and may have accidentally created the water leak. Boca Raton Fire Department turned off the power and water to apartment C from outside to prevent further damage.</p>										
<p>On April 4, 2016, Ms. Silvia Bastidas contacted Herman Insurance Group, Inc. via phone and obtained a Dwelling Fire DP-3 Condominium Unit Policy. Herman Insurance Group, Inc. an All State Insurance Agency, is owned and operated by Mr. Jay Herman, and located at 10036 West McNab Road, Suite D, Tamarac, FL 33321. License number A117142. Ms. Silvia Bastidas completed the application over the phone, and then it was emailed for her signature. Ms. Bastidas signed the application for insurance and certified that all the information in the application was true and correct, and emailed it back. Two questions on the application specifically ask if the dwelling has any existing damage, and if the property is in any state of disrepair. Ms. Silvia Bastidas answered "No" to each of these questions.</p>										
<p>On April 5, 2016 Ms. Silvia Bastidas calls Citizens to report the water damage.</p>										
<p>On May 10, 2017 Florida Department of Financial Services Detective Kenny Henry and I conducted a sworn interview with Mr. Jay Herman of Herman Insurance Group, Inc., at his office, located at 10036 West McNab Road, Suite D, Tamarac, FL 33321. During the interview Mr. Herman confirmed that he was familiar with this policy, and the customer, Ms. Silvia Bastidas. He stated that she was a customer for approximately seven years prior to this incident. He stated that she is no longer a customer, they refused to do business with her anymore after they were notified of a fraudulent claim made by her to Citizen's Insurance. Mr. Herman stated that he was not the person that assisted Ms. Bastidas the day she purchased the policy, Ms. Nicole Hernandez was the one that assisted her with the policy over the phone. Mr. Herman stated that Ms. Hernandez no longer works for him, and that she voluntarily resigned to take care of her child.</p>										
<p>Mr. Herman stated that the when someone purchases a policy, that the procedure is to determine if it is the correct type of policy, check the coverage amounts, and complete the application by going over each question. In this case, once this process was completed, the application was then emailed to Ms. Bastidas for her to review and ensure all the information is correct, sign, date, and email back to Ms. Hernandez. Mr. Herman stated that it is the insured responsibility for the accuracy of the information they provide and the questions they answer. He also stated that if he had knowledge of the prior damage, the policy would not have been written. Mr. Herman reviewed some call notes that he had in Ms. Bastidas's file and showed me a note where approximately one month after her prior policy expired, his office contacted her via phone about renewing the policy, and Ms. Bastidas stated that it was too expensive and was not going to renew. He also showed me a note that after Citizen's Insurance cancelled this most recent policy due to her material representation, Ms. Bastidas contacted Ms. Hernandez and asked if insurance with a different carrier was available.</p>										
<p>SWORN AND SUBSCRIBED BEFORE ME</p> <p></p> <p>NOTARY PUBLIC/CLERK OF THE COURT/POLICE OFFICER</p> <p>9/5/2017</p> <p>SCANNED</p>										
<p>SIGNATURE OF THE ARRESTING/INVESTIGATING OFFICER</p> <p></p> <p>Anthony R. Merva</p> <p>NAME OF OFFICER (PLEASE PRINT)</p> <p>9/5/2017</p> <p>DATE</p>										
<p>PAGE</p> <p>2 OF 6</p>										

ADMIN	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 FL 0 371700	Agency Name DEPARTMENT OF FINANCIAL SERVICES				Agency Report Number DIFS 16-2467				
DEF	Charge Type: <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					Special Notes:				
VICTIM	Name (Last, First, Middle) Monteagudo (Bastidas), Silvia		Alias N/A			Race		Sex	Date of Birth	
PROBABLE CAUSE STATEMENT	Victim's Name (Last, First, Middle)		(City)	(State)	(Zip)	Phone ()	Address Source			
	Local Address (Street, Apt. Number)		(City)	(State)	(Zip)	Phone ()	Occupation			
Business Address (Name, Street) Citizens Property Insurance Company		(City)	(State)	(Zip)	Phone ()					
<p>The undersigned certifies and swears that he/she has just and reasonable grounds to believe, and does believe the above named Defendant committed the following violation of law. The person taken into custody....</p> <p><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.</p> <p><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.</p> <p>On the <u>4th</u> day of <u>April, 2016</u> (Specifically include facts constituting cause for arrest)</p> <p>On May 15, 2017 I conducted a sworn interview with Assistant Fire Chief Patrick Rea with the City of Boca Raton Fire Department. The interview was conducted at the City of Boca Raton Administration Building, located at 6500 Congress Avenue, Suite 200, Boca Raton, FL 33487. Assistant Fire Chief Rea was the lead Crew Member the day of the incident, and the member that completed the Incident Report. He stated that he recognized the report, confirmed the date, time, and incident number. He stated that the date, time, and incident number are computer generated, and that no one can change this information. Chief Rea stated that he remembered responding to the flooding call in apartment A. He recalls that the flooding was coming from the vacant unit above the victim, apartment C. He stated that they could see inside the locked, vacant apartment through the windows, and could see standing water. Fire Department Members turned off the water and the power to apartment C from outside the unit to prevent further damage. He stated that he obtained the phone number for the owner of apartment C and contacted her at (561) 391-6889 to advise her of the situation. The owner, Ms. Silvia Bastidas was out of town, but stated that she would take care of the problem. Chief Rea had no other information about this case that was not documented in his report.</p> <p>On May 18, 2017 an interview was conducted with Ms. Bastidas and her husband, Jorge Monteagudo at their home, located at 11342 30th Cove E, Parrish, FL 34219 by Department of Financial Services Lieutenant Dwight Murphy and Detective Leslie Weber of the Tampa Field Office. During this interview it was determined that Ms. Bastidas was married on March 31, 2013 to Jorge Monteagudo, however didn't change her name on the insurance policy or the apartment in Boca Raton. <u>Ms. Silvia Bastidas is now known as Ms. Silvia Jeanette Monteagudo</u>. During this interview, Mr. Monteagudo attempted to answer most of the questions and correct some of Ms. Bastidas's answers. They stated that they were out of the state the day they received the call from the Boca Raton Fire Department about the flooded apartment, they remember the call, however don't remember the day or the date exactly. When asked about her original insurance policy that she had for almost ten years being cancelled, Ms. Bastidas stated, she made a payment, and provided a Single Epayment Authorization, emails, and a confirmation of electronic payment in the amount of \$199.00 made on March 1, 2016. Ms. Bastidas thought everything with the policy was fine. Ms. Bastidas stated that after her claim was denied, she had to pay for the damages herself. She said she tried to get insurance after the claim was denied and was told that she couldn't insure a property that is for sale. Ms. Bastidas stated that she does not recall admitting to the citizens SIU that the damage occurred the day before.</p> <p>On May 22, 2017 I contacted Laura Bombara, Citizen's Insurance SIU via email to question the payment that Ms. Bastidas made on March, 1, 2016. Ms. Bombara provided me with a copy of a notice that Citizen's Insurance sent Ms. Bastidas on March 3, 2016 that her payment she made on March 1, 2016 was returned for Non-Sufficient Funds. Citizen's Insurance wrote in this letter that if replacement funds were not received by March 18, 2016, the renewal of the policy would be null and void, and that no coverage was ever in effect. Ms. Bastidas never made any additional payments and the policy was cancelled for non-payment.</p>										
ADMIN.	SWORN AND SUBSCRIBED BEFORE ME  NOTARY PUBLIC/CLERK OF THE COURT/POLICE OFFICER 9/5/2017 DATE					SIGNATURE OF THE ARRESTING/INVESTIGATING OFFICER  Anthony R. Merva NAME OF OFFICER (PLEASE PRINT) 9/5/2017 DATE				
						PAGE			3 OF 6	

ADMIN	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 FL 0 371700	Agency Name DEPARTMENT OF FINANCIAL SERVICES				Agency Report Number DIFS 16-2467																
DEF	Charge Type: Check as many as apply.	X 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				Special Notes:														
VICTIM	Name (Last, First, Middle) Monteagudo (Bastidas), Silvia			Jeanette	Alias N/A			Race	Sex	Date of Birth												
<table border="1"> <tr> <td>Local Address (Street, Apt. Number)</td> <td>(City)</td> <td>(State)</td> <td>(Zip)</td> <td>Phone ()</td> <td>Address Source</td> </tr> <tr> <td>Business Address (Name, Street)</td> <td>(City)</td> <td>(State)</td> <td>(Zip)</td> <td>Phone ()</td> <td>Occupation</td> </tr> </table>											Local Address (Street, Apt. Number)	(City)	(State)	(Zip)	Phone ()	Address Source	Business Address (Name, Street)	(City)	(State)	(Zip)	Phone ()	Occupation
Local Address (Street, Apt. Number)	(City)	(State)	(Zip)	Phone ()	Address Source																	
Business Address (Name, Street)	(City)	(State)	(Zip)	Phone ()	Occupation																	
<p>The undersigned certifies and swears that he/she has just and reasonable grounds to believe, and does believe the above named Defendant committed the following violation of law. The person taken into custody....</p> <p><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.</p> <p><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.</p> <p>On the <u>4th</u> day of <u>April, 2016</u> (Specifically include facts constituting cause for arrest)</p>																						
PROBABLE CAUSE STATEMENT	<p>On July 13, 2017 I conducted a sworn interview with Ms. Nicole Hernandez at her place of employment, The Kidney and Hypertension Group of South Florida, located at 2001 NE 48th Court, Suite 4, Ft. Lauderdale, FL 33308. During the interview Ms. Hernandez stated that she no longer works for Jay Herman Insurance Group, Inc., she stated that she wanted to get back into the medical field, and needed more time to care for her son, so she accepted a part-time position in a medical office. She stated that Mr. Herman understood and that there were no issues between them. Ms. Hernandez stated that she knows Ms. Silvia Bastidas, and that she was a customer of Mr. Hernman's for quite some time. Ms. Hernandez confirmed that she was the one that assisted Ms. Bastidas with her new condominium policy on April 4, 2016. Ms. Hernandez remembers that Ms. Bastidas was really in a rush that day on the phone, and was in an unusual hurry to start the policy. Ms. Hernandez stated that it was procedure to ask every question on the application, and that it was done with Ms. Bastidas on April 4, 2016. Ms. Hernandez emailed the application to Ms. Bastidas, told her to review it for accuracy, sign, date, and email back. Ms. Hernandez stated that it is the applicant's responsibility to be honest with the information that they provide. Ms. Hernandez stated that had she been aware of existing damage at the property, the policy would not have been written.</p> <p>I showed Ms. Hernandez paperwork that Ms. Bastidas presented in this case concerning an online payment that was made on March 1, 2016. Ms. Hernandez stated that she did not assist her with this payment, however did recognize the letter for insufficient funds. Ms. Hernandez stated that she called Ms. Bastidas on the phone after the insufficient funds letter was sent, however doesn't remember the exact date without looking at Mr. Herman's call notes. Ms. Hernandez stated that the purpose of the call was to assist Ms. Bastidas with reinstating her policy. Ms. Bastidas told her that she did not wish to renew because it was too expensive.</p> <p>Ms. Hernandez stated that after she wrote the policy on April 4, 2016, the next time she heard Ms. Bastidas's name is when Citizen's Property Insurance Corporation contacted Jay Herman Insurance to inform them that a claim was filed, however she does not recall the date.</p> <p>Ms. Hernandez stated that she does not know Ms. Bastidas's husband, and has never spoken to him. Ms. Hernandez stated that insurance coverage is available for a property even when it's for sale, and does not recall having a conversation like that with Ms. Bastidas.</p> <p>Ms. Hernandez stated that she does not remember the phone call from Ms. Bastidas after the Citizens investigation requesting insurance though a different carrier, she would have to look at Mr. Herman's call note system, however she did state that if Ms. Bastidas did call, they, or any other insurer would not write her a policy due to the fraud.</p>																					
	SWORN AND SUBSCRIBED BEFORE ME																					
	 NOTARY PUBLIC/CLERK OF THE COURT/POLICE OFFICER <u>915/2017</u> DATE																					
	 SIGNATURE OF THE ARRESTING/INVESTIGATING OFFICER Anthony R. Merva NAME OF OFFICER (PLEASE PRINT)																					
	<u>9/5/2017</u> DATE																					
											PAGE											
											4 OF 6											

ADMIN	OBTS Number		PROBABLE CAUSE AFFIDAVIT			1. Arrest 2. N.T.A.	3. Request for Warrant 4. Request for Copies	1	Juvenile	N
	Agency ORI Number FL 0 371700	Agency Name DEPARTMENT OF FINANCIAL SERVICES				Agency Report Number DIFS 16-2467				
DEF	Charge Type: Check as many as apply.	X 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	Special Notes:					
VICTIM	Name (Last, First, Middle) Monteagudo (Bastidas), Silvia			Alias N/A			Race	Sex	Date of Birth	
	Victim's Name (Last, First, Middle)			(City)	(State)	(Zip)	Phone ()	Address Source		
	Local Address (Street, Apt. Number)						Phone ()	Occupation		
	Business Address (Name, Street) Citizens Property Insurance Company			(City)	(State)	(Zip)	Phone ()			
PROBABLE CAUSE STATEMENT	The undersigned certifies and swears that he/she has just and reasonable grounds to believe, and does believe 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"/> confessed to _____ admitting to the below facts.					<input type="checkbox"/> was observed by _____ who told _____ that he/she saw the arrested person commit the below acts. <input checked="" type="checkbox"/> was found to have committed the below acts, resulting from my (described) investigation.				
	On the <u>4th</u> day of <u>April, 2016</u> (Specifically include facts constituting cause for arrest)									
	<p>On June 25, 2017 I conducted a sworn interview with Ms. Lorna Pemberton and her daughter, Ms. Allison Bolah at their home located at 5775 Fox Hollow Drive, Unit A, Boca Raton, FL 33486. Ms. Pemberton and Ms. Bolah are co-owners of the condominium that was damaged by the flood in Ms. Bastida's condominium on April 3, 2016. Ms. Bolah confirmed that the date of the flood was April 3, 2016, she also confirmed that the Ms. Silvia Bastidas was contacted by the fire department via phone, and added that Ms. Bastidas was also contacted by the security guard from the front gate via phone the night of the flood. Ms. Bolah stated that she gave the security guard permission to provide Ms. Bastidas with her phone number.</p>									
	<p>Ms. Bastidas contacted Ms. Bolah via phone on April 4, 2017 at approximately 5:40pm and stated that she didn't have insurance on the property and asked if Ms. Bolah could tell the insurance company that the damage occurred on the 4th instead of the 3rd. Ms. Bolah stated that she could not do that since the fire department was there and that she had already called her own insurance company to arrange for a water mitigation company.</p>									
	<p>Ms. Lorna Pemberton stated that during the time of the flood, she was sick with the flu in Canada. Ms. Pemberton stated that on April 3, 2016 she received a call from her daughter, Ms. Allison Bolah and was informed about the flood in the condominium. Ms. Pemberton told Ms. Bolah to call the fire department and the insurance company.</p>									
	<p>Ms. Pemberton stated that on April 4, 2016 she received a call from Ms. Silvia Bastidas. Ms. Bastidas told Ms. Pemberton that her insurance policy had lapsed due to some problem with her checking account, and asked Ms. Pemberton to tell her insurance company that the flood occurred on Monday (the 4th) instead of Sunday (the 3rd). Ms. Pemberton stated that her daughter Ms. Allison Bolah already made calls and sent emails to the insurance company, and that it would not be possible to change the dates now, Ms. Bastidas said ok and the phone call ended. Ms. Pemberton stated that she received a second call from Ms. Bastidas, and this time she could hear a male in the background talking. Ms. Bastidas stated that she and her husband were thinking that since Ms. Pemberton was in a different county and was sick, that Ms. Pemberton could call the insurance company and tell them that she made a mistake on the dates, Ms. Pemberton again stated that she would not change the dates.</p>									
	<p>Ms. Pemberton stated that on April 6, 2016, when she returned to Florida, she called Ms. Bastidas and asked Ms. Bastidas what she was going to do about the damages since it was Ms. Bastidas's responsibility, Ms. Bastidas told Ms. Pemberton that she would call her back, however never returned her calls. On November 6, 2016 Ms. Pemberton filed a civil lawsuit against Ms. Silvia Bastidas for the damages to her condominium.</p>									
	<p>On July 27, 2017 I spoke to Mr. Chris Murray, Senior Property Adjuster, Citizens Property Insurance Corporation via phone. He stated that he was the adjuster assigned to the claim and that Ms. Silvia Bastidas was the person that contacted Citizens Property Insurance Corporation to report the claim. He also stated that Ms. Silvia Bastidas stated that the date of the loss was April 5, 2016 and that she already hired a restoration company. Mr. Chris Murray provided me with a screenshot of the claim information.</p>									
	ADMIN.	SWORN AND SUBSCRIBED BEFORE ME			 SIGNATURE OF THE ARRESTING/INVESTIGATING OFFICER Anthony R. Merva NAME OF OFFICER (PLEASE PRINT)					
	 NOTARY PUBLIC/CLERK OF THE COURT/POLICE OFFICER <u>09/05/2017</u> DATE			<u>9/5/2017</u> DATE						
				PAGE 5 OF 6						

ADMIN	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 FL 0 371700		Agency Name DEPARTMENT OF FINANCIAL SERVICES			Agency Report Number DIFS 16-2467		Special Notes:		
DEF	Charge Type: Check as many as apply.		<input checked="" type="checkbox"/> 1. Felony <input type="checkbox"/> 3. Misdemeanor <input type="checkbox"/> 5. Ordinance <input type="checkbox"/> 2. Traffic Felony <input type="checkbox"/> 4. Traffic Misdemeanor <input type="checkbox"/> 6. Other							
VICTIM	Name (Last, First, Middle) Monteagudo (Bastidas), Silvia					Alias Jeanette		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		
<p>The undersigned certifies and swears that he/she has just and reasonable grounds to believe, and does believe the above named Defendant committed the following violation of law. The person taken into custody....</p> <p><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.</p> <p><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.</p> <p>On the <u>4th</u> day of <u>April, 2016</u> (Specifically include facts constituting cause for arrest)</p> <p>The subject matter property of this case is located in Palm Beach County, Florida.</p> <p>Based on the facts, there is probable cause to believe that:</p> <p>On April 4, 2016, in Palm Beach County Florida, the defendant Silvia Bastidas violated Florida Statute 817.234 (3A) When she deceived Citizen's Property Insurance Corporation by signing an Application for Insurance stating that there was no existing damage to the dwelling, when in fact she had knowledge of existing damage that occurred as a result of a water leak on April 3, 2016, which constitutes Material misrepresentation to the Insurance company in the application she signed.</p> <p>On April 4, 2016 Ms. Silvia Bastidas violated Florida Statute 777.04 (2) When she contacted Ms. Allison Bolah, and Ms. Lorna Pemberton via phone and asked them to, and even offered a suggestion of how to, change the date of the flood to a date that could be covered under her newly acquired insurance policy. Ms. Bastidas would benefit from this change of date because the \$63,000.00 in damages would now be covered by her insurance, and would not be an out of pocket expense.</p> <p>On April 5, 2016 Ms. Silvia Bastidas violated Florida Statute 817.234 (1a1) when she contacted Citizens Property Insurance Corporation via phone to file a claim for water damage. Ms. Silvia Bastidas made a false statement in support of her claim to Citizens Property Insurance Corporation when she stated that the date of loss was April 5, 2016, (within her coverage period) when she in fact had knowledge that the damage occurred on April 3, 2016 (within a period of no coverage). Ms. Bastidas again would benefit from this change of date because the \$63,000.00 in damages would now be covered by her insurance, and would not be an out of pocket expense.</p> <p>The subject surrendered herself in the parking lot of Palm Beach County Jail, was placed in custody, and booked at the Palm Beach County Jail.</p>										
ADMIN	<p>SWORN AND SUBSCRIBED BEFORE ME</p> <p><i>dey</i></p> <p>NOTARY PUBLIC/CLERK OF THE COURT/POLICE OFFICER</p> <p><i>09/05/2017</i></p> <p>DATE</p>									
	<p><i>Cur</i></p> <p>SIGNATURE OF THE ARRESTING/INVESTIGATING OFFICER</p> <p>Anthony R. Merva</p> <p>NAME OF OFFICER (PLEASE PRINT)</p> <p><i>9/5/2017</i></p> <p>DATE</p>									
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