

2017m0002925A444820

ARREST / NOTICE TO APPEAR

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

3

JUVENILE

OBTS Number		ARREST / NOTICE TO APPEAR													
Agency ORI Number 0500200		Agency Name Boca Raton Police Department		Agency Report Number (N.T.A.'s only) 3 1 2 2017-000145											
Charge Type: Check as many as apply: 1. Felony 2. Traffic Felony		3. Misdemeanor 4. Traffic Misdemeanor		5. Ordinance 6. Other		If Weapon Seized Enter Type		Multiple Clearance Indicator N							
Location of Arrest (Including Name of Business) 1501 NW 40TH ST, BOCA RATON, FL 33431															
Date of Arrest		Time of Arrest		Booking Date		Booking Time		Jail Date		Jail Time					
Location of Vehicle															
Name (Last, First, Middle) SCHIFF, STEWART JAY															
Alias:															
Race W - White B - Black		Sex I - American Indian O - Oriental/Asian		Date of Birth 10/19/1964		Height 5'10		Weight 175		Eye Color BLUE					
Marital Status S		Religion JEWISH		Complexion MEDIUM		Build Medium									
Indication of: Alcohol Influence Yes <input type="checkbox"/> No <input type="checkbox"/> Unknown <input type="checkbox"/>		Drug Influence Yes <input type="checkbox"/> No <input type="checkbox"/> Unknown <input type="checkbox"/>													
Local Address (Street, Apt. Number) AT LARGE, FL		(City) (State) (Zip)		Phone (561) 405-0464		Residence Type: 1. City 3. Florida 2. County 4. Out of State									
Permanent Address (Street, Apt. Number) AT LARGE, FL		(City) (State) (Zip)		Phone (561) 405-0464		Address Source DEFENDANT									
Business Address (Name, Street) UNEMPLOYED, 151 SE MIZNER		(City) (State) (Zip)		Phone (561) 353-0811		Occupation Sales									
DL Number, State 1100790643790 / FL		Sec Sec. Number		INS Number		Place of Birth (City, State) LONG ISLAND, NY,		Citizenship US							
Co-Defendant Name (Last, First, Middle)				Race		Sex		Date of Birth							
Co-Defendant Name (Last, First, Middle)				Race		Sex		Date of Birth							
<input type="checkbox"/> Parent <input type="checkbox"/> Other: _____		Name (Last, First, Middle)													
<input type="checkbox"/> Legal Custodian															
Address (Street, Apt. Number)		(City) (State) (Zip)						Business Phone							
Notified by (Name)				Date		Time		JUVENILE DISPOSITION 1. Handled/Processed within Department and Released 2. Turned over to 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 Crime? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		Description of Property		Value of Property							
Drug Activity N. N/A P. Possess		S. Sell B. Buy T. Traffic		R. Smuggle D. Deliver E. Use		K. Disperses/ Distribute		M. Manufacture/ Produce/ Cultivate		Z. Other					
Drug Type N						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 2. Other	
Charge Description INDECENT EXPOSURE		Statute Violation Number 800.03										Violation of ORD #			
Drug Activity		Drug Type		Amount / Unit		Offense #		Counts		Domestic Violence <input type="checkbox"/> Y <input checked="" type="checkbox"/> N		Warrant / Capias Number		Bond	
Charge Description												Statute Violation Number		Violation of ORD #	
Drug Activity		Drug Type		Amount / Unit		Offense #		Counts		Domestic Violence <input type="checkbox"/> Y <input type="checkbox"/> N		Warrant / Capias Number		Bond	
Charge Description												Statute Violation Number		Violation of ORD #	
Drug Activity		Drug Type		Amount / Unit		Offense #		Counts		Domestic Violence <input type="checkbox"/> Y <input type="checkbox"/> N		Warrant / Capias Number		Bond	
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"/> Disabilities <input type="checkbox"/> Injuries Explain:													
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		Released To	
Transported By						Date Transported		Time Transported		Other					
<input type="checkbox"/> INSTRUCTION NO. 1 - Mandatory appearance in court <input checked="" 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 COMTEMPT OF COURT AND A WARRANT FOR MY ARREST SHALL BE ISSUED.															
Signature of Defendant (or Juvenile and Parent/Custodian)												Date Signed SCANNED 10/10/2017			
HOLD for Other Agency		Signature of Arresting Officer		Name Verification (Printed by Arrestee) KURDYS, TIMOTHY J.											
<input type="checkbox"/> Dangerous <input type="checkbox"/> Suicidal		<input type="checkbox"/> Resisted Arrest <input type="checkbox"/> Other		Name of Arresting Officer (Print)		I.D. #									
Intake Deputy		I.D. #		Pouch #		Transporting Officer		I.D. #		Agency					
												Witness here if subject signed with an "X"			



PROBABLE CAUSE AFFIDAVIT

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

3

JUVENILE

OBTS Number		PROBABLE CAUSE AFFIDAVIT											
Agency ORI Number FL 0500200		Agency Name BOCA RATON POLICE DEPARTMENT		Agency Report Number 3 2 2017-000145									
Charge Type: Check as many as apply. 1. Felony 2. Traffic Felony		<input checked="" type="checkbox"/> 3. Misdemeanor <input type="checkbox"/> 4. Traffic Misdemeanor		<input type="checkbox"/> 5. Ordinance <input type="checkbox"/> 6. Other		Special Notes:							
Name (Last, First, Middle) SCHIFF, STEWART JAY		Alias				Race W	Sex M	Date of Birth 10/19/1964					
Charge Description 800.03 INDECENT EXPOSURE				Charge Description									
Charge Description				Charge Description									
Victim's Name (Last, First, Middle)						Race W	Sex F	Date of Birth 03/30/1980					
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 resonable grounds to believe, and does believe that the above named Defendant committed the following violation of law.</p> <p>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 <u>DET HANLEY AND LAMIA</u> <input type="checkbox"/> was found to have committed the below acts, resulting from my (described) investigation.</p> <p>admitting to the below facts.</p> <p>On the <u>4</u> day of <u>January</u>, <u>2017</u> at <u>15:00</u> (Specifically include facts constituting cause for arrest.)</p>													
<p>On 01-04-17 I was assigned a follow up investigation in reference to an unnatural / lascivious act that was reported to have occurred on a nature path at the Pond Hawk Nature Preserve just west of the Boca Raton Spanish River Library located at 1501 NW 40th St.</p> <p>On 01-04-17 I was forwarded an email from a concerned citizen that had initially been sent to BRPD PIO Mark Economou. In summary, the message, sent via Face book, detailed an incident in which a female jogger, running on the nature path near the library observed a male subject masturbating while kneeling on the pathway the previous afternoon. The female identified as _____ was able to take a cell phone photo of the subject. The photograph was included in subsequent emails.</p> <p>On 01-05-17 I met with _____ at the police department. _____ provided a sworn video recorded statement. In summary, _____ told me that on 01-03-17, at approximately 3:00pm, while jogging on the nature path on the west side of the lake near the Spanish River Library she observed an older white male riding a silver bike. _____ stated that she circled the jogging path three times. On the third time as she was about to exit the path she observed the older white male subject she had previously observed riding a bike kneeling naked on the pathway in front of her. She stated that she observed the subject masturbating. _____ was able to use her cell phone to take a picture of the subject. She stated that the subject got nervous and fled the area as she walked past him. She stated that the subject did not speak to her, attempt to touch her and did not prevent her from leaving the nature path. _____ stated that she returned home and told her husband what she had observed and then later reported it to the police.</p> <p>On 03-09-17 BRPD Officers Bremser, Campbell, Daniels and Derstine were walking through the Pond Hawk Nature Preserve. The Officers were in the park patrolling due to an</p>													
<p>SWORN AND SUBSCRIBED BEFORE ME</p> <p><i>Stepp, Jeffrey A</i> <i>478</i></p> <p>NOTARY PUBLIC / CLERK OF COURT / OFFICER (F.S.S. 117.0)</p> <p><u>03/10/2017</u> DATE</p> <p>SIGNATURE OF ARRESTING / INVESTIGATING OFFICER</p> <p><i>Kurdys, Timothy J</i> <i>(589)</i></p> <p>NAME OF OFFICER (PLEASE PRINT)</p> <p><u>03/10/2017</u> DATE</p>													
ADMINISTRATIVE		COURT		STATE ATTORNEY		CENTRAL RECORDS		JAIL		CRIME ANALYSIS		P.I.O.	

PROBABLE CAUSE AFFIDAVIT
SUPPLEMENT

1. Arrest
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JUVENILE

OBTS Number		PROBABLE CAUSE AFFIDAVIT SUPPLEMENT		
A D M I N	Agency ORI Number FL 0500200	Agency Name BOCA RATON POLICE DEPARTMENT	Agency Report Number 3 2 2017-000145	
D E F	Charge Type Check as many as apply. 1. Felony 2. Traffic Felony	3. Misdemeanor 4. Traffic Misdemeanor	5. Ordinance 6. Other	Special Notes:
Name (Last, First, Middle) SCHIFF, STEWART JAY	Alias		Race W	Sex M
			Date of Birth 10/19/1964	

additional report of a male subject described as a middle aged white male, about 5'10 grey / white hair wearing blue shorts and black or navy blue jacket. Refer to BRPD case number 2017-003443. The subject was previously observed riding a bike with a backpack wearing white shoes and white tube socks as described by [REDACTED]. The Officers had an enlarged photograph of the subject captured by [REDACTED] cell phone to help in possible identification. During their patrol through the park they came upon a subject later identified as Stewart Schiff that matched the matched the general description of the subject observed masturbating previously seen by [REDACTED] and the victim of the related incident. Schiff was in possession of a bike and backpack and looked similar to the subject captured by [REDACTED] cell phone. He was observed wearing white shoes and white tube socks as well as white and blue shorts and a dark polo style short sleeve shirt. Officer's Bremser and Campbell initially conducted a consensual encounter with Schiff which turned into Schiff being detained for a possible county ordinance violation. Schiff was detained by Officer's as he was suspected of riding his bike on the nature trails which is a violation of a Palm Beach County Ordinance. BRPD Officers contacted the Palm Beach County Sheriff's Office to respond to conduct an investigation into the violation of the ordinance. Schiff was detained in excess of one hour during the course of this investigation as it took PBSO a while to respond and walk into the nature preserve. BRPD Detective Scott Hanley and Mike Lamia responded and spoke with Schiff. Detective Hanley advised Schiff of his constitutional warnings. Schiff stated that he understood his rights and agreed to speak with the Detectives. The conversation was audio recorded. In summary, Schiff admitted to masturbating in the park. He stated that "I was back there and was masturbating but did not see anybody". He went on to say after being presented a copy of the photograph taken by [REDACTED] that "I can't believe that someone would take a picture of me doing that". Schiff did not provide any additional information helpful to this investigation. PBSO conducted an investigation into the county ordinance violation and concluded that as Schiff was not observed riding his bicycle, as required by the ordinance he was not in violation and was released from the scene.

Stewart Schiff is charged with one count of exposure of sexual organs.

SWORN AND SUBSCRIBED BEFORE ME

STEPP, JEFFREY A

NOTARY PUBLIC / CLERK OF COURT / OFFICER (F.S.S. #17,10)

03/10/2017

DATE

SIGNATURE OF ARRESTING / INVESTIGATING OFFICER

KURDYS, TIMOTHY J (589)

NAME OF OFFICER (PLEASE PRINT)

03/10/2017

DATE

PAGE

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COURT

STATE ATTORNEY

CENTRAL RECORDS

JAIL

CRIME ANALYSIS

P.I.O.