

0485039

17CF1309 A

ARREST / NOTICE TO APPEAR  
Juvenile Referral Report

OBTS Number

Agency ORI Number

'FLO 5 0 0 0 0 0

Agency Name

PALM BEACH COUNTY SHERIFF'S OFFICE

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

1 Juvenile

Agency Report Number

06

16-160807

Charge Type:  
Check as many  
as apply  
1. Felony 3. Misdemeanor  
2. Traffic Felony 4. Traffic Misdemeanor  
5. Ordinance  
6. OtherIf Warrant Issued  
Enter TypeMultiple  
Clearance  
Indicator  
0 2

Location of Arrest (Including Name of Business)

4932 Pauliet Ct

Location of Offense (Including Name of Business)

4927 Southern Blvd

West Palm Beach FL

Date of Arrest

2/13/2017

Time of Arrest

1200

Booking Date

Booking Time

Jail Date

Jail Time

Location of Vehicle

Name (Last, First, Middle)

Hernandez

Yoandry

Diaz

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

Race

W-White 1- American Indian

W

B-Black 0- Oriental/Asian

M

Sex

Date of Birth

10/21/78

Height

5'8"

Weight

165

Eye Color

Brn

Hair Color

Brn

Complexion

Med

Build

Med

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

Local Address (Street, Apt. Number)

4932 Pauliet Ct

City

West Palm Beach

State

FL 33415

Zip

Phone

Residence Type:

1. City

3. Florida

2. County

4. Out of State

5.

Permanent Address (Street, Apt. Number)

4110 N Browning Dr

City

West Palm Beach

State

FL 33415

Zip

Phone

Address Source:

FL DL

Business Address (Street, Apt. Number)

City

State

Zip

Phone

Occupation

DL Number, State

D265-960-78-381-0

Social Security Number

[REDACTED]

INS Number

[REDACTED]

Place of Birth

[REDACTED]

Citizenship

Cuba

Co-Defendant Name (Last, First, Middle)

[REDACTED]

Race

Sex

Date of Birth

[REDACTED]

[REDACTED]

1. Arrested

2. At Large

3. Felony

4. Misdemeanor

5. Juvenile

Co-Defendant Name (Last, First, Middle)

[REDACTED]

Race

Sex

Date of Birth

[REDACTED]

[REDACTED]

1. Arrested

2. At Large

3. Felony

4. Misdemeanor

5. Juvenile

Parent  
Legal Guardian  
Other

Name (Last, First, Middle)

Phone

Address (Street, Apt. No.)

[REDACTED]

City

State

Zip

Business Phone

Notified By (Name)

[REDACTED]

Date

Time

[REDACTED]

2. TOT HRS/DYS

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 561 355-2526) informed of any address change

[ ] Yes, by: (Name) [ ] No: (Reason)

Property Crime?

Description of Property

Value of Property

[ ] Yes [ ] No

S. Sell N. Buy P. Possess	R. Smuggle D. Deliver E. Use	K. Dispense/ Distribute M. Manufacture/ Produce Cultivate	Z. Other	Drug Type N. N/A A. Amphetamine	B. Barbiturate C. Cocaine E. Heroin	H. Hallucinogen M. Marijuana	P. Paraphernalia/ Equipment	U. Unknown Z. Other
<b>Fraudulent Use of Personal Identification</b>								

Drug Activity N	Drug Type N	Amount/Unit	Offense #	Counts 01	Domestic Violence [ ] Y [ ] N	Statute Violation Number 817.568 (2)(a)	Violation or ORD. #
			16-160807			Warrant/Capias Number	Bond

Charge Description	Counts	Domestic Violence [ ] Y [ ] N	Statute Violation Number	Violation or ORD. #

Drug Activity	Drug Type	Amount/Unit	Offense #	Counts	Domestic Violence [ ] Y [ ] N	Statute Violation Number	Violation or ORD. #
						Warrant/Capias Number	Bond

Charge Description	Counts	Domestic Violence [ ] Y [ ] N	Statute Violation Number	Violation or ORD. #

Drug Activity	Drug Type	Amount/Unit	Offense #	Counts	Domestic Violence [ ] Y [ ] N	Statute Violation Number	Violation or ORD. #
						Warrant/Capias Number	Bond

Location (Court, Address, Room Number)	Counts	Domestic Violence [ ] Y [ ] N	Statute Violation Number	Violation or ORD. #

Court Date and Time	Month	Day	Year	Time	AM [ ]	PM [ ]
I AGREE TO APPEAR AT THE ABOVE TIME AND PLACE DESIGNATED TO ANSWER THE OFFENSE CHARGED OR TO PAY THE FINE SUBSCRIBED. I UNDERSTAND THAT I SHOULD FULLY 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	
HOLD for Other Agency Name	Signature of Arresting Officer	Name Verification (Printed by Arrestee)
<input type="checkbox"/> Dangerous <input type="checkbox"/> Suicidal	<input type="checkbox"/> Resisted Arrest <input type="checkbox"/> Other	(PRINT)
Detective S. Sanabria	7250	
Intake Deputy	ID # 147	Transporting Officer ID # Antua 7639 Agency PBS
		Witness here if subject signed with an "X"
		Page 1 of 1

OBTS Number

## PROBABLE CAUSE AFFIDAVIT

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

1

Juvenile

Agency ORI Number  
**FLO 500000**

Agency Name

**PALM BEACH COUNTY SHERIFF'S OFFICE**Agency Report Number  
**06****16-160807**Charge Type:  
Check as many as apply  
 1. Felony     3. Misdemeanor  
 2. Traffic Felony     4. Traffic Misdemeanor  
 5. Ordinance  
 6. Other

Special Notes

Defendant Name (Last, First, Middle)  
**Hernandez Yoandry Diaz**Race    W    M    Date of Birth  
**10/21/78**Charge  
**Fraudulent Use of Personal Identification**

Charge

Victim Name (Last, First, Middle)  
**Dun Cary**Race    W    M    Date of Birth  
**F**Local Address (Street, Apt. Number)  
**109 Lake Meryl Drive**

City

State

Zip

Phone

Address Source

**Verbal**Business Address (Street, Apt. Number)  
City

State

Zip

Phone

Occupation

**Retired**

The undersigned 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 (described) investigation.On the 5 day of December 20 16 at 1800  AM  PM

On December 5, 2016 a white male entered into La Tapatia Supermarket located at 4927 Southern Blvd, West Palm Beach, FL and selected \$38.19 worth of groceries. The white male then entered the line to check out. The cashier (Witness #1) rang the grocery items and the white male swiped his credit card to pay for the purchase. Per store policy, W1 asked for the white male's Identification and credit card. W1 confirmed the person standing in front of her was the person in the Florida Driver's License. (Yoandry Diaz Hernandez) W1 also confirmed the name of the credit card was the same as the Driver License. Again, per store policy, W1 checked the last four numbers of the account that was printed on the receipt was the same as the last four numbers on the credit card used. W1 noticed the last four numbers on the account used in the transaction were different than the numbers on the card presented. At that point, Hernandez became very nervous and attempted to grab the cards out of W1's hand. Hernandez begged for his ID and credit card back and stated he knew he was wrong. Hernandez then left the business. The store manager called PBSO and reported the incident. The credit card, Florida Driver License, and transaction receipt were placed into evidence. I met with W1 who provided a sworn digitally recorded statement as to the above facts. W1 stated she is positive the person who conducted the transaction was the person in the Florida Driver's License.

I confirmed that the Florida Driver's License was valid and in the name of Yoandry Diaz Hernandez.

I was able to obtain the information embedded in the magnetic strip on the back of the credit card which was account number [REDACTED]. This was different than the number embossed on the front of the card. I was able to contact Chase bank and confirm that account number had been reported with fraudulent use and closed.

I made contact with the victim who provided a sworn digitally recorded statement as to the following: When she received her November Chase statement in the mail in mid December, she noticed a large amount of fraudulent activity on her account. The charges occurred from the begining of November 2016

The foregoing instrument was sworn to and affirmed before me this

31 day of**Def. J McCoy #8482**Juanan 20 17, by:  
**Detective S. Sanabria**

7250

Name of Notary Public / Clerk of Court / Officer (F.S.S. 117.00)

Signature of Notary Public / Clerk of Court / Officer (F.S.S. 117.00)

Name of Arresting/Investigating Officer

Signature of Arresting/Investigating Officer

Page

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OBTS Number

## PROBABLE CAUSE AFFIDAVIT

1. Arrest    3. Request For Warrant  
2. N.T.A.    4. Request For Caplas

1

Juvenile

Agency ORI Number <b>FLO 5 0 0 0 0 0</b>	Agency Name <b>PALM BEACH COUNTY SHERIFF'S OFFICE</b>	Agency Report Number <b>06</b>	<b>16-160807</b>		
Charge Type: Check as many as apply <input checked="" type="checkbox"/> 1. Felony <input type="checkbox"/> 3. Misdemeanor <input type="checkbox"/> 2. Traffic Felony <input type="checkbox"/> 4. Traffic Misdemeanor <input type="checkbox"/> 5. Ordinance <input type="checkbox"/> 6. Other			Special Notes		
Defendant Name (Last, First, Middle) <b>Hernandez</b>			Race <b>W</b>	Sex <b>M</b>	Date of Birth <b>10/21/78</b>
Charge <b>Fraudulent Use of Personal Identification</b>		Charge			
Charge		Charge			
Victim Name (Last, First, Middle) <b>Dun</b>			Race <b>W</b>	Sex <b>F</b>	Date of Birth
Local Address (Street, Apt. Number) <b>109 Lake Meryl Drive</b>		City <b>West Palm Beach</b>	State <b>FL</b>	Zip	Phone
Business Address (Street, Apt. Number)		City	State	Zip	Phone
Occupation					
The undersigned 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...					
<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 (described) investigation.					
On the <u>5</u> day of <u>December</u> 20 <u>16</u> at <u>1800</u> <input type="checkbox"/> AM <input checked="" type="checkbox"/> PM					

and occurred from Miami to Palm Beach County. The fraudulent activity totaled over \$700. The victim stated she did not authorize anyone to use her credit card number. She stated she was still in possession of her card and does not know how anyone would get her account number. I showed her a photo of Diaz and she stated she did not know Diaz and did not authorize him to use her account number. The victim wished to prosecute criminally.

Due to the above mentioned facts, probable cause exists for the arrest of Yoandry Diaz Hernandez for Fraudulent Use of Personal Identification.

The foregoing instrument was sworn to and affirmed before me this 31 day of January 20 17, by:

**Detective J. McCoy #8482**

Name of Notary Public / Clerk of Court / Officer (F.S.S. 117.00)

**Detective S. Sanabria**

Name of Arresting/Investigating Officer

**7250**

Signature of Notary Public / Clerk of Court / Officer (F.S.S. 117.00)

**Det**

Signature of Arresting/Investigating Officer

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