

		ARREST / NOTICE TO APPEAR Juvenile Referral Report				1. Arrest 2. N.T.A.		3. Request for Warrant 4. Request for Capias		3	Juvenile N	
ADMINISTRATION	OBTS Number					Agency ORI Number FL 0500300	Agency Name BOYNTON BEACH POLICE DEPT.			Agency Report Number 34-20-30589		
	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		If Weapon Seized Enter Type		Multiple Clearance Indicator		
	Location of Arrest (Including Name of Business)						Location of Offense (Business Name, Address) 323 E Gateway Blvd Boynton Beach FL 33435					
DEPENDANT	Date of Arrest	Time of Arrest	Booking Date	Booking Time	Jail Date	Jail Time	Location of Vehicle					
	Name (Last, First, Middle) Herrera, Elvic				Alias (Name, DOB, Soc. Sec. #, Etc)							
	W - White B - Black	I - American Indian O - Oriental / Asian	Race W	Sex M	Date of Birth 10/16/1992	Height 507	Weight 150	Eye Color brown	Hair Color blk	Complexion med	Build slim	
	Scars, Marks, Tattoos, Unique Physical Features (Location, Type, Description)						Marital Status	Religion	Indication of: Alcohol Influence <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> Drug Influence <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>			
	Local Address (Street, Apt. Number)				(City)	(State)	(Zip)	Phone () -	Residence Type 1. City 3. Florida 2. County 4. Out of State			
	Permanent Address (Street, Apt. Number)				(City)	(State)	(Zip)	Phone (561)654-0715	Address Source Defendant			
	Business Address (Street, Apt. Number)				(City)	(State)	(Zip)	Phone () -	Occupation			
	DL Number, State		Lic. Exp. Number		INS Number		Place of Birth Florida		Citizenship USA			
	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"/> Parent <input type="checkbox"/> Legal Custodian <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 1. Handled/Processed within Dept. and Released		2. TOT HRS/DYS 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 561-355-2526) informed of any change of address: <input type="checkbox"/> Yes, By: (Name) <input type="checkbox"/> No: (Reason)						School Attended		Grade			
CODE	Property Crime Yes <input type="checkbox"/> No <input type="checkbox"/>	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. 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.	P. Paraphernalia/ Equipment S. Synthetic	U. Unknown Z. Other	
CHARGE	Charge Description Solicitation of a Child		Counts 1(f)	Domestic Violence <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	Statute Violation Number 847.0135(3)(a)		Violation of ORD#					
	Drug Activity N	Drug Type N	Amount/Unit	Offense # 20-30589	Warrant/Capias Number		Bond					
CHARGE	Charge Description		Counts	Domestic Violence <input type="checkbox"/> Yes <input type="checkbox"/> No	Statute Violation Number		Violation of ORD#					
	Drug Activity	Drug Type	Amount/Unit	Offense #	Warrant/Capias Number		Bond					
CHARGE	Charge Description		Counts	Domestic Violence <input type="checkbox"/> Yes <input type="checkbox"/> No	Statute Violation Number		Violation of ORD#					
	Drug Activity	Drug Type	Amount/Unit	Offense #	Warrant/Capias Number		Bond					
CHARGE	Charge Description		Counts	Domestic Violence <input type="checkbox"/> Yes <input type="checkbox"/> No	Statute Violation Number		Violation of ORD#					
	Drug Activity	Drug Type	Amount/Unit	Offense #	Warrant/Capias Number		Bond					
NOTICE TO APPEAR	<input 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 instruction on reverse side.		Location (Court, Room Number, Address) South County Courthouse, 200 West Atlantic Ave, Delray Beach, FL 33444									
	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.			Month	Day	Year	Time	<input type="checkbox"/> A.M. <input type="checkbox"/> P.M.				
ADMIN.	Signature of Defendant (or Juvenile and Parent/Custodian)				Date Signed							
	HOLD for other Agency Name: <input type="checkbox"/> Dangerous <input type="checkbox"/> Resisted Arrest <input type="checkbox"/> Suicidal <input type="checkbox"/> Other:				Signature of Arresting Officer Det B. Joseph			Name Verification (Printed by Arrestee) (PRINT) BU#				
	Intake Deputy	I.D. #	Pouch #	Transporting Officer	I.D. #	Agency	Witness here is subject Signed with an "X".		Page 1 OF 1			

DBTS Number		PROBABLE CAUSE AFFIDAVIT		1 Arrest 2 NTA	3 Request for Warrant 4 Request for Copies	3	Juvenile	N
Agency ORJ Number FL0500300		Agency Name BOYNTON BEACH POLICE DEPT.		Agency Report Number 34-20-30589				
Charge Type Check all that Apply		Special Notes						
<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				
Name (Last, First, Middle) Herrera, Elvic				Alias	Race W	Sex M	Date of Birth 10/16/1992	
Charge Description Solicitation of a Child				Charge Description				
Charge Description				Charge Description				
Victim's Name (Last, First, Middle)				Race W	Sex F	Date of Birth		
Local Address (Street, Apt Number)				(City)	(State)	(Zip)	Phone	
Business Address (Name, Street)				(City)	(State)	(Zip)	Phone	
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..								
<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.		
<input type="checkbox"/> Confessed to		Admitting the below facts		<input checked="" type="checkbox"/> Was found to have committed the below acts, resulting from my (described) investigation.				
On The 28		Day Of August		20 2020		At 0739		<input type="checkbox"/> A.M. <input checked="" type="checkbox"/> P.M.

Elvic Herrera 10/16/1992 was placed under arrest for possession and distribution of child pornography after BBPD received a CyberTip from the National Center for Missing and Exploited Children Internet Crimes Against Children database in reference to BBPD 20-30589.

During this investigation, an additional CyberTip was received in reference to a 12 year old child being solicited online for sexual activity and child pornography by Herrera. In Herrera's post Miranda warnings sworn statement on 08/28/2020, he confirmed that he had been talking sexually with a 12, recently turned 13 years old, child online/via the phone and had directed her to take/send naked photographs to him which she did. Herrera also provided the child's first/last name and location. Herrera's cell phone was examined finding sexual talk with the child and a naked photo, later identified as the victim child.


BBPD was able to identify the child living in New Mexico who provided a statement confirming that Herrera found her online, knew her age to be 12 years old, and pressured her into making and sending a naked photo of herself to him. The child also provided that Herrera spoke of her skipping school when he came to New Mexico to see her.

An examination of the victim child's cell phone provided the same naked photograph of her found in Herrera's cell phone along with over 8000 messages between the child and Herrera between 03/29/2020-08/28/2020 (the day of Herrera's arrest). A review of the messages between Herrera and the child found repeated confirmation of Herrera (27yoa) and the child's age (12/13yoa) which leads to him also speaking about his fear of the child "snitching" on him to law enforcement causing him to go to jail. On July 19th, 2020, the child texts Herrera the following after he told the child he is waiting to see if the child snitches on him; "no I WILL blame you. YOU are 27 YEARS OLD and let be in a relationship with you and send NUDES to you and let us talk like that when you KNEW it was wrong and YOU are the older one YOU should've stopped it. I AM 12!! I'M TWELVE". Even after said message, Herrera continues chatting with the child about how he is a "pedo" pedophile and how he loves the child.

Due the totality of events I am requesting a warrant for the arrest of Elvic Herrera 10/16/1992 in reference Solicitation of a Child FSS 847.0135(3)(a).

The foregoing instrument was sworn to or affirmed and subscribed before me

TEAM 851
Notary Public, Clerk of Court, Officer (F.S.S. 117 10)
11/17/2020
Date


Signature of Arresting / Investigative Officer)
Det B. Joseph
(Print name of Arresting/Investigative Officer)
11/17/2020
Date