

21CF1327AMB

ARREST/NOTICE TO APPEAR
Juvenile Referral Report

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

OBTS Number	Agency ORI Number FLO 500000		Agency Name PALM BEACH COUNTY SHERIFF'S OFFICE		Agency Report Number: 06- 21-034081
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	Weapon Seized / Type 2 1. Yes 2. No N/A	Multiple Clearance Indicator 1
Location of Arrest (Including Name of Business) 23073 SANDALFOOT PLAZA DR BOCA RATON, FL 33428			Location of Offense (Business Name, Address) 23073 SANDALFOOT PLAZA DR BOCA RATON, FL 33428		
Date of Arrest 02/10/21	Time of Arrest 1515	Booking Date	Booking Time	Jail Date	Jail Time

Name (Last, First, Middle) FRANCO, ERNANE, O		Alias (Name, DOB, Soc. Sec. #, Etc.)	
Race W - White I - American Indian B - Black O - Oriental/Asian W	Sex M	Date of Birth 07/31/1971	Height 507
Weight 159	Eye Color BRO	Hair Color BRO	Complexion LIGHT
Build SMALL	Scars, Marks, Tattoos, Unique Physical Features (Location, Type, Description)	Marital Status UNK	Religion UNK
Local Address (Street, Apt. Number) 23380 CAROLWOOD LN APT 3309 BOCA RATON FL 33428		Phone 561-929-3667	Residence Type: 1. City 2. County 3. Florida 4. Out of State 2
Permanent Address (Street, Apt. Number)		Phone	Address Source VERBAL
Business Address (Name, Street)		Phone	Occupation UNK
DL Number, State F652214712710, FL	Soc. Sec. Number	INS Number	Place of Birth (City, State) Brazil
Citizenship U.S.			

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
Parent <input type="checkbox"/> Legal <input type="checkbox"/> Other	(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 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 (Phone 355-2526) informed of any change of address. <input type="checkbox"/> Yes, by: (Name) <input type="checkbox"/> No: (Reason)			School Attended
Grade			

Property Crime? <input type="checkbox"/> Yes <input 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. 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 O. Other
P. Paraphernalia/ Equipment S. Synthetics	U. Unknown Z. Other	
Charge Description Sale of Counterfeit Goods > \$20,000	Counts 1	Domestic Violence <input type="checkbox"/> Y <input type="checkbox"/> N
Statute Violation Number 831.032(3A2)	Violation of ORD # (4310)	
Drug Activity	Drug Type	Amount / Unit
Offense # 21-034081	Warrant / Capias Number	Bond
Charge Description	Counts	Domestic Violence <input type="checkbox"/> Y <input type="checkbox"/> N
Statute Violation Number	Violation of ORD #	
Drug Activity	Drug Type	Amount / Unit
Offense # 21-034081	Warrant / Capias Number	Bond
Charge Description	Counts	Domestic Violence <input type="checkbox"/> Y <input type="checkbox"/> N
Statute Violation Number	Violation of ORD #	
Drug Activity	Drug Type	Amount / Unit
Offense # 21-034081	Warrant / Capias Number	Bond
Charge Description	Counts	Domestic Violence <input type="checkbox"/> Y <input type="checkbox"/> N
Statute Violation Number	Violation of ORD #	
Drug Activity	Drug Type	Amount / Unit
Offense # 21-034081	Warrant / Capias Number	Bond

Location (Court, Room Number, Address)
Court Date and Time
Month Day Year Time AM <input type="checkbox"/> PM <input checked="" type="checkbox"/>
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 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.
02/10/21
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"/> Other:	Arresting Officer (Print) Lopez 9018	(PRINT)
Intake Deputy	Transporting Officer Lopez 9018	Agency PBSO
		Witness here if subject signed with an "X"

DISTRIBUTION: WHITE - COURT COPY GREEN - STATE ATTORNEY YELLOW - AGENCY PINK - AGENCY GOLD - DEFENDANT (MAY ONLY)

FEB 12 2021

PROBABLE CAUSE AFFIDAVIT

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

1 Juvenile N

OBTS Number	Agency ORI Number FLO 500000		Agency Name PALM BEACH COUNTY SHERIFF'S OFFICE	Agency Report Number 06- 21-034081
Charge Type: Check as many as apply.	<input checked="" type="checkbox"/> 1. Felony	<input type="checkbox"/> 3. Misdemeanor	Special Notes:	
	<input type="checkbox"/> 2. Traffic Felony	<input type="checkbox"/> 4. Traffic Misdemeanor		
	<input type="checkbox"/> 5. Ordinance	<input type="checkbox"/> 6. Other		

Name (Last, First, Middle) FRANCO ERNANE O	Alias	Race W	Sex M	Date of Birth 07/31/1971
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Charges Sale of Counterfeit Goods > \$20,000	831.032(3A2)
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Victim's Name (Last, First, Middle) ROLEX	Race	Sex	Date of Birth
Local Address (Street, Apt. Number) 230 N. DIXIE HIGHWAY HOLLYWOOD FL 33020	(City)	(State)	(zip)
Business Address (Name, Street) 230 N. DIXIE HIGHWAY HOLLYWOOD FL 33020	(City)	(State)	(zip)
Phone 305-933-9576	Address Source	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.
 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 11 day of FEBRUARY 2021 at 1515 A.M. P.M. (Specifically include facts constituting cause for arrest.)

On 02/10/2021 I was contacted by a private investigator, Eric Berger. Inv. Berger is an investigator that specializes in intellectual property, represents various brand names, and has been trained by the brands in the identification of counterfeit merchandise. Inv. Berger has over ten years of experience in this field. Inv. Berger informed me that a seller on "Craigslist.com" was offering counterfeit Rolex watches for sale. The Craigslist advertisement for the counterfeit Rolex's was posted with the seller's phone number listed as 561-929-3667 and the advertiser listed the counterfeit Rolex watches for sale in the unincorporated Boca Raton area.

Contact was made with the seller via text message. The seller agreed to meet at the McDonalds parking lot located at 23073 Sandalfoot Plaza Dr, unincorporated Boca Raton, FL 3342. The seller agreed to meet in the parking lot within the time frame of 2:30PM and 3:00PM on 02/11/2021. In the text messages, the seller agreed to sell five "brand new" Rolex watches for the price of \$400.00 in U.S. Currency.

I am employed by the Palm Beach County Sheriff's Office and currently work for the District 7 (unincorporated Boca Raton) Street Team. On 02/11/2021 I functioned in an undercover capacity in order to purchase the counterfeit watches from the seller, who was later identified by Florida DAVID photo as Ernane Franco (07/31/1971).

I arrived at the McDonalds and made contact with the defendant shortly thereafter. On scene, the defendant showed me the watches and again agreed to the price of \$400 in currency for the five watches. The take down signal was given and the defendant was taken into custody by members of the Street Team without incident.

Inv. Berger then inspected the watches on scene and confirmed that they were counterfeit known through his training and experience. The quality, price, weight, and other indicators are what Inv. Berger used to determine that the items were counterfeit. Berger provided a detailed sworn statement of his observations. The watches are to a quality that a layperson would believe that they were the genuine item.

The approximate retail value of the Rolex's if authentic is \$149,700. The defendant was arrested on scene without incident. I have probable cause to charge the defendant with sale of counterfeit items > \$20,000, in violation of F.S.S. 831.032(3A2).

STATE OF FLORIDA
 COUNTY OF PALM BEACH
 _____ (Signature of Arresting/Investigative Officer) (ID #) _____

The foregoing instrument was sworn to or affirmed and subscribed before me this 11 day of FEBRUARY 20 21 by _____
 (Print name of Arresting/Investigative Officer), who is personally known to me and/or produced identification. Type of identification produced _____

Notary Public, Clerk of Court, Officer (F.S.S. 117.10)

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Palm Beach County Sheriff's Office – Arrests Only

	X	Florida State Statute	Description	Page Number(s)
L/E Exemptions	<input type="checkbox"/>	119.071(2)(d)	Surveillance techniques, procedures and personnel; inventory of law enforcement resources, policies or plans pertaining to mobilization deployment or tactical operations.	
	<input type="checkbox"/>	943.053, 943.0525	NCIC/FCIC/FBI and in-state FDLE/DOC.	
	<input checked="" type="checkbox"/>	119.071(4)(c)	Undercover personnel.	1-3
	<input type="checkbox"/>	119.071(2)(f)	Confidential informants (CIs).	
	<input type="checkbox"/>	119.071(2)(e)	Confession.	
Public Info. Exemptions	<input type="checkbox"/>	985.04(1)	Juvenile offender records.	
	<input type="checkbox"/>	119.071(h)(i)	Assets of a crime victim.	
	<input type="checkbox"/>	395.3025(7)(a), 456.057(7)(a)	Medical information.	
	<input type="checkbox"/>	394.4615(7)	Mental health information.	
	<input type="checkbox"/>	119.071(4)(d)(2)(a)	Home address, telephone, Social Security number, date of birth, or photos of active/former LE personnel, spouses, and children.	
Florida Rules of Judicial Administration 2.420 (Rule of 23)	<input checked="" type="checkbox"/>	(iii) 119.0714(1)(i)-(j), (2)(a)-(e)	Social Security, bank account, charge, debit, and credit card numbers.	2
	<input type="checkbox"/>	(viii) 394.4615(7)	Clinical records under the Baker Act.	
	<input type="checkbox"/>	(xii) 741.30(3)(b)	The victim's address in a domestic violence action on petitioner's request.	
	<input type="checkbox"/>	(xiii) 119.071(2)(h), 119.0714(1)(h)	Protected information regarding victims of child abuse or sexual offenses.	
	<input type="checkbox"/>			
	<input type="checkbox"/>			
	<input type="checkbox"/>			
	<input type="checkbox"/>			
Other	<input type="checkbox"/>		Other:	
	<input type="checkbox"/>		Other:	

REVIEW COMPLETED BY

Booking Number: 2021003569	Date: 2/12/21
	Specialist Name/ID: A. Pinkney/7796