

**7th. Judicial Circuit 707
Charging Affidavit - FLAGLER**

Arrest # _____

Bk # _____

Pg #1 of 4

| | | | | | | | |
|--|--|---|--------------------------|---|--|--|--|
| ARREST <input type="checkbox"/> NOTICE TO APPEAR <input type="checkbox"/> AFFIDAVIT <input checked="" type="checkbox"/> | | C.C. <input type="checkbox"/> | | ADULT <input checked="" type="checkbox"/> JUVENILE <input type="checkbox"/> | | Court Case Number: 2015 CF 000906 | |
| (ORI) FL: 0 1 8 0 0 0 0 0 | | Agency Name: Flagler County Sheriff's Office | | Agency Case Number: 2015-00112503 | | | |
| FCIC/NCIC Check? Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> | | OBTS# | | UCR: | Date Arrested: | Time of Arrest: 10:38 | |
| ADDRESS OF ARREST: 12, POWDER, LN, PALM COAST, Florida, 32164 | | | | Arrested By: Van Buren Michael | | ID Number: 23 | |
| DEFENDANT Name (L.F.M.): Belmonte, Jeffrey, Allen | | A.K.A.: | | Sex: Male | | Race: White | |
| DOB: 8/21/1987 | Age: 28 | Driver's Lic ID No.: B456421873011 | State: Florida | Year Expires: 2022 | S.S. #: _____ | | |
| Height: 5 10 | Weight: | Hair: Black | Eyes: Blue | POB (City, St. Country): | Statement: Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> | | |
| Scars, Marks, Tattoos: | | Business & Occupation: East Coast Renovation Contractor | | Citizenship: Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> | | | |
| Probation: Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> | | Sexual Predator: Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> | | English: Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> | | Deaf/Mute: Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> | |
| Address-Home/Permanent (STREET, APT. NUMBER) | | (CITY) | | (STATE) | | ZIP CODE RESIDENCE PHONE | |
| Address-Local (STREET, APT. NUMBER) | | (CITY) | | (STATE) | | ZIP CODE RESIDENCE PHONE | |
| 3790 LETTUCE LN | | New Smyrna Beach Florida | | 32168- | | (386)689-7920 | |
| Address-Other (Employer/School) (STREET, APT. NUMBER) | | (CITY) | | (STATE) | | ZIP CODE BUS SCHOOL PHONE | |
| 3790 Lettuce LN | | New Smyrna Beach Florida | | 32168-8741 | | (386)689-7920 | |
| CHARGES | | DOMESTIC VIOLENCE? YES <input type="checkbox"/> | | Attachments: Affidavit(s) <input type="checkbox"/> Statement(s) <input type="checkbox"/> NTA Schedule <input type="checkbox"/> Report <input checked="" type="checkbox"/> Traffic Infraction(s) <input type="checkbox"/> DUI <input type="checkbox"/> | | Total Charges: 1 | |
| #1 | Charge: Grand Theft Over \$300 (other) | FEL <input checked="" type="checkbox"/> MISD <input type="checkbox"/> ORD <input type="checkbox"/> | PS ORD: 812.014.2C1.230g | Citation No.: | | Bond: | |
| #2 | Charge: | FEL <input type="checkbox"/> MISD <input type="checkbox"/> ORD <input type="checkbox"/> | PS ORD: | Citation No.: | | Bond: | |
| #3 | Charge: | FEL <input type="checkbox"/> MISD <input type="checkbox"/> ORD <input type="checkbox"/> | PS ORD: | Citation No.: | | Bond: | |
| Co-Def #1. Arrested? Y <input type="checkbox"/> N <input type="checkbox"/> Fel <input type="checkbox"/> Misd <input type="checkbox"/> Traf <input type="checkbox"/> Ord <input type="checkbox"/> NTA <input type="checkbox"/> | | Co-Def #2. Arrested? Y <input type="checkbox"/> N <input type="checkbox"/> Fel <input type="checkbox"/> Misd <input type="checkbox"/> Traf <input type="checkbox"/> Ord <input type="checkbox"/> NTA <input type="checkbox"/> | | | | | |
| #1 NAME (L.F.M.): | | Race: | | Sex: | | DOB: | |
| #2 NAME (L.F.M.): | | Race: | | Sex: | | DOB: | |
| #3 NAME (L.F.M.): | | Race: | | Sex: | | DOB: | |
| <p>The undersigned certifies and swears that there is a probable cause to believe the above named defendant, on the 13th day of November, 2015, at approximately 11:17 X A.M. P.M. at 12 POWDER LN within Flagler County, violated the law and did then and there.</p> <p>Did knowingly obtains or uses, or endeavors to obtain or to use, the property of another with intent to, either temporarily or permanently to deprive the other person of a right to the property or a benefit from the property. and / or appropriate the property to his or her own use or to the use of any person not entitled to the use of the property, to-wit:</p> <p>Victim stated that on 6/18/2015 he met and spoke with Jeffrey Belmonte (Suspect) who was doing business as East Coast Renovations at 12 Powder Lane in reference to some</p> | | | | | | | |
| Supervisor Approved: Van Buren, Michael Steven | | | | | | | |
| NOTICE TO APPEAR | | MANDATORY APPEARANCE <input type="checkbox"/> | | YOU NEED NOT APPEAR IN COURT BUT MUST COMPLY WITH INSTRUCTIONS ON THE REVERSE SIDE OF YOUR COPY <input type="checkbox"/> | | FINE, AND COSTS AMOUNT: | |
| I AGREE TO APPEAR IN COURT HERIN TO ANSWER THE OFFENSE CHARGED OR TO PAY THE FINE INDICATED. I UNDERSTAND THAT SHOULD I WILLFULLY FAIL TO APPEAR BEFORE THE COURT AS REQUIRED, OR PAY THE LISTED FINE, I MAY BE HELD IN CONTEMPT OF COURT AND A WARRANT FOR MY ARREST WILL BE ISSUED. | | | | | | | |
| SIGNATURE OF DEFENDANT | | DATE | | RELATIONSHIP TO JUVENILE | | Juve Disp. CITATION No. | |
| Sworn to and subscribed before me, the undersigned This 13th day of NOV. 2015 | | I swear affirm the above statements are true and correct. | | OFFICER'S/COMPLAINANT'S SIGNATURE | | RI Thumb | |
| Name: [Signature] #22 | | NAME (PRINTED) | | ID NUMBER | | | |
| Notary Public <input type="checkbox"/> Law Enforcement or Corrections Officer <input checked="" type="checkbox"/> Personally Known <input type="checkbox"/> Produced Identification <input checked="" type="checkbox"/> Type of Identification: FDLN 524-381-470550 | | Inmate Number & facility: | | | | | |

707 - COURT COPY

Narrative 707-B Supplement

Arrest
 Affidavit
 Notice to Appear
 Adult
 Juvenile

Court Case Number:

Page # 3 of 4

| | | | |
|---|---|---|----------------------------|
| Defendant Name: Belmonte, Jeffrey, Allen | | Agency Case Number: 2015-00112503 | |
| CHARGES | DOMESTIC VIOLENCE? YES <input type="checkbox"/> | Attachments: Affidavit(s) <input type="checkbox"/> Statement(s) <input type="checkbox"/> NTA Schedule <input type="checkbox"/> Report <input type="checkbox"/> Traffic Infraction(s) <input type="checkbox"/> | Total Charges: |
| # | Charge: | FEL <input type="checkbox"/> MISD <input type="checkbox"/> ORD <input type="checkbox"/> | FS/ORD: Citation No: Bond: |
| # | Charge: | FEL <input type="checkbox"/> MISD <input type="checkbox"/> ORD <input type="checkbox"/> | FS/ORD: Citation No: Bond: |
| # | Charge: | FEL <input type="checkbox"/> MISD <input type="checkbox"/> ORD <input type="checkbox"/> | FS/ORD: Citation No: Bond: |

home improvements. Suspect advised that he received an estimate to complete home improvements via email on or about 6/19/2015 in the amount of \$6,450.00. At the time suspect represented himself to be a licensed contractor and would handle all the permitting.

On 6/25/2015 suspect came to victim's house and he gave him check # 170 drawn on a citibank account in the amount of \$3,500.00 as a deposit for the work to be performed. Victim left the pay to the order to blank as suspect claimed to have a stamp with the company name on it. (The check was later cashed with the pay to the order of filled out to "Cash".) The endorsement on the back of the check is similar in appearance to suspect's Florida Driver's License signature that is on file in DAVID which is attached.

Since 6/25/2015 victim has not had any further face to face contact with suspect. To date suspect has not pulled a permit for victim's property according the City of Palm Coast. No work at all has been completed. After numerous no shows, victim discovered that no attempt has been made to obtain a permit and suspect is not in fact licensed.

On 7/30/2015 victim requested suspect refund his money. On 7/31/2015 victim contacted Flagler County Sheriff's Office and met with Deputy Flanary who advised him to mail a certified letter 60 days after giving suspect the deposit if no work was done. (To fulfill FSS 489.126). Victim mailed the letter on 8/24/2015 and it was returned unclaimed on 9/23/2015.

Victim completed a written sworn affidavit (See attached). The original 60 day notice (returned) was placed into evidence. Copies of the letter are attached to be scanned to the case file in Aegis. Also attached are copies of the text message communication that went on between victim and suspect.

On 11-12-2015 a photo lineup was prepared by Shannon Sandburg, Crime Analyst. On 11-13-2015 the photo lineup was presented to victim during a video taped session.

| | | |
|---|---|-------------|
| Sworn to and subscribed before me, the undersigned this <u>15th</u> day of <u>NOVEMBER</u> 2015 | I swear/affirm the above statements are correct and true. | Right thumb |
| Name: <u>Henry A. M... 213</u> | | |
| Notary Public <input type="checkbox"/> Law Enforcement Officer <input checked="" type="checkbox"/> | OFFICER'S/COMPLAINANT'S SIGNATURE | |
| Personally Known <input type="checkbox"/> Produced Identification <input checked="" type="checkbox"/> | <u>Henry A. M...</u> | |
| Type of Identification: <u>FID</u> | NAME (PRINTED) | ID NUMBER |
| | | |

707-B - COURT COPY

Narrative 707-B Supplement

Arrest
 Affidavit
 Notice to Appear
 Adult
 Juvenile

Court Case Number:

Page # 4 of 4

| | |
|---|--------------------------------------|
| Defendant Name: Belmonte, Jeffrey, Allen | Agency Case Number: 2015-00112503 |
|---|--------------------------------------|

| # | CHARGES | DOMESTIC VIOLENCE? YES <input type="checkbox"/> | Attachments: Affidavit(s) <input type="checkbox"/> Statement(s) <input type="checkbox"/> NTA Schedule <input type="checkbox"/> Report <input type="checkbox"/> Traffic Infraction(s) <input type="checkbox"/> | | | | Total Charges: | |
|---|---------|---|---|-------------------------------|------------------------------|---------|----------------|-------|
| | | | FEL <input type="checkbox"/> | MISD <input type="checkbox"/> | ORD <input type="checkbox"/> | FS/ORD: | Citation No: | Bond: |
| # | Charge: | | FEL <input type="checkbox"/> | MISD <input type="checkbox"/> | ORD <input type="checkbox"/> | FS/ORD: | Citation No: | Bond: |
| # | Charge: | | FEL <input type="checkbox"/> | MISD <input type="checkbox"/> | ORD <input type="checkbox"/> | FS/ORD: | Citation No: | Bond: |
| # | Charge: | | FEL <input type="checkbox"/> | MISD <input type="checkbox"/> | ORD <input type="checkbox"/> | FS/ORD: | Citation No: | Bond: |

Victim did positively identify suspect as the subject who accepted the deposit.

Taser Axon video to be uploaded to Evidence.com.

| | | |
|---|---|-------------|
| Sworn to and subscribed before me, the undersigned this <u>13th</u> day of <u>NOVEMBER</u> , 2015 | I swear/affirm the above statements are correct and true. | Right thumb |
| Name: <u>[Signature] #23</u> | <u>[Signature]</u> | |
| Notary Public <input type="checkbox"/> Law Enforcement Officer <input checked="" type="checkbox"/> | OFFICER'S/COMPLAINANT'S SIGNATURE | |
| Personally Known <input type="checkbox"/> Produced Identification <input checked="" type="checkbox"/> Type of Identification: <u>PLA #152430147-0350</u> | NAME (PRINTED) <u>Henry A. Miranget</u> ID NUMBER | |

707-B - COURT COPY