

Adult Def PC Arrest
 Juvenile Def Application for

AFFIDAVIT – COMPLAINT

Clerk's Case No. _____
 SA Case No. (a) _____

Warrant/Capias
 PAGE 01 of 2

Agency ORI # **FL014025C**

1. Agency Name: Florida Department of Corrections		2. Agency Report Number: 20-02672		3. Charge Type: <input checked="" type="checkbox"/> Felony <input type="checkbox"/> Misdemeanor <input type="checkbox"/> Misdemeanor w/associated felony <input type="checkbox"/> Municipal <input type="checkbox"/> County		3a. Ordinance Type: (If applicable)	
4. Date/Time of Offense: 02/06/2020 / 1100 hours		5. Date/Time of Arrest: 02/06/2020 / 1200 hours		6. Arresting Officer: Inspector Greg Fulcher		7. Investigating Officer: Inspector Greg Fulcher	

8. Defendant's Name: (Last) Rector		(First) David		(Middle) L		ALIAS N/A		9. OBTS:	
10. Race/Sex: W/M		11. Date of Birth:		12. Residence Type: <input checked="" type="checkbox"/> Florida <input type="checkbox"/> City <input type="checkbox"/> County <input type="checkbox"/> Out of State		13. Weapon Seized <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		14. Controlled Substance Seized: <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No TYPE & QUANTITY: 30 sticks of tobacco / tobacco sub.	
15. Height: 5'10"		16. Weight: N/A		17. Eye Color: N/A		18. Hair Color: Brown		19. Scars, marks, tattoos, unique physical features: (Location, type & description) N/A	
20. Driver's License Number/State:			21. Social Security Number:			22. Residential Telephone:		23. Business Telephone: N/A	
24. Address: (Street, Apartment Number)			(City)			(State)		(Zip)	


25. Defendant's Name: (Last) N/A		(First)		(Middle)		ALIAS		26. OBTS:	
27. Race/Sex:		28. Date of Birth:		29. Residence Type: <input type="checkbox"/> Florida <input type="checkbox"/> City <input type="checkbox"/> County <input type="checkbox"/> Out of State		30. Weapon Seized <input type="checkbox"/> Yes <input type="checkbox"/> No		31. Controlled Substance Seized: <input type="checkbox"/> Yes <input type="checkbox"/> No TYPE & QUANTITY:	
32. Height:		33. Weight:		34. Eye Color:		35. Hair Color:		36. Scars, marks, tattoos, unique physical features: (Location, type & description)	
37. Driver's License Number/State:			38. Social Security Number:			39. Residential Telephone:		40. Business Telephone:	
41. Address: (Street, Apartment Number)			(City)			(State)		(Zip)	

42. Defendant's Name: (Last)		(First)		(Middle)		ALIAS		43. OBTS:	
44. Race/Sex:		45. Date of Birth:		46. Residence Type: <input type="checkbox"/> Florida <input type="checkbox"/> City <input type="checkbox"/> County <input type="checkbox"/> Out of State		47. Weapon Seized <input type="checkbox"/> Yes <input type="checkbox"/> No		48. Controlled Substance Seized: <input type="checkbox"/> Yes <input type="checkbox"/> No TYPE & QUANTITY:	
49. Height:		50. Weight:		51. Eye Color:		52. Hair Color:		53. Scars, marks, tattoos, unique physical features: (Location, type & description)	
54. Driver's License Number/State:			55. Social Security Number:			56. Residential Telephone:		57. Business Telephone:	
58. Address: (Street, Apartment Number)			(City)			(State)		(Zip)	

59. Charge Description: (# 1) Introduction, removal, or possession of certin articles unlawful		60. Statute or Ordinance Number: F.S.S. 944.47(1)(a)(4)		<input checked="" type="checkbox"/> F.S. <input type="checkbox"/> Ord.	
61. Charge Description: (# 1) Commercial bribe receiving		62. Statute or Ordinance Number: F.S.S. 838.15 (1)(a)		<input checked="" type="checkbox"/> F.S. <input type="checkbox"/> Ord.	
63. Charge Description: (# 1)		64. Statute or Ordinance Number:		<input type="checkbox"/> F.S. <input type="checkbox"/> Ord.	

65. Victim's Name: (if business, list legal business name) (Last) State		(First) of Florida		(Middle)		66. Race/Sex		67. Date of Birth:		68. Telephone Number:	
69. Contact Person if victim is deceased, a minor child, or business: (Last)		(First)		(Middle)		70. Race/Sex		71. Date of Birth:		72. Telephone Number:	
73. Address: (Street, Apartment Number)			(City)			(State)		(Zip)		74. Secondary Phone Number:	

75. Victim Notification of Arrest: NOTIFIED BY: _____ DATE: _____ TIME: _____						76. Information Given: <input checked="" type="checkbox"/> Rights Card <input type="checkbox"/> App. Info <input type="checkbox"/> Arrest Info <input type="checkbox"/> Domestic <input type="checkbox"/> Viol. Info					
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77. Physical Evidence collected in this case? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No Evidence Custodian's Name: Inspector Greg Fulcher		78. Witness Statements taken in this case? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No Person responsible for statements: Inspector Greg Fulcher		79. I certify that all of the above information is true and correct to the best of my knowledge and is page 01 of a 2 page affidavit/complaint.  Office/Complainant Signature						80. Greg Fulcher Type or print Complainant name	
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Adult Def PC Arrest
 Juvenile Def Application for

Clerk's Case No. _____

AFFIDAVIT – COMPLAINT (PROBABLE CAUSE NARRATIVE)

SA Case No. (s) _____

Warrant/Capias

Agency ORI # FL014025C

80. Agency Name: Florida Department of Corrections	81. Agency Report Number: 20-02672	82. Date/Time of Arrest: 02/06/2020 / 1200hours	83. Investigating Officer: Inspector Greg Fulcher
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84. NARRATIVE OF THE FACTUAL BASIS FOR PROBABLE CAUSE: The undersigned certifies and swears that he/she has just and reasonable grounds to believe that the heretofore named defendant did commit the violations of law as stated above and the factual basis for this belief is as follows:

Your Affiant, Inspector Greg Fulcher, is a sworn law enforcement officer of the Office of the Inspector General, Florida Department of Corrections.

On February 6, 2020, at Desoto Correctional Institution Annex, Arcadia, Florida, Desoto County, the above-named defendant, Mr. David Rector born [REDACTED] did violate Florida State Statutes, committing the criminal offenses of: Introduction and possession of unlawful articles in a correctional facility; by knowingly and intentionally, introduced 30 cigarettes containing tobacco or unknown tobacco substance into Desoto Correctional Institution Annex (CI) (1 Count), and Commercial bribe receiving; by receiving monetary payment for introduced illicit items or contraband; by knowingly and intentionally accepting payment for the introduction of tobacco substances brought to an inmate within Desoto CI (1 Count) (F.S.S. 944.47(1)(a)(1) and 838.15 (1)(a)). The defendant, Rector, had concealed on his person 30 cigarettes containing an unknown substance (possible tobacco) inside his pants. Rector received approximately \$200.00 for bringing in similar items on four separate occasions into Desoto Correctional Institution (C.I.), where Rector is employed. Rector was to receive \$50.00 upon successful delivery of the items today (February 6, 2020).

944.47 Introduction, removal, or possession of certain articles unlawful; penalty.—

(1)(a)(4) Except through regular channels as authorized by the officer in charge of the correctional institution, it is unlawful to introduce into or upon the grounds of any state correctional institution, or to take or attempt to take or send or attempt to send therefrom, any of the following articles which are hereby declared to be contraband for the purposes of this section, to wit:

4. Any controlled substance as defined in s. 893.02(4) or any prescription or nonprescription drug having a hypnotic, stimulating, or depressing effect.

838.15 Commercial bribe receiving.—

(1) A person commits the crime of commercial bribe receiving if the person solicits, accepts, or agrees to accept a benefit with intent to violate a statutory or common-law duty to which that person is subject as:

(a) An agent or employee of another

The items were discovered during a routine entry pat-search by uniformed correctional staff. Rector was entering Desoto CI for work duty.

Offender, David Rector provided a sworn statement post Miranda: He is employed as a civilian food service employee of Desoto Correctional Institution Annex. He is aware of the entry and exit process and procedure of the Florida Department of Corrections. He is aware it is illegal to introduce foreign substances into the facility.

In summary, the defendant, David Rector, did knowingly and intentionally introduce cigarettes containing an unknown substance (suspected to be tobacco) into Desoto Correctional Institution Annex for the promise of \$50.00 in cash as payment from an inmate housed within Desoto Correctional Institution Annex; violating 1 count of Florida State Statute 944.47 (1)(a)(4) Introduction and possession of unlawful articles, and 838.15 (1)(a) Commercial bribe receiving.

85. The undersigned, being duly sworn, states that the foregoing information contained in an affidavit consisting of 2 pages is true and correct to the best of his/her knowledge	Sworn to and subscribed before me this <u>6</u> day of <u>February</u> , 20 <u>20</u>
 Signature of Officer/Complainant Officer/Complainant's Name (Printed) <u>Greg Fulcher</u> ID Number <u>88624</u>	 Signature of Person Administering Oath <input checked="" type="checkbox"/> Personally Known <input type="checkbox"/> Other Identification ID Type <u>Sworn Law Enforcement Officer</u>

87. Adult's Relation to Juvenile Defendant: <input type="checkbox"/> Parent <input type="checkbox"/> Legal Guardian <input type="checkbox"/> Other	88. Adult's Name: (Last) _____ (First) _____ (Middle) _____	90. Residential Phone: _____	91. Business Phone: _____
89. Address: (Street, Apartment Number) _____ (City) _____ (State) _____ (Zip) _____	92. Notified By: (Name) _____	93. Date/Time: _____	94. Notification Method: <input type="checkbox"/> Person <input type="checkbox"/> Telephone