

COMPLAINT AFFIDAVIT
 SHADED FIELDS MUST BE ANSWERED IF DEFENDANT NOT IN CUSTODY

BROWARD COUNTY
 ARREST # _____

OBTS # _____

ARREST FORM

Filing Agency PEMBROKE PINES		Offense Report 2014-016364		Local ID#		FDLE		FBI		SS# [REDACTED]		
Defendant's Last Name OCHOA				First, Middle, Suffix OLDY JR				Alias/Street Name		Citizenship USA		
Race W	Sex M	Hgt 510	Wgt 190	Hair BLACK	Eyes BROWN	Comp MED	DOB [REDACTED]	Age 48	Birth Place			
Permanent Address: [REDACTED]								Scars, marks, TT NA				
Residence Type: <input checked="" type="radio"/> (1) City <input type="radio"/> (2) County <input type="radio"/> (3) Florida <input type="radio"/> (4) Out of State				Local Address: NA				Place of Employment MIAMI BEACH POLICE		Length 20 YRS		
How long defendant in Broward County:		Breathalyzer by/CCN		Reading		Place of Arrest NIC		Date/Time Arrested		Arresting Officer(s) CCN DET. SILVER 628		
Officer Injured: <input type="checkbox"/>		Unit K628	Zone	Beat	Shift	Trans. Unit	PMD: <input type="checkbox"/>	Transporting Officer/CCN	Pickup Time	Time Arrived/BSO		
TYPE N	ACTIVITY N	Type: N-N/A A-Amphetamine B-Barbiturate C-Cocaine	E-Heroin H-Hallucinogen M-Marijuana O-Opium	P-Paraphernalia/ Equipment S-Synthetic U-Unknown Z-Other	Activity: N-N/A P-Possess S-Sell B-Buy	T-Traffic A-Smuggle D-Deliver E-Use	M-Manufacture/ Produce/Cultivate K-Dispense/ Distribute Z-Other	Indication of: Alcohol Influence Y: <input type="checkbox"/> N: <input checked="" type="checkbox"/> UK: <input type="checkbox"/> Drug Influence Y: <input type="checkbox"/> N: <input checked="" type="checkbox"/> UK: <input type="checkbox"/>				

Attach Defendant's Photo

Defendant's Vehicle Make: _____ Type: _____ Year: _____ Color: _____ VIN: _____

Vehicle Towed to: _____ Tag: _____ Other Identifiers or remarks: _____

Name of victim(s) (if corporation, exact legal name and state of incorporation):
17 YEAR OLD WHITE FEMALE [REDACTED]

Count#	Offenses Charged	WC# / Citation #, (if applicable)	FS or Capias / Warrant #
1-2	SEXUAL BATTERY -CUSTODIAL/FAMILIAL		794.011(8B)

Probable Cause Affidavit

Before me this date personally appeared DETECTIVE MICHAEL SILVER 628 who being first duly sworn deposes and says that on 13 day of February, (year) 2014 at [REDACTED] (crime location) the above named defendant committed the above offenses charged and the facts showing probable cause to believe the same are as follows:

On 12/17/2013 [REDACTED] (the victim), who was a 17 year old female at the time of incident, began to reside with a temporary family in Pembroke Pines at [REDACTED] Oldy Ochoa Jr. (the suspect), who was a 48 year old male at the time of incident, is a police detective with the Miami Beach Police Department and had worked a previous case involving [REDACTED]. Ochoa decided to allow [REDACTED] to reside with him and his family in order to give her a safe place to reside. Ochoa used his position as a police detective to petition the courts to allow [REDACTED] to reside with his family in lieu of going through normal adoption procedures. [REDACTED] resided at that residence until 2/24/2014 when she ran away and reported the below described incidents to her case worker.

I swear the above statement is correct and true to the best of my know edge and belief.

DETECTIVE MICHAEL SILVER 628 SPECIAL VICTIMS UNIT
 Officer's Name/CCN Officer's Division

[Signature]
 Officer/Defendant's Signature

STATE OF FLORIDA
 COUNTY OF BROWARD

Sworn to (or affirmed) and subscribed before me this 18 day of July, 2014 (year).
 by DET SILVER (name and title), who is personally known to me or has produced

BADGE as identification.
Sgt. A. Goodwin Title/Rank and CCN Sgt. 0121469
[Signature] Notary Public, Deputy Clerk of the Courts, or Assistant State Attorney

Seventeenth Judicial Circuit
 Broward County
 State of Florida
 PPD (revised 10/07)

FIRST APPEARANCE/ARREST FORM
 (SHOULD ADDITIONAL SPACE BE NEEDED, USE THE PROBABLE CAUSE AFFIDAVIT CONTINUATION.)

(SEAL)
 Orig. Court
 2nd - State Attorney
 3rd - Filing
 4th - Arresting Agency

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Defendant's Last Name OCHOA	First, Middle OLDY	SUF JR	Alias/Street Name	Citizenship USA	

Name of victim(s) (if corporation, exact legal name and state of incorporation):

Count#	Offenses Charged	WC# / Citation #, (if applicable)	FS or Capias / Warrant #

Probable Cause Affidavit

Before me this date personally appeared DETECTIVE MICHAEL SILVER 628 who being first duly sworn deposes and says that on 13 day of February, (year) 2014 at [REDACTED] (crime location) the above named defendant committed the above offenses charged and the facts showing probable cause to believe the same are as follows:

[REDACTED] provided sworn testimony wherein she stated that she first met Ochoa when she was 11 years old. [REDACTED] was a runaway and Ochoa was a missing persons detective assigned to her case. [REDACTED] stated that was the only case that Ochoa was officially assigned to her, but she frequently saw him on other arrest cases that she had been involved in. [REDACTED] stated that Ochoa would say hello to her and ask how she was doing. [REDACTED] stated that she recently saw Ochoa at the Miami Beach Police Department, at which point, Ochoa told her that he saw "potential in her" and stated that he would take her to his home in order to reside with his family. [REDACTED] stated that she was treated well by the Ochoa family until Ochoa began to participate with her in a mutual sexual relationship. [REDACTED] stated that the inappropriate behavior began in January of 2014. [REDACTED] stated that when she and Ochoa would be seated on the living room couch, Ochoa would hold her hand and caress it. [REDACTED] and Ochoa would also kiss each other on the lips in passionate manner. [REDACTED] stated that she perceived Ochoa's intentions as, "wanting to fuck".

[REDACTED] testified that on or about February 13, 2014 at approx 0700 hours, Ochoa transported her, in the above mentioned unmarked police vehicle, from their Pembroke Pines residence [REDACTED] to [REDACTED] where she attends GED classes. [REDACTED] stated that prior to dropping her off at school, Ochoa parked the vehicle to the rear of the school in a secluded alley. Both Ochoa, who was seated in the driver's seat, and [REDACTED], who was seated in the front passenger seat, began to kiss each other on the lips in a passionate manner. Ochoa then pulled down his pants and presented his erect penis. [REDACTED] began to willingly perform fellatio on Ochoa. [REDACTED] then straddled on top of Ochoa who was still seated in the driver's seat. Ochoa placed his erect penis into [REDACTED] vagina (no condom used) for a period of time until he ejaculated inside of her vagina. Ochoa then removed his penis and used a white towel to clean himself up. Ochoa placed the same towel in the back seat of the vehicle. [REDACTED] stated that during the time of this incident, Ochoa was in his full "class B" duty uniform in preparation of working an off-duty police detail at the Miami Boat Show.

I swear the above statement is correct and true to the best of my know edge and belief.

DETECTIVE MICHAEL SILVER 628
 Officer's Name/CCN

SPECIAL VICTIMS UNIT
 Officer's Division

[Signature]
 Officer/Affiant's Signature

STATE OF FLORIDA
 COUNTY OF BROWARD

Sworn to (or affirmed) and subscribed before me this 18 day of July, 2014 (year).
 by DET SILVER (name and title), who is personally known to me or has produced
BADGE as identification.

Sgt. A. Badwin
 Print, Type or Stamp Commissioned Name of Notary Public

Sgt. 0121469
 Title/Rank and CCN

Sgt. A. Badwin
 Notary Public, Deputy Clerk of the Courts, or Assistant State Attorney

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Name of victim(s) (if corporation, exact legal name and state of incorporation):

Count#	Offenses Charged	WC# / Citation #, (if applicable)	FS or Capias / Warrant #

Probable Cause Affidavit

Before me this date personally appeared DETECTIVE MICHAEL SILVER 628 who being first duly sworn deposes and says that on 13 day of February, (year) 2014 at [REDACTED] (crime location) the above named defendant committed the above offenses charged and the facts showing probable cause to believe the same are as follows:

[REDACTED] testified to a second incident that occurred on 2/21/2014. Ochoa transported [REDACTED] to her independent living meeting at [REDACTED], Miami, Florida in the same unmarked police vehicle. After the meeting Ochoa transported [REDACTED] to a desolate wooded location in the area of NW 186 Street and approximately one mile East of US 27 (Latitude 25.942213, Longitude -80.411830) in Miami-Dade County, Florida. Upon arriving to the described area at approximately 1600 hours, both Ochoa, who was seated in the driver's seat, and [REDACTED], who was seated in the front passenger seat, began to kiss on the lips in a passionate manner. Ochoa exposed his erect penis, at which point [REDACTED] began to willingly perform fellatio. Ochoa removed a condom from the trunk of the same vehicle, which he used to have consensual vaginal sex with [REDACTED] after she performed fellatio on him. [REDACTED] straddled over Ochoa, who was still seated in the driver's seat. Ochoa placed his erect penis into her vagina (condom used) until he ejaculated. [REDACTED] stated that after Ochoa pulled the condom off of his penis, he dropped same condom onto the floor board of the vehicle. Ochoa immediately collected the fallen condom and stored it in an unknown location. Ochoa then allowed [REDACTED] to drive the unmarked police vehicle back to their Pembroke Pines residence. FDLE Agent Robert Herbert has joined this investigation for jurisdictional purposes.

[REDACTED] described Ochoa's penis to be approximately 5 inches and thick when erect, uncircumcised, larger than average testicles, maintained pubic hair, and the tip of his penis was reddish. On 3/17/2014, I executed a search warrant on Ochoa's body wherein images were taken of his penis and pubic area. The detailed description of Ochoa's penis and pubic area were similar to [REDACTED] description.

On 3/10/2014, I executed a search warrant on Ochoa's police vehicle. Certain areas located in the interior reacted to the ultraviolet light source. On 5/22/2014 I received a DNA report (Lab # 14-5432) which was prepared by the Broward Sheriff's Office Crime Laboratory on 5/2/2014. The report indicated that the DNA results from the epithelial fraction of item 5 indicated a mixture of Ochoa's sperm and [REDACTED] DNA. The odds of randomly selected an unrelated individual as a possible contributor are approx. 1 in 470,000. It should be noted that item 5 was taken from the front passenger seat, which is where [REDACTED] stated she seated herself after the sexual encounter.

Ochoa declined to comment on this investigation.

I swear the above statement is correct and true to the best of my know edge and belief.

DETECTIVE MICHAEL SILVER 628
 Officer's Name/CCN

SPECIAL VICTIMS UNIT
 Officer's Division

[Signature]
 Officer/Affiant's Signature

STATE OF FLORIDA
 COUNTY OF BROWARD

Sworn to (or affirmed) and subscribed before me this 18 day of July, 2014 (year).

by DET SILVER (name and title), who is personally known to me or has produced

BADGE as identification.

Sgt. A. Baldwin
 Print, Type or Stamp Commissioned Name of Notary Public

Sgt. 0121409
 Title/Rank and CCN

[Signature]
 Notary Public, Deputy Clerk of the Courts, or Assistant State Attorney