



Sworn Complaint

UNIVERSITY OF FLORIDA PD
BUILDING 51, MUSEUM ROAD
GAINESVILLE, FL

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|--|--|--|--|
| Report Date / Time 8/15/2017 4:16:34PM | Report Number UFPD55ARR00695M | Case Number/CAD Number UFPD17OFF001225 / UFPD17CAD052727 | Reporting Officer Name MCCARTHY, NIKITA D. |
| Originating Agency ORI FLO010600 | Occurrence Date Time Range 6/26/2017 12:00:00 AM - 8/15/2017 12:00:00 AM | Jurisdiction UFPD | Clearance |

2017CF3499A

Location of Occurrence

| | | | |
|------------------------------|---|--------------------|---------------------|
| Location Type | Location Description UF BOOKSTORE AND WELCOME CENTER, 886 | | |
| Street Number 1900 | Street MUSEUM RD. | Apt/Lot/Bldg | |
| County | City GAINESVILLE | State FL | Zip 32611 |

Suspect

| | | | | | | | |
|---|---------------------------------|----------------------------------|----------------------|-----------------------------------|--------------------|----------------------|--------------------|
| First Name RICHERD | Middle Name BRUTUS | Last Name DESIR- JONES | Suffix | Date Of Birth 10/7/1995 | Age 21 | Race BLACK | Sex MALE |
| SSN | MNI # UFPD15MNI006222 | Place of Birth | Height 603 | Weight 260 | Hair BLK | Eyes BRO | |
| DL or ID Number D262722953670 | ID State FL | ID Type | Address Type | | | | |
| Street Number 11744 | Street NW 26TH CT | Apt/Lot/Bldg | | | | | |
| County | City CORAL SPRINGS | State FL | Zip 33065 | Phone Number | Extension | | |
| Location Description | | | | | | | |

Arrest

| | | | |
|--|----------------------|-----------------------------|--------------------------|
| Arrest Date/Time 9/22/2017 2:50:20PM | Arrest Location Type | Arrest Location Description | |
| Street Number | Street | Apt/Lot/Bldg | County ALACHUA |
| City | State | Zip | |

2017 SEP 25 AM 10:49
 ALACHUA COUNTY FILE
 JESSIE IRBY
 CLERK OF COURTS

FILED
 OK 01

Charge(s)

| | | | | |
|---|-------------------------------|--|-------------------------------|----------------------------------|
| Counts 1 | Charge 817.034.4a3 | General Offense Code COMMITTED | Bond Amount \$ 0.00 | <input type="checkbox"/> No Bond |
| Charge Degree T | Charge Level FELONY | Arrest Offense Code Description FRAUD-SWINDLE | | |
| Charge Description OBTAIN PROPERTY UNDER 20000 DOLLARS | | | | |
| Clery Location Type On Campus Buildings | | | | |
| Counts 1 | Charge 817.568.2a | General Offense Code COMMITTED | Bond Amount \$ 0.00 | <input type="checkbox"/> No Bond |
| Charge Degree T | Charge Level FELONY | Arrest Offense Code Description FRAUD-IMPERSON | | |
| Charge Description USE/POSS ID OF ANOTHER PERSON WO CONSENT | | | | |
| Clery Location Type On Camp | | | | |



Probable Cause

On 8/15/17, I responded to the UF Bookstore in reference to a possible fraud case. I made contact with David Looney, Associate Director, and Michael Chambers, Electronic Technician at the UF Bookstore. Looney said it came to his attention that several UF students were adding funds in excess of \$1500

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to their UF Bookstore prepaid accounts. Looney said on average, students usually add around \$300 to their accounts for books, per semester. Looney said the students added funds electronically using their Gatorlink user name and password which was unique to each student. Looney said they usually deal with approximately five "chargebacks" per year. Looney explained that chargebacks were when the card holder whose card was used to fund the student's UF Bookstore debit account disputed the charge. Looney said they received several disputes in reference to two accounts, which was highly unusual. Those two accounts were of UF students Jordan Smith and Sarita Francis (after interviewing Francis, she said the transaction included Jordan Scarlett). Looney said it caused them to flag several other accounts after they received more disputes and launched an investigation into the matter. Looney said they found similar transactions to the debit accounts of Kadeem Telfort, Antonio Callaway, Ventrell Miller, Rick Wells Jr., James Houston IV, Keivonnis Davis, and Richerd Desir-Jones. Looney said all of the students had added large amounts of funds electronically to their UF Bookstore debit accounts using one or several different credit cards that did not belong to them. Some of the students even saved the card for future charges. Looney said the students then used the funds in their UF Bookstore debit accounts to purchase items from the UF bookstore in person. Looney said most of the items purchased were electronics, including items such as laptops, iPads, and Beats head phones. Looney said some of the students mentioned that they have sold the items. Looney said since Chambers recognized the names as athletes, they contacted the University Athletic Association, Inc. (UAA) Compliance Office first. Looney said at the time they were not aware that the credit cards were stolen and the students were committing fraud.

On 7/21/17, at 1433 hours, Richerd Desir-Jones successfully added \$1,970.00 to his UF Bookstore debit account using a credit card ending in [REDACTED] (authorization # [REDACTED]) via the internet. The credit card ending in [REDACTED] used to add the funds belonged to Kristen Battaile of 2743 Stirling Ct, Carlsbad, CA, 92010. The IP address captured for the transaction was 66.87.148.85, and a subpoena was sent to Sprint for the subscriber's information.

On the same day, 7/21/17, at 1506 hours, Desir-Jones went in person to the UF Bookstore and filled out a paper computer order form for an Apple MacBook Pro to which he handwrote his name, the date, phone number, home address, and email address. The purchase included an Apple MacBook Pro - 13" Display - Intel Core i5 - 8 GB Memory - 256GB in gray for \$1,699.00, serial number SC02TTE3QHV2L, and a USB-C to USB adapter for \$19.00. The purchase of the laptop computer came with a Beats Solo 3 Wireless Headphones (in rosegold) with use of the coupon code 5000008636 at no additional charge. The total for the order, including tax was \$1,829.67. Desir-Jones signed the order form in agreement that he understood that the educationally priced merchandise cannot be re-sold for 12 months (attached).

On 8/11/17, after the bookstore began receiving chargebacks, Desir-Jones paid \$1,829.67 to the UF Bookstore to settle his account.

On 9/20/17, I received an email that Battaile had disputed the charge of \$1,970.00 as a fraudulent transaction that was placed on 7/21/17 by Desir-Jones. We spoke to Battaile and she said she did not know anyone at UF and did not authorize the charge.

Desir-Jones unlawfully obtained the identifying information of Kristen Battaile to include her name, credit numbers, expiration date, security code, and billing address of the credit card ending in [REDACTED]. Desir-Jones used the credit card without authority or consent. Desir-Jones intended to defraud the victim when he used Battaile's credit card to obtain money by using it to add \$1,970.00 to his UF Bookstore debit account. Desir-Jones then used the funds in his UF Bookstore debit account to purchase a laptop computer, USB cable, and Beats headphones.

Desir-Jones declined to be interviewed. I was contacted by his lawyer, Reginald Hicks and he advised that Desir-Jones will not speak to us or make a statement.

Desir-Jones was charged with the following:

- 1 count of Fraudulent use of credit card.
- 1 count of Fraudulent use of identity of another without consent.
- 1 count of Scheme to defraud.

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Other Person(s)

| | | | | | | | |
|-----------------------|---------------------|--------------------------|----------------------|--------------|---------------|------|--------------|
| Person Type VICTIM | First Name STATE | Middle Name OF | Last Name FLORIDA | Suffix | Date Of Birth | Age | Race |
| Sex | SSN | MNI # UFPD11MNI001893 | Place of Birth | Height | Weight 0 | Hair | |
| Eyes | DL or ID Number | ID State | ID Type | Address Type | | | |
| Street Number | Street | | | | | | Apt/Lot/Bldg |
| County | City | State | Zip | Phone Number | Extension | | |
| Location Description | | | | | | | |

The undersigned certifies and swears that he/she has just and reasonable grounds to believe that the above named Defendant, committed violation(s), of law, on the below date(s) and time(s), as listed in the probable cause associated with this report:

Reporting Officer

| | | | |
|--|---|----------------------|--|
| Officer Name MCCARTHY, NIKITA D. | Officer Rank OFFICER | Officer ID No 082 | Sworn and subscribed before me, the undersigned authority This the <u>22</u> day of <u>September, 2017</u> DEPUTY OF THE COURT, NOTARY OR LAW ENFORCEMENT OFFICER |
| Officer Agency UNIVERSITY OF FLORIDA PD | Officer Signature <i>Nikita McCarthy</i> 82 | | |

Approving Supervisor

| | | | |
|--------------------------------------|---------------------|---------------------|------------------------|
| Officer Name <i>Ellen Duffy</i> | Officer Rank SGT | Officer ID No 26 | Officer Agency UFPD |
| Officer Signature <i>Ellen Duffy</i> | | | |