

Sheriff



Larry Ashley, Okaloosa County Sheriff

1250 Eglin Parkway • Shalimar, Florida 32579-1234
Phone: (850) 651-7410 • Email: sheriff@sheriff-okaloosa.org

December 28, 2011

FWB MAN FACES ARMED ROBBERY AND BATTERY CHARGES



Okaloosa Sheriff's Deputies and an agency K-9 unit were able to track down a suspect who had knocked a man unconscious in an unprovoked attack. Their investigation then determined the same person was also responsible for an armed robbery.

29-year old Miguel Angel Hernandez of Colonial Drive faces charges of battery causing bodily harm and armed robbery.

Deputies responded to the call of the armed robbery in the parking lot of the Circle K on Racetrack Road shortly before ten p.m. December 16th. Three individuals say a man got out of an SUV there, got into their car with a gun, and demanded money. He left with a small amount of cash, a Florida Gator backpack, cell phone and gym bag. A short time later, a 9-1-1 call was received from the area of Denton Boulevard in regards to a man trying to take a woman's cell phone. The individual, later identified as Hernandez, had used his fist to knock out another person who tried to intervene. The suspect was apparently "running from police" and needed a working phone. The K-9 and deputies tracked Hernandez to a home several blocks away and arrested him on the battery charge. The victim of the battery was treated for his injuries at Fort Walton Beach Medical Center.

Hernandez meanwhile had an injury to his right hand with his finger split open to the bone.

Two of the victims of the armed robbery positively identified Hernandez as the suspect.

The SUV he had been driving was later located on Air Force Street with some of the stolen items inside.

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The Okaloosa County Sheriff's Office is accredited by the
Commission for Florida Law Enforcement Accreditation.

"The Okaloosa County Sheriff's Office provides equal access and equal
opportunity in employment and services and does not discriminate"

IN THE CIRCUIT/COUNTY COURT IN THE FIRST JUDICIAL CIRCUIT IN AND FOR OKALOOSA COUNTY, FLORIDA

OKALOOSA CO SHERIFF'S OFFICE

ARREST REPORT

REPORT NO: OCSO11ARR012536

Jail Booking No	Offense No OCSO11OFF013186	Other No OCSO11CAD186166	OBTS
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[SUSPECT]

<u>Last</u>	<u>First</u>	<u>Middle</u>	<u>Title</u>	<u>Race</u>	<u>Sex</u>	<u>DOB</u>	<u>Age</u>	<u>Hgt</u>	<u>Wgt</u>
HERNANDEZ	MIGUEL	ANGEL		H	M	8/9/1982	29	5'08"	189
<u>Eyes</u>	<u>Hair</u>	<u>MNI Number</u>	<u>SSN</u>	<u>ID. No.</u>	<u>St</u>	<u>Type</u>	<u>OCA/Agency ID</u>		
BRO	BLK	OCSO08MNI007360		H655541822890	FL	ID	187069		

Birth Location: City: HOLLYWOOD County: State: FLORIDA Nation: U.S.A. Citizenship: U.S.
Address

618 COLONIAL DR FT WALTON BCH FL 32547

Occupations (Current/Last Known is Listed First)

Business: CAPTAIN DAVE'S, Job Title: , Phone: (850)837-2627 Entered: 12/12/2011
3796 SCENIC HIGHWAY 98 Suite: DESTIN FL 32541

Business: , Job Title: UNEMPLOYED-CONSTRUCT, Entered: 5/9/2008
Suite:

Aliases (Last, First Middle Title DOB)

Street Names
CUBA
CUBAN

RECEIVED

DEC 19 2011

BY: 
OCSO

[INCIDENT INFORMATION]

Occurred Date Range:	12/16/2011	22:14	to	12/16/2011	22:14	Lat / Long	30.44203 / -86.62173
No.	Di	Street	Apt/Lot	City	ST	Zip	(GEO)
		DENTON BLVD @ BOB S		FORT WALTON BEA	FL	32547	2 - 16 - -

[CHARGES]

784.03.1a2

BATTERY

CAUSE BODILY HARM

<u>Counts</u>	<u>Level</u>	<u>Degree</u>	<u>GOC</u>	<u>UCR</u>	<u>NCIC</u>	<u>AON</u>	<u>Bond Amount</u>
1	Misdemeanor	First	Facilitate	130B		1319	

[STATEMENT OF PROBABLE CAUSE / NARRATIVE]

At approximately 10:17 PM on 12/16/11 I responded to the area of Bob Sikes Road and Denton Blvd, FWB, FL in reference to a 911 call regarding an unknown black male who had just battered a man and rendered him unconscious. Per OCSO Dispatch, the caller, who was identified on scene as witness Shawn Reicherzer, advised that the suspect was still on scene in a verbal argument with several other people. I responded from approximately two blocks away where I was assisting in a robbery call that had just occurred (OCSO #11-131185) in which the defendant was also found to be involved. As I was arriving on scene I observed the defendant, later identified as Miguel Angel Hernandez, running east on Bob Sikes Rd. When I arrived on scene where I observed the victim, Emile Moreels laying on the ground unresponsive. EMS transported Moreels to FWB Medical Center where I was able to obtain sworn verbal and written statements after he was treated.

Moreels stated that he had walked over to the alley area behind the trailer of witness Felisia Ann Pettry. He stated he at this time he observed Pettry standing near her backyard fence talking to a light skinned black male who had taken her phone from her, used it then threw it on the ground. Moreels stated he approached Hernandez and Pettry at which time Hernandez asked for a flashlight and the two men got into a short verbal argument. Moreels stated that he continued walking past Hernandez towards Pettry and as he did so, he was struck by Hernandez on the top of his head. Moreels described Hernandez as a "black male, wearing no shirt, with a bald head or a 'buzz cut', gold teeth and having tattoos on his arm and chest."

Witnesses Felisia Ann Pettry, Pamela Menard and Shawn Reicherzer each provided sworn verbal and

ARREST REPORT

REPORT NO: OCSO11ARR012536

written statements in which they all reported that "a black male" or a "Hispanic male", who "had no shirt, tattoos, bald head and gold teeth" approached Pettry her in her back yard and demanded to use her cell phone. They also each reported this male stated "he was running from the cops" and "needed to call someone for a ride." Pettry stated her phone died, so Hernandez threw it on the ground which caught Moreels attention. According to Pettry, she started yelling at Hernandez which caused Moreels to come over and have "words" with Hernandez. Pettry stated she then saw Hernandez strike Moreels in the head with his fist and cause him to go unconscious. Menard and Pettry stated at that time Menard came out, at which time Hernandez snatched her phone, called someone, then took off running down Bob Sikes Road. I observed the call logs on both Pettry's phone and on Menard's phone and saw that the number dialed by the defendant Hernandez is the same number documented in OCSO records on 12/12/11 as his own cell phone number.

An OCSO K-9 officer and several other uniformed OCSO officers responded to the scene and were able to successfully track the defendant to a location approximately 4-6 blocks away from the scene. The defendant was subsequently taken into custody at the residence belonging to his girlfriend's parents. Witness Pettry was transported to the area for a "show up" at which time she positively identified defendant Hernandez as the person who used her phone and who battered Moreels. I made contact with the defendant at FWB advised him of his Mirandized and advised that he was under arrest for battery. At that time Hernandez voluntarily stated that he was in the area of the incident but was "just walking by" when Moreels approached him, started a verbal argument then attacked him with a knife which caused him to have to defend himself by striking Moreels. It should be noted that the defendant Hernandez had a serious injury to his right hand i.e his finger was split open to the bone down the entire length of the top half. Hernandez was still bleeding profusely at the time I interviewed him, however there was zero blood located at the scene of the battery and no blood found on Moreels.

Based on the facts and information as stated above, I have reason to believe and do believe that Miguel Angel Hernandez committed the offense of Battery with Injury/Bodily Harm in violation of F.S.S. 784.03(1)(a)(2). After being treated and released, Hernandez was transported directly to the Okaloosa County Jail where he was booked on this charge. This offense occurred in Okaloosa County where I am a sworn law enforcement officer.

I hereby swear (or affirm) that the facts established on this affidavit are true and correct to the best of my knowledge and belief.

[Signature]
Signature (Arresting Officer)

SHEPARD, SONYA M
Name

172
ID/SSN

Subscribed and sworn to (or affirmed) before me this 17 day of December A.D., 2011 by SHEPARD
who is personally known to me or has produced _____ as identification.

V. M. M. 001 204
Signature

____ Notary Public

LEO _____ CO

Commission No: _____ My Commission Expires _____

IN THE CIRCUIT/COUNTY COURT IN THE FIRST JUDICIAL CIRCUIT IN AND FOR OKALOOSA COUNTY, FLORIDA

OKALOOSA CO SHERIFF'S OFFICE

ARREST REPORT

REPORT NO: OCSO11ARR012536

[PHYSICAL EVIDENCE] [NO PHYSICAL EVIDENCE LISTED]

[ARREST INFORMATION]

Arrested 12/16/2011 22:14	Residency Within jurisdiction	Injured Arrestee	Extent of Injury Minor (treated in hospital)	Resist Yes
		Arrested Prior Yes	Arrest Jurisdiction Within jurisdiction	Alcohol Unknown
No. 695	Di Street TYNER ST	A/L	City FORT WALTON BEA FL	ST Zip FL 32547
Arresting Officer 172 SHEPARD, SONYA M		Unit OCSO/FSV/SOUTH/BD/B-SHIFT	(GEO) 2 - 16 - -	Lat / Long 30.44203 / -86.62173
Reporting Officer 172 SHEPARD, SONYA M		Unit OCSO/FSV/SOUTH/BD/B-SHIFT		Officer Type OCSSO
Forward to for approval OCSO/FSV/SOUTH/BD/B-SHIFT				Original Offense Jurisdiction OCSSO

Bond Set by LEO at Time of Arrest & Booking: \$0.00

- None
- ROR
- Cash
- Pro

Bond Set by Judge None ROR/Sign
 Cash PTR
 Any
 Pro
 PtrIQ

Purge _____
 SC _____

Return Court: COUNTY COURT: MISDEMEA Date: 1/3/2012 Time: 1:00
 Instructions: _____

[DISPOSITION]

<u>Disposition Type</u>	<u>Release Type</u>	<u>Other Desc</u>
<u>Release Date</u>	<u>Release Time</u>	<u>Release Officer</u>
<u>Released To</u>		<u>Printed</u> <u>Printed By</u> No
<u>Court Disposition Type</u>	<u>Court Disposition Description</u>	

[ADDITIONAL PERSONS]

IN THE CIRCUIT/COUNTY COURT IN THE FIRST JUDICIAL CIRCUIT IN AND FOR OKALOOSA
COUNTY, FLORIDA

ARREST REPORT

OKALOOSA CO SHERIFF'S OFFICE

REPORT NO: OCSO11ARR012536

COURT DISPOSITION: _____

(right index)

- No Bill / Petition Issue Warrant Prosecution Approved

Signature of Assistant State Attorney

Date

IN THE CIRCUIT/COUNTY COURT IN THE FIRST JUDICIAL CIRCUIT IN AND FOR OKALOOSA COUNTY, FLORIDA

OKALOOSA CO SHERIFF'S OFFICE

ARREST REPORT

REPORT NO: OCSO11ARR012539

Jail Booking No	Offense No OCSO11OFF013185	Other No OCSO11CAD186153	OBTS
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[SUSPECT]

<u>Last</u>	<u>First</u>	<u>Middle</u>	<u>Title</u>	<u>Race</u>	<u>Sex</u>	<u>DOB</u>	<u>Age</u>	<u>Hgt</u>	<u>Wgt</u>
HERNANDEZ	MIGUEL	ANGEL		H	M	8/9/1982	29	5'08"	189
<u>Eyes</u>	<u>Hair</u>	<u>MNI Number</u>	<u>SSN</u>	<u>I.D. No.</u>	<u>St</u>	<u>Type</u>	<u>OCA/Agency ID</u>		
BRO	BLK	OCSO08MNI007360		H655541822890	FL	ID	187069		

Birth Location: City: HOLLYWOOD County: State: FLORIDA Nation: U.S.A. Citizenship: U.S. Address

941 POCAHANTAS DRIVE Apt/Lot: 58 FORT WALTON BEACH FL 32547

Occupations (Current/Last Known is Listed First)

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3796 SCENIC HIGHWAY 98 Suite: DESTIN FL 32541

Business: , Job Title: UNEMPLOYED-CONSTRUCT, Entered: 5/9/2008
Suite:

Aliases (Last, First Middle Title DOB)

Street Names
CUBA
CUBAN

RECEIVED

DEC 19 2011

BY: 
OCSO

[INCIDENT INFORMATION]

Occurred Date Range:	12/16/2011	21:54	to	12/16/2011	21:54	Lat / Long	30.44916 / -86.62383
No.	Di	Street	Apt/Lot	City	ST	Zip	(GEO)
213	NW	RACETRACK RD		FORT WALTON BEA	FL	32547	2 - 16 - -

[CHARGES]

812.13.2a

ROBBERY

ROBBERY WITH FIREARM

<u>Counts</u>	<u>Level</u>	<u>Degree</u>	<u>GOC</u>	<u>UCR</u>	<u>NCIC</u>	<u>AON</u>	<u>Bond Amount</u>
3	Felony	First	Not Applicable	1200		1299	

[STATEMENT OF PROBABLE CAUSE / NARRATIVE]

On December 16, 2011, I responded to an armed robbery outside the Circle K located at 213 NW Racetrack Road, Fort Walton Beach, Florida. Investigation revealed that three victims reported that a male exited a sport utility vehicle (SUV) and entered their vehicle. Once inside the suspect said he was from, "Miami", brandished a gun (black semi-automatic), cocked it in front of them, and told all three occupants to give him their money. The suspect departed with over \$63.00 in currency, a black Florida gator backpack (with victim's ID) and a cell phone and gym bag. All three victims provided written affidavits and all three stated they were in fear.

The investigation into a separate battery offense (11-13186) on Denton Boulevard, led to the identification of Miguel Angel Hernandez as a suspect in the battery. During the investigation, deputies learned from witnesses that the male, Hernandez, was, "Running from the police" and needed a phone. Hernandez fled and was later tracked to an address on Tyner Street. A show up was done with all three robbery victims. Two of the victims positively identified Hernandez as being the male who pulled the gun on them, and took their property. The third victim was 90 percent sure.

The SUV that the suspect exited from at the Circle K was later located on Air Force Street with the victim's backpack and Choctaw ID inside it.

Contact was then made with Hernandez's girlfriend, Angel Maddan. Maddan, in a sworn statement admitted to dropping off Hernandez at Circle K, watching him get into a vehicle with "young white guys" and then waiting for him until he walked back to their car. Maddan said Hernandez always carries a backpack with him and could not remember if

ARREST REPORT

REPORT NO: OCSO11ARR012539

he had one with him.

Contact was made with Hernandez at Fort Walton Medical Center. During a post Miranda interview, Hernandez, denied stopping at the Circle K and denied getting into anyone's vehicle while there.

Based on the affidavits, the identification of the suspect by the victims and the locating of the victim's backpack and ID inside the SUV, I have reason to believe Miguel Angel Hernandez did violate FSS 812.13.2a Robbery with Firearm 3 cts. This offense occurred in Okaloosa County, Florida.

I hereby swear (or affirm) that the facts established on this affidavit are true and correct to the best of my knowledge and belief.

Signature (Arresting Officer) SCHILL, SAMANTHA 138 ID/SSN

Subscribed and sworn to (or affirmed) before me this 17 day of December A.D., 2011 by Samantha Schill who is personally known to me or has produced as identification.

Signature Notary Public X LEO CO

Commission No: My Commission Expires

[PHYSICAL EVIDENCE] [NO PHYSICAL EVIDENCE LISTED]

[ARREST INFORMATION]

Table with columns: Arrested, Residency, Injured, Extent of Injury, Resist, Arrested Prior, Arrest Jurisdiction, Alcohol, Drugs, No, Yes, Within jurisdiction, Yes, A/L, City, ST, Zip, Lat / Long, Officer Type. Includes details for Officer SCHILL, SAMANTHA and jurisdiction OCSO/FSV/SOUTH/BD/B-SHIFT.

Bond Set by LEO at Time of Arrest & Booking: \$0.00
() None
() ROR
() Cash
() Pro

Bond Set by Judge () None () ROR/Sign
() Cash () PTR

IN THE CIRCUIT/COUNTY COURT IN THE FIRST JUDICIAL CIRCUIT IN AND FOR OKALOOSA COUNTY, FLORIDA

ARREST REPORT

OKALOOSA CO SHERIFF'S OFFICE

REPORT NO: OCSO11ARR012539

- Any
- Pro
- PtrIQ

Purge

SC

Return Court: CIRCUIT COURT; FELONY Date: 2/7/2012 Time: 15:30

Instructions: _____

[DISPOSITION]

<u>Disposition Type</u>	<u>Release Type</u>	<u>Other Desc</u>
<u>Release Date</u>	<u>Release Time</u>	<u>Release Officer</u>
		<u>Printed</u> <u>Printed By</u>
		<u>No</u>

Released To

<u>Court DispositionType</u>	<u>Court Disposition Description</u>
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[ADDITIONAL PERSONS]

COURT DISPOSITION: _____

(right index)

- No Bill / Petition Issue Warrant Prosecution Approved

Signature of Assistant State Attorney

Date