

Sheriff



Larry Ashley, Okaloosa County Sheriff

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January 28, 2013

OCSO ARRESTS PENSACOLA MAN FOLLOWING EXECUTION OF NARCOTICS SEARCH WARRANT



The Okaloosa County Sheriff's Office arrested a Pensacola man today following the execution of a narcotics search warrant at a local business.

24-year old Jony Sikder of 6216 Suntan Circle is charged with sale of a controlled substance within 1000 feet of a convenience store.

Investigators executing a search warrant at the Five Brothers store at 601 James Lee Boulevard in Fort Walton Beach also seized a large amount of suspected synthetic cannabimimetic agents, along with an assortment of glass pipes and other items.

The investigation began in June of 2012 and is ongoing.



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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

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OKALOOSA CO SHERIFF'S OFFICE

ARREST REPORT
REPORT NO: OCSO13ARR000990

Jail Booking No	Offense No OCSO12OFF007480	Other No OCSO12CAD100697	OBTS 4601090797
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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>
SIKDER	JONY			U	M	6/10/1988	24	5'06"	150
<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	OCSO12MNI015586					193376		

Birth Location: City: County: State: Nation: BANGLADESH Citizenship: UNITED STATES

Address

6216 SUNTAN CIRCLE PENSACOLA FL 32526

Occupations (Current/Last Known is Listed First)

Business: FIVE BROTHERS, Job Title: , Entered: 12/6/2012

601 JAMES LEE RD Suite: FORT WALTON BEACH FL 32547

Aliases (Last, First Middle Title DOB)

* none found in MNI *

Street Names

* none found in MNI *

[INCIDENT INFORMATION]

Occurred Date Range:	1/14/2013	14:00	to	1/14/2013	15:00	Lat / Long		
No.	Di	Street	Apt/Lot	City	ST	Zip	(GEO)	
601		JAMES LEE BLVD		FORT WALTON BEAC	FL	32547	2 - 16 - -	

[CHARGES]

893.13.1e2

MARIJUANA-DISTRIBUTE

DEL W/I 1000 FT WORSHIP-BUSN SCH I

<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	Felony	Second	Principal	350A		3565	

[STATEMENT OF PROBABLE CAUSE / NARRATIVE]

In the month of June 2012, your Affiant along with members of the Okaloosa County Multi-Agency Drug Task Force initiated an investigation into the distribution of large quantities of controlled synthetic cannabinoids and/or synthetic cathinones that was occurring in Okaloosa County, Florida.

The investigation focused on a store identified as 5 Brothers located at 601 James Lee Blvd, Fort Walton Beach, Florida 32547. The business is involved in the selling of synthetic Cannabinoids, Synthetic Cathinones and/or Synthetic Phenethylamines.

In an effort to further this investigation, your Affiant did act as an Undercover Police Officer (UC), to conduct a controlled purchase of suspected synthetic drugs from as 5 Brothers located at 601 James Lee Blvd, Fort Walton Beach, Florida 32547.

On January 14 2013, Your Affiant made a controlled purchase of synthetic cannabinoids, specifically "Green Lotus" 5 Brothers located at 601 James Lee Blvd, Fort Walton Beach, Florida utilizing a set of established procedures. Prior to the controlled purchase, surveillance was established at 5 Brothers located at 601 James Lee Blvd, Fort Walton Beach, Florida. This controlled purchase was made within a convenience business and within 500 feet of Tom Thumb located at 609 James Lee Blvd, Fort Walton Beach, Florida.

The suspected synthetic cannabinoids "Green Lotus" was sent to Florida Department of Law Enforcement Crime Lab for chemical analysis.

On January 22, 2012, your Affiant received information from the FDLE chemistry analysis of the "Green Lotus"

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identifying the substance as XLR11 ((1-(5-fluoropentyl)-1H-indol-3-yl)(2,2,3,3-tetramethylcyclopropyl)methanone).

Previously on December 11, 2012, Florida Attorney General Pam Bondi issued 2ER12-1. This emergency rule specifically lists XLR11 ((1-(5-fluoropentyl)-1H-indol-3-yl)(2,2,3,3-tetramethylcyclopropyl)methanone) as a synthetic cannabinoid and makes it a Schedule I controlled substance in 893.03.

Also on December 11, 2012, a Cease and Desist letter was issued to the employee on duty at the 5 Brothers located at 601 James Lee Blvd, Fort Walton Beach, Florida. The letter advised that pursuant to the new Emergency Rule 2ER12-1, any business or person who possesses, manufactures, distributes and/or sells these substances is subject to criminal prosecution and/or civil penalties as authorized by Florida Statutes.

The letter directed the business to immediately cease and desist the possession, manufacture, distribution and sale of these compounds and surrender forthwith any such compounds they may have in their possession to the Deputy presenting them the letter.

As a result of this cease and desist letter, employees of the premises to be searched voluntarily relinquished a large amount of products suspected to be synthetic Cannabinoids, Synthetic Cathinones and Synthetic Phenethylamines.

The employee on duty December 11, 2012 was the defendant, Jony Sikder. Sikder was also the employee that your affiant conducted controlled purchase of controlled substances with on January 14, 2013. Sikder even positively identified himself in a picture that was taken during the transaction.

Based on your Affiant's investigation, your Affiant has just and reasonable cause to believe, and does believe, that the above named defendant, Jony Sikder, violated F.S.S. 893.13.1e2, Sale of a Schedule I Controlled Substance within 1000 feet of a convenience business: as XLR11 ((1-(5-fluoropentyl)-1H-indol-3-yl)(2,2,3,3-tetramethylcyclopropyl)methanone). This offense did occur in Okaloosa County, Florida, where your Affiant is a full time 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.

_____	REWIS, CHAD	085
Signature (Arresting Officer)	Name	ID/SSN

Subscribed and sworn to (or affirmed) before me this 28 day of January A.D., 2013 by _____ who is personally known to me or has produced _____ as identification.

_____	_____ Notary Public	_____ LEO	_____ CO
Signature			

Commission No: _____ My Commission Expires _____

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[PHYSICAL EVIDENCE] [NO PHYSICAL EVIDENCE LISTED]

[ARREST INFORMATION]

Arrested	Residency	Injured	Extent of Injury	Resist
1/28/2013 11:00	Within state	None	N/A	No
		Arrested Prior	Arrest Jurisdiction	Alcohol
		Unknown	Within jurisdiction	Unknown
No.	Di	Street	A/L	City
601		JAMES LEE BLVD		FORT WALTON BEAC FL
				ST Zip
				32547
Arresting Officer			Unit	(GEO) 2 - 16 - -
085 REWIS, CHAD			OCSO/FSV/INV/SID/DTF	Officer Type
Reporting Officer			Unit	Original Offense Jurisdiction
089 REWIS, CHAD			OCSO/FSV/INV/SID/DTF	OCSO
Forward to for approval				
OCSO/FSV/INV/SID/DTF				

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

PtIQ

Purge _____

SC _____

Return Court: CIRCUIT COURT: FELONY Date: 3/12/2013 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>
		No
<u>Released To</u>		
<u>Court Disposition Type</u>	<u>Court Disposition Description</u>	

[ADDITIONAL PERSONS]

WITNESS STATEMENT

Last	First	Middle	Title	R	S	DOB
SIKDER	JONY			U	M	06/10/1988

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

ID / SSN SIKDER, JONY

COURT DISPOSITION:

[Empty lines for court disposition]

(right index)

- No Bill / Petition Issue Warrant Prosecution Approved

Signature of Assistant State Attorney Date

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