

**JUDICIAL COPY**

**OKALOOSA CO SHERIFF'S OFFICE**

Jail Booking No	Offense No <b>OCSO19OFF010071</b>	Other No <b>OCSO19CAD124093</b>	OBTS
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<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>
DIAZ	ALBERT			W	M	1/6/1981	39	5'03"	165
<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	OCSO14MNI011956	124-64-3529	D200020810060	FL	E	233757		

**██████████ FORT WALTON BEACH**

**\* none found in MNI \***

Occurred Date Range: 6/30/2019 03:00 to 6/30/2019 10:10					Lat / Long 30.39673 / -86.50609		
No.	Di	Street	Apt/Lot	City	ST	Zip	(GEO)
4		COMMERCE DR	1	DESTIN	FL	32541	3 - 25 - 121 - 1006

<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>
<b>1</b>	<b>Felony</b>	<b>Second</b>	<b>Not Applicable</b>	<b>090C</b>		<b>0910</b>	

[VAFIDEA 2/13/2020 13:49]

**COPY**

WARRANT/OTTIC ACTIVE

OKALOOSA CO SHERIFF'S OFFICE

REPORT NO: OCSO20ARR001451

beginning at 9:09 AM, a full 61 minutes before calling 911.

In a sworn interview, witness Jose "Pepe" Clark said the Defendant called him several times saying that the Victim "won't wake up." Clark repeatedly told the Defendant to call 911 and initiate CPR. Phone records show 4 phone calls to Clark beginning at 9:30 AM, 40 minutes before the 911 call. The Defendant also told Clark that he and the Victim left Bric a Brac together and stopped at Unit 1 "to do a couple of lines."

In a sworn interview, witness Angel Mercado said the Defendant called him several times, asking to be immediately picked up. Phone records show 3 calls to Mercado beginning at 9:21 AM, 49 minutes before the 911 call. These calls for a ride illustrated the Defendant's intentions to flee the scene rather than provide aid to the Victim.

Witness and ex-girlfriend Rocely Castro swore in a telephone interview from North Carolina that the Defendant said he went with the Victim to the unit on Commerce Drive and they "did drugs together."

On 07/16/2019, the autopsy report was received and listed the Victim's cause of death as "Multiple Drug Intoxication (Fentanyl, Ethanol)."

On 7/24/2019, Post Miranda, the Defendant said he "couldn't recall" making other phone calls before calling 911. When informed of the actual phone evidence, he said he didn't call 911 right away because he didn't think the Victim was dead, that she was a "young girl," and "her hands weren't cold." These statements, combined with his calls to Mr. Clark for assistance, illustrate the Defendant was cognizant the Victim may still be alive but nevertheless was experiencing a serious medical episode.

Based upon my investigation, I have probable cause to believe the Defendant, Albert Diaz, did violate F.S.S. 782.07(1), Manslaughter by culpable negligence. By not seeking medical aid for 61 minutes or more after observing the Victim on the floor, he displayed gross and flagrant disregard for her safety. He should have reasonably known his conduct was likely to cause death or great bodily injury.

This offense occurred in Okaloosa County, Florida, where your affiant is a sworn law enforcement officer.

Signature (Arresting Officer)

Name

ID/SSN

Subscribed and sworn to (or affirmed) before me this 6 day of March A.D., 2020 by \_\_\_\_\_  
who is personally known to me or has produced \_\_\_\_\_ as identification.

Signature

Notary Public

LEO

CO

Commission No: \_\_\_\_\_ My Commission Expires \_\_\_\_\_

Supervisor Signature

Date

Supervisor Name ( Please Print )

Rank

OCSO20ARR001451

Printed On: 3/6/2020 3:17:04 PM

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[VAFIDEA 2/13/2020 13:49]

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

COPY

WARRANT/OTTIC ACTIVE

OKALOOSA CO SHERIFF'S OFFICE

REPORT NO: OCSO20ARR001451

[ PHYSICAL EVIDENCE ] [NO PHYSICAL EVIDENCE LISTED]

[ ARREST INFORMATION ]

Arrested	Residency	Injured	Extent of Injury	Resist
	Within jurisdiction			
		Arrested Prior	Arrest Jurisdiction	Alcohol
				Drugs
No.	Di	Street	A/L	City
			ST	Zip
				Lat / Long
Arresting Officer		Unit	(GEO) - - -	Officer Type
Reporting Officer		Unit		Original Offense Jurisdiction
075	VAFIDES, ALAN H	OCSO/FSV/INV/CID		OCSO
Forward to for approval				
OCSO/FSV/INV/CID				

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

( ) None

( ) ROR

( ) Cash

( ) Pro

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

( )Purge TRANSPORT  
( )SC

Return Court: CIRCUIT COURT: FELONY Date: Time:   
Instructions:

[ COURT INFORMATION ]

Court	Judge	Date
Sent		
Rcvd	CIRCUIT	MASON
		2/13/2020
Court Case Number	19-10071	

Assigned To:

[ DISPOSITION ]

Disposition Type	Release Type	Other Desc
Release Date	Release Time	Release Officer
		Printed Printed By
		No
Released To		

COPY

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

COPY

WARRANT/OTTIC ACTIVE

OKALOOSA CO SHERIFF'S OFFICE

REPORT NO: OCSO20ARR001451

Court DispositionType

Court Disposition Description

[ ADDITIONAL PERSONS ]

COURT DISPOSITION: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

( right index )

☐ No Bill / Petition    ☐ Issue Warrant    ☐ Prosecution Approved

\_\_\_\_\_  
Signature of Assistant State Attorney

\_\_\_\_\_  
Date