1100307299

# COMPLAINT/ARREST AFFIDAVIT

| OBTS NUMBER | ARMED FORCES | BWC | POLICE CASE NO. |
|---|---|---|---|
| 1301369012 | NO | YES | 1901300007726 |

SPECIAL OPERATION: [X] FELONY [X] MISD [ ] TRAFFIC [ ] JUV [ ] DV [ ] MOVES [ ] CIV INF [ ] WARRANT FUGITIVE WARRANT: [ ] In State [ ] Out State

| JAIL NO. | PMHD | COURT CASE NO. |
|---|---|---|
| 190124491 | NO | F19002115 |

| IDS NO. | AGENCY CODE | MUNICIPAL P.D. DEF. ID NO. | MDPD RECORDS AND ID NO. | STUDENT ID NO. | GANG RELATED | FRAUD RELATED |
|---|---|---|---|---|---|---|
| 3265070 | 001 | | 1208610 | | NO | NO |

DEFENDANT'S NAME (LAST, FIRST, MIDDLE): MATO, ADRAIN MONTERO

ALIAS and / or STREET NAME:

SIGNAL:

| DOB (MM/DD/YYYY) | AGE | RACE | SEX | HISPANIC: ETHNICITY: | HEIGHT | WEIGHT | HAIR COLOR | HAIR LENGTH | HAIR STYLE | EYES | GLASSES | FACIAL HAIR | TEETH |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| 04/14/1995 | 23 | W | M | NO / OTH | 5'07 | 150 | BLN | SHT | STR | BLU | NO | FUL | NOR |

SCARS, TATTOOS, UNIQUE PHYSICAL FEATURES (Location, Type, Description):

PLACE OF BIRTH (City, State/Country): SP

LOCAL ADDRESS:

PHONE:

CITIZENSHIP: SP

PERMANENT ADDRESS (Street, Apt. Number): 601 BISCAYNE BLVD

(City): MIAMI (State): FL (Country): US (Zip): 33132

PHONE:

OCCUPATION: LABOR

SCHOOL OR BUSINESS ADDRESS (Street, Apt. Number) (City) (State) (Country) (Zip):

PHONE:

ADDRESS SOURCE: VERBAL

DRIVER'S LICENSE NUMBER/STATE:

SOCIAL SECURITY NO.:

WEAPON SEIZED: NO

Defendant/CONCEALED WEAPON PERMIT: NONE

INDICATION OF: Alcohol Infuence: Y Drug Infuence: N

| ARREST DATE | ARREST TIME | ARREST LOCATION | GRID |
|---|---|---|---|
| 01/30/2019 | 21:50 | 601 BISCAYNE BLVD MIAMI, FL 33132 | 4259 |

| CO-DEFENDANT NAME | DOB | | | |
|---|---|---|---|---|
| | | [ ] IN CUSTODY [ ] AT LARGE | [ ] FELONY [ ] DV | [ ] JUVENILE [ ] MISDEMEANOR |
| CO-DEFENDANT NAME | DOB | [ ] IN CUSTODY [ ] AT LARGE | [ ] FELONY [ ] DV | [ ] JUVENILE [ ] MISDEMEANOR |
| CO-DEFENDANT NAME | DOB | [ ] IN CUSTODY [ ] AT LARGE | [ ] FELONY [ ] DV | [ ] JUVENILE [ ] MISDEMEANOR |

JUV only: Relation Name Street Zip Phone Contacted?

| CHARGES | CHARGE AS: | CNTS | FL STATUTE NUMBER | VIOL OF SECT. | CODE OF | UCR | DV | WARRANT TYPE OR TRAFFIC CITATION |
|---|---|---|---|---|---|---|---|---|
| 1. F/3-BATTERY/POLICE OFFICER/CORRECTIONS/FIREFIGHTER | F.S. | 1 | 784.07(2)(B) | | | 0010130B | N | |
| 2. F/3-RESISTING OFFICER WITH VIOLENCE TO HIS PERSON | F.S. | 1 | 843.01 | | | 0010130B | N | |
| 3. M/2-DISORDERLY CONDUCT/ESTABLISHMENT | F.S. | 1 | 509.143 | | | 90000079 | N | |
| 4. M/2-DISORDERLY INTOXICATION | F.S. | 1 | 856.011 | | | 90000073 | N | |

The undersigned certifies and swears that he/she has just and reasonable grounds to believe, and does believe that the above named Defendant committed the following violation of law:

On the 30 day of JANUARY, 2019, at 21:50 at 601 BISCAYNE BLVD. MIAMI, FL, 33132

OFC. CABRERA WHILE WORKING IN OFF-DUTY CAPACITY AT THE AMERICAN AIRLINE ARENA OBSERVED DEFENDANT ARGUING WITH PATRONS LOCATED WITHIN SECTION 102. OFC. CABRERA OBSERVED THE DEFENDANT YELLING AND SWINGING HIS ARMS AND THE DEFENDANT APPEARED TO OFC. CABRERA TO BE BEHAVING IN AN AGGRESSIVE MANNER. OFC. CABRERA APPROACHED THE DEFENDANT AND ADVISED DEFENDANT TO CALM DOWN AND STOP YELLING. DEFENDANT CONTINUED SCREAMING AND AT ONE POINT REACHED IN AN AGGRESSIVE MANNER TOWARDS ONE OF PATRONS STANDING WITHIN ARMS REACH. OFC. CABRERA ONCE AGAIN INSTRUCTED THE DEFENDANT TO CALM DOWN AND SIT ON HIS CHAIR SO THAT HE COULD GATHER WHAT WAS OCCURRING. DEFENDANT SAT DOWN AND AS OFC. CABRERA BEGAN TRYING TO GATHER INFORMATION THE DEFENDANT ONCE AGAIN STOOD UP... [Continued on Next Page]

HOLD FOR OTHER AGENCY VERIFIED BY

[ ] HOLD FOR BOND HEARING. DO NOT BOND OUT (Officer Must Appear at Bond Hearing).

[ ] I Understand that should I willfully fail to appear before the court as required by this notice to appear that I may be held in contempt of court and a warrant for my arrest shall be issued. Furthermore, I agree that notice concerning the time, date and place of all court hearings should be sent to the above address. I agree that it is my responsibility to notify Clerk of the Court (Juveniles notify Juvenile Division) anytime that my address changes.

[ ] You need not appear in court, but must comply with the instructions on the reverse side hereof.

I SWEAR THAT THE ABOVE STATEMENT IS TRUE AND CORRECT.

SUCCES, P: Court ID: 001-42706 MPD

SWORN TO AND SUBSCRIBED BEFORE ME, THE UNDERSIGNED AUTHORITY THIS 31 DAY OF JANUARY, 2019

ARCIA, L: Court ID: 001-40733 MPD

COMPLAINT/ARREST AFFIDAVIT - COURT COPY

1100307299

| OBTS NUMBER | COMPLAINT/ARREST AFFIDAVIT CONTINUATION | POLICE CASE NO. |
|---|---|---|
| 1301369012 | | 1901300007726 |

| JAIL NO. | COURT CASE NO. |
|---|---|
| 190124491 | F19002115 |

| SPECIAL OPERATION: | [X] FELONY [X] MISD [ ] TRAFFIC [ ] JUV [ ] DV [ ] MOVES [ ] CIV INF [ ] WARRANT FUGITIVE WARRANT: [ ] In State [ ] Out State | JAIL NO. | PMHD | COURT CASE NO. |
|---|---|---|---|---|
| | | 190124491 | NO | F19002115 |

| DEFENDANT'S NAME (LAST, FIRST, MIDDLE) | DOB (MM/DD/YYYY) |
|---|---|
| MATO, ADRAIN MONTERO | 04/14/1995 |

| CO-DEFENDANT NAME | DOB | [ ] IN CUSTODY [ ] AT LARGE | [ ] FELONY [ ] DV | [ ] JUVENILE [ ] MISDEMEANOR |
|---|---|---|---|---|
| CO-DEFENDANT NAME | DOB | [ ] IN CUSTODY [ ] AT LARGE | [ ] FELONY [ ] DV | [ ] JUVENILE [ ] MISDEMEANOR |

| CHARGES | CHARGE AS: | CNTS | FL STATUTE NUMBER | VIOL OF SECT. | CODE OF | UCR | DV | WARRANT TYPE OR TRAFFIC CITATION |
|---|---|---|---|---|---|---|---|---|
| 5. | | | | | | | | |
| 6. | | | | | | | | |
| 7. | | | | | | | | |
| 8. | | | | | | | | |

AND BEGAN YELLING. OFC. CABRERA NOTICED THAT DEFENDANT HAD A STRONG ODOR OF AN ALCOHOLIC BEVERAGE IN HIS BREATH AS WELL AS HE HAD A SLURRED SPEECH AS HE YELLED IN SPANISH. OFC. CABRERA REQUESTED BACKUP VIA RADIO DUE TO DEFENDANTS BEHAVIOR. DEFENDANT WAS INSTRUCTED TO CALM DOWN NUMEROUS TIMES AND WAS ADVISED HE WOULD HAVE TO LEAVE THE PREMISES OR HE WOULD BE ARRESTED FOR TRESPASSING, BUT THE DEFENDANT REFUSED TO COMPLY. UPON OFC. BRADDY ARRIVING DEFENDANT CONTINUED HIS BEHAVIOR GETTING LOUDER AND SWINGING HIS ARMS AND TAKING A FIGHTING STANCE. AT THIS POINT BOTH OFC. CABRERA AND BRADDY BOTH ADVISED THE DEFENDANT HE WAS GOING TO BE ESCORTED OFF THE PROPERTY. THE DEFENDANT REFUSED. OFC. BRADDY AND CABRERA AT THIS POINT GRABBED THE DEFENDANT IN ORDER TO ESCORT HIM OFF THE PROPERTY, DUE TO HIS BEHAVIOR. THE DEFENDANT WAS CREATING A HOSTILE SITUATION AND DISTURBING THE PATRONS FROM THEIR ROUTINE BEHAVIOR. AS OFC. BRADDY AND CABRERA ATTEMPTED TO ESCORT HIM OFF THE PROPERTY THE DEFENDANT PULLED BACKWARDS IN ORDER TO ATTEMPT TO GET AWAY FROM THE OFFICERS. AS THE OFFICERS ATTEMPTED TO GET AHOLD OF THE DEFENDANT DUE TO THE DEFENDANTS ACTIONS FELL WITH THE DEFENDANT ROLLING DOWN THE FLIGHT OF STAIRS. THE DEFENDANT CONTINUED HIS AGGRESSIVE BEHAVIOR ONCE THEY CAME TO A STOP FROM FALLING. BOTH OFFICERS GAVE LOUD VERBAL COMMANDS TO THE DEFENDANT TO STOP HIS ACTIONS AND COMPLY, THE DEFENDANT CONTINUED HIS ACTIONS. AS OFFICERS ARRIVED TO ASSIST THE DEFENDANT CONTINUED. THE DEFENDANT WAS ABLE TO STAND UP DURING THE STRUGGLE AND TOOK A FIGHTING STANCE AND AT THIS POINT ATTEMPTED TO STRIKE OFC. BRADDY WITH A CLOSED FIST. AT THIS POINT OFC. BRADDY TOOK AN EVASIVE ACTION TO AVOID GETTING STRUCK AND PLACED HIS ARMS AROUND THE DEFENDANT. OFC. CABRERA GRABBED THE DEFENDANT FROM THE BACK WRAPPING HIS ARMS AROUND THE DEFENDANT UPON SEE THE DEFENDANT ATTEMPTING TO STRIKE OFC. BRADDY. THE DEFENDANT WAS ABLE TO ELBOW OFC. CABRERA IN THE STOMACH. THE DEFENDANT WAS REDIRECTED TO THE GROUND AND AFTER NUMEROUS LOUD VERBAL COMMANDS TO STOP RESISTING HE WAS PLACED INTO CUSTODY. ONCE IN CUSTODY THE DEFENDANT CONTINUED HIS BEHAVIOR KICKING HIS FEET AT THE OFFICERS AND REFUSING TO COMPLY. DEFENDANT CONTINUED HIS AGGRESSIVE BEHAVIOR AND HAD TO BE CARRIED OF THE PREMISES TO THE SECURITY OFFICE. WHILE AT THE SECURITY HE CONTINUED HIS BEHAVIOR. THE DEFENDANT SUSTAINED MULTIPLE SCRATCHES AND ABRASIONS ON HIS BACK AND ONE ON TOP OF HIS HEAD FROM WHEN HE ROLLED DOWN THE STAIRS. NO OTHER FORCE USED. FIRE RESCUE ARENA #1, ALARM# 19007603 RESPONDED.

OFFICERS USING BODY-WORN CAMERA:
CABRERA, D: Court ID: 001-44186
KAPSHUCK, C: Court ID: 001-43478
BRADDY, S: Court ID: 001-41793

| HOLD FOR OTHER AGENCY VERIFIED BY | [ ] HOLD FOR BOND HEARING. DO NOT BOND OUT (Officer Must Appear at Bond Hearing). | [ ] I Understand that should I willfully fail to appear before the court as required by this notice to appear that I may be held in contempt of court and a warrant for my arrest shall be issued. Furthermore, I agree that notice concerning the time, date and place of all court hearings should be sent to the above address. I agree that it is my responsibility to notify Clerk of the Court (Juveniles notify Juvenile Division) anytime that my address changes. |
|---|---|---|
| I SWEAR THAT THE ABOVE STATEMENT IS TRUE AND CORRECT.<br>42706<br>SUCCES, P: Court ID: 001-42706 | SWORN TO AND SUBSCRIBED BEFORE ME, THE UNDERSIGNED AUTHORITY THIS 31 DAY OF JANUARY, 2019<br>40733<br>ARCIA, L: Court ID: 001-40733 | [ ] You need not appear in court, but must comply with the instructions on the reverse side hereof. |

COMPLAINT/ARREST AFFIDAVIT CONT.