

PROBABLE CAUSE AFFIDAVIT JUVENILE REFERRAL	(1. Arrest) (2. Notice to Appear) (3. Arrest Affidavit)		4. Complaint Affidavit 5. Request for Copies 6. Juvenile Referral	
ORIS Number 2501-418818	Agency ORI Number FL0500200	Agency Name Cocoa Police Department	Agency Report Number 2021-00002933	Agency Arrest Number 1948049
Charge Type <input checked="" type="checkbox"/> 1. Felony <input checked="" type="checkbox"/> 2. Traffic	<input type="checkbox"/> 3. Misdemeanor <input type="checkbox"/> 4. Traffic Misdemeanor	<input type="checkbox"/> 5. Ordinance & Other	Weapon Subject Type <input checked="" type="checkbox"/> 1. Yes <input type="checkbox"/> 2. No	Location of Arrest (Include Name of Business) 821 PEACHTREE ST D-9 Cocoa
Date of Arrest 01/21/2021	Time of Arrest 16:24	Transport Date 01-21-2021	Transport Time 2:00	Fingerprinted <input checked="" type="checkbox"/> Identification Only <input type="checkbox"/> Full
Name (Last, First, Middle) VARGAS ROLDAN, ORLANDO	Alias			
Race <input checked="" type="checkbox"/> White <input type="checkbox"/> African American <input type="checkbox"/> Unknown	Sex M	Date of Birth 03/17/1991	Height 306	Weight 175
Eye Color Bro		Hair Color Bla		Complexion Lig
Build Med		Scars, Marks, Tattoos, Unique Physical Features (Location, Type, Description)		
Local Address (Street, Apt. Number) 821 Peachtree ST D-9 Cocoa, FL 32922-	City Cocoa	State FL	Zip 32922	Phone (910) 316-3770
Permanent Address (Street, Apt. Number) or Parent's Name if Juv. ( ) ( ) ( ) ( )				Parent Contacted <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
Business Address (Name, Street) or Parent's Address if Juv. ( ) ( ) ( ) ( )				Occupation Blue Collar
Driver's License State/Number ( ) ( )	Social Security Number ( ) ( ) ( ) ( ) ( ) ( )	INS Number ( ) ( ) ( ) ( ) ( ) ( )	Place of Birth MEXICO	Citizenship Mexico
*Collection of social security numbers from an arrested individual is to verify identity and may be shared with other law enforcement agencies				
Co-Defendant Name (Last, First, Middle) ( ) ( ) ( ) ( ) ( ) ( )		Race ( ) ( )	Sex ( ) ( )	Date of Birth or Age ( ) ( ) ( ) ( ) ( ) ( )
Co-Defendant Name (Last, First, Middle) ( ) ( ) ( ) ( ) ( ) ( )		Race ( ) ( )	Sex ( ) ( )	Date of Birth or Age ( ) ( ) ( ) ( ) ( ) ( )
Charge Description SEX BATT <12 BY >18				
Activity <input checked="" type="checkbox"/> PC <input type="checkbox"/> Capias <input type="checkbox"/> AC <input type="checkbox"/> BW <input type="checkbox"/> FW <input type="checkbox"/> PW <input type="checkbox"/> Juv. PU <input type="checkbox"/> Citation		Amount/Unit None	Bond Amount None	Court Number ( ) ( ) ( ) ( ) ( ) ( )
Charge Description I & L MOLEST/OFF >18 CHILD <12		Counts 1		
Activity <input checked="" type="checkbox"/> PC <input type="checkbox"/> Capias <input type="checkbox"/> AC <input type="checkbox"/> BW <input type="checkbox"/> FW <input type="checkbox"/> PW <input type="checkbox"/> Juv. PU <input type="checkbox"/> Citation		Amount/Unit 35,000	Bond Amount 35,000	Court Number ( ) ( ) ( ) ( ) ( ) ( )
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 21st day of January 2021 at 4:24 ( ) A.M. (x) P.M. (Specifically include facts constituting cause for arrest.)				
(Please See Narrative On Next Page...)				
In accordance with F.S. 938.27, I hereby request reimbursement of investigative costs consisting of _____ hrs @ \$5,836.20 per hr and/or _____ miles @ _____ ¢ per mile for a total of \$_____. Affidavit enclosed Y ( ) N ( ) Continue for Narrative: (x) Charges: (x)				
In accordance with F.S. 874, two (2) or more characteristics constitutes gang member; one (1) characteristic constitutes gang associate. <input type="checkbox"/> GANG MEMBER <input type="checkbox"/> ADMITS <input type="checkbox"/> ID BY PARENT <input type="checkbox"/> DOCUMENTED <input type="checkbox"/> STYLE OF DRESS <input type="checkbox"/> HAND SIGNS <input type="checkbox"/> TATTOO <input type="checkbox"/> KNOWN ASSOCIATE <input type="checkbox"/> GANG ASSOCIATE <input type="checkbox"/> ID BY PHYSICAL EVIDENCE <input type="checkbox"/> IN COMPANY OF MEMBERS <input type="checkbox"/> AUTHORIZED COMMUNICATION <input type="checkbox"/> ID BY INFORMANT				
<b>Mandatory Appearance In Court</b> Location (Court, Room Number, Address) Time: _____ Month _____ Day _____ Year _____ Time: _____ ( ) A.M. ( ) P.M.				
I AGREE TO APPEAR AT THE TIME AND PLACE DESIGNATED TO ANSWER THE OFFENSE CHARGED OR TO PAY THE FINE SUBSCRIBED. 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 OR A TAKE INTO CUSTODY ORDER SHALL BE ISSUED.				
Signature of Defendant/Juvenile ( ) ( ) ( ) ( ) ( ) ( )		Signature of Juv. Parent/Custodian ( ) ( ) ( ) ( ) ( ) ( )		Release to: (Name) _____ Date: _____ Time: _____
Held for Other Agency Name: _____ Verified by: _____		Date: _____ Bonding Agency: _____		Bond Amount: _____
Adult Only <input type="checkbox"/> Held for First Appearance <input type="checkbox"/> Do Not Bond Out Reason: _____ I swear/affirm the above and attached statements are true and correct.		Sworn to subscribed before me, the undersigned authority this 21 day of January		Retainable Court Date _____ Retainable Court Time _____ ( ) A.M. ( ) P.M.
Officer's/Complainant's Signature (Signature)		Signature (Signature)		Retainable Court Date _____ Retainable Court Time _____ ( ) A.M. ( ) P.M.
ID No./Dist. 54		Print or Type Name Anthony Gomez 1F		Court Location _____ Page 1 of 5
Name (Printed) Christopher Zuniga		Notary/Law Enforcement Officer In Performance of Official Duties Personally Known: <input checked="" type="checkbox"/> ID Produced: <input type="checkbox"/>		Bond Information Bond# _____ Amount _____

0875-0501-418818

AGENCY REPORT NO. <b>2021-00002933</b>
OBTS NO.

(Last, First, Middle)

DEFENDANT/JUVENILE: VARGAS ROLDAN, ORLANDO,

CHARGE	Charge Description	Counts	<input type="checkbox"/> F.S. <input type="checkbox"/> Ord.	Statute Violation Number	Violation of Section (ORD)
	Activity	Drug Type	Amount/Unit	Bond Amount	Court Number
	<input type="checkbox"/> PC <input type="checkbox"/> AC <input type="checkbox"/> BW <input type="checkbox"/> FW <input type="checkbox"/> PW <input type="checkbox"/> Juv. PU <input type="checkbox"/> Citation	Date issued	<input type="checkbox"/> Writ. Act.	<input type="checkbox"/> Domestic Viol. Inv.	<input type="checkbox"/> Order of Arrest
CHARGE	Charge Description	Counts	<input type="checkbox"/> F.S. <input type="checkbox"/> Ord.	Statute Violation Number	Violation of Section (ORD)
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	<input type="checkbox"/> PC <input type="checkbox"/> Depas <input type="checkbox"/> AC <input type="checkbox"/> BW <input type="checkbox"/> PW <input type="checkbox"/> PW <input type="checkbox"/> Juv. PU <input type="checkbox"/> Citation	Date issued	<input type="checkbox"/> Writ. Act.	<input type="checkbox"/> Domestic Viol. Inv.	<input type="checkbox"/> Order of Arrest

On January 21, 2021 at approximately 4:06pm I, Detective C. Zuniga ID 54, responded to Endeavor Elementary School (located at 905 Pineda Street, Cocoa, FL.) in reference to a Sexual Battery that occurred at 821 Peachtree Street, Lot D-9 in Cocoa, FL. 32922 (Harbour Mobile Home Park).

Upon arrival I made contact with Officer S. Fogu ID 38 who advised me that a student, identified as [REDACTED] (Age: [REDACTED] hereinafter referred to as the victim), was brought to the front office by a school employee due to self-harm. Officer Fogu stated that the school employee advised him that the victim was seen burning matches and then holding her hand above them in order to feel the heat.

Officer Fogu evaluated the victim for an involuntary hold for psychiatric evaluation under the Florida Baker Act, however, the victim did not meet criteria. Officer Fogu advised that during the evaluation the victim disclosed that she was acting out due to the fact that [REDACTED] had raped her.

Officer Fogu stated that the victim advised him that [REDACTED] identified as Orlando Vargas Roldan (Age: 29) (hereinafter referred to as Roldan), had raped her at his home which is located at 821 Peachtree Street, Lot D-9 in Cocoa, FL. 32922.

Due to the nature of the allegations Officer Fogu notified Detectives to respond.

Due to the nature of the allegations the Florida Department of Children and Families was also notified. Senior Child Protective Investigator Melissa 'Missy' Creeger responded.

The Cocoa Police Department Victim Advocate(s) was also notified as to the nature of this case.

Due to the nature of the allegations a forensic interview of the victim was scheduled with DCF and the Child Protective Team at the Children's Advocacy Center of Brevard located at 1100 Rockledge Boulevard in Rockledge, FL. 32955.

A specialized forensic interview of the victim was conducted by Child Protective Team Case Coordinator Stacy Miller-Braithwaite.

During the forensic CPT interview the victim stated the following in summary:

The interviewer qualified the victim and established that she knew the difference between a truth and a lie.

The victim identified the suspect as [REDACTED] Orlando Vargas Roldan. The victim stated that

Officer's Signature Zuniga, Christopher 	Officer's Name PRINTED Zuniga, Christopher
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she lives with her mother, however, [REDACTED] Orlando Vargas Roldan. The victim stated that [REDACTED] (Age: [REDACTED]) will also stay at Roldan's residence with her on the weekends.

The victim stated that Roldan's girlfriend/paramour and the girlfriend's daughter (Age: 4) also resides at Roldan's residence (821 Peachtree Street, Lot D-9).

When the interviewer asked the victim if she knew why she was currently conducting the interview the victim stated "because of the rape thing." When asked to clarify, the victim advised that she was "raped" by [REDACTED] Orlando Vargas Roldan, on several occasions. When the victim was asked by the interviewer to describe what she meant by "rape" the victim stated that Roldan penetrated her vagina using his penis.

The victim stated that this occurred on several occasions at Roldan's residence (821 Peachtree Street, Lot D-9, Cocoa, FL). The victim stated that this usually occurred in the "master bedroom" on the bed.

The victim stated that each instance would occur in the "master bedroom" which is Roldan's bedroom. The victim stated that [REDACTED] would often times be present in the living room and distracted by the television, unaware of what was occurring or what had occurred in the bedroom.

The victim stated that the battery/batteries would occur whenever [REDACTED] would leave the residence.


The victim stated that the battery/batteries would occur during the weekend(s) usually in the afternoon time when the sun was still out.

The victim stated that during the battery/batteries, she would ask Roldan to stop, however, he would not stop and would tell the victim that it would be over soon.

The victim stated that ever since the first sexual battery occurred she was uncomfortable being around Roldan; and that she would try to "cover-up" and wear additional clothing, such as pants and sweatshirts, anytime she was around Roldan.

The victim stated that this began when she was between the ages of approximately [REDACTED] and [REDACTED] years old, Roldan began to touch her on her inner thighs and near her vagina. The victim stated that at first, she did not understand what was happening however, as she got older, she began to feel uncomfortable whenever Roldan would touch her on her inner thighs and near her vagina.

The victim could not recall exact dates and/or times when this occurred. The victim could not recall on how many times this occurred.

Officer's Signature Zuniga, Christopher 	Officer's Name PRINTED Zuniga, Christopher
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Date Issued		<input type="checkbox"/> Writ. Att.	<input type="checkbox"/> Domestic Viol. Inj.	<input type="checkbox"/> Order of Arrest		
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Date Issued		<input type="checkbox"/> Writ. Att.	<input type="checkbox"/> Domestic Viol. Inj.	<input type="checkbox"/> Order of Arrest		

The victim stated that when she reached the age of approximately [redacted] years old, Roldan began to touch, grab, and/or molest her breasts.

The victim could not recall exact dates and/or times when this occurred. The victim could not recall on how many times this occurred.

The victim stated that when she reached the age of approximately [redacted] years old, Roldan began to touch, grab, and/or molest her vagina and also digitally penetrate her vagina with his hands and/or fingers.

The victim could not recall exact dates and/or times when this occurred. The victim could not recall on how many times this occurred.

The victim stated that in 2019 Roldan sexually battered her on at least 2 separate occasions. The victim advised that Roldan sexually battered her by penetrating her vagina with his penis.

The victim stated that in 2020 Roldan sexually battered her on at least 2 separate occasions. The victim advised that Roldan sexually battered her by penetrating her vagina with his penis.

The victim stated that during the battery/batteries, Roldan would also touch, grab, and/or molest her breasts.

The victim stated that the most recent instance of Roldan sexually battering her (penetrating her vagina with his penis) occurred sometime between January and March of 2020; before the COVID-19 (Coronavirus) lock downs and social distancing began.

The victim stated that after social distancing began for COVID-19 (Coronavirus) she did not visit Roldan's residence due to the fact that her mother wanted the kids to maintain social distancing.

The victim also stated that during these occurrences Roldan would masturbate in front of her and would also make the victim touch his penis.

The victim stated that Roldan would make her "touch him". When the victim was asked to clarify what she meant by "touch him" she stated that he would make the victim touch his penis and then the victim demonstrated the motion/action of masturbation with her left hand by moving it up and down, while partially closed, in a stroking motion.

Officer's Signature  
Zuniga, Christopher 

Officer's Name PRINTED  
Zuniga, Christopher

(Last, First, Middle)

**DEFENDANT/JUVENILE:** VARGAS ROLDAN, ORLANDO

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<b>CHARGE</b>	Charge Description		Counts	<input type="checkbox"/> F.S. <input type="checkbox"/> Ord.	Statute Violation Number	Violation of Section (ORD)
	Activity	Drug Type	Amount/Unit	Bond Amount	Court Number	
	<input type="checkbox"/> PC	<input type="checkbox"/> Capas	<input type="checkbox"/> AC	<input type="checkbox"/> BW	<input type="checkbox"/> FW	<input type="checkbox"/> PW

Based on the above statements, made by the victim during the specialized forensic interview, I have probable cause to believe that Orlando Vargas Roldan has committed a violation of the laws of the State of Florida, to wit: Sexual Battery on a victim under 12 years of age by a person over 18 years of age, contrary to section Florida Statutes 794.011(2)(a) by penetrating the victim's vagina with his penis by, or union with, the sexual organ of the victim.

Based on the above statements, made by the victim during the specialized forensic interview, I have probable cause to believe that Orlando Vargas Roldan has committed a violation of the laws of the State of Florida, to wit: Lewd or Lascivious Molestation, contrary to section Florida Statutes 800.04(5)(b), by intentionally touching in a lewd or lascivious manner the breasts, genitals, genital area, and/or buttocks, or the clothing covering them, of the victim who is less than 16 years of age, and by forcing the victim (who is under 16 years of age) to so touch the perpetrator in a lewd and/or lascivious manner.

Cocoa Police Department Officers were able to locate and make contact with Orlando Vargas Roldan at his residence located at 821 Peachtree Street, Lot D-9. Orlando Vargas Roldan was placed under arrest and transported to the Cocoa Police Department for booking.

At the Cocoa Police Department, I made contact with Roldan in order to conduct a sworn recorded interview. I read Roldan his constitutional rights utilizing a prepared document. Roldan advised that he does understand his constitutional rights and advised me that he wishes to invoke his constitutional rights and that he does not wish to speak without his lawyer present.

I terminated my interview with Roldan at this time.

Orlando Vargas Roldan was booked at the Cocoa Police Department and then transported to the Brevard County Sheriff's Office Jail Complex.

Officer's Signature

Zuniga, Christopher



Officer's Name PRINTED

Zuniga, Christopher