

**7th. Judicial Circuit 707  
Charging Affidavit - Volusia**

Arrest # \_\_\_\_\_

Bk # \_\_\_\_\_

Pg #1 of 3

ARREST <input type="checkbox"/> NOTICE TO APPEAR <input type="checkbox"/> AFFIDAVIT <input checked="" type="checkbox"/> C.C. <input type="checkbox"/>		ADULT <input checked="" type="checkbox"/> JUVENILE <input type="checkbox"/>		Court Case Number: <b>2015 300732 GDB</b>	
(ORI) FL: 0 6 4 0 1 5 A		Agency Name: State Attorney's Office - Daytona Beach		Agency Case Number: SAIDB140717008	
FCIC/NCIC Check? Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>		OBTS# N/A		UCR: N/A Date Arrested: N/A Time of Arrest: N/	
ADDRESS OF ARREST: N/A				Arrested By: N/A ID Number: N/A	
<b>DEFENDANT</b>		Name (L,F,M): Landau, Glenn David		A.K.A.: UNKNOWN Sex: Male Race: White	
DOB: 10/07/1962		Age: 52 Driver's Lic/ID No.: L530-284-62-367-0		State: FL Year Expires: 2018 S.S. #: [REDACTED]	
Height: 6'00"		Weight: 235 Hair: Grey Eyes: Brown		POB (City, St, Country) New Jersey, USA Statement: Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>	
Scars, Marks, Tattoos: UNKNOWN		Business & Occupation: Owner: Fryers Towing Service		Citizenship: Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>	
Probation: Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>		Sexual Predator: Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>		English: Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> Deaf/Mute: Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>	
Address-Mailing/Permanent (STREET, APT. NUMBER)		(CITY)		(STATE) ZIPCODE RESIDENCE PHONE	
722 N. Seagrave Street		Daytona Beach		FL 32114	
Address-Local (STREET, APT. NUMBER)		(CITY)		(STATE) ZIPCODE RESIDENCE PHONE	
722 N. Seagrave Street		Daytona Beach		FL 32114	
Address-Other(Employer/School) (STREET, APT. NUMBER)		(CITY)		(STATE) ZIPCODE BUS/SCHOOL PHONE	
722 N. Seagrave Street		Daytona Beach		FL 32114 386-255-0481	
<b>CHARGES</b>		DOMESTIC VIOLENCE? YES <input type="checkbox"/>		Attachments: Affidavit(s) <input checked="" type="checkbox"/> Statement(s) <input checked="" type="checkbox"/> NTA Schedule <input type="checkbox"/> Report <input type="checkbox"/> Traffic Infraction(s) <input type="checkbox"/> DUI <input type="checkbox"/> Total Charges: 2	
#1	Charge: Grand Theft Motor Vehicle	FEL <input checked="" type="checkbox"/> MISD <input type="checkbox"/> ORD <input type="checkbox"/>		FS/ORD: 812.014(2)(c)(6) Citation No.: N/A Bond: N/A	
#2	Charge: Liens for Recovering, Towing or Storage of Vehicles	FEL <input type="checkbox"/> MISD <input checked="" type="checkbox"/> ORD <input type="checkbox"/>		FS/ORD: 713.78(12)(a) Citation No.: N/A Bond: N/A	
#3	Charge: N/A	FEL <input type="checkbox"/> MISD <input type="checkbox"/> ORD <input type="checkbox"/>		FS/ORD: Citation No.: N/A Bond: N/A	
<b>CO-DEFENDANT</b>		Co-Def #1. Arrested? Y <input type="checkbox"/> N <input checked="" type="checkbox"/> Fel <input type="checkbox"/> Misd. <input type="checkbox"/> Traf. <input type="checkbox"/> Ord. <input type="checkbox"/> NTA <input type="checkbox"/>		Co-Def #2. Arrested? Y <input type="checkbox"/> N <input checked="" type="checkbox"/> Fel. <input type="checkbox"/> Misd. <input type="checkbox"/> Traf. <input type="checkbox"/> Ord. <input type="checkbox"/> NTA <input type="checkbox"/>	
#1 NAME(L,F,M): N/A		Race: N/A		Sex: N/A DOB: N/A Age: N/A	
#2 NAME(L,F,M): N/A		Race: N/A		Sex: N/A DOB: N/A Age: N/A	
<b>NARRATIVE</b>					
The undersigned certifies and swears that there is probable cause to believe the above named defendant, on the <u>between the 16<sup>th</sup> day of May and the 9<sup>th</sup> day of July</u> , 2014, at approximately _____ <input type="checkbox"/> a.m. <input type="checkbox"/> p.m. at <u>722 Seagrave Street Daytona Beach and other locations</u> within <u>Volusia</u> County, violated the law and did then and there:					
Defendant (Def.) Glenn David Landau owns and manages Fryers Towing Service located at 722 Seagrave Street Daytona Beach, Florida 32114. Between May 16th and July 9th, 2014 Def. Landau, in Volusia County Florida, was a person regularly engaged in the business of recovering, towing or storing vehicles or vessels and did tow and come into the possession of a 2014 Ford Mustang Convertible, black in color bearing Vehicle Identification Number (VIN) 1ZVBP8EM6E5269576 and Georgia tag # BXT9793 from a law enforcement request by the Holly Hill Police Department on May 16, 2014. The described motor vehicle was reported stolen from its owner, Gary Yeomans Ford Dealership, in Daytona Beach, Volusia County, Florida on May 11, 2014 and valued at \$32,500.00 (brand new motor vehicle). The described stolen Mustang was recovered by the Holly Hill Police Department (HHPD) on May 16, 2014 and was towed by Fryers Towing Service at the HHPD's request. HHPD Officer Nicholas Champion provided Fryers Towing Service wrecker operator Doug English with a copy of the HHPD Vehicle Recovery Report (commonly referred as a "tow sheet") prepared by Officer Champion, which identifies the owner of the vehicle as Gary Yeomans Ford at the Daytona Beach Auto Mall, which Doug English admittedly signed. (Continued page 2....)					
<b>NOTICE TO APPEAR</b>		MANDATORY APPEARANCE <input checked="" type="checkbox"/>		YOU NEED NOT APPEAR IN COURT BUT MUST COMPLY WITH INSTRUCTIONS ON THE REVERSE SIDE OF YOUR COPY <input type="checkbox"/>	
				FINE, AND COSTS AMOUNT: N/A	
I AGREE TO APPEAR IN COURT HEREIN TO ANSWER THE OFFENSE CHARGED OR TO PAY THE FINE INDICATED. I UNDERSTAND THAT SHOULD I WILLFULLY FAIL TO APPEAR BEFORE THE COURT AS REQUIRED, OR PAY THE LISTED FINE, I MAY BE HELD IN CONTEMPT OF COURT AND A WARRANT FOR MY ARREST WILL BE ISSUED.					
SIGNATURE OF DEFENDANT		DATE		RELATIONSHIP TO JUVENILE	
				N/A	
Sworn to and subscribed before me, the undersigned		I swear/affirm the above statements are correct and true.			
This <u>11</u> day of <u>Feb</u> , 2015.					
Name: <u>[Signature]</u>		OFFICER'S/COMPLAINANT'S SIGNATURE			
Notary Public <input type="checkbox"/> Law Enforcement or Corrections Officer <input checked="" type="checkbox"/>		NAME (PRINTED)		ID NUMBER	
Personally Known <input checked="" type="checkbox"/> Produced Identification <input type="checkbox"/>		Inv John(Jack) Bisland		SA729	
Type of Identification: LEO		Inmate Number & facility: N/A			

FILED  
 2015 FEB 12 AM 8:15  
 CLERK OF THE CIRCUIT & COUNTY COURT VOLUSIA COUNTY, FL  
 CC 45

# Narrative 707-B Supplement

Arrest  
 Adult  
 Affidavit  
 Juvenile  
 Notice to Appear

Court Case Number:

Page # 2 of 3

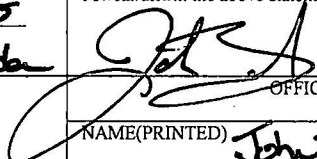
Agency Case Number:  
SAIDB-140717008

Defendant Name: Glenn Landau		Agency Case Number: SAIDB-140717008	
<b>CHARGES</b>		DOMESTIC VIOLENCE? YES <input type="checkbox"/> Attachments: Affidavit(s) <input type="checkbox"/> Statement(s) <input type="checkbox"/> NTA Schedule <input type="checkbox"/> Report <input type="checkbox"/> Traffic Infraction(s) <input type="checkbox"/> Total Charges: 2	
# 1	Charge: Grand Theft Motor Vehicle	FEL <input checked="" type="checkbox"/> MISD <input type="checkbox"/> ORD <input type="checkbox"/>	FS/ORD: 812.014(1)(a)(c)6 Citation No: Bond:
# 2	Charge: Liens for Recovering, Towing or Storage of Vehicles	FEL <input type="checkbox"/> MISD <input checked="" type="checkbox"/> ORD <input type="checkbox"/>	FS/ORD: 713.78(4)(a)(d)4 Citation No: Bond:
#	Charge:	FEL <input type="checkbox"/> MISD <input type="checkbox"/> ORD <input type="checkbox"/>	FS/ORD: Citation No: Bond:

Additionally, Officer Champion advised he verbally told the tow truck driver from Fryers that the Mustang had been stolen and was owned by Gary Yeomans Ford who would be contacting Fryers within the next few days. Def. Landau and Doug English denied receiving the HHPD Vehicle Recovery Report and subsequently Def. Landau endeavored to obtain title of the Mustang, knowing the owner of the motor vehicle was Gary Yeomans Ford, however reporting the owner was unknown and claimed a lien for recovery, towing and storage of the described vehicle in the amount of \$1,811.01 (Fryers Towing Service Invoice # P-201471) dated July 9, 2014 (55 days after recovery of the motor vehicle). Knowing the motor vehicle was owned by Gary Yeomans Ford Defendant Landau used the Florida State Statute 713.78 to conceal the fact that he knew the Mustang was owned by Gary Yeomans Ford and circumvented the requirement to contact the HHPD and obtain or review their police report which would have identified the owner.

The recovery, towing, storage and lien of the described 2014 Mustang require Def. Landau to give notice to the registered owner, the insurance company insuring the motor vehicle and to all persons claiming a lien as disclosed by records in the Department of Highway Safety and Motor Vehicles (DHSMV) or any corresponding agency in another state which identifies the vehicle through a record check of the National Motor Vehicle Title Information System (NMVTIS) or an equivalent commercially available system as being registered or titled. With the knowledge that the Mustang was owned by Gary Yeomans Ford, Def. Landau initiated and performed several statutory requirements to meet a "good faith" effort as outlined in Florida State Statute (FSS) to identify the owner of the motor vehicle however violated the provision identified in FSS 713.78 by failing to check or request the Holly Hill Police Department report for the tag number or other information identifying the motor vehicle which is a misdemeanor of the first degree. Completing some of the requirements of the "Good Faith" section of the statute allowed Def. Landau to give the appearance of legitimately searching for the true owner of the Mustang, however he also knew the searches conducted would provide "No Record Found" results regarding the identity of the owner. A check of the Holly Hill Police Department report for the tag number or other information identifying the motor vehicle would have resulted in the immediate identification of the owner; Gary Yeomans Ford. Again, Fryer's Towing Service received the "Tow Sheet" portion of that report on May 16, 2014 which clearly identified the owner as Gary Yeomans Ford which both Doug English and Def. Landau deny receiving.

When interviewed on August 14, 2014 Defendant Landau denied knowledge that Gary Yeomans Ford was the owner of the described 2014 Mustang when the title application was submitted to the tag office on July 9, 2014. Later on July 9, 2014 the tag office notified Gary Yeomans Ford that a title application had been received from Fryers Towing Service for their stolen Mustang which resulted in the recovery of the motor vehicle from Fryers Towing Service. Def. Landau telephonically contacted Tag Office Manager Brendan Kilroe who reported that Def. Landau was upset and spoke specifically about the Mustang stating; it was stolen, I recovered it, I have rights, I did my due diligence and I should be getting a title for that no questions about it. In response to Def. Landau's statement that his rights were being infringed, Mr. Kilroe advised he reminded Def. Landau that Fryers is a company not a private individual and additionally told Def. Landau that the paperwork they had submitted for the title application could not be processed anyway because it was insufficient based on State requirements. (Continued on page #3)....

Sworn to and subscribed before me, the undersigned this <u>11</u> day of <u>Feb</u> , <u>2015</u> Name: <u>J. Snowden</u> Notary Public <input type="checkbox"/> Law Enforcement Officer <input checked="" type="checkbox"/> Personally Known <input checked="" type="checkbox"/> Produced Identification <input type="checkbox"/> Type of Identification:	I swear/affirm the above statements are correct and true.  OFFICER'S/COMPLAINANT'S SIGNATURE NAME (PRINTED) <u>John (Jack) Bisland</u> ID NUMBER <u>51729</u>	Right thumb
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# Narrative 707-B Supplement

Arrest  
 Affidavit  
 Notice to Appear
  Adult  
 Juvenile

Court Case Number:

Defendant Name: <b>Glenn Landau</b>		Agency Case Number: <b>SAIDB-140717008</b>	
<b>CHARGES</b>	DOMESTIC VIOLENCE? YES <input type="checkbox"/>	Attachments: Affidavit(s) <input type="checkbox"/> Statement(s) <input type="checkbox"/> NTA Schedule <input type="checkbox"/> Report <input type="checkbox"/> Traffic Infraction(s) <input type="checkbox"/>	Total Charges: 2
# 1	Charge: Grand Theft Motor Vehicle	FEL <input checked="" type="checkbox"/> MISD <input type="checkbox"/> ORD <input type="checkbox"/>	FS/ORD: 812.014(1)(a)(c)6 Citation No: Bond:
# 2	Charge: Liens for Recovering, Towing or Storage of Vehicles	FEL <input type="checkbox"/> MISD <input checked="" type="checkbox"/> ORD <input type="checkbox"/>	FS/ORD: 713.78(4)(a)(d)4 Citation No: Bond:
#	Charge:	FEL <input type="checkbox"/> MISD <input type="checkbox"/> ORD <input type="checkbox"/>	FS/ORD: Citation No: Bond:

Mr. Kilroe stated that Def. Landau then made the accusation that someone in the tag office is getting paid under the table to notify the dealerships. Mr. Kilroe responded stating the reason they called the dealership (Gary Yeomans Ford) was because it was their vehicle, to which Def. Landau responded I know it is their vehicle, I knew it was their vehicle because law enforcement had me tow it. Def. Landau's own statement to Mr. Kilroe reveals his knowledge of Gary Yeomans Ford as the owner at the time his company towed the Mustang which was prior to seeking title of the motor vehicle and reporting he did not know the identity of the owner in the title application. When asked why he did not contact the HHPD for their report Def. Landau advised it would not have made a difference.

Based on the facts outlined above, your affiant has probable cause to believe that Def. Glenn Landau did between May 16, 2014 and July 9, 2014, in Volusia County Florida, knowingly endeavored to obtain the described 2014 Ford Mustang motor vehicle, with the intent to temporarily or permanently deprive Gary Yeomans Ford of the company's right or benefit from the motor vehicle by attempting to have it titled to Fryers Towing Service, knowing the vehicle was owned by Gary Yeomans Ford. This in violation of Florida State Statute 812.014(2)(c)(6), a felony of the third degree. Additionally, Def. Landau failed to conduct a check of the law enforcement report, specifically the Holly Hill Police Department report, for a tag number or other information identifying the vehicle or vessel, and the vehicle or vessel was towed at the request of a law enforcement officer. This in violation of Florida State Statue 713.78(12)(a), a misdemeanor of the first degree.

Sworn to and subscribed before me, the undersigned this <u>11</u> day of <u>Feb</u> , 2015	I swear/affirm the above statements are correct and true.	Right thumb
Name: <u>[Signature]</u>	<u>[Signature]</u> OFFICER'S/COMPLAINANT'S SIGNATURE	
Notary Public <input type="checkbox"/> Law Enforcement Officer <input checked="" type="checkbox"/> Personally Known <input checked="" type="checkbox"/> Produced Identification <input type="checkbox"/>	NAME (PRINTED) <u>John (Jack) Biskard</u>	ID NUMBER <u>SA725</u>
Type of Identification:		