

STATE OF FLORIDA  
FLORIDA ELECTIONS COMMISSION

In Re: Daniel Diaz

Case No.: FEC 15-336

---

TO: Daniel Diaz  
8180 Geneva Court, Apt. 329  
Doral, FL 33166-7845

Penelope Townsley  
Miami-Dade SOE  
2700 NW 87th Avenue  
Doral, FL 33172

**NOTICE OF HEARING (INFORMAL HEARING)**

A hearing will be held in this case before the Florida Elections Commission on, **May 17, 2017 at 8:30 am**, *or as soon thereafter as the parties can be heard*, at the following location: **Augustus B. Turnbull Conference Center, 555 West Pensacola Street, Room 214, Tallahassee, Florida 32301**

Failure to appear in accordance with this notice will constitute a waiver of your right to participate in the hearing. Continuances will be granted only upon a showing of good cause.

This hearing will be conducted pursuant to Section 106.25, Florida Statutes, which governs your participation as follows:

**If you are the Respondent**, you may attend the hearing, and you or your attorney will have *5 minutes* to present your case to the Commission. However, some cases (including those in which consent orders or recommendations for no probable cause are being considered) may be decided by an *en masse* vote and, unless you request to be heard or the Commission requests that your case be considered separately on the day of the hearing, your case will *not* be individually heard.

**If you are the Complainant**, you may attend the hearing, but you will *not* be permitted to address the Commission. In addition, some cases (including those in which consent orders or recommendations for no probable cause are being considered) may be decided by an *en masse* vote and, unless the Respondent requests to be heard or the Commission requests that the case be considered separately on the day of the hearing, the case will *not* be individually heard.

**If you are an Appellant**, and you have requested a hearing, you may attend the hearing, and you or your attorney will have *5 minutes* to present your case to the Commission.

Please be advised that both confidential and public cases are scheduled to be heard by the Florida Elections Commission on this date. As an Appellant, Respondent or Complainant in one case, you will *not* be permitted to attend the hearings on other confidential cases.

The Commission will electronically record the meeting. Although the Commission's recording is considered the official record of the hearing, the Respondent may provide, at his own expense, a certified court reporter to also record the hearing.

If you require an accommodation due to a disability, contact Donna Ann Malphurs at (850) 922-4539 or by mail at 107 West Gaines Street, The Collins Building, Suite 224, Tallahassee, Florida 32399, at least 5 days before the hearing.

**See further instructions on the reverse side.**

*Amy McKeever Toman*  
Executive Director  
Florida Elections Commission  
May 1, 2017

Please refer to the information below for further instructions related to your particular hearing:

If this is a hearing to consider **an appeal from an automatic fine**, the Filing Officer has imposed a fine on you for your failure to file a campaign treasurer's report on the designated due date and, by filing an appeal, you have asked the Commission to consider either (1) that the report was in fact timely filed; or (2) that there were unusual circumstances that excused the failure to file the report timely. You are required to prove your case. If the Commission finds that the report was filed timely or that there were unusual circumstances that excused the failure, it may waive the fine, in whole or in part. The Commission may reduce a fine after considering the factors in Section 106.265, Florida Statutes. If the Commission finds that the report was not timely filed and there were no unusual circumstances, the fine will be upheld.

If this is a hearing to consider a **consent order before a determination of probable cause has been made**, the Commission will decide whether to accept or reject the consent order. If the Commission accepts the consent order, the case will be closed and become public. If the Commission rejects the consent order or does not make a decision to accept or deny the consent order, the case will remain confidential, unless confidentiality has been waived.

If this is a hearing to consider a **consent order after a determination of probable cause has been made**, the Commission will decide whether to accept or reject the consent order. If the Commission accepts the consent order, the case will be closed. If the Commission rejects the consent order or does not make a decision to accept or deny the consent order, the Respondent will be entitled to another hearing to determine if the Respondent committed the violation(s) alleged.

If this is a **probable cause hearing**, the Commission will decide if there is probable cause to believe that the Respondent committed a violation of Florida's election laws. Respondent should be prepared to explain how the staff in its recommendation incorrectly applied the law to the facts of the case. *Respondent may not testify, call others to testify, or introduce any documentary or other evidence at the probable cause hearing.* The Commission will only decide whether Respondent should be *charged* with a violation and, before the Commission determines whether a violation has occurred or a fine should be imposed, Respondent will have an opportunity for another hearing at which evidence may be introduced.

If this is an **informal hearing**, it will be conducted pursuant Sections 120.569 and 120.57(2), Florida Statutes; Chapter 28 and Commission Rule 2B-1.004, Florida Administrative Code. At the hearing, the Commission will decide whether the Respondent committed the violation(s) charged in the Order of Probable Cause. The Respondent will be permitted to testify. However, the Respondent may not call witnesses to testify.

Respondent may argue why the established facts in the Staff Recommendation do not support the violations charged in the Order of Probable Cause. At Respondent's request, the Commission may determine whether Respondent's actions in the case were willful. The Respondent may also address the appropriateness of the recommended fine. If Respondent claims that his limited resources make him unable to pay the statutory fine, *he must provide the Commission with written proof of his financial resources* at the hearing. A financial affidavit form is available from the Commission Clerk.



FILED  
17 FEB 28 10:13  
TALLAHASSEE, FLORIDA  
FILED

**STATE OF FLORIDA  
FLORIDA ELECTIONS COMMISSION**

**Florida Elections Commission,  
Petitioner,**

**Case No.: FEC 15-336**

v.

**Daniel Diaz,  
Respondent.**

\_\_\_\_\_ /

**ORDER OF PROBABLE CAUSE**

**THIS MATTER** was heard by the Florida Elections Commission (Commission) at its regularly scheduled meeting on February 28, 2017, in Tallahassee, Florida.

On January 3, 2017, Staff recommended to the Commission that there was probable cause to believe that the Florida Election Code was violated. The facts articulated in Staff's Recommendation are adopted by reference and incorporated herein. Based on the Complaint, Report of Investigation, Staff's Recommendation, and oral statements (if any) made at the probable cause hearing, the Commission finds that there is **probable cause** to charge Respondent with the following violation(s):

**Count 1:**

On or about November 24, 2014, Daniel Diaz violated Section 106.141(1), Florida Statutes, when he failed to file the campaign's 2014 Termination Report (TR-P14) reflecting the disposition of all remaining campaign funds within 90 days after being elected to office.

**Count 2:**

On or around November 24, 2014, Daniel Diaz violated Section

106.19(1)(c), Florida Statutes, when he deliberately failed to include information required by Chapter 106, Florida Statutes, on the campaign's 2014 Termination Report (TR-P14).

**DONE AND ORDERED** by the Florida Elections Commission on February 28, 2017.



M. Scott Thomas, Chairman  
Florida Elections Commission

Copies furnished to:  
Stephanie J. Cunningham, Assistant General Counsel  
Daniel Diaz, Respondent  
Penelope Townsley, Complainant

### NOTICE OF RIGHT TO A HEARING

As the Respondent, you may elect to resolve this case in several ways. First, you may elect to resolve this case by consent order where you and Commission staff agree to resolve the violation(s) and agree to the amount of the fine. The consent order is then presented to the Commission for its approval. To discuss a consent order, contact the FEC attorney identified in the Order of Probable Cause.

Second, you may request an informal hearing held before the Commission, if you do not dispute any material fact in the Staff Recommendation. You have 30 days from the date the Order of Probable Cause is filed with the Commission to request such a hearing. The date this order was filed appears in the upper right-hand corner of the first page of the order. At the hearing, you will have the right to make written or oral arguments to the Commission concerning the legal issues related to the violation(s) and the potential fine. At the request of Respondent, the Commission will consider and determine willfulness at an informal hearing. Otherwise, live witness testimony is unnecessary.

Third, you may request a formal hearing held before an administrative law judge in the Division of Administrative Hearings (DOAH), if you dispute any material fact in the Staff Recommendation. You have 30 days from the date the Order of Probable Cause is filed with the Commission to request such a hearing. The date this order was filed appears in the upper right-hand corner of the first page of the order. At the hearing, you will have the right to present evidence relevant to the violation(s) listed in this order, to cross-examine opposing witnesses, to impeach any witness, and to rebut the evidence presented against you.

If you do not elect to resolve the case by consent order or request a formal hearing at the DOAH or an informal hearing before the Commission within 30 days of the date this Order of Probable

Cause is filed with the Commission, the case will be sent to the Commission for a formal or informal hearing, depending on whether the facts are in dispute. The date this order was filed appears in the upper right-hand corner of the first page of the order.

To request a hearing, please send a written request to the Commission Clerk, Donna Ann Malphurs. The address of the Commission Clerk is 107 W. Gaines Street, Collins Building, Suite 224, Tallahassee, Florida 32399-1050. The telephone number is (850) 922-4539. The Clerk will provide you with a copy of Chapter 28-106, *Florida Administrative Code*, and other applicable rules upon request. No mediation is available.

**STATE OF FLORIDA  
FLORIDA ELECTIONS COMMISSION**

**In Re: Daniel Diaz**

**Case No.: FEC 15-336**

---

**TO:** Daniel Diaz  
8180 Geneva Court, Apt. 329  
Doral, FL 33166-7845

Penelope Townsley  
Miami-Dade SOE  
2700 NW 87th Avenue  
Doral, FL 33172

**NOTICE OF HEARING (PROBABLE CAUSE DETERMINATION)**

A hearing will be held in this case before the Florida Elections Commission on, **February 28, 2017 at 8:30 am, or as soon thereafter as the parties can be heard**, at the following location: **Senate Office Building, 404 South Monroe Street, Room 110-S, Tallahassee, Florida 32399**

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**See further instructions on the reverse side.**

*Amy McKeever Toman*  
Executive Director  
Florida Elections Commission  
February 13, 2017

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Fw: Public Records Request

danieldee2084

to:

Donna Malphurs, donna.malphurs

02/02/2017 10:08 AM

Hide Details

From: danieldee2084 <danieldee2084@gmail.com>

To: Donna Malphurs <Donna.Malphurs@myfloridalegal.com>,  
donna.malphurs@myfloridalegal.com

1 Attachment



Package\_qvHhsWG2yEzRyO6OsFMiK0lsTxGLkFILCLb3C1kE.html

Hey Donna these are the files I tried to send you on the flash drive. I guess I converted it from a Mac book so you're able to see it on a PC. Let me know if you need to me to send it again in a different format. Thanks!

Sent from my T-Mobile 4G LTE Device

----- Original message -----

From: daniel diaz <danieldee2084@hotmail.com>

Date: 2/2/17 10:05 AM (GMT-05:00)

To: danieldee2084 <danieldee2084@gmail.com>

Subject: Fw: Public Records Request

---

**From:** Heather Sherman <HeatherSherman@MiamiSAO.com>

**Sent:** Wednesday, January 18, 2017 10:40 AM

**To:** daniel diaz

**Subject:** RE: Public Records Request

This is a private message which has only been sent to the following [recipients](#):

**To:** daniel diaz

**Cc:** Michael D'Ambrosia, Andrea Betancourt, Lorna Salomon

The following attachments have been securely sent to you.

[Arrest Warrant RE David Carcache-Guzman 09-21-2015.pdf](#) (4.5MB)

[MDSAO PCU Case 64-14-30 Reports1 RE CARCACHE et al.pdf](#) (12.2MB)

[MDSAO PCU Case 64-14-30 Reports2 RE CARCACHE et al.pdf](#) (16.0MB)

[MDSAO PCU Case 64-14-30 Reports3 RE CARCACHE et al.pdf](#) (24.4MB)

Additional download options are available at the [Pick-Up Portal](#)

You can respond to this message with attachments of your own. [\[Reply to sender\]](#) [\[Reply to all\]](#)

!!! PLEASE DOWNLOAD THE ATTACHED FILES IMMEDIATELY !!!

files attached to this message will no longer be available after July 18, 2017 10:40:40 AM EDT.

Good morning Mr. Diaz,

We have completed this request. Attached are the records you requested.

Please note the redactions/exemptions from public records: (driver's license numbers, social security numbers, bank account numbers, former ASA and LEO personal cell phone numbers, alien registration numbers, and billing account numbers, pursuant to Fla. Stats. §§119.0712, 119.071(5)(a)5, 119.071(5)(b), 655.059, 119.071(4)(d), 501.171).

Thank you,

**Heather Sherman**  
**Assistant State Attorney**  
Records Custodian  
Office of the State Attorney  
1350 N.W. 12<sup>th</sup> Avenue  
Miami, FL 33136

---

**From:** daniel diaz [<mailto:danieldee2084@hotmail.com>]  
**Sent:** Wednesday, January 11, 2017 9:42 AM  
**To:** Heather Sherman  
**Subject:** Re: Public Records Request

No problem. Thanks so very much, glad to hear!

---

**From:** Heather Sherman <HeatherSherman@MiamiSAO.com>  
**Sent:** Wednesday, January 11, 2017 9:28 AM  
**To:** danieldee2084@hotmail.com  
**Cc:** Lorna Salomon; Andrea Betancourt  
**Subject:** Public Records Request

Good morning Mr. Diaz,

Investigator Michael D'Ambrosia kindly forwarded your request to our Public Records Unit. We will gladly assist you in your request and will email you as soon as it is completed. Please allow for a full week until you hear back from us, due to the pending requests that predate.

Thank you,

**Heather Sherman**

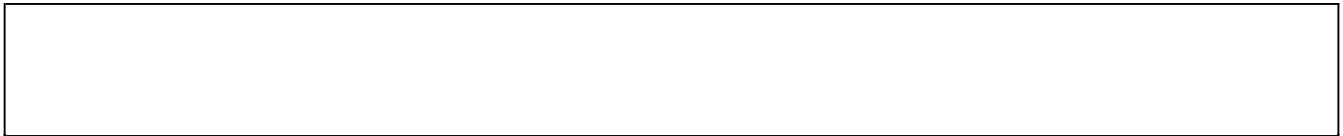
**Assistant State Attorney**

Records Custodian

Office of the State Attorney

1350 N.W. 12<sup>th</sup> Avenue

Miami, FL 33136





## State Attorney's Send Big Files Pick-Up Portal

a link to download an individual file or [Download all files] to receive a compressed folder containing all of your files. Use [Java Downloads](#).

- [Arrest Warrant RE David Carcache-Guzman 09-21-2015.pdf](#) (4.5 MB)
- [CU Case 64-14-30 Reports1 RE CARCACHE et al.pdf](#) (12.2 MB)
- [CU Case 64-14-30 Reports2 RE CARCACHE et al.pdf](#) (16.0 MB)
- [CU Case 64-14-30 Reports3 RE CARCACHE et al.pdf](#) (24.4 MB)

[All files](#)

Respond to this message with attachments of your own. [[Reply to sender](#)] [[Reply to all](#)]

Do you want to open or save **Arrest Warrant RE David Carcache-Guzman 09-21-2015.pdf** (4.48 MB) from [sendbigfiles.miamisao.net?](#)

Open Save Cancel

WARRANT TYPE: ARREST WARRANT  
AWPS#: 15000742  
COURT CASE NUMBER:

CASE TYPE: FELONY  
REFILE INDICATOR:  
DIVISION:

TO ALL AND SINGULAR SHERIFFS OF THE STATE OF FLORIDA, GREETINGS:  
YOU ARE HEREBY COMMANDED TO IMMEDIATELY ARREST THE DEFENDANT AND BRING HIM OR  
HER BEFORE ME, A JUDGE IN THE 11TH JUDICIAL CIRCUIT OF FLORIDA, TO BE DEALT  
WITH ACCORDING TO LAW:

DEFENDANT'S NAME: CARCACHE DAVID ALBERTO  
LAST FIRST MIDDLE TTL

AKA(S):  
STR/APT/CITY/ST/ZIP: 11180 SW 107 STREET / / MIAMI / FL/ 33176  
DOB: 08/25/1981 RACE: W SEX: M HEIGHT: 509 WEIGHT: HAIR: BRO EYES: BRO  
SOC SEC #: ██████████ CIN #: SID #: FBI #:  
SCARS, MARKS, TATTOOS: IDS #: 3013774  
DRIVERS LICENSE #: ██████████ STATE: FL  
VEH TAG #: STATE: MAKE: MODEL: YEAR: COLOR:  
COMMENTS: AKA: DAVID GUZMAN, DAVID CARCACHE-GUZMAN AND DAVID CARCACHE

PROBATION:

\*\*\*\*\*

BEFORE ME PERSONALLY CAME D'AMBROSIA, MICHAEL J (AFFIANT) WHO, BEING DULY  
SWORN, STATES THAT THE DEFENDANT \*\* CARCACHE, DAVID ALBERTO \*\*, DID COMMIT THE  
ACTS STATED IN THE ATTACHED STATEMENT OF FACTS. BASED UPON THIS SWORN STATEMENT  
OF FACTS, I FIND PROBABLE CAUSE THAT \*\* CARCACHE, DAVID ALBERTO \*\* DID COMMIT  
THE CRIME(S) OF:

F 3 104.011(1) ELECTION CODE/FALSE SWEARING TO AN OATH \$ 10,000.00  
F 3 104.011(1) ELECTION CODE/FALSE SWEARING TO AN OATH \$ 10,000.00  
F 3 104.091(1) ELECTION CODE/AID/ABET/ADVISE \$ 10,000.00  
M 1 839.13(1) PUBLIC RECORDS/FALSIFY \$ 2,500.00

SEE NEXT PAGE FOR ADDITIONAL CHARGES \$ 42,500 Total Bond with a Nebbia

IN DADE COUNTY, FLORIDA, CONTRARY TO FLORIDA STATUTES AND AGAINST THE PEACE AND  
DIGNITY OF THE STATE OF FLORIDA.

POLICE CASE #: PCU641430 AGENCY: OFFICE OF THE STATE ATT  
ASSISTANT STATE ATTORNEY: PEREZ-MEDINA, LUIS UNIT: 064

EXTRADITE INFORMATION

EXTRADITION CODE: 1 - FELONY - FULL EXTRADITION UNLESS OTHERWISE NOTED IN MIS FIEL  
EXTRADITION MAY BE CONFIRMED WITH THE METRO-DADE POLICE DEPARTMENT, DADE COUNTY  
\*\* IN ANY EVENT, DEFENDANT WILL BE ARRESTED IF FOUND IN THE STATE OF FLORIDA \*\*

SWORN TO BY AFFIANT D'AMBROSIA, MICHAEL J COURT ID 056- 342  
SO ORDERED THIS 21 DAY OF September, 2015. \$ 42,500 Total Bond with a Nebbia  
Stephen T. Miller

BOND AMOUNT

JUDGE IN THE 11TH JUDICIAL CIRCUIT IN AND FOR DADE COUNTY FLA  
(SUD) FIRST APPEARANCE JUDGE MAY NOT MODIFY CONDITION OF RELEASE  
(RULE 3.131(D)(1)(D))

\*\*\*\*\*

( ) TO ANSWER UNTO THE STATE OF FLORIDA ON AN INFORMATION OR INDICTMENT  
FILED AGAINST HIM OR HER BY THE STATE ATTORNEY FOR THE CHARGE(S) OF:  
( ) UPON ORDER OF A JUDGE IN THE ELEVENTH JUDICIAL CIRCUIT OF FLORIDA FOR  
FAILURE TO APPEAR IN COURT TO ANSWER THE PENDING CHARGE(S) FOR THE  
CHARGE(S) OF:

HARVEY RUVIN, CLERK OF THE COURT

BY

DEPUTY CLERK

DATE

AWPS#: 15000742  
COURT CASE NUMBER:  
DEFENDANT'S NAME: CARCACHE

PAGE: 2  
REFILE INDICATOR:  
DIVISION:  
DAVID

ALBERTO

M	1	839.13 (1)	PUBLIC RECORDS/FALSIFY	\$ 2,500.00
M	1	839.13 (1)	PUBLIC RECORDS/FALSIFY	\$ 2,500.00
M	1	839.13 (1)	PUBLIC RECORDS/FALSIFY	\$ 2,500.00
M	1	839.13 (1)	PUBLIC RECORDS/FALSIFY	\$ 2,500.00

\$ 42,500.00  
Total Bond  
with Abbba

IN THE CIRCUIT COURT OF THE ELEVENTH JUDICIAL CIRCUIT  
IN AND FOR MIAMI-DADE COUNTY, FLORIDA

STATE OF FLORIDA )

) ss

COUNTY OF DADE )

**AFFIDAVIT IN SUPPORT OF ARREST WARRANT  
DAVID ALBERTO CARCACHE-GUZMAN**

Before me, Stephen T. Millan a Judge of the Circuit Court of the Eleventh Judicial Circuit of Florida, personally appeared Criminal Investigator Michael J. D'Ambrosia of the Miami-Dade State Attorney's Office, and Special Agent James Kennedy of the Miami-Dade County Office of the Inspector General, who being duly sworn deposes and say that they have probable cause to believe and do believe that **DAVID ALBERTO CARCACHE** did knowingly engage in the crimes of False Swearing, two (2) counts, a felony in the third degree, in violation of Florida Statute §104.011(1), Aiding, Abetting, or Advising in the Violation of the Election Code, one (1) count, a felony in the third degree, in violation of Florida Statute §104.091(1) and §104.011(2), and Falsifying Records, five (5) counts, a misdemeanor in the first degree, in violation of Florida Statute §839.13, based on probable cause herein shown.

**AFFIANTS' BACKGROUND**

**Michael J. D'Ambrosia**

Your Co-Affiant, Michael J. D'Ambrosia, Badge Number 27, is a Criminal Investigator with the Miami-Dade State Attorney's Office (hereinafter "MDSAO"). Your Affiant has been a law enforcement officer for over thirty-two (32) years. Your Affiant is currently assigned to the Miami-Dade State Attorney's Office, Public Corruption Task Force (hereinafter "SAOPCTF"). You Affiant has been an investigator of various crimes throughout his career and currently has concentrated his investigative


Judge's Initials STM

ASA Initials AM  
Affiant's Initials MD JK

duties into the corruption by fraud, theft, organized criminal schemes and conspiracies of public and elected officials, government employees, contract employees and vendors working with or for the government. Your Affiant has attended approximately forty (40) hours of basic training in the field of Computer Crimes and Internet Investigations as well as hundreds of hours of training on other types of investigations across the spectrum of the criminal investigative profession. A primary focus of Your Affiant's investigative professional career has revolved around the detection and investigation of government employees, elected officials and their conspirators engaged in the acceptance of bribes, corrupt use of their authority for personal benefit or the benefit of others as well as other conspiracies including the manipulation of the local and state elections process through ballot fraud, petition fraud and submissions of false official documents in order to manipulate the elections process and the elections system as a whole.

James Kennedy

Your Co-Affiant, James Kennedy, Badge Number 20, is a Special Agent with the Miami-Dade County Office of the Inspector General (hereinafter "OIG"). Your Affiant has held this position since July 7, 2014. Previously, Your Affiant held the position of Auditor with the OIG from March 3, 2009 through July 6, 2014. Prior to employment with the OIG, Your Affiant held the positions of Financial Control Analyst and Financial Specialist with the State of Florida, Department of Financial Services for 3 years. In addition, Your Affiant has received training in financial and fraud investigations and has the credentials of Certified Fraud Examiner, Certified Inspector General Auditor and Certified Public Accountant. Your Affiant has participated in State and Local investigations, audits, examinations and reviews concerning violations of state and federal laws by individuals doing business with public or government entities. Although Your Affiant is not a sworn law enforcement officer, the Miami-Dade County Office of the Inspector General is a criminal justice agency authorized to detect, investigate and prevent fraud, waste, mismanagement and abuse of power in Miami-Dade County and school board projects, programs or contracts.

Judge's Initials 

ASA Initials   
Affiant's Initials 


**BACKGROUND**



The Miami-Dade County Florida-Board of County Commissioners (hereinafter “BCC”) created Community Councils in 1996. Each council serves one of ten (10) geographic areas in unincorporated Miami-Dade County and is comprised of six members elected by the community and one appointed by the BCC. All members must be registered voters and reside in the area that they represent.

The ten (10) Community Councils usually meet once a month to discuss planning and zoning matters and all meetings are advertised in a newspaper of general circulation at least seven (7) days in advance. In addition, the meetings are listed in the Miami-Dade County Calendar. Community Councils are considered quasi-judicial boards, and the members have the judicial power to approve or disapprove matters brought forth within their jurisdiction of oversight.

Community Councils were primarily created to make zoning and land use decisions in a setting more accessible to the community. Community Councils also serve as advisory liaisons from their communities to the BCC and County staff, relaying relevant information and recommendations on selected concerns of the council area. Community Councils make recommendations to the BCC on capital, programming and operational priorities for municipal services such as police, parks, fire and roadway maintenance in their areas as well as relaying other concerns and needs of local residents.

Community Councils, sitting as Community Zoning Appeals Boards (hereinafter “CZAB”), make virtually all zoning decisions in unincorporated Miami-Dade County. Community Councils decide, for example, whether to allow a new residential development, a shopping center, a church, or requests to vary technical specifications for zoning uses such as the required number of parking spaces or building setback distances.

Judge’s Initials 

ASA Initials   
Affiant’s Initials 

In the Non-Zoning Meetings, Community Councils also may make recommendations about their areas to the BCC on long-term future land use plans and on Miami-Dade County public facilities such as parks, police stations, and libraries. They may also make recommendations on local municipal type services and on the unincorporated area budget.

The BCC designed the membership of each Community Council to consist of six members elected by local unincorporated area residents and one member appointed by the County Commission. The elected members must be a registered voter in Miami-Dade County and reside in the Community Council area they serve. There are specific residency requirements to qualify to run for a Community Council position. These are as stated, be a registered voter in Miami-Dade County, have been a resident elector in the area you wish to run for six (6) months prior to qualifying to run for election and have been a resident elector in any sub-area for at least three (3) months prior to qualifying to run for election in that sub-area.

### INVESTIGATION

This affidavit is based upon information known personally to Your Affiants, Criminal Investigator Michael J. D'Ambrosia of the MDSA0 and Special Agent James Kennedy of the OIG, and information obtained from others who have investigated this matter and/or have personal knowledge of the facts herein.

In conducting the investigation, Your Affiants interviewed County employees, individuals who have served on, run for or worked with Community Councils in Miami-Dade County and other witnesses. Your Affiants conducted physical surveillances, reviewed and analyzed documents, including Miami-Dade County Elections Department records of qualifying candidates and contributions and expenditures, IP address records, campaign bank account records and other governmental records (Florida Driver's License

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Records, Miami-Dade Property Records and other public photographs) and produced photo line-ups for witnesses to review. In addition, Your Affiants conducted a review of various security surveillance video tapes, audio tapes and other photographic material surrounding the elections.

Your Affiants also used a Cooperating Witness, Daniel Diaz<sup>1</sup>, in a covert capacity. Daniel Diaz was a candidate for a Miami-Dade County Community Council seat and had been solicited by David Alberto Carcache to run for election. Daniel Diaz personally interacted with David Alberto Carcache, both through electronic communications and personal meetings. Your Affiants initiated and directed undercover tape recordings and videos to be made of these meetings with David Alberto Carcache pursuant to this on-going criminal investigation. Your Affiants utilized several varying investigative strategies and techniques throughout the investigation to collect, analyze, verify, corroborate and support the facts contained herein.

### Initial Allegations

In the month of July 2014, the MDSA0 and the OIG initiated an investigation into an allegation that an unknown/unidentified Hispanic male, attempted to use Bruno Diaz's Kendall home address, 9735 SW 73 Street, Miami-Dade County, FL 33173, to run for a seat on the Community Council #12, in the Kendall area.

Bruno Diaz stated, on or about July 5, 2014, a white-Hispanic male rang the doorbell and eventually spoke to his son, Gabriel Diaz, who was also an occupant of the home. The unknown white-Hispanic male stated his name was "Daniel Diaz" and if any mail showed up at the home for "Daniel Diaz" they should "throw it out." The white-Hispanic male explained there was a mix-up at the post office which he (the unknown

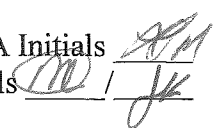
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<sup>1</sup> Not to be confused with Daniel Bruno Diaz.

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W/H/M) had straightened out. A photograph was taken of the white-Hispanic male by a hidden camera at the front door which was activated when the doorbell was pushed.



Bruno Diaz subsequently stated that a certified US Postal Service letter addressed to “Daniel Diaz” was delivered to his home. Bruno having a son named “Daniel” opened the letter and read it. The letter and its contents were related to Miami-Dade County Community Council #12/Sub-Area #123 candidacy documents and instructions on financial reporting for new candidates for a person who listed his name as “Daniel Diaz.” Bruno Diaz thinking his son, Daniel Bruno Diaz was running for elected office called Daniel Bruno Diaz to inquire. Daniel Bruno Diaz denied submitting any such paperwork or running for any elected office in Florida or for Community Council #12. In fact, Daniel Bruno Diaz was a physician residing in the State of Michigan and had moved from Florida some time ago.

Bruno Diaz called the Miami-Dade County Elections Department who directed him to look at the driver’s license presented for the individual who submitted the documents to run for Miami-Dade County Community Council #12/Sub-Area #123. Bruno Diaz viewed the driver’s license photo and verified the forms were not submitted by his son Daniel Bruno Diaz. Bruno Diaz stated he did not know the individual on the driver’s license photo whose name was Daniel Diaz and that individual was not his son or

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the unknown white-Hispanic male who came to his home on or about July 5, 2014, and identified himself as Daniel Diaz.

The preceding information was the basis for the initiation of a criminal investigation surrounding the allegations of False Swearing in violation of Florida Statute §104.011 (1), and Aiding, Abetting, or Advising to Violate Election Code in violation of Florida Statute § 104.091 (1).

**SUBJECT: DAVID ALBERTO CARCACHE**

David Alberto Carcache, who also goes by the names David Carcache-Guzman or David Guzman (hereinafter “Carcache-Guzman,”) is a White-Hispanic-Male with a date of birth August 25, 1981. Carcache-Guzman lived at 11180 SW 107th Street, Apartment #113, Miami, FL 33176-2005. Carcache-Guzman was identified as the White-Hispanic Male who presented himself as Daniel Diaz at the Bruno Diaz’s home on or about July 5, 2014.

Carcache-Guzman procured two Community Council candidates to swear falsely to an oath, in connection with Community Council elections. Carcache-Guzman submitted various campaign treasurer reports containing false information on behalf of multiple Community Council candidates. By soliciting and procuring individuals to falsely swear address information as true and correct Carcache-Guzman committed the crime of False Swearing in violation of Florida Statutes § 104.011(1); by Aiding, Abetting, or Advising Daniel Diaz to submit false voter registration information Carcache-Guzman committed the crime of Aiding, Abetting, or Advising in violation of Florida Statute §104.091(1) and §104.011(2); and by submitting, on behalf of several candidates for Community Council, falsified Campaign Treasurer’s Reports Carcache-Guzman committed the crime of Falsifying Records in violation of Florida Statute §839.13.

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Carcache-Guzman was identified as a subject of the investigation after a review of digital video security footage taken from the Miami-Dade Elections Department (hereinafter "MDED") revealed that Candidate Daniel Diaz met up with and was seen talking and exchanging a folder/documents with an unknown Hispanic male later identified by MDED employees as Carcache-Guzman. The meeting occurred on the same date that Daniel Diaz submitted and processed an original request to be a Community Council #12 candidate and enter the election which was set to take place August 26, 2014. Carcache-Guzman was identified from the video by two (2) MDED employees who personally knew Carcache-Guzman from his previous interactions with these employees at the MDED.

Digital video security footage taken from the MDED on June 16, 2014, shows Diaz and Carcache-Guzman in close proximity of one another and they were observed meeting and conversing shortly after Diaz's qualifying documentation was submitted to the MDED.



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Additional inquiries on Carcache-Guzman revealed current and historical photographs, which when compared to the front door security camera photograph taken at the Bruno Diaz 9735 residence revealed the unknown Hispanic male who arrived at the 9735 residence address and falsely and fictitiously identified himself as “Daniel Diaz” was Carcache-Guzman.



The encounter at the MDED took place after text messages between Diaz and Carcache-Guzman wherein Carcache-Guzman said he located an address within Community Council #12 for Daniel Diaz to use. Telephone records obtained for Carcache-Guzman show he placed a call to a telephone number identified as belonging to Bruno Diaz (the 9735 homeowner). The 9735 residence was inside Community Council #12 and would have qualified as a permissible address when submitting the MDED qualifying documents.

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On September 3, 2014 Your Affiants and other members of the MDSA0's Public Corruption Task Force and Special Agents of the OIG conducted surveillance of Candidate Daniel Diaz's activities and of his residence inside the City of Doral. During the surveillance, Diaz was observed at the MDED terminating his candidacy for the Community Council #12. Upon Diaz's arrival back to his Doral, FL residence the investigators approached Diaz and requested that he provide a voluntary statement regarding his candidacy for Community Council and his involvement with Carcache-Guzman. Diaz agreed and subsequently provided a recorded statement of the alleged criminal act of falsely swearing an oath or affirmation by a candidate on official election documents.

During Diaz's statement to the investigators, he explained how he was solicited to run as a candidate for Community Council #12 (and a specific sub-area therein) by Carcache-Guzman via phishing on Facebook.

Diaz was shown the front door security photograph from the home address of Bruno Diaz at the 9735 residence and upon viewing the security photograph and being asked as to who it was immediately stated "David Guzman." The same person who showed up at the 9735 residence and identified himself as "Daniel Diaz," was identified by unqualified Candidate Daniel Diaz as David Alberto Carcache, arriving to intercept MDED documents and potential documentary evidence of the false swearing and a false address scheme to place an unqualified Community Council representative on the Community Council 12 (and a sub-area therein).

Diaz stated all the candidate qualifying documents for Community Council #12 submitted to the MDED were prepared by Carcache-Guzman. Diaz did not see the documents until he and Carcache-Guzman met up at the MDED, where Carcache-Guzman directed Diaz to sign the documents and Diaz submitted them as true and correct. Diaz was performing these acts at the direction of Carcache-Guzman who was

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working on Diaz's behalf. Daniel Diaz stated Carcache-Guzman did not want to be seen directing or facilitating the process that Diaz was engaged in at the MDED, telling him that he (Carcache-Guzman) was not going to sign in or leave any trace he was at the MDED.

Diaz was shown the candidate qualifying documents he purportedly filled out and submitted to the MDED to run as a candidate in Community Council #12. Diaz stated he did not personally fill out the majority of the candidate qualifying documents which listed the false address of the 9735 residence. Candidate Diaz said he only signed the forms at the direction of Carcache-Guzman, which was corroborated by the text messages between Carcache-Guzman and Diaz for the period June 14, 2014 through June 17, 2014. When Diaz first saw the candidate qualifying documents provided to him by Carcache-Guzman the forms were already filled out via typed text including the false address of the 9735 residence. Diaz stated Carcache-Guzman also wrote by hand some sections of the candidate qualifying documents, such as Diaz's sources of income, property, liabilities and business interests which appear to be corroborated by the text messages between Carcache-Guzman and Diaz for the period June 14, 2014 through June 17, 2014. A review of the qualifying documents indicated that some parts of the documents were handwritten.

Diaz was unfamiliar with the campaign Email address listed on his candidacy qualifying documents, to-wit: DDCCEK123@GMAIL.COM. Diaz advised he did not set up that campaign Email account (Google Mail or Gmail) and the campaign Email account address had already been typed in when Diaz received the candidacy qualifying documents from Carcache-Guzman.

Diaz did not realize he had a campaign Email/Gmail account, because he had allowed Carcache-Guzman to control his campaign. Carcache-Guzman's control of the campaign Email account for Diaz allowed Carcache-Guzman to obtain access to login

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and password information required for the submission of campaign treasurer finance reports to the MDED.

During Diaz's statement, he was shown the campaign treasurer finance reports submitted to the MDED under his name. Candidate Daniel Diaz was not familiar with the campaign treasurer finance reports or the MDED filing requirements. Diaz said Carcache-Guzman must have submitted the campaign treasurer finance reports with MDED. The campaign treasurer finance reports showed \$3,000 contributed by three different political action committees (PACs). Diaz was not familiar with the PACs. He stated Carcache-Guzman raised the funds, endorsed the checks and deposited the checks into the campaign bank account. The campaign treasurer finance reports showed \$1,250 in contributions from two other sources which Diaz said Guzman had raised the funds. The campaign treasurer finance reports also showed \$2,300 in expenditures. Diaz stated Carcache-Guzman directed him to make money orders payable to vendors for specified amounts. Diaz did not have a relationship with the vendors and did not know who they were. This information from Diaz was corroborated by the text messages between Carcache-Guzman and Diaz for the period July 29, 2014 through August 8, 2014.

Diaz stated, Carcache-Guzman provided him with a check to be used to pay the required candidate qualifying fee of \$100, which was corroborated by a candidate qualifying checklist maintained by MDED showing a handwritten note by staff stating Carcache-Guzman will bring a check by the end of the day. Investigative efforts revealed the \$100 check numbered 99, dated June 16, 2014, was issued from a TD Bank account numbered [REDACTED] under the name Mercedes Vilchez, identified as Carcache-Guzman's sister. Just prior to this, Carcache-Guzman informed Diaz he needed to open a campaign account. Diaz opened a campaign account # [REDACTED] on June 13, 2014, at Chase Bank; however, Diaz did not use this account to pay the \$100 qualifying fee because of insufficient funds being available at the time. Since the campaign bank account's inception, Diaz had commingled personal transactions in with campaign transactions. Diaz had also drawn campaign contributions from the Chase Bank account

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in cash in order to purchase money orders rather than issue checks. That was done by Diaz at the direction of Carcache-Guzman.

Diaz further stated his primary method of communications with Carcache-Guzman was via cellular telephone text messaging on both Diaz's and Carcache-Guzman's mobile cellular devices. As part of the investigative effort, the data from Diaz's cellular telephone was extracted.


According to Diaz, after the initial Facebook contact by Carcache-Guzman, he received many text messages from Carcache-Guzman's cellular telephone of 305-975-2300. That number was confirmed to be Carcache-Guzman's cellular number through various sources of information, both public, law enforcement, through candidate sworn statements and via AT&T Inc. who was the carrier of record for the number/device Carcache-Guzman used. Your Affiants reviewed text messages sent and received by Carcache-Guzman and Diaz.<sup>2</sup>

The following analysis was made by the investigators related to the content of these text messages:

- Carcache-Guzman sought Diaz out based on his name while communicating on Facebook. Carcache-Guzman explained to Diaz he had an opportunity for Diaz to be on the Planning and Zoning Board (aka Community Council). Carcache-Guzman requested Diaz to text him to explain more about the opportunity.

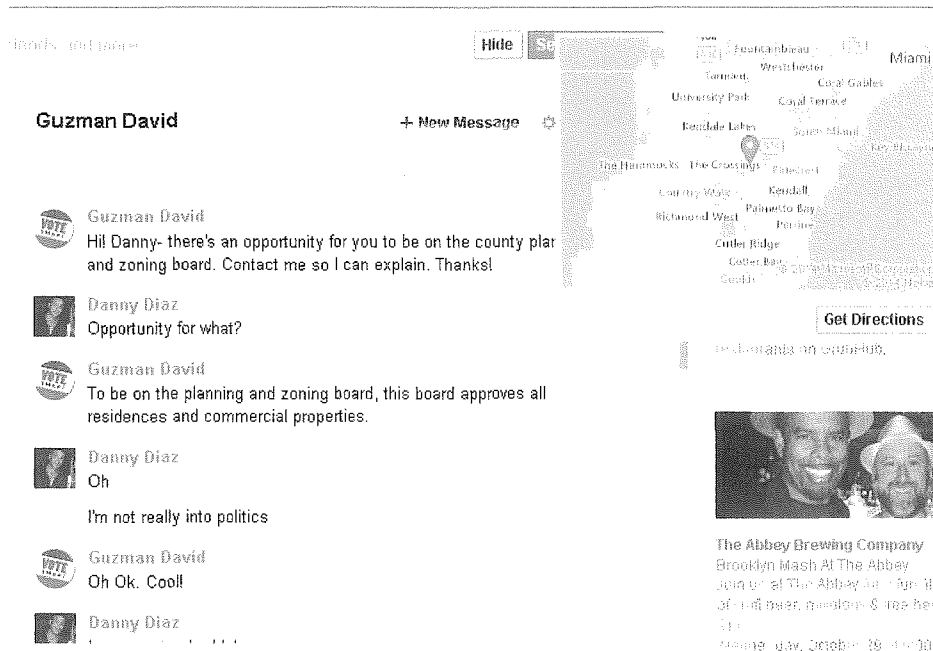
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<sup>2</sup> I-Phone Text messages for Carcache-Guzman are under a pseudonym of CiCi Hernandez.

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- The text messages began with Carcache-Guzman asking what Diaz did for a living and where Diaz lived. Diaz informed Carcache-Guzman that he lived in Doral at which point Carcache-Guzman asked if Diaz knew anyone who lived in unincorporated Miami-Dade County who would let Diaz use their address. Diaz provided Carcache-Guzman a couple of possible addresses; however, Carcache-Guzman informed Diaz these addresses would not work. According to Diaz, Carcache-Guzman knew exactly where Diaz lived as this was communicated to Carcache-Guzman as well as Carcache-Guzman having been to Diaz's residence in Doral.
- Carcache-Guzman subsequently found Diaz an address which would work on the MDED documents in order to qualify Diaz for Community Council #12/Sub-Area #123 since Diaz's current address would have disqualified him to participate in the election. There were numerous text messages exchanged between Diaz and Carcache-Guzman about how Carcache-Guzman would overcome the obstacle of finding a qualifying address for Diaz and subsequently did, the address being Bruno Diaz's 9735 residence.

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Affiant's Initials *Me / JJA*

Conversation: +13059752300, +17864773973

These details are cross-referenced from this device's contacts

#	Source App	From	To	Time	Body	Attachment	Del?
113	iMessage: +1786477397 3	+13059752300 David Guzman*		6/9/2014 19:17:20(UTC-4)	I have an address for you		

- Text messages between Carcache-Guzman and Diaz for the period June 14, 2014 through June 17, 2014 revealed Carcache-Guzman sought information from Diaz to fill out the candidate qualifying documentation for the Community Council seat Diaz was running for.
- There was a financial aspect to the scheme since Carcache-Guzman raised the campaign contributions for Daniel Diaz and directed Diaz to write out money orders for expenditures, including \$1,000 in the name of Mercedes Vilchez, Carcache-Guzman's sister. This donation was misreported by Carcache-Guzman, on Diaz's campaign treasurer's report.

Conversation: +13059752300, +17864773973

These details are cross-referenced from this device's contacts

#	Source App	From	To	Time	Body	Attachment	Del?
969	iMessage: +1786477397 3	+13059752300 David Guzman*		8/8/2014 08:52:06(UTC-4)	Need a check for \$1k. Payable to: Mercedes Vilchez		

CHASE MONEY ORDER

95211 \* 107 NEW 01/06 8810001508  
1100 00000001 UP 8174300782

Date 08/08/2014

Pay To The Order Of: Mercedes Vilchez \$\*\* 1,000.00 \*\*

Pay: ONE THOUSAND DOLLARS AND 00 CENTS

NOT VALID FOR MORE THAN \$1000.00  
Do not write outside this box

NAME: Campaign Materials

Signature: [Handwritten Signature]

ADDRESS: Miami Dade County FL

JP Morgan Chase Bank, N.A.  
Columbus, OH

MP [Redacted]


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- Another candidate, Andres Alvarez, Community Council #11/Sub-Area #114, also wrote a check in the amount of \$1,000 in the name of Mercedes Vilchez at the direction of Carcache-Guzman. This donation was also misreported by Carcache-Guzman, on Alvarez's campaign treasurer's report.
  
- A third candidate named Steven Miro, Community Council #11/Sub-Area #112, informed investigators that Carcache-Guzman requested a check in the amount of \$1,000, for his services be made out to Maria Amador, Guzman's mother<sup>3</sup> which was deposited into Mercedes Vilchez's (Carcache-Guzman's sister) bank account. Mr. Miro had hired Carcache-Guzman to work on his campaign for Community Council after the qualifying documents were submitted by Steven Miro.
  
- Diaz was shown three cancelled checks from three Political Action Committees (or PACs) (Nature Coast Conservative Coalition CK #1027, Strong Communities of Southwest Florida CK #1007, and The Committee for Justice, Transportation and Business CK #1028) which were deposited, on July 28, 2014, into Diaz's campaign account for Community Council #12/Sub-Area #123. Diaz stated the endorsements on all three (3) of the cancelled checks were not his signature. Diaz said Carcache-Guzman must have signed the checks prior to depositing them into Diaz's campaign account. A bank recording showed Carcache-Guzman depositing the check into Diaz's account.

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<sup>3</sup> Maria Amador is also known by the name Maria Amador-Carcache was referred to as Carcache-Guzman's sister by Miro.

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**Digital Video Snapshot**

Site: JPMorgan Chase/FL/Miami/FL Doral Plaza 9785 NW 41st St  
Camera Name: 3.4 Teller #3  
7/28/2014 3:57:48 PM (Eastern Daylight Time)



- Diaz's cellular telephone contained evidence linking Carcache-Guzman to other Community Council candidates. Investigators observed text messages between Carcache-Guzman and Diaz referencing Community Council candidates whom Carcache-Guzman had helped get elected. Some of these candidates were suspected of having used false addresses to qualify for their candidacy.

On September 12, 2014, AT&T Inc. replied to an investigative subpoena for Carcache-Guzman's cellular telephone number, 305-975-2300. The following observations were made regarding the use of Carcache-Guzman's cellular telephone number 305-975-2300:

- The billing party was Maria Amador, who is Carcache-Guzman's mother, and who lists her address for billing purposes at 11180 SW 107th Street, Apartment 113, Miami, FL 33176. The contact Email address was listed as DCG69@ATT.NET. It is suspected DCG69@ATT.NET stands for David Carcache-Guzman 69 @ATT.NET. This cellular number was confirmed to be used by Carcache-Guzman from various other sources of information i.e. public

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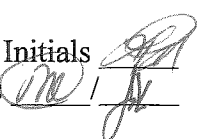
records, law enforcement records, candidate sworn statements, and AT&T Inc., who was the carrier of record for the number/device which Carcache-Guzman used. The Email address DCG69@BELLSOUTH.NET (Bell South was a subsidiary of AT&T Inc.) was listed on a business card showing David Carcache-Guzman as Marketing Manager and Campaign Consultant for DC Group. The Facebook account records for Carcache-Guzman list a registered Email address as DCG69@BELLSOUTH.NET.

- Various cellular telephone calls were made between Carcache-Guzman and Community Council candidates.
- Carcache-Guzman attempted to call the telephone number identified as belonging to Bruno Diaz on two occasions, June 10, 2014 and June 11, 2014.

To identify the individual(s) who created and operated the campaign Email account listed on Daniel Diaz's candidate qualifying documentation, investigators subpoenaed Google for the subscriber information and internet protocol (IP) address logs used to access the Email account. Investigators also subpoenaed Email addresses listed on the candidacy documents for other Community Council candidates which had Email account names with a similar format.

An additional campaign Email account name with a similar format to Daniel Diaz identified by investigators belonged to Andres Alvarez, AACCWK114@GMAIL.COM. On June 13, 2014 Andres Felipe Alvarez, submitted sworn official MDED Candidacy qualifying documents in order to run as a candidate in the Community Council #11/Sub-Area #114.

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A review of Andres Alvarez's official campaign reports submitted to the MDED<sup>4</sup> showed that Candidate Daniel Diaz's financial reports and those of Andres Alvarez were nearly identical to each other with respect to contributions and expenditures. Both reports had the same contributors, the same donation amounts, and the same donation dates. On the expenditure side, the same vendors were used for campaign related expenses. The dates and the amounts of each expense were nearly the same.


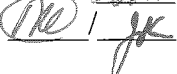
The investigators also obtained the text messages from Daniel Diaz and observed that Carcache-Guzman copied Diaz on a text message that Carcache-Guzman had sent out congratulating "his" candidates which included Andres Alvarez for Community Council 11.

Miguel Diaz, a former Community Council #11/Sub-Area #113 member, provided a statement to Your Affiants, as part of this investigation. Miguel Diaz was an active and voting member of Community Council #11/Sub-Area #113 since November 2010. Miguel Diaz stated that Carcache-Guzman began sending Emails, around March 2013, to attorneys and applicants portraying himself as Miguel Diaz. Miguel Diaz learned of this situation from a person associated with a Miami-Dade Commissioner. Miguel Diaz had paid Carcache-Guzman in 2010 to help get elected and learn the ropes for the Community Council. Miguel Diaz speculated, after conducting his own review of various records, that Carcache-Guzman had hijacked his campaign Email account, MDIAZ113@GMAIL.COM, and had falsely impersonated him sending messages to others regarding agenda items that came before Community Council 11. Miguel Diaz noticed specific verbiage used in the emails and attributed them to Carcache-Guzman as the sender. Miguel Diaz noted Carcache-Guzman was the only person who had access to that campaign Email account. Miguel Diaz also informed investigators there were multiple Emails from Miguel Diaz's campaign Email account which went on to extoll how well Carcache-Guzman was liked and how Carcache-Guzman was an excellent

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<sup>4</sup> Contributors, amounts and dates listed are as reported to MDED and not necessarily in agreement to actual bank activity.

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person. Miguel Diaz decided to resign from Community Council #11/Sub-Area #113 in early 2014 and he was not a candidate in the election held on August 26, 2014.

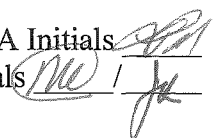

Knowing that Carcache-Guzman had control over various candidates' campaign Email accounts, investigators obtained a court ordered subpoena to Google for subscriber information and IP address logs. On October 2, 2014, Google provided the subscriber information and IP address logs for Daniel Diaz's campaign email account, DDCCEK123@GMAIL.COM and Andres Alvarez's campaign email account, AACCWK114@GMAIL.COM, along with nine other 2014 candidates' campaign Email accounts, which Carcache-Guzman had a connection.

For the Daniel Diaz campaign Email account, the listed name on the account was Daniel Diaz, who previously denied creating or controlling the campaign Email account. For the AACCWK114@GMAIL.COM campaign Email account, the listed name on the account was Andres Alvarez. However, upon review of the IP address logs for the above-described campaign Email accounts, investigators noted the two different Email accounts were consistently accessed from the same IP address, and therefore the same physical locations, at times within seconds to minutes apart.

Therefore, a subpoena was issued to AT&T/BellSouth Corporation regarding the subscriber(s) to whom the above-described IP address was assigned, at the times in question. The records received from AT&T/Bell South indicated that the IP address was assigned to Maria Amador, residing at 11180 SW 107th St Apartment #113, Miami FL 33176 under Email login of DCG69@BELLSOUTH.NET. Maria Amador is Carcache-Guzman's mother.

Your Affiants searched for possible alternate addresses, offices, or other fixed location at which Carcache-Guzman might have conducted personal or business affairs. However, Your Affiants were unable to locate a fixed location other than the 11180 SW

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107th Street, Apartment #113, Miami, FL 33176-2005 residence with which Carcache-Guzman was principally associated.

An analysis of the campaign treasurer report submissions for several other candidates also showed that submitted reports were sent from the same IP address subscribed to by Maria Amador under Email login of DCG69@BELLSOUTH.NET. Additionally, witnesses from the MDED and the Miami-Dade County Regulatory and Economic Resources Department (RER) told investigators that Carcache-Guzman had been observed at MDED meetings with numerous other candidates who were attempting to qualify for Community Council seats, specifically in the Community Council Areas of 10, 11 and 12.

During the investigation candidate qualifying documentation posted on the MDED website for all Community Council candidates running in the 2014 election were reviewed. Some of those documents include but were not limited to the candidate qualifying forms, oath of office, financial forms and related MDED forms and applications submitted in the normal course of attempting to run for the Community Council.

An analysis was completed depicting those Community Council candidates which were identified in some way as associated with Carcache-Guzman and also had inconsistencies in the residential address provided to MDED. The investigation ultimately focused on three other candidates, in addition to Daniel Diaz. Two of the candidates were Mauricio Rodriguez-Varela and Jesus Salas. The last candidate was Andres Alvarez, but the investigation ultimately revealed that Andres Alvarez's address was correctly listed on the MDED qualifying documents.

Based on the foregoing information Your Affiants obtained search warrants to search Carcache-Guzman's known residence 11180 SW 107th Street, Apartment 113, Miami, FL 33176, his cellular telephone device(s) and his Facebook account records. On

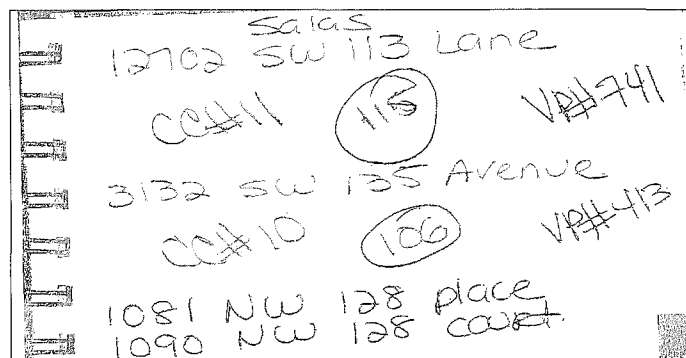
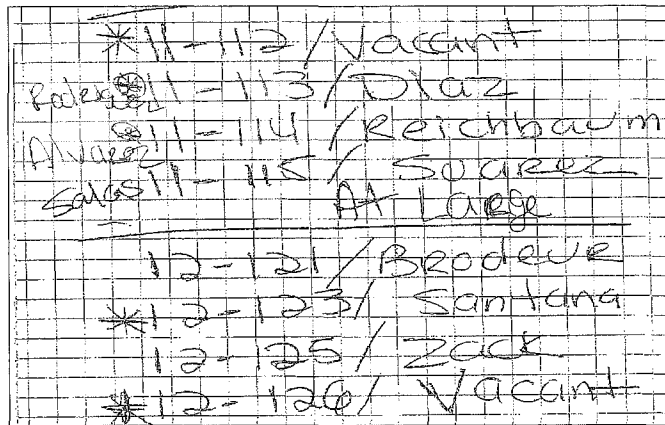
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October 30, 2014, a search warrant was executed for Carcache-Guzman's Facebook account records. On December 11, 2014, warrants were executed to search Carcache-Guzman's known 11180 residence to obtain any and all cellular telephone/communication devices in Carcache-Guzman's residence and/or person and other related evidentiary documents.

The physical search of Carcache-Guzman's 11180 residence by the SAPCTF and the OIG turned up a planner with various handwritten notes pertaining to Community Council seats, including member names, candidate names, addresses and vacancies. Additionally, Jesus Salas' name was referenced next to several associated addresses he owned.




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During the course of the investigation Your Affiants interviewed numerous witnesses. The investigation revealed Carcache-Guzman solicited Daniel Diaz, Mauricio Rodriguez-Varela and Jesus Salas to be candidates for Community Council seats knowing they did not reside in the area required to be considered qualified candidates. Carcache-Guzman committed false swearing in connection with an election by knowingly filing with the MDED the candidate qualifying documents, listing a false residency address on behalf of Candidates Daniel Diaz and Jesus Salas. Additionally, Carcache-Guzman created and controlled the campaign Email addresses for Diaz, Varela and Salas in order to receive any and all correspondences from MDED, RER or any other party associated with the Community Council.

#### **False Swearing Pertaining to Daniel Diaz's Candidacy**

The investigation showed Candidate Daniel Diaz resided at 8180 Geneva Court, Apartment# B329, Doral, Miami-Dade, Florida 33166. Multiple visual surveillances performed by investigators placed Diaz personally at the 8180 residence in Doral. The address in Doral was outside the area in which Community Council #12 and its Sub-Areas operate. Diaz did not meet the minimum residential candidacy requirements to run as a candidate in an election for Community Council #12 or any of its Sub-Areas. However, Diaz swore under oath that he was qualified to run as a candidate for Community Council #12/Sub-Area #123 and that he resided at 9735 SW 73<sup>rd</sup> Street, Miami-Dade County, FL. The oath was taken at the direction of Carcache-Guzman who located and directed Diaz to use the address of the 9735 residence. The qualifying documents were prepared by Carcache-Guzman, and submitted on behalf of Diaz to the MDED on June 16, 2014. The oath and affirmation on that document was false. By procuring another person to swear or affirm falsely to an oath or affirmation, in connection with elections Carcache-Guzman committed a Felony of the 3rd Degree for such false swearing in violation of Florida Statute 104.011(1).

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Affiant's Initials 

To qualify to run for Community Council, the candidate must be registered to vote in Miami-Dade County. Since Diaz was not registered to vote, Carcache-Guzman directed Diaz to register using the same false address of 9735 SW 73<sup>rd</sup> Street, Miami-Dade County, FL. On June 13, 2014, Diaz requested and obtained a voters registration card using the 9735 false address.

Conversation: +13059752300, +17864773973

These details are cross-referenced from this device's contacts

#	Source App	From	To	Time	Body	Attachment	Del?
175	iMessage: +17864773973	+13059752300 David Guzman*		6/13/2014 00:00:46(UTC-4)	You have never register to vote ?		
176	iMessage: +17864773973	+17864773973 Cici Hernandez*		6/13/2014 00:01:00(UTC-4)	Nope		
177	iMessage: +17864773973	+13059752300 David Guzman*		6/13/2014 00:01:15(UTC-4)	K		
178	iMessage: +17864773973	+13059752300 David Guzman*		6/13/2014 00:01:28(UTC-4)	That's the first thing we will do in the morning		

DAD 121728640

This is:  New Registration  Record Update/Change (e.g., Address, Party Affiliation, Name, Signature)  Request to Replace Voter Information Card

1 Are you a citizen of the United States of America?  YES  NO OFFICIAL USE ONLY JUN 13 2014

2 I affirm that I am not a convicted felon, or if I am, my right to vote has been restored.

3 I affirm that I have not been adjudicated mentally incapacitated with respect to voting or, if I have, my right to vote has been restored.

4 Date of Birth: 11-20-1984 FIVES No: #121728640

5 Florida Driver License (FL DL) or Florida Identification (FL ID) Card Number: [REDACTED] If no FL CL or FL ID, then provide: 1892 I have NONE of these numbers.

6 Last Name: Diaz First Name: Daniel Middle Name: Name Suffix:

7 Address Where You Live (legal residence - no P.O. Box): Apt./Co./Unit: City: Miami County: Dade Zip Code: 33178

8 Mailing Address (if different from above address): Apt./Co./Unit: City: State: Zip Code:

9 Address Where You Were Last Registered to Vote: Apt./Co./Unit: City: State: Zip Code:

10 Former Name (if name is changed): Gender: Male Female State or Country of Birth: Miami, FL Telephone No. (optional): 17864773973

11  Email me SAMPLE BALLOTS if option is available in my county. My email address is:

Party Affiliation (Check only one. If not blank, you will be registered without party affiliation):  Florida Democratic Party  Republican Party of Florida  No party affiliation  Minor party (print party name):

Race/Ethnicity (Check only one):  American Indian/Alaskan Native  Asian/Pacific Islander  Black, not of Hispanic Origin  Hispanic  White, not of Hispanic Origin  Multi-racial  Other:

(Check only one if applicable):  I am an active duty Uniformed Service or Merchant Marine member  I am a spouse or a dependent of an active duty uniformed service or merchant marine member  I am a U.S. citizen residing outside the U.S.

I will need assistance with voting.  I am interested in becoming a poll worker.

12 Oath: I do solemnly swear (or affirm) that I will protect and defend the Constitution of the United States and the Constitution and laws of the State of Florida, and that the information provided in this application is true.

SIGN/ MARK HERE: [Signature]

Date: 6/13/14

By procuring another person to submit false voter registration information Carcache-Guzman committed a Felony of the 3rd Degree in violation of Florida Statute 104.091(1) and 104.011(2).

**False Swearing Pertaining to Jesus Salas' Candidacy**

On or about August 8, 2014, investigators received information from the MDED that Carcache-Guzman assisted Jesus Salas (hereinafter "Salas") with his candidate

Judge's Initials *SP*

ASA Initials *SP*  
Affiant's Initials *ME* *JK*


qualifying documents and financial forms. Salas ran for Community Council #11/Sub-Area #115. Since Salas was identified as a possible Carcache-Guzman client, the investigation focused on determining the validity of the residence address listed on the elections documents Carcache-Guzman and Salas submitted.




The investigation revealed Salas' residence was 3132 SW 135<sup>th</sup> Ave, Miami, Florida. The qualifying documents submitted on behalf of Salas to MDED for Community Council #11/Sub-Area #115 by Carcache-Guzman used 12702 SW 113 Lane, Miami, Florida on the candidate qualifying documents. The physical search of Carcache-Guzman's 11180 residence turned up a planner folio notebook with handwritten notes listing Salas' name above four addresses. The 12702 residence and the 3132 residence are both listed along with associated Community Council Areas and Sub-Areas.

On January 20, 2015, Salas provided a formal statement. Salas was questioned about the documents submitted to the MDED, his residency and related matters surrounding his connectivity and the assistance provided to him by Carcache-Guzman. Salas was shown a photo of Carcache-Guzman and identified him as "David Guzman."

Salas stated he met Carcache-Guzman at a birthday party in 2011 through Salas' friend since high school, Alex Duran. Alex Duran subsequently was elected to Community Council #12/Sub-Area #126 in 2012. Later, Salas was solicited by Carcache-Guzman to be a Community Council #11 candidate.

Salas stated all candidate qualifying documents for Community Council #11/Sub-Area #115, which listed the false address of the 12702 residence, submitted to MDED were prepared by Carcache-Guzman and provided to Salas for his signature. According to Salas, both typed and handwritten entries on the candidate qualifying documents were prepared by Carcache-Guzman.

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Affiant's Initials  / 

After signing the qualifying documents, they were personally returned to Carcache-Guzman who submitted the documents to the MDED as true and correct. A review of MDED records revealed two submissions pertaining to Salas' qualifying documents, because the original submission did not include a phone number and campaign Email address. A candidate qualifying checklist maintained by MDED shows a handwritten note by staff corroborating Carcache-Guzman submitted candidate qualifying documents on behalf of Salas on June 17, 2014.

In a discussion Carcache-Guzman had with Salas, Carcache-Guzman told Salas that his actual residential address would not qualify him to participate in the election for Community Council #11/Sub-Area #115. Hence, Carcache-Guzman informed Salas he would use the 12702 residence, which Salas also owned but was occupied by his mother, as the qualifying residence.

However, after submitting the qualifying documents to the MDED, Salas decided to terminate his candidacy based on Carcache-Guzman's insistence that he had to move to the address listed on the qualifying documents. Salas stated that Carcache-Guzman knew exactly where his primary home residence was since Carcache-Guzman had visited him on previous occasions. Salas stated his mother lived at the address used to qualify as a Community Council candidate and he had no intention of moving there. A review of the MDED records revealed that Salas never brought in his qualifying fee and proof of residency; therefore, Salas did not qualify as a candidate for Community Council.

Based on the investigation conducted by Your Affiants, Carcache-Guzman solicited Jesus Salas to be a candidate for Community Council #11/Sub-Area #115 knowing Salas did not reside in the area required to be a qualified candidate. Carcache-Guzman committed false swearing in connection with an election by knowingly filing with the MDED the candidate qualifying documents which listed a false residency address on behalf of Salas. Carcache-Guzman created and controlled the campaign

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Affiant's Initials ME / JK

Email address for Salas in order to receive any and all correspondences from the MDED, RER or any other party associated with the Community Council.


**Similar Conduct Relating to Mauricio Rodriguez-Varela's Candidacy**

On or about August 8, 2014, investigators received information from the MDED that Carcache-Guzman assisted Mauricio Rodriguez-Varela (hereinafter "Varela") with his candidate qualifying documents and financial forms. Varela ran for Community Council #11/Sub-Area #113 unopposed. Since Varela was identified as a possible Carcache-Guzman client, the investigation focused on determining the validity of the residence address listed on the elections documents Carcache-Guzman and Varela submitted.

Based on a review of Varela's background, from both private and public records inquiries, it was determined that Varela had at least two (2) addresses that he used on various official and unofficial documents, these addresses were: 6890 Southwest 76<sup>th</sup> Terrace, South Miami, FL 33143 (inside the city limits of South Miami) and 7770 Southwest 132 Place, Miami-Dade County, FL 33183.

Research on both of these addresses revealed the 6890 residence appeared to be Varela's primary home residence. Multiple visual surveillances by the investigators placed Varela personally at the 6890 residence along with other registered vehicles belonging to Varela family members at the 6890 residence. Additionally, Varela's Florida driver's license lists the 6890 residence as his home address.

The 7770 residence was within Community Council #11/Sub-Area #113. Varela qualified for and won the election with the help of Carcache-Guzman using the 7770 residence address, which was occupied by Varela's brother, Carlos Rodriguez.


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On January 27, 2015, a formal statement was taken from Varela. Varela was questioned about the documents submitted to the MDED, his residency, and related matters surrounding his connectivity and the assistance provided to him by Carcache-Guzman. Varela was shown a photo of Carcache-Guzman and identified him as "David Guzman." During his statement, Varela stated all the candidate qualifying documents submitted to MDED for Community Council #11/Sub-Area #113, which listed the address of the 7770 residence, were prepared by Carcache-Guzman.

Prior to submitting the qualifying documents, Carcache-Guzman discussed with Varela, the use of Varela's 7770 residence as a qualifying address since the 6890 residence, which was Varela's actual residence, could not be used to qualify for a Community Council seat. Carcache-Guzman informed Varela that the 7770 residence, where his brother lived, would have to be used for the documents submitted to the MDED in order to qualify Varela for Community Council #11/Sub-Area #113. In his statement, Varela said that he sometimes stayed at the 7770 residence but that he would not consider that to be his primary residence. Varela indicated that there were three residences he would use and the 7770 residence was the one he would use the least. On January 27, 2015, Varela submitted his resignation from the Community Council #11/Sub-Area #113 to the MDC, RER with an explanation.

Based on the investigation conducted by Your Affiants, Carcache-Guzman solicited Mauricio Rodriguez-Varela to be a candidate for Community Council #11/Sub-area #113 knowing Varela had three different residences. Additionally, Carcache-Guzman created and controlled the campaign Email address for Varela to receive any and all correspondences from MDED, RER or any other party associated with the Community Council. However, based on Varela's claim that he sometimes resided at the 7770 residence, a false swearing charge will not be sought in connection with the filing with the MDED the candidate qualifying documents which listed the 7770 residence on behalf of Varela.

Judge's Initials 

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## Falsifying Records Pertaining to Campaign Treasurer's Reports

Carcache-Guzman knowingly submitted, on behalf of several candidates for Community Council, the following falsified Campaign Treasurer's Reports in violation of Florida Statute §839.13, a misdemeanor in the first degree:

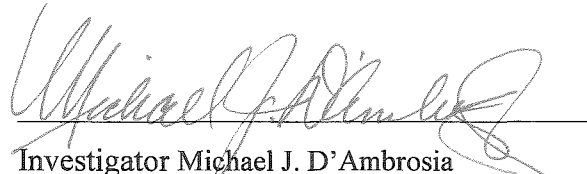
1. Campaign Treasurer's Report dated 6/25/2014 for Daniel Diaz. The report included loan of \$1,000 from Daniel Diaz and the qualifying payment of \$100 from Daniel Diaz. Daniel Diaz did not lend his campaign \$1,000 and the \$100 qualifying fee was not paid from the Daniel Diaz Campaign Account, rather it was paid from a bank account in the name of Mercedes Vilchez, Carcache-Guzman's sister.
2. Campaign Treasurer's Report dated 8/23/2014 for Daniel Diaz. The report included a contribution of \$1,000 on 8/9/2014 from Technology GDI and a contribution of \$250 from Transport Ace on 8/21/2014. A \$1,000 payment which went to Mercedes Vilchez, Carcache Guzman's sister was never reported by Carcache-Guzman on behalf of Diaz.
3. Campaign Treasurer's Report dated 6/24/2014 for Andres Alvarez. The report included a loan for \$1,000 form Andres Alvarez. Andres Alvarez only lent his campaign \$100 to pay the qualifying fee, not the \$1,000 shown on the report.
4. Campaign Treasurer's Report dated 8/23/2014 for Andres Alvarez. The report did not include the payment of \$1,000 made on 8/9/2014 to Mercedes Vilchez, Carcache Guzman's sister.
5. Campaign Treasurer's Report dated 8/29/2014 for Andres Alvarez. The report included a loan repayment of \$1,000 to Andres Alvarez. Andres Alvarez never received a loan repayment in the amount of \$1,000.


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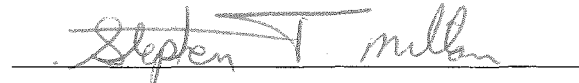



Based on the foregoing, Your Affiants respectfully request an arrest warrant for the arrest of DAVID ALBERTO CARCACHE for two (2) counts of False Swearing, a felony in the third degree, in violation of Florida Statute §104.011(1), one (1) count of Aiding, Abetting, or Advising in the Violation of the Election Code, a felony in the third degree, in violation of Florida Statute §104.091(1) and §104.011(2), and five (5) counts of Falsifying Records, a misdemeanor in the first degree, in violation of Florida Statute §839.13 based on probable cause herein shown.

  
Investigator Michael J. D'Ambrosia  
Affiant

  
Special Agent James Kennedy  
Affiant

Sworn to and subscribed before me, this 21 day of September, 2015.

  
Circuit Court Judge  
Eleventh Judicial Circuit of Florida

Judge's Initials 

ASA Initials   
Affiant's Initials 

WARRANT TYPE: ARREST WARRANT  
AWPS#: 15000742  
COURT CASE NUMBER:

CASE TYPE: FELONY  
REFILE INDICATOR:  
DIVISION:

TO ALL AND SINGULAR SHERIFFS OF THE STATE OF FLORIDA, GREETINGS:  
YOU ARE HEREBY COMMANDED TO IMMEDIATELY ARREST THE DEFENDANT AND BRING HIM OR  
HER BEFORE ME, A JUDGE IN THE 11TH JUDICIAL CIRCUIT OF FLORIDA, TO BE DEALT  
WITH ACCORDING TO LAW:

DEFENDANT'S NAME: CARCACHE DAVID ALBERTO TTL  
LAST FIRST MIDDLE

AKA(S):  
STR/APT/CITY/ST/ZIP: 11180 SW 107 STREET / / MIAMI / FL/ 33176  
DOB: 08/25/1981 RACE: W SEX: M HEIGHT: 509 WEIGHT: HAIR: BRO EYES: BRO  
SOC SEC #: [REDACTED] CIN #: SID #: FBI #:  
SCARS, MARKS, TATTOOS: IDS #: 3013774  
DRIVERS LICENSE #: [REDACTED] STATE: FL  
VEH TAG #: STATE: MAKE: MODEL: YEAR: COLOR:  
COMMENTS: AKA: DAVID GUZMAN, DAVID CARCACHE-GUZMAN AND DAVID CARCACHE

PROBATION:

\*\*\*\*\*

BEFORE ME PERSONALLY CAME D'AMBROSIA, MICHAEL J (AFFIANT) WHO, BEING DULY  
SWORN, STATES THAT THE DEFENDANT \*\* CARCACHE, DAVID ALBERTO \*\*, DID COMMIT THE  
ACTS STATED IN THE ATTACHED STATEMENT OF FACTS. BASED UPON THIS SWORN STATEMENT  
OF FACTS, I FIND PROBABLE CAUSE THAT \*\* CARCACHE, DAVID ALBERTO \*\* DID COMMIT  
THE CRIME(S) OF:

- F 3 104.011(1) ELECTION CODE/FALSE SWEARING TO AN OATH \$ 10,000.00
- F 3 104.011(1) ELECTION CODE/FALSE SWEARING TO AN OATH \$ 10,000.00
- F 3 104.091(1) ELECTION CODE/AID/ABET/ADVISE \$ 10,000.00
- M 1 839.13(1) PUBLIC RECORDS/FALSIFY \$ 2,500.00

SEE NEXT PAGE FOR ADDITIONAL CHARGES \$ 42,500 Total Bond with a Nebbia

IN DADE COUNTY, FLORIDA, CONTRARY TO FLORIDA STATUTES AND AGAINST THE PEACE AND  
DIGNITY OF THE STATE OF FLORIDA.

POLICE CASE #: PCU641430 AGENCY: OFFICE OF THE STATE ATT  
ASSISTANT STATE ATTORNEY: PEREZ-MEDINA, LUIS UNIT: 064

EXTRADITE INFORMATION

EXTRADITION CODE: 1 - FELONY - FULL EXTRADITION UNLESS OTHERWISE NOTED IN MIS FIEL  
EXTRADITION MAY BE CONFIRMED WITH THE METRO-DADE POLICE DEPARTMENT, DADE COUNTY  
\*\* IN ANY EVENT, DEFENDANT WILL BE ARRESTED IF FOUND IN THE STATE OF FLORIDA \*\*

SWORN TO BY AFFIANT D'AMBROSIA, MICHAEL J COURT ID 056- 342  
SO ORDERED THIS 21 DAY OF September, 2015. \$ 42,500 Total Bond with a Nebbia  
Stephen T. Miller

BOND AMOUNT

JUDGE IN THE 11TH JUDICIAL CIRCUIT IN AND FOR DADE COUNTY FLA  
( ) FIRST APPEARANCE JUDGE MAY NOT MODIFY CONDITION OF RELEASE  
(RULE 3.131(D)(1)(D))

\*\*\*\*\*

- ( ) TO ANSWER UNTO THE STATE OF FLORIDA ON AN INFORMATION OR INDICTMENT  
FILED AGAINST HIM OR HER BY THE STATE ATTORNEY FOR THE CHARGE(S) OF:
- ( ) UPON ORDER OF A JUDGE IN THE ELEVENTH JUDICIAL CIRCUIT OF FLORIDA FOR  
FAILURE TO APPEAR IN COURT TO ANSWER THE PENDING CHARGE(S) FOR THE  
CHARGE(S) OF:

HARVEY RUVIN, CLERK OF THE COURT

BY \_\_\_\_\_ DEPUTY CLERK \_\_\_\_\_ DATE \_\_\_\_\_

AWPS#: 15000742  
COURT CASE NUMBER:  
DEFENDANT'S NAME: CARCACHE

PAGE: 2  
REFILE INDICATOR:  
DIVISION:  
DAVID ALBERTO

M	1	839.13(1)	PUBLIC RECORDS/FALSIFY #2,500.00
M	1	839.13(1)	PUBLIC RECORDS/FALSIFY #2,500.00
M	1	839.13(1)	PUBLIC RECORDS/FALSIFY #2,500.00
M	1	839.13(1)	PUBLIC RECORDS/FALSIFY #2,500.00

# 42,500.00  
Total Bond  
with Abbica

IN THE CIRCUIT COURT OF THE ELEVENTH JUDICIAL CIRCUIT  
IN AND FOR MIAMI-DADE COUNTY, FLORIDA

STATE OF FLORIDA )

) ss

COUNTY OF DADE )

AFFIDAVIT IN SUPPORT OF ARREST WARRANT  
DAVID ALBERTO CARCACHE-GUZMAN

Before me, Stephen T. Millan a Judge of the Circuit Court of the Eleventh Judicial Circuit of Florida, personally appeared Criminal Investigator Michael J. D'Ambrosia of the Miami-Dade State Attorney's Office, and Special Agent James Kennedy of the Miami-Dade County Office of the Inspector General, who being duly sworn deposes and say that they have probable cause to believe and do believe that **DAVID ALBERTO CARCACHE** did knowingly engage in the crimes of False Swearing, two (2) counts, a felony in the third degree, in violation of Florida Statute §104.011(1), Aiding, Abetting, or Advising in the Violation of the Election Code, one (1) count, a felony in the third degree, in violation of Florida Statute §104.091(1) and §104.011(2), and Falsifying Records, five (5) counts, a misdemeanor in the first degree, in violation of Florida Statute §839.13, based on probable cause herein shown.

AFFIANTS' BACKGROUND

Michael J. D'Ambrosia

Your Co-Affiant, Michael J. D'Ambrosia, Badge Number 27, is a Criminal Investigator with the Miami-Dade State Attorney's Office (hereinafter "MDSA"). Your Affiant has been a law enforcement officer for over thirty-two (32) years. Your Affiant is currently assigned to the Miami-Dade State Attorney's Office, Public Corruption Task Force (hereinafter "SAOPCTF"). You Affiant has been an investigator of various crimes throughout his career and currently has concentrated his investigative


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

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Affiant's Initials MDA JK

duties into the corruption by fraud, theft, organized criminal schemes and conspiracies of public and elected officials, government employees, contract employees and vendors working with or for the government. Your Affiant has attended approximately forty (40) hours of basic training in the field of Computer Crimes and Internet Investigations as well as hundreds of hours of training on other types of investigations across the spectrum of the criminal investigative profession. A primary focus of Your Affiant's investigative professional career has revolved around the detection and investigation of government employees, elected officials and their conspirators engaged in the acceptance of bribes, corrupt use of their authority for personal benefit or the benefit of others as well as other conspiracies including the manipulation of the local and state elections process through ballot fraud, petition fraud and submissions of false official documents in order to manipulate the elections process and the elections system as a whole.

**James Kennedy**

Your Co-Affiant, James Kennedy, Badge Number 20, is a Special Agent with the Miami-Dade County Office of the Inspector General (hereinafter "OIG"). Your Affiant has held this position since July 7, 2014. Previously, Your Affiant held the position of Auditor with the OIG from March 3, 2009 through July 6, 2014. Prior to employment with the OIG, Your Affiant held the positions of Financial Control Analyst and Financial Specialist with the State of Florida, Department of Financial Services for 3 years. In addition, Your Affiant has received training in financial and fraud investigations and has the credentials of Certified Fraud Examiner, Certified Inspector General Auditor and Certified Public Accountant. Your Affiant has participated in State and Local investigations, audits, examinations and reviews concerning violations of state and federal laws by individuals doing business with public or government entities. Although Your Affiant is not a sworn law enforcement officer, the Miami-Dade County Office of the Inspector General is a criminal justice agency authorized to detect, investigate and prevent fraud, waste, mismanagement and abuse of power in Miami-Dade County and school board projects, programs or contracts.

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BACKGROUND

The Miami-Dade County Florida-Board of County Commissioners (hereinafter “BCC”) created Community Councils in 1996. Each council serves one of ten (10) geographic areas in unincorporated Miami-Dade County and is comprised of six members elected by the community and one appointed by the BCC. All members must be registered voters and reside in the area that they represent.

The ten (10) Community Councils usually meet once a month to discuss planning and zoning matters and all meetings are advertised in a newspaper of general circulation at least seven (7) days in advance. In addition, the meetings are listed in the Miami-Dade County Calendar. Community Councils are considered quasi-judicial boards, and the members have the judicial power to approve or disapprove matters brought forth within their jurisdiction of oversight.

Community Councils were primarily created to make zoning and land use decisions in a setting more accessible to the community. Community Councils also serve as advisory liaisons from their communities to the BCC and County staff, relaying relevant information and recommendations on selected concerns of the council area. Community Councils make recommendations to the BCC on capital, programming and operational priorities for municipal services such as police, parks, fire and roadway maintenance in their areas as well as relaying other concerns and needs of local residents.

Community Councils, sitting as Community Zoning Appeals Boards (hereinafter “CZAB”), make virtually all zoning decisions in unincorporated Miami-Dade County. Community Councils decide, for example, whether to allow a new residential development, a shopping center, a church, or requests to vary technical specifications for zoning uses such as the required number of parking spaces or building setback distances.

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Affiant's Initials ML / J


In the Non-Zoning Meetings, Community Councils also may make recommendations about their areas to the BCC on long-term future land use plans and on Miami-Dade County public facilities such as parks, police stations, and libraries. They may also make recommendations on local municipal type services and on the unincorporated area budget.

The BCC designed the membership of each Community Council to consist of six members elected by local unincorporated area residents and one member appointed by the County Commission. The elected members must be a registered voter in Miami-Dade County and reside in the Community Council area they serve. There are specific residency requirements to qualify to run for a Community Council position. These are as stated, be a registered voter in Miami-Dade County, have been a resident elector in the area you wish to run for six (6) months prior to qualifying to run for election and have been a resident elector in any sub-area for at least three (3) months prior to qualifying to run for election in that sub-area.

### INVESTIGATION

This affidavit is based upon information known personally to Your Affiants, Criminal Investigator Michael J. D'Ambrosia of the MDSAIO and Special Agent James Kennedy of the OIG, and information obtained from others who have investigated this matter and/or have personal knowledge of the facts herein.

In conducting the investigation, Your Affiants interviewed County employees, individuals who have served on, run for or worked with Community Councils in Miami-Dade County and other witnesses. Your Affiants conducted physical surveillances, reviewed and analyzed documents, including Miami-Dade County Elections Department records of qualifying candidates and contributions and expenditures, IP address records, campaign bank account records and other governmental records (Florida Driver's License

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Records, Miami-Dade Property Records and other public photographs) and produced photo line-ups for witnesses to review. In addition, Your Affiants conducted a review of various security surveillance video tapes, audio tapes and other photographic material surrounding the elections.

Your Affiants also used a Cooperating Witness, Daniel Diaz<sup>1</sup>, in a covert capacity. Daniel Diaz was a candidate for a Miami-Dade County Community Council seat and had been solicited by David Alberto Carcache to run for election. Daniel Diaz personally interacted with David Alberto Carcache, both through electronic communications and personal meetings. Your Affiants initiated and directed undercover tape recordings and videos to be made of these meetings with David Alberto Carcache pursuant to this on-going criminal investigation. Your Affiants utilized several varying investigative strategies and techniques throughout the investigation to collect, analyze, verify, corroborate and support the facts contained herein.


### Initial Allegations



In the month of July 2014, the MDSAO and the OIG initiated an investigation into an allegation that an unknown/unidentified Hispanic male, attempted to use Bruno Diaz's Kendall home address, 9735 SW 73 Street, Miami-Dade County, FL 33173, to run for a seat on the Community Council #12, in the Kendall area.

Bruno Diaz stated, on or about July 5, 2014, a white-Hispanic male rang the doorbell and eventually spoke to his son, Gabriel Diaz, who was also an occupant of the home. The unknown white-Hispanic male stated his name was "Daniel Diaz" and if any mail showed up at the home for "Daniel Diaz" they should "throw it out." The white-Hispanic male explained there was a mix-up at the post office which he (the unknown

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<sup>1</sup> Not to be confused with Daniel Bruno Diaz.

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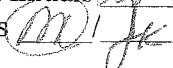
W/H/M) had straightened out. A photograph was taken of the white-Hispanic male by a hidden camera at the front door which was activated when the doorbell was pushed.



Bruno Diaz subsequently stated that a certified US Postal Service letter addressed to “Daniel Diaz” was delivered to his home. Bruno having a son named “Daniel” opened the letter and read it. The letter and its contents were related to Miami-Dade County Community Council #12/Sub-Area #123 candidacy documents and instructions on financial reporting for new candidates for a person who listed his name as “Daniel Diaz.” Bruno Diaz thinking his son, Daniel Bruno Diaz was running for elected office called Daniel Bruno Diaz to inquire. Daniel Bruno Diaz denied submitting any such paperwork or running for any elected office in Florida or for Community Council #12. In fact, Daniel Bruno Diaz was a physician residing in the State of Michigan and had moved from Florida some time ago.

Bruno Diaz called the Miami-Dade County Elections Department who directed him to look at the driver’s license presented for the individual who submitted the documents to run for Miami-Dade County Community Council #12/Sub-Area #123. Bruno Diaz viewed the driver’s license photo and verified the forms were not submitted by his son Daniel Bruno Diaz. Bruno Diaz stated he did not know the individual on the driver’s license photo whose name was Daniel Diaz and that individual was not his son or

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Affiant’s Initials 

the unknown white-Hispanic male who came to his home on or about July 5, 2014, and identified himself as Daniel Diaz.

The preceding information was the basis for the initiation of a criminal investigation surrounding the allegations of False Swearing in violation of Florida Statute §104.011 (1), and Aiding, Abetting, or Advising to Violate Election Code in violation of Florida Statute § 104.091 (1).

**SUBJECT: DAVID ALBERTO CARCACHE**

David Alberto Carcache, who also goes by the names David Carcache-Guzman or David Guzman (hereinafter "Carcache-Guzman,") is a White-Hispanic-Male with a date of birth August 25, 1981. Carcache-Guzman lived at 11180 SW 107th Street, Apartment #113, Miami, FL 33176-2005. Carcache-Guzman was identified as the White-Hispanic Male who presented himself as Daniel Diaz at the Bruno Diaz's home on or about July 5, 2014.

Carcache-Guzman procured two Community Council candidates to swear falsely to an oath, in connection with Community Council elections. Carcache-Guzman submitted various campaign treasurer reports containing false information on behalf of multiple Community Council candidates. By soliciting and procuring individuals to falsely swear address information as true and correct Carcache-Guzman committed the crime of False Swearing in violation of Florida Statutes § 104.011(1); by Aiding, Abetting, or Advising Daniel Diaz to submit false voter registration information Carcache-Guzman committed the crime of Aiding, Abetting, or Advising in violation of Florida Statute §104.091(1) and §104.011(2); and by submitting, on behalf of several candidates for Community Council, falsified Campaign Treasurer's Reports Carcache-Guzman committed the crime of Falsifying Records in violation of Florida Statute §839.13.

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Carcache-Guzman was identified as a subject of the investigation after a review of digital video security footage taken from the Miami-Dade Elections Department (hereinafter "MDED") revealed that Candidate Daniel Diaz met up with and was seen talking and exchanging a folder/documents with an unknown Hispanic male later identified by MDED employees as Carcache-Guzman. The meeting occurred on the same date that Daniel Diaz submitted and processed an original request to be a Community Council #12 candidate and enter the election which was set to take place August 26, 2014. Carcache-Guzman was identified from the video by two (2) MDED employees who personally knew Carcache-Guzman from his previous interactions with these employees at the MDED.

Digital video security footage taken from the MDED on June 16, 2014, shows Diaz and Carcache-Guzman in close proximity of one another and they were observed meeting and conversing shortly after Diaz's qualifying documentation was submitted to the MDED.



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Additional inquiries on Carcache-Guzman revealed current and historical photographs, which when compared to the front door security camera photograph taken at the Bruno Diaz 9735 residence revealed the unknown Hispanic male who arrived at the 9735 residence address and falsely and fictitiously identified himself as “Daniel Diaz” was Carcache-Guzman.



The encounter at the MDED took place after text messages between Diaz and Carcache-Guzman wherein Carcache-Guzman said he located an address within Community Council #12 for Daniel Diaz to use. Telephone records obtained for Carcache-Guzman show he placed a call to a telephone number identified as belonging to Bruno Diaz (the 9735 homeowner). The 9735 residence was inside Community Council #12 and would have qualified as a permissible address when submitting the MDED qualifying documents.

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On September 3, 2014 Your Affiants and other members of the MDSAO's Public Corruption Task Force and Special Agents of the OIG conducted surveillance of Candidate Daniel Diaz's activities and of his residence inside the City of Doral. During the surveillance, Diaz was observed at the MDED terminating his candidacy for the Community Council #12. Upon Diaz's arrival back to his Doral, FL residence the investigators approached Diaz and requested that he provide a voluntary statement regarding his candidacy for Community Council and his involvement with Carcache-Guzman. Diaz agreed and subsequently provided a recorded statement of the alleged criminal act of falsely swearing an oath or affirmation by a candidate on official election documents.

During Diaz's statement to the investigators, he explained how he was solicited to run as a candidate for Community Council #12 (and a specific sub-area therein) by Carcache-Guzman via phishing on Facebook.

Diaz was shown the front door security photograph from the home address of Bruno Diaz at the 9735 residence and upon viewing the security photograph and being asked as to who it was immediately stated "David Guzman." The same person who showed up at the 9735 residence and identified himself as "Daniel Diaz," was identified by unqualified Candidate Daniel Diaz as David Alberto Carcache, arriving to intercept MDED documents and potential documentary evidence of the false swearing and a false address scheme to place an unqualified Community Council representative on the Community Council 12 (and a sub-area therein).

Diaz stated all the candidate qualifying documents for Community Council #12 submitted to the MDED were prepared by Carcache-Guzman. Diaz did not see the documents until he and Carcache-Guzman met up at the MDED, where Carcache-Guzman directed Diaz to sign the documents and Diaz submitted them as true and correct. Diaz was performing these acts at the direction of Carcache-Guzman who was

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working on Diaz's behalf. Daniel Diaz stated Carcache-Guzman did not want to be seen directing or facilitating the process that Diaz was engaged in at the MDED, telling him that he (Carcache-Guzman) was not going to sign in or leave any trace he was at the MDED.

Diaz was shown the candidate qualifying documents he purportedly filled out and submitted to the MDED to run as a candidate in Community Council #12. Diaz stated he did not personally fill out the majority of the candidate qualifying documents which listed the false address of the 9735 residence. Candidate Diaz said he only signed the forms at the direction of Carcache-Guzman, which was corroborated by the text messages between Carcache-Guzman and Diaz for the period June 14, 2014 through June 17, 2014. When Diaz first saw the candidate qualifying documents provided to him by Carcache-Guzman the forms were already filled out via typed text including the false address of the 9735 residence. Diaz stated Carcache-Guzman also wrote by hand some sections of the candidate qualifying documents, such as Diaz's sources of income, property, liabilities and business interests which appear to be corroborated by the text messages between Carcache-Guzman and Diaz for the period June 14, 2014 through June 17, 2014. A review of the qualifying documents indicated that some parts of the documents were handwritten.

Diaz was unfamiliar with the campaign Email address listed on his candidacy qualifying documents, to-wit: DDCCEK123@GMAIL.COM. Diaz advised he did not set up that campaign Email account (Google Mail or Gmail) and the campaign Email account address had already been typed in when Diaz received the candidacy qualifying documents from Carcache-Guzman.

Diaz did not realize he had a campaign Email/Gmail account, because he had allowed Carcache-Guzman to control his campaign. Carcache-Guzman's control of the campaign Email account for Diaz allowed Carcache-Guzman to obtain access to login

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and password information required for the submission of campaign treasurer finance reports to the MDED.

During Diaz's statement, he was shown the campaign treasurer finance reports submitted to the MDED under his name. Candidate Daniel Diaz was not familiar with the campaign treasurer finance reports or the MDED filing requirements. Diaz said Carcache-Guzman must have submitted the campaign treasurer finance reports with MDED. The campaign treasurer finance reports showed \$3,000 contributed by three different political action committees (PACs). Diaz was not familiar with the PACs. He stated Carcache-Guzman raised the funds, endorsed the checks and deposited the checks into the campaign bank account. The campaign treasurer finance reports showed \$1,250 in contributions from two other sources which Diaz said Guzman had raised the funds. The campaign treasurer finance reports also showed \$2,300 in expenditures. Diaz stated Carcache-Guzman directed him to make money orders payable to vendors for specified amounts. Diaz did not have a relationship with the vendors and did not know who they were. This information from Diaz was corroborated by the text messages between Carcache-Guzman and Diaz for the period July 29, 2014 through August 8, 2014.

Diaz stated, Carcache-Guzman provided him with a check to be used to pay the required candidate qualifying fee of \$100, which was corroborated by a candidate qualifying checklist maintained by MDED showing a handwritten note by staff stating Carcache-Guzman will bring a check by the end of the day. Investigative efforts revealed the \$100 check numbered 99, dated June 16, 2014, was issued from a TD Bank account numbered [REDACTED] under the name Mercedes Vilchez, identified as Carcache-Guzman's sister. Just prior to this, Carcache-Guzman informed Diaz he needed to open a campaign account. Diaz opened a campaign account # [REDACTED] on June 13, 2014, at Chase Bank; however, Diaz did not use this account to pay the \$100 qualifying fee because of insufficient funds being available at the time. Since the campaign bank account's inception, Diaz had commingled personal transactions in with campaign transactions. Diaz had also drawn campaign contributions from the Chase Bank account

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in cash in order to purchase money orders rather than issue checks. That was done by Diaz at the direction of Carcache-Guzman.

Diaz further stated his primary method of communications with Carcache-Guzman was via cellular telephone text messaging on both Diaz's and Carcache-Guzman's mobile cellular devices. As part of the investigative effort, the data from Diaz's cellular telephone was extracted.


According to Diaz, after the initial Facebook contact by Carcache-Guzman, he received many text messages from Carcache-Guzman's cellular telephone of 305-975-2300. That number was confirmed to be Carcache-Guzman's cellular number through various sources of information, both public, law enforcement, through candidate sworn statements and via AT&T Inc. who was the carrier of record for the number/device Carcache-Guzman used. Your Affiants reviewed text messages sent and received by Carcache-Guzman and Diaz.<sup>2</sup>


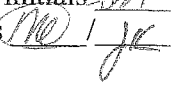
The following analysis was made by the investigators related to the content of these text messages:

- Carcache-Guzman sought Diaz out based on his name while communicating on Facebook. Carcache-Guzman explained to Diaz he had an opportunity for Diaz to be on the Planning and Zoning Board (aka Community Council). Carcache-Guzman requested Diaz to text him to explain more about the opportunity.

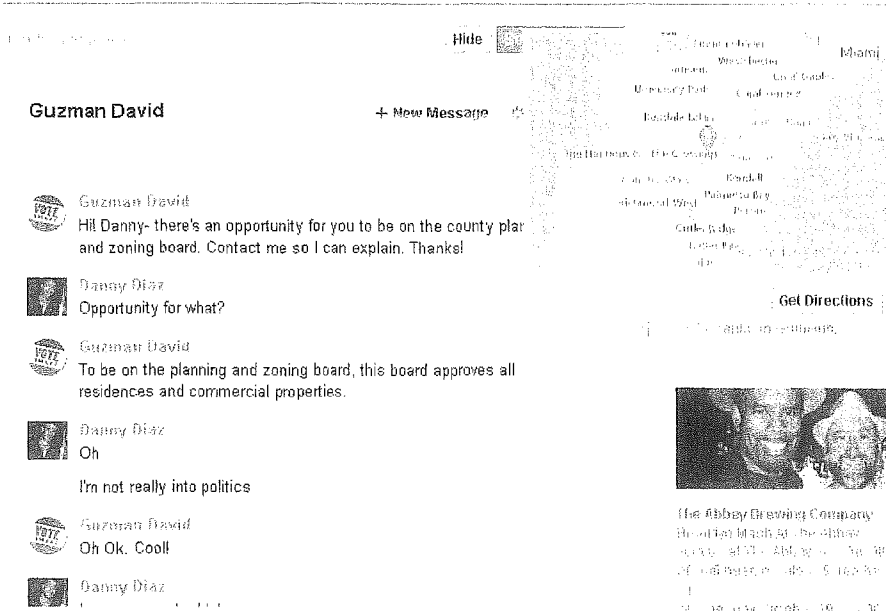
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<sup>2</sup> I-Phone Text messages for Carcache-Guzman are under a pseudonym of CiCi Hernandez.

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- The text messages began with Carcache-Guzman asking what Diaz did for a living and where Diaz lived. Diaz informed Carcache-Guzman that he lived in Doral at which point Carcache-Guzman asked if Diaz knew anyone who lived in unincorporated Miami-Dade County who would let Diaz use their address. Diaz provided Carcache-Guzman a couple of possible addresses; however, Carcache-Guzman informed Diaz these addresses would not work. According to Diaz, Carcache-Guzman knew exactly where Diaz lived as this was communicated to Carcache-Guzman as well as Carcache-Guzman having been to Diaz's residence in Doral.
- Carcache-Guzman subsequently found Diaz an address which would work on the MDED documents in order to qualify Diaz for Community Council #12/Sub-Area #123 since Diaz's current address would have disqualified him to participate in the election. There were numerous text messages exchanged between Diaz and Carcache-Guzman about how Carcache-Guzman would overcome the obstacle of finding a qualifying address for Diaz and subsequently did, the address being Bruno Diaz's 9735 residence.

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Conversation: +13059752300, +17864773973

These details are cross-referenced from the device's contacts

#	Source App	From	To	Time	Body	Attachment	Del?
113	Message	+13059752300 David Guzman		6/9/2014 19:17:20(UTC-4)	I have an address for you		

- Text messages between Carcache-Guzman and Diaz for the period June 14, 2014 through June 17, 2014 revealed Carcache-Guzman sought information from Diaz to fill out the candidate qualifying documentation for the Community Council seat Diaz was running for.
- There was a financial aspect to the scheme since Carcache-Guzman raised the campaign contributions for Daniel Diaz and directed Diaz to write out money orders for expenditures, including \$1,000 in the name of Mercedes Vilchez, Carcache-Guzman's sister. This donation was misreported by Carcache-Guzman, on Diaz's campaign treasurer's report.

Conversation: +13059752300, +17864773973

These details are cross-referenced from the device's contacts

#	Source App	From	To	Time	Body	Attachment	Del?
969	Message	+13059752300 David Guzman		6/8/2014 08:52:06(UTC-4)	Need a check for \$1k. Payable to Mercedes Vilchez		

**CHASE MONEY ORDER**  
Date: 06/08/2014  
Pay To The Order Of: Mercedes Vilchez  
Pay: ONE THOUSAND DOLLARS AND 00 CENTS  
\$\*\* 1,000.00 \*\*  
Signature: [Handwritten Signature]  
Address: Dade County FL  
Mnemonic: Campaign Materials  
Notes: For information only. Comment has no effect on bank's payment.


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- Another candidate, Andres Alvarez, Community Council #11/Sub-Area #114, also wrote a check in the amount of \$1,000 in the name of Mercedes Vilchez at the direction of Carcache-Guzman. This donation was also misreported by Carcache-Guzman, on Alvarez's campaign treasurer's report.
  
- A third candidate named Steven Miro, Community Council #11/Sub-Area #112, informed investigators that Carcache-Guzman requested a check in the amount of \$1,000, for his services be made out to Maria Amador, Guzman's mother<sup>3</sup> which was deposited into Mercedes Vilchez's (Carcache-Guzman's sister) bank account. Mr. Miro had hired Carcache-Guzman to work on his campaign for Community Council after the qualifying documents were submitted by Steven Miro.
  
- Diaz was shown three cancelled checks from three Political Action Committees (or PACs) (Nature Coast Conservative Coalition CK #1027, Strong Communities of Southwest Florida CK #1007, and The Committee for Justice, Transportation and Business CK #1028) which were deposited, on July 28, 2014, into Diaz's campaign account for Community Council #12/Sub-Area #123. Diaz stated the endorsements on all three (3) of the cancelled checks were not his signature. Diaz said Carcache-Guzman must have signed the checks prior to depositing them into Diaz's campaign account. A bank recording showed Carcache-Guzman depositing the check into Diaz's account.

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<sup>3</sup> Maria Amador is also known by the name Maria Amador-Carcache was referred to as Carcache-Guzman's sister by Miro.

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**Digital Video Snapshot**

Site: JPMorgan Chase/FL/Miami/FL Doral Plaza 9785 NW 41st St  
Camera Name: 3.4 Teller #3  
7/28/2014 3:57:48 PM (Eastern Daylight Time)



- Diaz's cellular telephone contained evidence linking Carcache-Guzman to other Community Council candidates. Investigators observed text messages between Carcache-Guzman and Diaz referencing Community Council candidates whom Carcache-Guzman had helped get elected. Some of these candidates were suspected of having used false addresses to qualify for their candidacy.

On September 12, 2014, AT&T Inc. replied to an investigative subpoena for Carcache-Guzman's cellular telephone number, 305-975-2300. The following observations were made regarding the use of Carcache-Guzman's cellular telephone number 305-975-2300:

- The billing party was Maria Amador, who is Carcache-Guzman's mother, and who lists her address for billing purposes at 11180 SW 107th Street, Apartment 113, Miami, FL 33176. The contact Email address was listed as DCG69@ATT.NET. It is suspected DCG69@ATT.NET stands for David Carcache-Guzman 69 @ATT.NET. This cellular number was confirmed to be used by Carcache-Guzman from various other sources of information i.e. public

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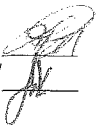

records, law enforcement records, candidate sworn statements, and AT&T Inc., who was the carrier of record for the number/device which Carcache-Guzman used. The Email address DCG69@BELLSOUTH.NET (Bell South was a subsidiary of AT&T Inc.) was listed on a business card showing David Carcache-Guzman as Marketing Manager and Campaign Consultant for DC Group. The Facebook account records for Carcache-Guzman list a registered Email address as DCG69@BELLSOUTH.NET.

- Various cellular telephone calls were made between Carcache-Guzman and Community Council candidates.
  
- Carcache-Guzman attempted to call the telephone number identified as belonging to Bruno Diaz on two occasions, June 10, 2014 and June 11, 2014.

To identify the individual(s) who created and operated the campaign Email account listed on Daniel Diaz's candidate qualifying documentation, investigators subpoenaed Google for the subscriber information and internet protocol (IP) address logs used to access the Email account. Investigators also subpoenaed Email addresses listed on the candidacy documents for other Community Council candidates which had Email account names with a similar format.

An additional campaign Email account name with a similar format to Daniel Diaz identified by investigators belonged to Andres Alvarez, AACCCWK114@GMAIL.COM. On June 13, 2014 Andres Felipe Alvarez, submitted sworn official MDED Candidacy qualifying documents in order to run as a candidate in the Community Council #11/Sub-Area #114.

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A review of Andres Alvarez's official campaign reports submitted to the MDED<sup>4</sup> showed that Candidate Daniel Diaz's financial reports and those of Andres Alvarez were nearly identical to each other with respect to contributions and expenditures. Both reports had the same contributors, the same donation amounts, and the same donation dates. On the expenditure side, the same vendors were used for campaign related expenses. The dates and the amounts of each expense were nearly the same.


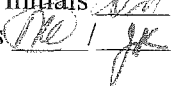
The investigators also obtained the text messages from Daniel Diaz and observed that Carcache-Guzman copied Diaz on a text message that Carcache-Guzman had sent out congratulating "his" candidates which included Andres Alvarez for Community Council 11.

Miguel Diaz, a former Community Council #11/Sub-Area #113 member, provided a statement to Your Affiants, as part of this investigation. Miguel Diaz was an active and voting member of Community Council #11/Sub-Area #113 since November 2010. Miguel Diaz stated that Carcache-Guzman began sending Emails, around March 2013, to attorneys and applicants portraying himself as Miguel Diaz. Miguel Diaz learned of this situation from a person associated with a Miami-Dade Commissioner. Miguel Diaz had paid Carcache-Guzman in 2010 to help get elected and learn the ropes for the Community Council. Miguel Diaz speculated, after conducting his own review of various records, that Carcache-Guzman had hijacked his campaign Email account, MDIAZ113@GMAIL.COM, and had falsely impersonated him sending messages to others regarding agenda items that came before Community Council 11. Miguel Diaz noticed specific verbiage used in the emails and attributed them to Carcache-Guzman as the sender. Miguel Diaz noted Carcache-Guzman was the only person who had access to that campaign Email account. Miguel Diaz also informed investigators there were multiple Emails from Miguel Diaz's campaign Email account which went on to extoll how well Carcache-Guzman was liked and how Carcache-Guzman was an excellent

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<sup>4</sup> Contributors, amounts and dates listed are as reported to MDED and not necessarily in agreement to actual bank activity.

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person. Miguel Diaz decided to resign from Community Council #11/Sub-Area #113 in early 2014 and he was not a candidate in the election held on August 26, 2014.



Knowing that Carcache-Guzman had control over various candidates' campaign Email accounts, investigators obtained a court ordered subpoena to Google for subscriber information and IP address logs. On October 2, 2014, Google provided the subscriber information and IP address logs for Daniel Diaz's campaign email account, DDCCEK123@GMAIL.COM and Andres Alvarez's campaign email account, AACCCWK114@GMAIL.COM, along with nine other 2014 candidates' campaign Email accounts, which Carcache-Guzman had a connection.

For the Daniel Diaz campaign Email account, the listed name on the account was Daniel Diaz, who previously denied creating or controlling the campaign Email account. For the AACCCWK114@GMAIL.COM campaign Email account, the listed name on the account was Andres Alvarez. However, upon review of the IP address logs for the above-described campaign Email accounts, investigators noted the two different Email accounts were consistently accessed from the same IP address, and therefore the same physical locations, at times within seconds to minutes apart.

Therefore, a subpoena was issued to AT&T/BellSouth Corporation regarding the subscriber(s) to whom the above-described IP address was assigned, at the times in question. The records received from AT&T/Bell South indicated that the IP address was assigned to Maria Amador, residing at 11180 SW 107th St Apartment #113, Miami FL 33176 under Email login of DCG69@BELLSOUTH.NET. Maria Amador is Carcache-Guzman's mother.

Your Affiants searched for possible alternate addresses, offices, or other fixed location at which Carcache-Guzman might have conducted personal or business affairs. However, Your Affiants were unable to locate a fixed location other than the 11180 SW

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107th Street, Apartment #113, Miami, FL 33176-2005 residence with which Carcache-Guzman was principally associated.



An analysis of the campaign treasurer report submissions for several other candidates also showed that submitted reports were sent from the same IP address subscribed to by Maria Amador under Email login of DCG69@BELLSOUTH.NET. Additionally, witnesses from the MDED and the Miami-Dade County Regulatory and Economic Resources Department (RER) told investigators that Carcache-Guzman had been observed at MDED meetings with numerous other candidates who were attempting to qualify for Community Council seats, specifically in the Community Council Areas of 10, 11 and 12.

During the investigation candidate qualifying documentation posted on the MDED website for all Community Council candidates running in the 2014 election were reviewed. Some of those documents include but were not limited to the candidate qualifying forms, oath of office, financial forms and related MDED forms and applications submitted in the normal course of attempting to run for the Community Council.

An analysis was completed depicting those Community Council candidates which were identified in some way as associated with Carcache-Guzman and also had inconsistencies in the residential address provided to MDED. The investigation ultimately focused on three other candidates, in addition to Daniel Diaz. Two of the candidates were Mauricio Rodriguez-Varela and Jesus Salas. The last candidate was Andres Alvarez, but the investigation ultimately revealed that Andres Alvarez's address was correctly listed on the MDED qualifying documents.

Based on the foregoing information Your Affiants obtained search warrants to search Carcache-Guzman's known residence 11180 SW 107th Street, Apartment 113, Miami, FL 33176, his cellular telephone device(s) and his Facebook account records. On

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October 30, 2014, a search warrant was executed for Carcache-Guzman's Facebook account records. On December 11, 2014, warrants were executed to search Carcache-Guzman's known 11180 residence to obtain any and all cellular telephone/communication devices in Carcache-Guzman's residence and/or person and other related evidentiary documents.

The physical search of Carcache-Guzman's 11180 residence by the SAPCTF and the OIG turned up a planner with various handwritten notes pertaining to Community Council seats, including member names, candidate names, addresses and vacancies. Additionally, Jesus Salas' name was referenced next to several associated addresses he owned.

\*11-112 / Vacant  
11-113 / Diaz  
11-114 / Reichbaum  
11-115 / Suarez  
AA Large  
12-121 / Brodeur  
\*12-123 / Santana  
12-125 / Zack  
\*12-126 / Vacant

Salas  
12702 SW 113 Lane  
cell # 11 (115) V# 741  
3132 SW 135 Avenue  
cell # 10 (100) V# 413  
1081 NW 128 place  
1090 NW 128 court


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Affiant's Initials Mo / J

During the course of the investigation Your Affiants interviewed numerous witnesses. The investigation revealed Carcache-Guzman solicited Daniel Diaz, Mauricio Rodriguez-Varela and Jesus Salas to be candidates for Community Council seats knowing they did not reside in the area required to be considered qualified candidates. Carcache-Guzman committed false swearing in connection with an election by knowingly filing with the MDED the candidate qualifying documents, listing a false residency address on behalf of Candidates Daniel Diaz and Jesus Salas. Additionally, Carcache-Guzman created and controlled the campaign Email addresses for Diaz, Varela and Salas in order to receive any and all correspondences from MDED, RER or any other party associated with the Community Council.

**False Swearing Pertaining to Daniel Diaz's Candidacy**

The investigation showed Candidate Daniel Diaz resided at 8180 Geneva Court, Apartment# B329, Doral, Miami-Dade, Florida 33166. Multiple visual surveillances performed by investigators placed Diaz personally at the 8180 residence in Doral. The address in Doral was outside the area in which Community Council #12 and its Sub-Areas operate. Diaz did not meet the minimum residential candidacy requirements to run as a candidate in an election for Community Council #12 or any of its Sub-Areas. However, Diaz swore under oath that he was qualified to run as a candidate for Community Council #12/Sub-Area #123 and that he resided at 9735 SW 73<sup>rd</sup> Street, Miami-Dade County, FL. The oath was taken at the direction of Carcache-Guzman who located and directed Diaz to use the address of the 9735 residence. The qualifying documents were prepared by Carcache-Guzman, and submitted on behalf of Diaz to the MDED on June 16, 2014. The oath and affirmation on that document was false. By procuring another person to swear or affirm falsely to an oath or affirmation, in connection with elections Carcache-Guzman committed a Felony of the 3rd Degree for such false swearing in violation of Florida Statute 104.011(1).

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To qualify to run for Community Council, the candidate must be registered to vote in Miami-Dade County. Since Diaz was not registered to vote, Carcache-Guzman directed Diaz to register using the same false address of 9735 SW 73<sup>rd</sup> Street, Miami-Dade County, FL. On June 13, 2014, Diaz requested and obtained a voters registration card using the 9735 false address.

Conversation: +13059752300, +17864773973

These details are cross-referenced from this device's contacts:

#	Source App	From	To	Time	Body	Attachment	Del?
175	Message	+13059752300 David Guzman		6/13/2014 00:00:46(UTC-4)	You have never register to vote?		
176	Message	+17864773973 Cici Hernandez		6/13/2014 00:01:00(UTC-4)	Nope		
177	Message	+13059752300 David Guzman		6/13/2014 00:01:15(UTC-4)	Y		
178	Message	+13059752300 David Guzman		6/13/2014 00:01:28(UTC-4)	That's the first thing we will do in the morning		

DAD 121728640

New Registration  Record Update/Change (e.g., Address, Party Affiliation, Name, Signature)  Request to Reissue Voter Information Card

Are you a citizen of the United States of America?  YES  NO OFFICIAL USE ONLY JUN 13 2014

I affirm that I am not a convicted felon, or if I am, my right to vote has been restored.  YES  NO

I affirm that I have not been adjudicated mentally incapacitated with respect to voting or, if I have, my right to vote has been restored.  YES  NO

Date of Birth (MM/DD/YYYY) 11-20-1984 EVRS No: #121738640

Florida Driver License (FL DL) or Florida Identification (FL ID) Card Number [REDACTED] If an FL DL or FL ID, then provide [REDACTED] Last 4 digits of Social Security Number [REDACTED] I have NONE of these numbers.

Last Name [REDACTED] First Name Daniel Middle Name Name Suffix

Address Where You Live (most recent residence) (P.O. Box) Apt./Unit City Miami County Dade Zip Code 33178

Mailing Address (if different from above address) Apt./Unit City State of Country Zip Code

Address Where You Were Last Registered to Vote Apt./Unit City State Zip Code

Former Name (if name is changed) Operator State or Country of Birth Telephone No. (optional) 1-786-777-3973

Enroll me SAMPLE BALLOTS if option is available in my county. (See Public Record Notice above) My email address is:

Party Affiliation (Check only one, if left blank, you will be registered without party affiliation)
   
 Florida Democratic Party
   
 Republican Party of Florida
   
 No party affiliation
   
 Minor party (print party name):
   
Racial/Ethnicity (Check only one)
   
 American Indian/Alaskan Native
   
 Asian/Pacific Islander
   
 Black, not of Hispanic Origin
   
 Hispanic
   
 White, not of Hispanic Origin
   
 Multi-race
   
 Other
   
(Check only one if applicable)
   
 I am an active duty Uniformed Services or Merchant Marine member
   
 I am a spouse or a dependent of an active duty uniformed services or merchant marine member.
   
 I am a U.S. citizen residing outside the U.S.
   
 I will need assistance with voting.
   
 I am interested in becoming a poll worker.
   
Date 6/9/14

12 Oath: I do solemnly swear (or affirm) that I will abide and defend the Constitution of the United States and the Constitution of the State of Florida, and I am qualified to register for my election under the Constitution and laws of the State of Florida, and that the information provided in this application is true.

SIGNATURE [Signature] SIGN HERE

By procuring another person to submit false voter registration information Carcache-Guzman committed a Felony of the 3rd Degree in violation of Florida Statute 104.091(1) and 104.011(2).

### False Swearing Pertaining to Jesus Salas' Candidacy

On or about August 8, 2014, investigators received information from the MDED that Carcache-Guzman assisted Jesus Salas (hereinafter "Salas") with his candidate

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qualifying documents and financial forms. Salas ran for Community Council #11/Sub-Area #115. Since Salas was identified as a possible Carcache-Guzman client, the investigation focused on determining the validity of the residence address listed on the elections documents Carcache-Guzman and Salas submitted.


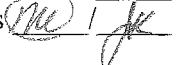
The investigation revealed Salas' residence was 3132 SW 135<sup>th</sup> Ave, Miami, Florida. The qualifying documents submitted on behalf of Salas to MDED for Community Council #11/Sub-Area #115 by Carcache-Guzman used 12702 SW 113 Lane, Miami, Florida on the candidate qualifying documents. The physical search of Carcache-Guzman's 11180 residence turned up a planner folio notebook with handwritten notes listing Salas' name above four addresses. The 12702 residence and the 3132 residence are both listed along with associated Community Council Areas and Sub-Areas.

On January 20, 2015, Salas provided a formal statement. Salas was questioned about the documents submitted to the MDED, his residency and related matters surrounding his connectivity and the assistance provided to him by Carcache-Guzman. Salas was shown a photo of Carcache-Guzman and identified him as "David Guzman."

Salas stated he met Carcache-Guzman at a birthday party in 2011 through Salas' friend since high school, Alex Duran. Alex Duran subsequently was elected to Community Council #12/Sub-Area #126 in 2012. Later, Salas was solicited by Carcache-Guzman to be a Community Council #11 candidate.

Salas stated all candidate qualifying documents for Community Council #11/Sub-Area #115, which listed the false address of the 12702 residence, submitted to MDED were prepared by Carcache-Guzman and provided to Salas for his signature. According to Salas, both typed and handwritten entries on the candidate qualifying documents were prepared by Carcache-Guzman.

Judge's Initials 


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Affiant's Initials 

After signing the qualifying documents, they were personally returned to Carcache-Guzman who submitted the documents to the MDED as true and correct. A review of MDED records revealed two submissions pertaining to Salas' qualifying documents, because the original submission did not include a phone number and campaign Email address. A candidate qualifying checklist maintained by MDED shows a handwritten note by staff corroborating Carcache-Guzman submitted candidate qualifying documents on behalf of Salas on June 17, 2014.

In a discussion Carcache-Guzman had with Salas, Carcache-Guzman told Salas that his actual residential address would not qualify him to participate in the election for Community Council #11/Sub-Area #115. Hence, Carcache-Guzman informed Salas he would use the 12702 residence, which Salas also owned but was occupied by his mother, as the qualifying residence.

However, after submitting the qualifying documents to the MDED, Salas decided to terminate his candidacy based on Carcache-Guzman's insistence that he had to move to the address listed on the qualifying documents. Salas stated that Carcache-Guzman knew exactly where his primary home residence was since Carcache-Guzman had visited him on previous occasions. Salas stated his mother lived at the address used to qualify as a Community Council candidate and he had no intention of moving there. A review of the MDED records revealed that Salas never brought in his qualifying fee and proof of residency; therefore, Salas did not qualify as a candidate for Community Council.

Based on the investigation conducted by Your Affiants, Carcache-Guzman solicited Jesus Salas to be a candidate for Community Council #11/Sub-Area #115 knowing Salas did not reside in the area required to be a qualified candidate. Carcache-Guzman committed false swearing in connection with an election by knowingly filing with the MDED the candidate qualifying documents which listed a false residency address on behalf of Salas. Carcache-Guzman created and controlled the campaign

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Affiant's Initials  / 

Email address for Salas in order to receive any and all correspondences from the MDED, RER or any other party associated with the Community Council.


### **Similar Conduct Relating to Mauricio Rodriguez-Varela's Candidacy**



On or about August 8, 2014, investigators received information from the MDED that Carcache-Guzman assisted Mauricio Rodriguez-Varela (hereinafter "Varela") with his candidate qualifying documents and financial forms. Varela ran for Community Council #11/Sub-Area #113 unopposed. Since Varela was identified as a possible Carcache-Guzman client, the investigation focused on determining the validity of the residence address listed on the elections documents Carcache-Guzman and Varela submitted.

Based on a review of Varela's background, from both private and public records inquiries, it was determined that Varela had at least two (2) addresses that he used on various official and unofficial documents, these addresses were: 6890 Southwest 76<sup>th</sup> Terrace, South Miami, FL 33143 (inside the city limits of South Miami) and 7770 Southwest 132 Place, Miami-Dade County, FL 33183.

Research on both of these addresses revealed the 6890 residence appeared to be Varela's primary home residence. Multiple visual surveillances by the investigators placed Varela personally at the 6890 residence along with other registered vehicles belonging to Varela family members at the 6890 residence. Additionally, Varela's Florida driver's license lists the 6890 residence as his home address.

The 7770 residence was within Community Council #11/Sub-Area #113. Varela qualified for and won the election with the help of Carcache-Guzman using the 7770 residence address, which was occupied by Varela's brother, Carlos Rodriguez.


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ASA Initials   
Affiant's Initials 

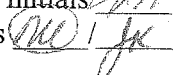
On January 27, 2015, a formal statement was taken from Varela. Varela was questioned about the documents submitted to the MDED, his residency, and related matters surrounding his connectivity and the assistance provided to him by Carcache-Guzman. Varela was shown a photo of Carcache-Guzman and identified him as "David Guzman." During his statement, Varela stated all the candidate qualifying documents submitted to MDED for Community Council #11/Sub-Area #113, which listed the address of the 7770 residence, were prepared by Carcache-Guzman.

Prior to submitting the qualifying documents, Carcache-Guzman discussed with Varela, the use of Varela's 7770 residence as a qualifying address since the 6890 residence, which was Varela's actual residence, could not be used to qualify for a Community Council seat. Carcache-Guzman informed Varela that the 7770 residence, where his brother lived, would have to be used for the documents submitted to the MDED in order to qualify Varela for Community Council #11/Sub-Area #113. In his statement, Varela said that he sometimes stayed at the 7770 residence but that he would not consider that to be his primary residence. Varela indicated that there were three residences he would use and the 7770 residence was the one he would use the least. On January 27, 2015, Varela submitted his resignation from the Community Council #11/Sub-Area #113 to the MDC, RER with an explanation.

Based on the investigation conducted by Your Affiants, Carcache-Guzman solicited Mauricio Rodriguez-Varela to be a candidate for Community Council #11/Sub-area #113 knowing Varela had three different residences. Additionally, Carcache-Guzman created and controlled the campaign Email address for Varela to receive any and all correspondences from MDED, RER or any other party associated with the Community Council. However, based on Varela's claim that he sometimes resided at the 7770 residence, a false swearing charge will not be sought in connection with the filing with the MDED the candidate qualifying documents which listed the 7770 residence on behalf of Varela.

Judge's Initials 

ASA Initials 

Affiant's Initials 

### Falsifying Records Pertaining to Campaign Treasurer's Reports

Carcache-Guzman knowingly submitted, on behalf of several candidates for Community Council, the following falsified Campaign Treasurer's Reports in violation of Florida Statute §839.13, a misdemeanor in the first degree:

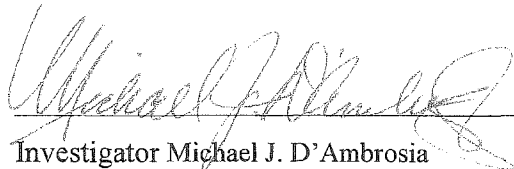
1. Campaign Treasurer's Report dated 6/25/2014 for Daniel Diaz. The report included loan of \$1,000 from Daniel Diaz and the qualifying payment of \$100 from Daniel Diaz. Daniel Diaz did not lend his campaign \$1,000 and the \$100 qualifying fee was not paid from the Daniel Diaz Campaign Account, rather it was paid from a bank account in the name of Mercedes Vilchez, Carcache-Guzman's sister.
2. Campaign Treasurer's Report dated 8/23/2014 for Daniel Diaz. The report included a contribution of \$1,000 on 8/9/2014 from Technology GDI and a contribution of \$250 from Transport Ace on 8/21/2014. A \$1,000 payment which went to Mercedes Vilchez, Carcache Guzman's sister was never reported by Carcache-Guzman on behalf of Diaz.
3. Campaign Treasurer's Report dated 6/24/2014 for Andres Alvarez. The report included a loan for \$1,000 form Andres Alvarez. Andres Alvarez only lent his campaign \$100 to pay the qualifying fee, not the \$1,000 shown on the report.
4. Campaign Treasurer's Report dated 8/23/2014 for Andres Alvarez. The report did not include the payment of \$1,000 made on 8/9/2014 to Mercedes Vilchez, Carcache Guzman's sister.
5. Campaign Treasurer's Report dated 8/29/2014 for Andres Alvarez. The report included a loan repayment of \$1,000 to Andres Alvarez. Andres Alvarez never received a loan repayment in the amount of \$1,000.


Judge's Initials SW

ASA Initials MM  
Affiant's Initials Me / JK

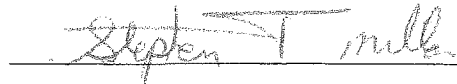



Based on the foregoing, Your Affiants respectfully request an arrest warrant for the arrest of **DAVID ALBERTO CARCACHE** for two (2) counts of False Swearing, a felony in the third degree, in violation of Florida Statute §104.011(1), one (1) count of Aiding, Abetting, or Advising in the Violation of the Election Code, a felony in the third degree, in violation of Florida Statute §104.091(1) and §104.011(2), and five (5) counts of Falsifying Records, a misdemeanor in the first degree, in violation of Florida Statute §839.13 based on probable cause herein shown.


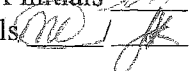
  
Investigator Michael J. D'Ambrosia  
Affiant

  
Special Agent James Kennedy  
Affiant

Sworn to and subscribed before me, this 21 day of September, 2015.

  
Circuit Court Judge  
Eleventh Judicial Circuit of Florida

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Affiant's Initials 



Report Classification  
 Investigation X  
 Intelligence  
 Preliminary Inquiry

**Report Of Investigation**  
 State Attorney's Office  
 Criminal Investigations Division  
 Miami-Dade County, Florida

Case #: 64-14-30  
 First Report Date: 7/11/2014.IR 1  
 Page 1 of 3 Pages

**Case/File Title:** DIAZ, Daniel Miami-Dade Community Council #12/123 Candidate 2014/Initial Complaint

**Narrative:**

This report is predicated upon the ongoing gathering of criminal intelligence and investigative information related to criminal allegations of perjury and false swearing under oath (a violation of FSS 104.011a 3<sup>rd</sup> Degree Felony) for candidate(s) seeking to qualify and run for election to the Miami-Dade County Community Council Area #12, Sub-Area #123 to-wit: the East Kendall area of Miami-Dade County.

On Friday, July 11, 2014 at approximately 1700 hours Miami-Dade State Attorney (MDSAO) Public Corruption Task Force (PCTF) Investigators Michael D'Ambrosia and Ricardo Arias (MBPD) met with Miami-Dade Assistant State Attorney (ASA) Luis Perez-Medina of the Public Corruption Prosecution Unit. It was relayed to the investigators that a prior criminal case which ASA Medina had brought forth to prosecute which involved a State defendant named Bruno DIAZ had resulted in a statement being provided by Bruno Diaz about an out of the ordinary visit that Bruno DIAZ's son Gabriel DIAZ had had at his home (located at 9735 SW 73<sup>rd</sup> Street, Miami, Dade County, Florida 33173) which was synopsized as follows:

On or about Saturday July 5<sup>th</sup>, 2014 at approximately in the afternoon hours a person identifying himself as Daniel Diaz (no relation to Bruno DIAZ, Daniel Bruno Diaz, Gabriel Bruno Diaz or Claudia Diaz or their family) arrived at Bruno Diaz's home, located at 9735 SW 73<sup>rd</sup> Street, Miami-Dade, Florida 33173. The white, Hispanic, male rang the doorbell and eventually spoke to Gabriel DIAZ the youngest son of Bruno Diaz (Gabriel answered the door). During the conversation this unknown/unidentified male (UNSUB) stated that if any mail showed up at the 9735 residence for "Daniel Diaz" to throw it out. That there had been a mix up at the post office and that the unknown male had straightened it out. This unknown male (suspected of being Daniel Diaz, DOB: [REDACTED] unbeknownst to him, had his photograph taken by a home security system camera located at the front door. Ringing the doorbell activated a camera and a snapshot of the person(s) who rang the doorbell was taken. The homeowner preserved that photograph on his I-Phone in an application which stored it on a media storage portion of the telephone (this was learned later) and presented a printed copy of it to the Miami-Dade State Attorney's Office ASA Medina as well as an electronic version. The doorbell camera security photograph was made a part of the case file as a related item (RI#1).

Bruno Diaz (the home owner) was familiar with the certified mail delivery as he had received a USPS certified letter

Submitted By: \_\_\_\_\_ Date: 7/14/14  
 Michael D'Ambrosia, Investigator MDSAO-PCTF

Reviewed By: \_\_\_\_\_ Date: \_\_\_\_\_

Reviewed By: \_\_\_\_\_ Date: \_\_\_\_\_

Case Status:  Open  Closed Indexed By: \_\_\_\_\_ Date: \_\_\_\_\_  
 thereafter addressed to a Daniel Diaz days after the unknown male had visited there home to make those statements.

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Intelligence  
Preliminary Inquiry

**Report Of Investigation**  
State Attorney's Office  
Criminal Investigations Division  
Miami-Dade County, Florida

Case #: 64-14-30  
First Report Date: 7/11/2014.IR 1  
Page 2 of 3 Pages

Subsequently after receiving the certified mail document which he opened, Bruno Diaz kept those documents and later questioned his son Daniel Bruno Diaz about them.

Bruno DIAZ related that he had two (2) sons, one named: Gabriel Bruno Diaz and one named Daniel Bruno Diaz. The Daniel Diaz, who was Bruno's son, resided in Michigan and was a doctor. Bruno Diaz himself was unaware of any candidacy that either his Michigan resident son Daniel Bruno Diaz or Gabriel Bruno Diaz were involved in. Bruno conducted an inquiry of both of his son's and neither knew anything about any such request for a local government candidacy bid, nor had either requested any documents or knew the Daniel Diaz who showed up at the family's residence at 9735 SW 73rd Street, Miami-Dade, Florida 33173.

ASA Medina thereafter took sworn recorded statements from both Bruno Diaz and his son Gabriel Diaz. The statements were subsequently transcribed and made a part of the case file as a related item (RI#2).

Medina also collected documents (copies) from Bruno DIAZ (via Attorney J. Kaplan) which showed what was inside the certified USPS mail envelope from the Miami-Dade Elections Department, which were as follows:

- A copy of a Certified USPS Mail envelope addressed to Daniel Diaz at 9735 SW 73<sup>rd</sup> Street, Miami, FL. 33173.
- Copies of Miami-Dade County Elections Department candidate application forms identifying a Daniel Diaz as applying to be a candidate for MDC Community Council Area 12/Sub-Area 123.

Those documents which were provided were made a part of the case file as a related item (RI#3). Thereafter, D'Ambrosia, Canaves and Arias conducted a background inquiry on:

- Daniel DIAZ (Florida Resident-alleged candidate for Miami-Dade County Community Council 12/123)

The criminal predicate under which the investigators started their inquiry was Florida State Statute:

- **104.011 False swearing; submission of false voter registration information** (1) A person who willfully swears or affirms falsely to any oath or affirmation, or willfully procures another person to swear or affirm falsely to an oath or affirmation, in connection with or arising out of voting or elections commits a felony of the third degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084. (2) A person who willfully submits any false voter registration information commits a felony of the third degree, punishable as provided in s. 775.082 or s. 775.083.

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Report Classification	
Investigation	X
Intelligence	
Preliminary Inquiry	

**Report Of Investigation**  
State Attorney's Office  
Criminal Investigations Division  
Miami-Dade County, Florida

Case #: 64-14-30
First Report Date: 7/11/2014.IR 1
Page 3 of 3 Pages

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**Indexing**

**Person(s):**

1. DIAZ, Bruno
2. DIAZ, Daniel Bruno
3. DIAZ, Gabriel Bruno
4. DIAZ, Daniel (Unknown Subject-UNSUB)
5. DIAZ, Claudia

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Report Classification  
 Investigation X  
 Intelligence  
 Preliminary Inquiry

**Report Of Investigation**  
 State Attorney's Office  
 Criminal Investigations Division  
 Miami-Dade County, Florida

Case #: 64-14-30  
 First Report Date: 7/11/2014.IR 2  
 Page 1 of 6 Pages

**Case/File Title:** DIAZ, Daniel Miami-Dade Community Council #12/123 Candidate 2014/Review of Election Docs & Others

**Narrative:**

This report is predicated upon the ongoing gathering of criminal intelligence and investigative information related to criminal allegations of perjury and false swearing under oath (a violation of FSS 104.011 a 3<sup>rd</sup> Degree Felony) for candidate(s) seeking to qualify and run for election to the Miami-Dade County Community Council Area #12, Sub-Area #123 to-wit: the East Kendall area of Miami-Dade County.

On and between Monday July 14, 2014 and Tuesday July 15, 2014 Miami-Dade State Attorney's Office Public Corruption Task Force Investigators Michael D'Ambrosia and Ricardo Arias conducted a review of Daniel Diaz's Application for Candidacy/Appointment of Campaign Treasurer & Designation of Campaign Depository for Candidate forms as well as various background inquires on Daniel DIAZ, W/H/M, DOB: [REDACTED]. The date of birth became significant throughout these inquires in order to separate another person named Daniel Diaz whose identification in this investigation was pertinent towards the allegations made. The investigators uncovered the following information specific to Daniel DIAZ, the applicant/candidate for Miami-Dade Community Council Area #12/123 drawn from the report that DIAZ (DOB: [REDACTED]) officially submitted (FSS 104.011 Election Code False Swearing a 3<sup>rd</sup> Degree Felony) as true and correct:

1. Form DS-DE 9 (Rev.10/10); Rule 1S-2.0001, F.A.C. Titled: Appointment of Campaign Treasurer and Designation of Campaign Depository for Candidates

Box 1 Initial Filing Form (Dated Received by the MD Elections Dept.: 2014 June 16 AM 8:17)

Box 2 Applicant Name: Daniel Diaz

Box 3 Address: 9735 SW 73<sup>rd</sup> Street, Miami, Florida 33173

Box 4 Telephone: Left blank

Box 5 E-Mail Address: DDCCEK123@GMAIL.COM

Submitted By: \_\_\_\_\_ Date: 7/15/14  
 Michael J. D'Ambrosia, Investigator, MDSAO-PCTF

Reviewed By: \_\_\_\_\_ Date: \_\_\_\_\_

Reviewed By: \_\_\_\_\_ Date: \_\_\_\_\_

Case Status:  Open  Closed Indexed By: \_\_\_\_\_ Date: \_\_\_\_\_

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Report Classification  
Investigation X  
Intelligence  
Preliminary Inquiry

**Report Of Investigation**  
State Attorney's Office  
Criminal Investigations Division  
Miami-Dade County, Florida

Case #: 64-14-30  
First Report Date: 7/11/2014.IR 2  
Page 2 of 6 Pages

Box 6 Office Sought: Miami Dade County Community Council #12/123

Box 7 Candidate for Non-Partisan Office: Left blank

Box 8 Candidate for Partisan Office: Left blank

Box 9 Campaign Treasurer Appointment

Box 10 Daniel Diaz identified as the campaign Treasurer

Box 11 Mailing Address: 9735 SW 73 Street

Box 12 Telephone Number: No listed on the 2014 June 16 @ 8:17 AM date/times stamped form, however, on a 2<sup>nd</sup> set of identical forms, date/time stamped: 2014 June 17 @ 11:51 AM a telephone number of (786) 477-3973 was typed in.

Box13, 14, 15 and 16 finish off the address as: Miami Dade Florida 33173

Box 17 Email address: [DDCCEK123@GMAIL.COM](mailto:DDCCEK123@GMAIL.COM)

Box 18 designates the bank at which the candidate will use as either the primary or secondary campaign depository. In this case the following account was listed as the "Primary Depository", to-wit:

- TD Bank, 11480 North Kendall Drive, Miami, Dade, Florida 33176

Box 25 Date: 06/16/2014

Box 26 Signature of Candidate: there is a scrolled signature. Based on a review of Florida DHSMV documents collected from the signature array and photograph section of Daniel Diaz's license file based on a DOB: [REDACTED] the signature on the elections form and the driver's license records compared favorably as being the Daniel Diaz who FLDL stated a residence of: 15721 SW 137<sup>th</sup> Avenue, Apt#206, Miami, FL. 33177.

This was the first set of records in which the investigators observed connectivity between official government records (FLDHSMV) and the Miami-Dade County Elections documents which indicate that Daniel Diaz (DOB: [REDACTED] and Daniel Diaz the Florida motorist [REDACTED] were one in the same.

That Daniel Diaz (the candidate DOB: [REDACTED] did NOT reside at the address to which a sworn oath (Oath of Candidate Section 99.021 FSS) was made on 06/16/2014 before a MD County Clerk Anne Vanessa Innocent, a Notary Public, whose Commission Expires on 06/02/2018, Commission #FF116919.

Noted was the secondary cover page of the candidate application form dated 06/17/2014 there was no additional oath administered, simply an adjustment to include the telephone number of the candidate Daniel Diaz (DOB 11-20-1984).

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Report Classification  
Investigation X  
Intelligence  
Preliminary Inquiry

**Report Of Investigation**  
State Attorney's Office  
Criminal Investigations Division  
Miami-Dade County, Florida

Case #: 64-14-30  
First Report Date: 7/11/2014.IR 2  
Page 3 of 6 Pages

Additional documents submitted or provided by/to Daniel Diaz (DOB: 11/20/1984) were:

- Access to Handbook and the Elections Laws of the State of Florida acknowledgment form signed and dated by Daniel Diaz on 06/16/2014 and listing a telephone number and email address. Date stamped by the MD Elections Department on 06/17/2014 at 11:51 AM. The form indicated that Diaz was running as a candidate for Miami Dade Community Council # 12/123.
- Campaign Treasurers Report Miami-Dade County Electronic Filing Requirements, which identified the office being sought by Diaz, which was MDC Community Council #12/123 and listed Diaz's Florida Voter Registration # 121728640. The form described the responsibilities of the candidate for reporting campaign contributions. It was signed by Diaz, dated 06/16/2014, a telephone number of 786-477-3973 provided with the Email address of [DDCCEK123@GMAIL.COM](mailto:DDCCEK123@GMAIL.COM) provided.
- An official receipt for accepted funds was provided in the documents by Anne Vanessa Innocent for \$100.00 as the filing fee required to participate in the elections. A check written off the TD Bank account header stated: Daniel Diaz Campaign Account, Miami Dade Florida. The check #0099 had in the memo section of the check "Qualifying Fee#12/123 Community Council" and was signed by Diaz. The checking account and routing number were unobservable and were blocked out in order to preserve the confidential nature of those numbers by the elections office as the documents under review were copies.

An immediate records inquiry on Daniel Diaz, W/H/M, DOB: [REDACTED] conducted by D'Ambrosia revealed the following:

- Florida Department of Highway Safety and Motor Vehicles (positive results):
  - a.) Florida Driver's License [REDACTED]
  - b.) Florida Driver's License Photo & Signature History
  - c.) Florida Driver's License Supporting documents (Birth Certificate, IRS Forms, etc.)
  - d.) Currently Registered Vehicles: None
- Miami-Dade County Records
  - a.) Property Appraisers Office (negative results on property ownership)
  - b.) Voters Registration (positive results per# 121728640)
  - c.) Marriage Licenses (negative results)
- Telephone Company/T-Mobile Records (via subpoena duces tecum pending results at this writing)
- Florida Power & Light Company (via subpoena duces tecum with negative results for Diaz returned)
- TD Bank Accounts (via subpoena duces tecum pending results)
- Accurint Report (data mining source positive results-various data)

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Report Classification  
Investigation X  
Intelligence  
Preliminary Inquiry

**Report Of Investigation**  
State Attorney's Office  
Criminal Investigations Division  
Miami-Dade County, Florida

Case #: 64-14-30  
First Report Date: 7/11/2014.IR 2  
Page 4 of 6 Pages

- Google/Social Media-LinkedIn/Facebook/Twitter, Web-Based Search (indiscernible as non-specific identifiers were listed on the web). No specific Daniel Diaz matching the personal identifiers was observed on public pages.

Former addresses where Daniel Diaz [REDACTED] resided in Miami-Dade County revealed that Diaz was not the registered owner of those addresses. Other names which surfaced on Miami-Dade County (MDC) property documents related to the below listed addresses were listed:

15721 SW 137<sup>th</sup> Avenue, Apt. #206, MDC, FL. (Possibly rental property)  
MDC Property Records: Eulogio TORIBIO  
Former Apt#206 Occupants: Emmanuel KARAVAKIS, W/H/M, DOB: 07/05/1981

8180 Geneva Way, Apt. # 329, MDC, Doral, FL. (Possible rental property)  
MDC Property Records: Michael SPAULONCI

Florida DHSMV records research revealed that:

- Toribio had no FLDHSMV record which could be located without more specific data.
- Karavakis had a FLDL# [REDACTED] and a LKA: 1500 SW 1<sup>st</sup> Avenue, Apt. #1, Miami, FL. 33129 as of 12/20/2011 (SSN: [REDACTED])
- Spaulonci had a FLDL# [REDACTED] and LKA: 1050 Brickell Avenue, Apt.#1612, Miami, FL. 33131 as of 09-16-2009 (SSN: [REDACTED])

Records collected as part of the background search were placed in the related items section of the case file (RI#4).

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Report Classification  
Investigation X  
Intelligence  
Preliminary Inquiry

**Report Of Investigation**  
State Attorney's Office  
Criminal Investigations Division  
Miami-Dade County, Florida

Case #: 64-14-30  
First Report Date: 7/11/2014.IR 2  
Page 5 of 6 Pages

**Indexing**

**Person(s):**

DIAZ, Daniel  
White/Hispanic/Male

DOB: [REDACTED]

SSN: [REDACTED]

LKA: 8180 Geneva Way, Apt. #329 (MDC Property Records/Accurint)

Doral, Miami-Dade, Florida 33166

Mailing Address (MDC Property Records)

8180 Geneva Court #329

Doral, Florida 33166

FL. DL# [REDACTED] (Address: 15721 SW 137 Avenue, Apt# 206, Miami, FL. 33177)

POB: US, Miami

Employer(s):

BUPA Incorporated, S.A. (Current)

All Medical Personnel Inc., 4051 Sheridan Street, Suite 300, Hollywood, FL. (2009)

Birth Parents:

Daisy Placeres (mother's maiden)

Rene Diaz (father)

KARAVAKIS, Emmanuel

W/H/M, DOB: [REDACTED]

LKA: 15721 SW 137<sup>th</sup> Avenue, Miami, FL. 33177-1288

FLDL#: [REDACTED]

SSN: [REDACTED]

MD Sewer & Water Acct# [REDACTED]

SPAULONCI, Michael

W/M, DOB: 08/27/1981

LKA: 1050 Brickell Avenue, Apt.#1612, Miami, FL. 33131

FLDL#: [REDACTED]

SSN: [REDACTED]

TORIBIO, Eulogio (NFI)

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Report Classification  
Investigation X  
Intelligence  
Preliminary Inquiry

**Report Of Investigation**  
State Attorney's Office  
Criminal Investigations Division  
Miami-Dade County, Florida

Case #: 64-14-30  
First Report Date: 7/11/2014.IR 2  
Page 6 of 6 Pages

---

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Report Classification  
 Investigation X  
 Intelligence  
 Preliminary Inquiry

**Report Of Investigation**  
 State Attorney's Office  
 Criminal Investigations Division  
 Miami-Dade County, Florida

Case #: 64-14-30  
 First Report Date: 7/11/2014.IR 3  
 Page 1 of 4 Pages

**Case/File Title:** DIAZ, Daniel Miami-Dade Community Council #12/123 Candidate 2014/Statement of Daniel Bruno DIAZ

**Narrative:**

This report is predicated upon the ongoing gathering of criminal intelligence and investigative information related to criminal allegations of perjury and false swearing under oath (a violation of FSS 104.011 a 3<sup>rd</sup> Degree Felony) for candidate(s) seeking to qualify and run for election to the Miami-Dade County Community Council Area #12, Sub-Area #123 to-wit: the East Kendall area of Miami-Dade County.

On Tuesday, July 15, 2014 between the hours of 1415 and 1615 Miami-Dade State Attorney's Office (MDSAO) Public Corruption Task Force (PCTF) Investigator's Michael D'Ambrosia, Adrienne Canaves and Ricardo Arias along with MDSAO PC ASA Luis Medina met with Miami-Dade Office of Inspector General (MDOIG) Supervisory Special Agent (SSA) James Mazer and Special Agent (SA) James Kennedy at the MDSAO. The purpose of the meeting was to review and discuss the initial complaint by Bruno Diaz surrounding Daniel Diaz (the subject of the investigation) as the MDOIG had received a similar complaint via the Miami-Dade Elections Department (MDED) who had observed anomalies related to Daniel Diaz's application for candidacy for MD Community Council Area#12/Sub-Area #123. The MDED had decided to bring their concerns to the MDOIG for review and possible investigation. It was later learned by the MDOIG that the MDSAO had received the complaint as well but from Bruno Diaz. It was through agency supervisory communications that both agencies had learned of the each other's receipt of the same complaint. The agencies command staff (MDSAO PC Prosecutions and MDOIG Investigations) decided to work the investigation jointly with the MDSAO being the lead investigative agency with investigators sharing the work load and sharing case leads assigned for investigation and follow-up.

Later on Tuesday, July 15, 2014 between approximately 1635 and 1700 hours D'Ambrosia, Canaves and Arias accompanied by Medina conducted a telephone interview (which was recorded by an assigned MDSAO staff court reporter) of:

Daniel Bruno DIAZ  
 W/H/M DOB: [REDACTED]  
 LKA: 4047 Woodmere Drive, Waterford, Michigan 48329  
 Occupation: Family Physician

Submitted By: \_\_\_\_\_ Date: 7/15/14  
 Michael D'Ambrosia, Investigator, MDSAO-PCTF

Reviewed By: \_\_\_\_\_ Date: \_\_\_\_\_

Reviewed By: \_\_\_\_\_ Date: \_\_\_\_\_

Case Status:  Open  Closed Indexed By: \_\_\_\_\_ Date: \_\_\_\_\_

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Report Classification  
Investigation X  
Intelligence  
Preliminary Inquiry

**Report Of Investigation**  
State Attorney's Office  
Criminal Investigations Division  
Miami-Dade County, Florida

Case #: 64-14-30  
First Report Date: 7/11/2014.IR 3  
Page 2 of 4 Pages

Telephone: [REDACTED]

Daniel B. DIAZ was a previous occupant (and family member of the owner Bruno Diaz) of 9735 SW 73<sup>rd</sup> Street, Miami, Miami-Dade, FL and was to be interviewed via telephone as it related to the criminal investigation at hand into the alleged violation of Florida State Statute (FSS) 104.011 to-wit: Election Code False Swearing (Felony 3<sup>rd</sup> Degree).

Daniel Bruno Diaz related the following information concerning his activities about elections and the documents in question surrounding the Miami-Dade Community Council Area#12/123 candidacy submitted by another Daniel Diaz, W/H/M, DOB: 11-20-1984.

The interview commenced at approximately 1635 hours and Daniel Bruno Diaz stated in substance the following:

- That he has resided at the above listed Michigan address since April 2014.
- That he was a family practice physician.
- That he bought the private residence listed above on or about February 2014.
- That prior to taking up residency in Michigan he had lived in Florida, Missouri and Arizona.
- That the last four years of his out-of-Florida residency was in Missouri and Arizona (2010-2014+/-).
- That he visited Florida on or about June 2014 but could not recall the exact dates and that it was a family visit for approximately a week or so to the current family home at 9735 SW 73<sup>rd</sup> Street, Miami, FL.
- That he has never applied for or requested to be a candidate for any elected or appointed position in the State of Florida.
- That he had not designated anyone to collect or submit any documents related to any elected or appointed position in the State of Florida.
- That he did not know any Daniel Diaz in the State of Florida.
- That he had spoken to his father Bruno Diaz about these allegations but did not get into specifics of the events with him.
- That he has had a past Florida voter registration card in Florida and did not have it and did not remember the number.
- That the telephone number of 786-477-3973 was unknown to him.
- That the email address of: DDCCEK123@GMAIL.COM was unknown to him.
- That he did not have a TD Bank account in his name.

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Report Classification	
Investigation	X
Intelligence	
Preliminary Inquiry	

**Report Of Investigation**  
State Attorney's Office  
Criminal Investigations Division  
Miami-Dade County, Florida

Case #:	64-14-30
First Report Date:	7/11/2014.IR 3
Page 3 of 4 Pages	

- 
- That aside from the family home address, he had previously resided at an address of 7520 SW 100 Avenue, Miami, FL. 33173 and that his father Bruno Diaz was the owner. That residency as best he could remember was in the year 2000 +/-.

At approximately 1700 hours the statement was concluded and the call ended. A transcribed statement was to be provided at a later date and made a part of this file as a related item (RI#5).

NFI/MJD

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Report Classification  
Investigation X  
Intelligence  
Preliminary Inquiry

**Report Of Investigation**  
State Attorney's Office  
Criminal Investigations Division  
Miami-Dade County, Florida

Case #: 64-14-30  
First Report Date: 7/11/2014.IR 3  
Page 4 of 4 Pages

---

**Indexing**

**Person(s):**

1. DIAZ, Daniel Bruno  
W/H/M DOB: [REDACTED]  
LKA: 4047 Woodmere Drive, Waterford, Michigan 48329  
Occupation: Family Physician  
Telephone: [REDACTED]

DIAZ, Daniel (Middle Name Unknown)  
W/M, DOB: [REDACTED]  
LKA(s):  
8180 Geneva Way, Apt. #329, Doral, FL.  
15721 SW 137<sup>th</sup> Avenue, Apt. #206, Miami, FL.

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Report Classification  
 Investigation X  
 Intelligence  
 Preliminary Inquiry

**Report Of Investigation**  
 State Attorney's Office  
 Criminal Investigations Division  
 Miami-Dade County, Florida

Case #: 64-14-30  
 First Report Date: 7/11/2014.IR 4  
 Page 1 of 3 Pages

**Case/File Title:** DIAZ, Daniel Miami-Dade Community Council #12/123 Candidate 2014/Spot Check Surveillances at Various Addresses 15721 and 8180

**Narrative:**

This report is predicated upon the ongoing gathering of criminal intelligence and investigative information related to criminal allegations of perjury and false swearing under oath (a violation of FSS 104.011 and a 3<sup>rd</sup> Degree Felony) for candidate(s) seeking to qualify and run for election to the Miami-Dade County Community Council Area #12, Sub-Area #123 to-wit: the East Kendall area of Miami-Dade County.

On Wednesday July 16, 2014 Miami-Dade State Attorney's Office (MDSAO) Public Corruption Task Force (PCTF) Investigators Michael D'Ambrosia and Adriana Canaves conducted spot check surveillances at two (2) separate address locations drawn from official records as either current or immediate past residences for Daniel Diaz (W/H/M, DOB: [REDACTED])

The addresses were observed on the Florida Driver license information and other intelligence records for Diaz as his current home address, to-wit: 15721 SW 13<sup>th</sup> Avenue, Apt#206, Miami, Miami-Dade County, Florida 33173 and 8180 Geneva Way, Apt#329, Miami (Doral), Miami-Dade, Florida 33166 (herein after referred to as the 8180 residence).

D'Ambrosia spot checked the 8180 residence from approximately 1630-1700 hours and observed the building to be a multi-story apartment dwelling marked 8180 and was a structure which was part of a larger complex. D'Ambrosia from the outside did not observe the 1990 gray Ford Taurus sedan last registered to Diaz anywhere in the parking lot which encircled the buildings. D'Ambrosia exited his vehicle on foot and made his way to the 8180 Apartment #329 address. The front door was located and marked as 329 in building 8180. No foot traffic was observed around the apartment and from the ground floor, no lights were observed on and the windows appeared covered.

D'Ambrosia departed the area at approximately 1700 hours.

Canaves reported to D'Ambrosia that she had located the 15721 address and the apartment building but did not observe the previously described 1990 gray Ford Taurus in the parking lot and departed thereafter.

Further review of Florida Department of Highway Safety and Motor Vehicles (DHSMV) records revealed that currently

Submitted By: \_\_\_\_\_ Date: 7/18/14  
 Michael D'Ambrosia, Investigator, MDSAO-PCTF

Reviewed By: \_\_\_\_\_ Date: \_\_\_\_\_

Reviewed By: \_\_\_\_\_ Date: \_\_\_\_\_

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Report Classification	
Investigation	X
Intelligence	
Preliminary Inquiry	

**Report Of Investigation**  
State Attorney's Office  
Criminal Investigations Division  
Miami-Dade County, Florida

Case #:	64-14-30
First Report Date:	7/11/2014.IR 4
Page 2 of 3 Pages	

---

there were no vehicles registered to Diaz. The vehicle described above was older and transferred to Diaz from a previous owner listed in the DHSMV records.

NFI/MJD

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Report Classification	
Investigation	X
Intelligence	
Preliminary Inquiry	

**Report Of Investigation**  
State Attorney's Office  
Criminal Investigations Division  
Miami-Dade County, Florida

Case #:	64-14-30
First Report Date:	7/11/2014.IR 4
Page 3 of 3 Pages	

---

**Indexing**

**Person(s):**

1. DIAZ, Daniel (PI)

---

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THIS REPORT IS THE PROPERTY OF THE ORIGINATING AGENCY. NEITHER IT NOR ITS CONTENTS MAY BE DISSEMINATED OUTSIDE THE AGENCY TO WHICH LOANED



Report Classification	
Investigation	X
Intelligence	
Preliminary Inquiry	

**Report Of Investigation**  
 State Attorney's Office  
 Criminal Investigations Division  
 Miami-Dade County, Florida

Case #:	64-14-30
First Report Date:	7/11/2014.IR 5
Page 1 of 3 Pages	

**Case/File Title:** DIAZ, Daniel Miami-Dade Community Council #12/123 Candidate 2014/FPL Records Received

**Narrative:**

This report is predicated upon the ongoing gathering of criminal intelligence and investigative information related to criminal allegations of perjury and false swearing under oath (a violation of FSS 104.011 a 3<sup>rd</sup> Degree Felony) for candidate(s) seeking to qualify and run for election to the Miami-Dade County Community Council Area #12, Sub-Area #123 to-wit: the East Kendall area of Miami-Dade County.

On Monday July 15, 2014 Miami-Dade State Attorney (MDSAO) Public Corruption Task Force Investigator Michael D'Ambrosia obtained a subpoena duces tecum for Florida Power and Light records for the following addresses and person(s) in an effort to determine who possessed the account at the residential addresses and/or who was paying the electric bills:

- Daniel Diaz, SSN: [REDACTED]
- 9735 SW 73<sup>rd</sup> Street, Miami, FL. 33173 or
- 8180 Geneva Way (property location) and Geneva Court (Mailing location), Apt. #329, Doral, FL 33166 or
- 15721 SW 137<sup>th</sup> Avenue, Apt. #206, Miami, FL. 33177

The following information was returned from their records custodian:

- 9735 FPL records revealed that Bruno DIAZ was the account holder.
- 8180 Geneva Court, Apt #329 FPL revealed that Michael SPAULONCI was the account holder in Apt. #B329.
- 15721 SW 137<sup>th</sup> Avenue, Apt #206 revealed that Verna VALDES was the account holder.
- Per FPL Diaz has not held an FPL account for over 5 years and had no location for a Daniel Diaz on file.

Submitted By:	_____	Date:	7/18/14
	Michael D'Ambrosia, Investigator,		
Reviewed By:	_____	Date:	_____
Reviewed By:	_____	Date:	_____

Case Status:	<input checked="" type="checkbox"/> Open	<input type="checkbox"/> Closed	Indexed By:	_____	Date:	_____
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Report Classification  
Investigation X  
Intelligence  
Preliminary Inquiry

**Report Of Investigation**  
State Attorney's Office  
Criminal Investigations Division  
Miami-Dade County, Florida

Case #: 64-14-30  
First Report Date: 7/11/2014.IR 5  
Page 2 of 3 Pages

---

The records returned were made a part of the related items section of the case file (RI#6) for future review.

NFL.MJD

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Report Classification	
Investigation	X
Intelligence	
Preliminary Inquiry	

**Report Of Investigation**  
State Attorney's Office  
Criminal Investigations Division  
Miami-Dade County, Florida

Case #:	64-14-30
First Report Date:	7/11/2014.IR 5
Page 3 of 3 Pages	

---

**Indexing**

**Person(s):**

1. DIAZ, Daniel (PI)

---

**Official Use Only**

THIS REPORT IS THE PROPERTY OF THE ORIGINATING AGENCY. NEITHER IT NOR ITS CONTENTS MAY BE DISSEMINATED OUTSIDE THE AGENCY TO WHICH LOANED



Report Classification  
 Investigation X  
 Intelligence  
 Preliminary Inquiry

**Report Of Investigation**  
 State Attorney's Office  
 Criminal Investigations Division  
 Miami-Dade County, Florida

Case #: 64-14-30  
 First Report Date: 7/11/2014.IR 6  
 Page 1 of 4 Pages

**Case/File Title:** DIAZ, Daniel Miami-Dade Community Council #12/123 Candidate 2014/Surveillance-Contact-Photos DIAZ, D.

**Narrative:**

This report is predicated upon the ongoing gathering of criminal intelligence and investigative information related to criminal allegations of perjury and false swearing under oath (a violation of FSS 104.011 a 3<sup>rd</sup> Degree Felony) for candidate(s) seeking to qualify and run for election to the Miami-Dade County Community Council Area #12, Sub-Area #123 to-wit: the East Kendall area of Miami-Dade County.

On Saturday, July 19, 2014 Miami-Dade State Attorney (MDSAO) Public Corruption Task Force (PCTF) Investigator Michael D'Ambrosia conducted a spot check surveillance of the last known address of Daniel Diaz, W/H/M, DOB: [REDACTED] which was:

- 8180 Geneva Court, Apartment B329, Doral, Florida 33166

The address was collected through other investigative sources and was unconfirmed as Diaz's actual residence.

The following events at the approximate time took place during this surveillance:

At approximately 1523-1525 hours:

D'Ambrosia arrived in the parking lot area of the 8180 Geneva Court, Building "B" address and took two (2) photographs of the suspected address, having been to the location before on a spot check looking for the last known vehicle Diaz was known to have owned.

At approximately 1526 hours:

Apartment B329 was the 3rd corner apartment up from the ground floor in a beige building on the right side of the photographs taken. D'Ambrosia then parked in a line of vehicles on the south side of the building complex in an open parking lot. D'Ambrosia decided to attempt to approach the front door to apartment B329, knock on the door and speak with whoever answered the door under the guise of looking for another person who was reported to live there. D'Ambrosia was in plain clothes and unidentifiable as an investigator or police officer. As the conversations were being made pursuant to an on-going criminal investigation (64-14-30) in an attempt to locate Diaz, D'Ambrosia initiated a

Submitted By: \_\_\_\_\_ Date: 7/21/14  
 Michael D'Ambrosia, MDSAO-PCTF

Reviewed By: \_\_\_\_\_ Date: \_\_\_\_\_

Reviewed By: \_\_\_\_\_ Date: \_\_\_\_\_

Case Status:  Open  Closed Indexed By: \_\_\_\_\_ Date: \_\_\_\_\_

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Report Classification  
Investigation X  
Intelligence  
Preliminary Inquiry

**Report Of Investigation**  
State Attorney's Office  
Criminal Investigations Division  
Miami-Dade County, Florida

Case #: 64-14-30  
First Report Date: 7/11/2014.IR 6  
Page 2 of 4 Pages

micro-digital tape recorder (Olympus Model WS-821 MDSA0 SN 49186) in order to record and review any conversations which occurred.

At approximately 1530 hours:

D'Ambrosia started the tape recorder, which he had in his possession. From the parked car it took one (1-2) minutes +/- to reach apartment B329.

At approximately 1532-1534 hours+/-:

D'Ambrosia arrived at the front door of apartment B329 and listened for any sounds coming from inside the apartment. Hearing none, he knocked, and within one minute a male opened the front door. The male presented himself partially in the doorway, was shirtless and in sweat pants and was barefooted. D'Ambrosia observed the male to have some tattoos on his upper body area (arm) but could not discern what they were and was paying more attention to his face. The male had some dark facial hair that was trimmed short and worn around his chin area (similar to a goatee). The male had close cropped hair. The male stood at least 6'1"-2" tall and was medium built and muscular, approximately 180-185lbs. D'Ambrosia immediately recognized the male as Daniel Diaz, W/H/M, and DOB: [REDACTED] from Diaz's past Florida Driver's License photographs. D'Ambrosia and Diaz spoke briefly as D'Ambrosia stated that he was looking for a person who was known to live in apartment "329", but changed up the address to "Geneva Way" portraying that he was lost.

Diaz corrected D'Ambrosia and stated that the address was Geneva "Court" there were other buildings in the complex and that his apartment was "329" and that there was no person(s) living in the apartment that D'Ambrosia was seeking. That Diaz has lived in that apartment since February (he did not say what year).

At approximately 1534 hours:

D'Ambrosia departed the front door and walked back to his vehicle.

At approximately 1535 hours:

D'Ambrosia while back at his vehicle terminated the tape recording, conducting a playback to ensure the recorder had worked, which it had, capturing the entire conversation.

The actual recorded conversations were transcribed and made a part of the case report as well as a compact disk which was made a related item (RI#7). Copies of photographs taken of the outside building complex were also placed into the same related item folder.

Tape Recorder: Olympus WS-821  
Serial Number: 100122690  
Date: Saturday July 19, 2014  
Approximate Times: 1530 hrs-1535 hours  
Tape Run Time: 5 minutes, 21 seconds  
Conversation Time: Approximately 1 minute, 52 seconds

Legend (Unofficial transcription performed by D'Ambrosia):

MD=Michael D'Ambrosia

DD=Daniel Diaz

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Report Classification  
Investigation X  
Intelligence  
Preliminary Inquiry

**Report Of Investigation**  
State Attorney's Office  
Criminal Investigations Division  
Miami-Dade County, Florida

Case #: 64-14-30  
First Report Date: 7/11/2014.IR 6  
Page 3 of 4 Pages

D'Ambrosia walked from his assigned car in the apartment complex parking lot on the south side to the front door of address 8180 Geneva Court, Apartment B-329, Doral, Florida where the following conversation took place after a D'Ambrosia knocked on the exterior of the front door:

MD: (knocking on Apt. B329door)...

DD: Hi can I help you?

MD: Yeah, I'm looking for a girl named Leslie Ave that was supposed to live... ah, the address I had was eighty-one-eighty Geneva...

DD: Court?...

MD: No, no, Geneva Way, Geneva Way...is this, is this Court?

DD: This is eighty-one-eighty, this is Court...

MD: Is there a, is there a Way?

DD: I don't think so, what the apartment number?

MD: It's three-twenty-nine...

DD: Eighty-one-eighty...ah, well this is building B...

MD: Ok...

DD: There's other sections in here, you might want to try the.. the opposite side of here...

MD: Is there an office?

DD: Ah, yeah, there's the front office, ah, right at the gate and security...

MD: Ok...I'm sorry to have bothered you...

DD: Oh, that's Ok...

MD: You've lived here for...I mean there's been no Leslie Ave that's lived here right?

DD: Never...

MD: Alright...

DD: I've lived here since February...

MD: Ok, I'm sorry, sorry to have bothered you...

DD: (inaudible at the doorway)...

MD: Take care...

DD: Good luck...

MD: Ok, thanks...

D'Ambrosia departed the doorway, left the building and returned to his vehicles and terminated the recording, departing the area.

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Report Classification	
Investigation	X
Intelligence	
Preliminary Inquiry	

**Report Of Investigation**  
State Attorney's Office  
Criminal Investigations Division  
Miami-Dade County, Florida

Case #:	64-14-30
First Report Date:	7/11/2014.IR 6
Page 4 of 4 Pages	

---

**Indexing**

**Person(s):**

1. DIAZ, Daniel (PI)  
LKA/Current Address: 8180 Geneva Court, Apartment #B329, Doral, FL. 33166

---

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Report Classification  
 Investigation X  
 Intelligence  
 Preliminary Inquiry

**Report Of Investigation**  
 State Attorney's Office  
 Criminal Investigations Division  
 Miami-Dade County, Florida

Case #: 64-14-30  
 First Report Date: 7/11/2014.IR 7  
 Page 1 of 3 Pages

**Case/File Title:** DIAZ, Daniel Miami-Dade Community Council #12/123 Candidate 2014/Tentative ID of Additional Suspect aka David Guzman

**Narrative:**

This report is predicated upon the ongoing gathering of criminal intelligence and investigative information related to criminal allegations of perjury and false swearing under oath (a violation of FSS 104.011 a 3rd Degree Felony) for candidate(s) seeking to qualify and run for election to the Miami-Dade County Community Council Area #12, Sub-Area #123 to-wit: the East Kendall area of Miami-Dade County.

On Monday, July 21, 2014 Miami-Dade State Attorney's Office (MDSAO) Public Corruption Task Force Investigator Michael D'Ambrosia spoke with OIG Special Agent James Kennedy to determine the tentative identity of the person whom Kennedy and OIG Supervisory Special Agent James Mazer had identified from their recovery of security video tape from the Miami-Dade County Election's Department (MDED). That was a lead that the OIG was assigned to follow-up on pursuant to the ongoing criminal investigation at hand. In that effort, the OIG agents had identified Daniel Diaz while at the MDC government center and also observed him meeting with an unidentified male.

The agents based on a review of that video questioned the MDED employee(s) about who the unknown male (UNSUB) might be. According to Kennedy, the employee(s) at the MD Elections Department tentatively identified the unknown male as David GUZMAN (See the OIG Report of Investigation attached hereto as a Related Item). Guzman was known by reputation as a local political consultant/operative and political activist and involved in local politics.

Subsequently D'Ambrosia conducted open source (Internet) based inquiries on David Guzman. Kennedy had done the same. There were a few local newspaper articles on a David Carcache GUZMAN, however no specific or other personal identifiers were uncovered. There was a photograph attached to a newspaper article from "The Sun Post" dated November 16, 2013 wherein the writer (Frank Maradiaga) penned the article "Politics: Bad Blood at the Voting Precinct" and included a cover photograph on the article with the caption: "David Guzman holding a camera on Elsa Urquiza just after the attack". The photo shows two elderly females, a security guard and a male holding what appears to be a cell phone camera pointed towards one of the elderly females and the arm of an unknown person swinging into the overall photograph.

D'Ambrosia compared the Sun Post photograph on his computer of the person the reporter identified as Guzman "holding

Submitted By: \_\_\_\_\_ Date: 7/21/14  
 Michael D'Ambrosia, MDSAO-PCTF

Reviewed By: \_\_\_\_\_ Date: \_\_\_\_\_

Reviewed By: \_\_\_\_\_ Date: \_\_\_\_\_

Case Status:  Open  Closed Indexed By: \_\_\_\_\_ Date: \_\_\_\_\_

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Report Classification  
Investigation X  
Intelligence  
Preliminary Inquiry

**Report Of Investigation**  
State Attorney's Office  
Criminal Investigations Division  
Miami-Dade County, Florida

Case #: 64-14-30  
First Report Date: 7/11/2014.IR 7  
Page 2 of 3 Pages

the camera” to the front door photograph taken by the security camera at 9735 SW 73<sup>rd</sup> Street, Miami, FL. The male who arrived at the 9735 address at the front door was there to collect the candidacy documents delivered by the US Postal Service from the Miami-Dade Elections Department (certified mail). Without photographic expert analysis, and based simply on a one to one comparison by D'Ambrosia whose has made photographic comparisons from his own police experiences over numerous years that the photographs compared favorably. The analysis was based on the physical appearances of males, to-wit: size, physical build, complexion, general clothing fit, glasses, hair style, posture, facial hair or not and general overall physique. Hence a tentative identification of the male who arrived to collect the Daniel Diaz candidacy application at the 9735 SW 73<sup>rd</sup> Street, Miami, FL address appears (tentative identification) to be David (C) GUZMAN when the photos were compared to the 9735 front door security camera photograph.

Documents collected from the open source search were placed into the related items section of the case file (RI#8). The photo comparison items were separated as a related item to the case file (RI#8). MDOIG report(s) and collected digital video footage were made a part of the case file as a related item (RI#9).

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Report Classification	
Investigation	X
Intelligence	
Preliminary Inquiry	

**Report Of Investigation**  
State Attorney's Office  
Criminal Investigations Division  
Miami-Dade County, Florida

Case #:	64-14-30
First Report Date:	7/11/2014.IR 7
Page 3 of 3 Pages	

---

**Indexing**

**Person(s):**

1. DIAZ, Daniel (PI)
2. GUZMAN, David Carcache (NFI)

---

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Report Classification  
 Investigation X  
 Intelligence  
 Preliminary Inquiry

**Report Of Investigation**  
 State Attorney's Office  
 Criminal Investigations Division  
 Miami-Dade County, Florida

Case #: 64-14-30  
 First Report Date: 7/11/2014.IR 8  
 Page 1 of 1 Pages

**Case/File Title:** DIAZ, Daniel Miami-Dade Community Council #12/123 Candidate 2014/Surveillance@ 8180 Geneva Court, Apartment B329, Doral, FL. 33166

**Narrative:**

This report is predicated upon the ongoing gathering of criminal intelligence and investigative information related to criminal allegations of perjury and false swearing under oath (a violation of FSS 104.011 a 3rd Degree Felony) for candidate(s) seeking to qualify and run for election to the Miami-Dade County Community Council Area #12, Sub-Area #123 to-wit: the East Kendall area of Miami-Dade County.

On Tuesday, July 22, 2014 between approximately 0730 and 0900 hours Miami-Dade State Attorney (MDSAO) Public Corruption Task Force (PCTF) Investigators Sergio Diez and Frank Castillo conducted a surveillance of the last known address of Daniel Diaz, W/H/M, and DOB: [REDACTED] which was:

- 8180 Geneva Court, Apartment B329, Doral, Florida 33166

The investigators reported the following to D'Ambrosia: during the surveillance the investigators did not observe Diaz or any vehicle(s) Diaz might have been associated with. They departed the area thereafter. The investigators did familiarize themselves with the area and the apartment complex for any future surveillance events.

NFI/MJD

Submitted By: \_\_\_\_\_ Date: 7/22/14  
 Michael D'Ambrosia, Investigator, Group I

Reviewed By: \_\_\_\_\_ Date: \_\_\_\_\_  
 Robert Jordan, Supervisor

Reviewed By: \_\_\_\_\_ Date: \_\_\_\_\_

Case Status:  Open  Closed Indexed By: \_\_\_\_\_ Date: \_\_\_\_\_

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Report Classification  
 Investigation X  
 Intelligence  
 Preliminary Inquiry

**Report Of Investigation**  
 State Attorney's Office  
 Criminal Investigations Division  
 Miami-Dade County, Florida

Case #: 64-14-30  
 First Report Date: 7/11/2014.IR 9  
 Page 1 of 3 Pages

**Case/File Title:** DIAZ, Daniel Miami-Dade Community Council #12/123 Candidate 2014/Tentative ID of David C. Guzman AKA David CARACHE, AKA David CARACHE-GUZMAN AKA David Alberto CARACHE

**Narrative:**

This report is predicated upon the ongoing gathering of criminal intelligence and investigative information related to criminal allegations of perjury and false swearing under oath (a violation of FSS 104.011 a 3rd Degree Felony) for candidate(s) seeking to qualify and run for election to the Miami-Dade County Community Council Area #12, Sub-Area #123 to-wit: the East Kendall area of Miami-Dade County.

On Tuesday July 22, 2014 Miami-Dade State Attorney (MDSAO) Public Corruption Task Force (PCTF) Investigator Michael D'Ambrosia while conducting a routine investigation into the identity of a person who was identified as David Guzman AKA David C. Guzman AKA David Carcache Guzman by a Miami-Dade Department of Elections employee to Miami-Dade Office of Inspector General Special Agent James Kennedy and Supervisory Special Agent James Mazer previously. D'Ambrosia ran searches of variations of the name David Guzman.

- D'Ambrosia queried open source information from the internet
- D'Ambrosia queried Florida Department of Highway Safety & Motor Vehicles records

During the FLDHSMV records searches, records were uncovered which could not be specifically attributed to a David Guzman at the time of that inquiry. MDC property records were queried with negative results.

During the open source inquiries, a few newspaper articles were found which identified a David Carcache Guzman and a David Guzman. There was however, one article which identified the Guzman in question who as a "political consultant" having had a prior arrest in 2006 for forgery.

D'Ambrosia ran an FLDHSMV inquiry with the name David CARACHE with an approximate age of between 30-40 years old. D'Ambrosia received a return on the inquiry of one (1) person:

- David A CARACHE, W/H/M  
 DOB: 08/25/1981

Submitted By: \_\_\_\_\_ Date: 7/22/14  
 Michael D'Ambrosia, Investigator, MDSAO-PCTF

Reviewed By: \_\_\_\_\_ Date: \_\_\_\_\_

Reviewed By: \_\_\_\_\_ Date: \_\_\_\_\_

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Report Classification  
Investigation X  
Intelligence  
Preliminary Inquiry

**Report Of Investigation**  
State Attorney's Office  
Criminal Investigations Division  
Miami-Dade County, Florida

Case #: 64-14-30  
First Report Date: 7/11/2014.IR 9  
Page 2 of 3 Pages

Height: 5'09"

LKA: 11180 SW 107<sup>th</sup> Avenue, #113, Miami, FL. 33176 (MDC Community Council #12 Area)

POB: Nicaragua

SSN: [REDACTED]

Citizen Status: Immigrant

Restrictions: A-Corrective lenses

Alien Registration#: [REDACTED]

No current vehicles registered

In the driver's license history there were other documents for the FLDL that CARACHE provided to prove residency such as a Florida automobile insurance card; INS ID Card; US SS Card and a Chase/JP Morgan Bank Envelope with an address.

From these records D'Ambrosia had an inquiry made of FCIC records which revealed the following:

- CARACHE, David Alberto  
W/M, DOB: 08/25/1981  
5'09", 200#, Brown Eyes, Brown Hair  
SID: FL-06475016  
FBI: 209827LC0  
OCC: Self-Employed

Arrest Synopsis:

1. 2006 Forgery  
Altering Public Records  
Uttering a forged instrument  
Larceny
2. 2012 DUI  
False Report  
Resisting an Officer W/O Violence  
Obtain a Handicapped Permit by Fraud

D'Ambrosia reviewed the documents and placed them into the related items section of the case file (RI#10).

Again, the photographs taken during the walk-up to the home at 9735 SW 73<sup>rd</sup> Street, Miami, FL and the interaction with the Miami Beach candidate in the article in the Sun Post (previously identified in IR#9) compared favorably to the person who has now been identified as David CARCACHÉ AKA David Alberto CARCACHÉ AKA David C. GUZMAN

An inquiry through the Miami-Dade Elections Department web-site on the address Carcache-Guzman reported as his home revealed that it fell within the boundaries of Community Council 12.

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Report Classification  
Investigation X  
Intelligence  
Preliminary Inquiry

**Report Of Investigation**  
State Attorney's Office  
Criminal Investigations Division  
Miami-Dade County, Florida

Case #: 64-14-30  
First Report Date: 7/11/2014.IR 9  
Page 3 of 3 Pages

---

**Indexing**

**Person(s):**

1. CARCACHE, David Alberto  
W/M, DOB: 08/25/1981  
5'09", 200#, Brown Eyes, Brown Hair  
SID: FL-06475016  
FBI: 209827LC0  
OCC: Self-Employed

---

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Report Classification  
 Investigation X  
 Intelligence  
 Preliminary Inquiry

**Report Of Investigation**  
 State Attorney's Office  
 Criminal Investigations Division  
 Miami-Dade County, Florida

Case #: 64-14-30  
 First Report Date: 7/11/2014.IR 10  
 Page 1 of 3 Pages

**Case/File Title:** DIAZ, Daniel Miami-Dade Community Council #12/123 Candidate 2014/Certified MD Elections Records DIAZ, Daniel

**Narrative:**

This report is predicated upon the ongoing gathering of criminal intelligence and investigative information related to criminal allegations of perjury and false swearing under oath (a violation of FSS 104.011 a 3rd Degree Felony) for candidate(s) seeking to qualify and run for election to the Miami-Dade County Community Council Area #12, Sub-Area #123 to-wit: the East Kendall area of Miami-Dade County.

On Wednesday July 23, 2014 at approximately 0846 hours Miami-Dade State Attorney's Office (MDSAO) Public Corruption Task Force (PCTF) Investigator Michael D'Ambrosia picked up certified voter registration records from the Miami-Dade Elections Department (MDED) for Daniel Diaz (W/H/M, DOB: [REDACTED]) Those records were provided under a subpoenas duces tecum issued by the MDSAO previously which requested "unreacted, obliterated or altered" copies of the voter registration records for Daniel Diaz.

D'Ambrosia's review of the collected records revealed:

1. A MDED Certification Cover Letter/Notice verifying the authenticity of the records being provided.
2. A computer inquiry documents listing Daniel Diaz's registration information with Diaz's listed home address, registration number, date submitted to the MDED, Diaz's polling location, Diaz's birth date, no mailing address-but a home residence.
3. A copy of the actual Florida-MDC Voter Registration Card filed by Daniel Diaz
4. A computer query of prior voting history for Diaz
5. A copy of Daniel Diaz's Florida Driver's License provided to the MDED as identification to register

In short, the documents provided match the MDED records related to Daniel Diaz's Community Council #12/123 Candidacy, Appointment of Campaign Treasurer, Electronic Filing document notices submitted previously on 06/16/2014 by Daniel Diaz to qualify and participate in the election process for that community council seat (12/123). These documents taken in total with other prior investigative efforts show that Daniel Diaz W/H/M DOB [REDACTED] did not reside at the listed address of 9735 SW 73<sup>rd</sup> Street, Miami-Dade, FL as mandated by the current election laws and rules governing such candidates, but resides at 8180 Geneva Court, Apt# B329, Doral, Miami-Dade, Florida. That the Daniel

Submitted By: \_\_\_\_\_ Date: 7/24/14  
 Michael J. D'Ambrosia, Investigator, Group I

Reviewed By: \_\_\_\_\_ Date: \_\_\_\_\_  
 Robert Jordan, Supervisor

Reviewed By: \_\_\_\_\_ Date: \_\_\_\_\_

Case Status:  Open  Closed Indexed By: \_\_\_\_\_ Date: \_\_\_\_\_

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Report Classification	
Investigation	X
Intelligence	
Preliminary Inquiry	

**Report Of Investigation**  
State Attorney's Office  
Criminal Investigations Division  
Miami-Dade County, Florida

Case #:	64-14-30
First Report Date:	7/11/2014.IR 10
Page 2 of 3 Pages	

---

Diaz who submitted and attested to the collected documents was one in the same.

The certified documents collected from the MDEC were placed into the related items section of the case file for future review (RI#11).

NFI/MJD

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Report Classification	
Investigation	X
Intelligence	
Preliminary Inquiry	

**Report Of Investigation**  
State Attorney's Office  
Criminal Investigations Division  
Miami-Dade County, Florida

Case #:	64-14-30
First Report Date:	7/11/2014.IR 10
Page 3 of 3 Pages	

---

**Indexing**

**Person(s):**

1. DIAZ, Daniel (PI)

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Report Classification  
 Investigation  
 Intelligence X  
 Preliminary Inquiry

**Report Of Investigation**  
 State Attorney's Office  
 Criminal Investigations Division  
 Miami-Dade County, Florida

Case #: 16-14-30  
 First Report Date: 7/30/2014.11  
 Page 1 of 2 Pages

**Case/File Title:** Traffic stop by Miami Beach Police Officer on July 30<sup>th</sup>, 2014.

**Narrative:** On Tuesday, July 30, 2014, at approximately 1055 hours, I was part of a task force conducting a proactive surveillance on David A. Carcache who is a subject in a criminal investigation led by Investigator Michael D'Ambrosia of the Miami Dade State Attorney's Office Public Corruption Task Force. While conducting the said surveillance I was driving a grey 2013 Chevrolet Malibu which is a rental vehicle bearing Florida Tag [REDACTED]

While traveling southbound on 2<sup>nd</sup> Street approaching the intersection of Alton Road located in the City of Miami Beach I observed a marked black and white Ford Explorer SUV with Miami Beach Police emblems on the sides of the vehicle. The marked Miami Beach Police SUV was traveling northbound on 2<sup>nd</sup> Street when it slowed down and made a U-turn and began traveling southbound on 2<sup>nd</sup> Street. Via the police radio, I advised the investigators working on the surveillance that a marked Miami Beach Police SUV had made a U-turn and was driving behind me. I continued on 1<sup>st</sup> Street traveling towards a stop sign on Alton Road. I observe in my rear view mirror as the marked Miami Beach SUV continued to travel towards my direction. I again advised on the police radio to the task force investigators that it appeared as if I was going to be stopped by the marked Miami Beach Police SUV.

As I approached the intersection, I observed the Miami Beach Police marked SUV activate its emergency lights indicating he was conducting traffic stop on the vehicle I was driving. I immediately stopped the vehicle near the intersection and exited so I could identify myself as a police officer. At that time I was instructed via the SUV's PA (male voice) to get back into my vehicle; I complied and entered my vehicle as I had been instructed. I lowered my driver side window and waited for further commands from the Miami Beach Police officer. A few moments later a male officer walked up to my driver side window and I stated **"I am a City of Miami Sergeant working something"**. The officer who was a Latin white male, bald, wearing a light blue uniform shirt stated to me **"I told you to lower the windows"** so I replied **"Sir, you never told me to lower the windows, you just said to get back in my car"**. The Miami Beach Officer then stated **"I worked narcotics for many years and you guys are not doing a very good job, what are you working?"** At that time I replied **"I am working something, officer"** the officer then stayed quite so I extended my hand and we shock hands while I said **"Thank you. I am Sergio."**

Submitted By: \_\_\_\_\_ Date: 07/30/14  
 Sergio Diez

Reviewed By: \_\_\_\_\_ Date: \_\_\_\_\_

Case Status:  Open  Closed Indexed By: \_\_\_\_\_ Date: \_\_\_\_\_

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Report Classification  
Investigation  
Intelligence X  
Preliminary Inquiry

**Report Of Investigation**  
State Attorney's Office  
Criminal Investigations Division  
Miami-Dade County, Florida

Case #: 16-14-30  
First Report Date: 7/30/2014.11  
Page 2 of 2 Pages

During the traffic stop I observed Investigator Wastine Allen who is an investigator with the task force pull up in his rental vehicle directly in front of me stopping on Alton Road observing the interaction between the uniformed Miami Beach Police officer and myself.

During the traffic stop the uniformed Miami Beach Police officer never requested to see my police credentials or any other paperwork. I also did not know who the officer was since I have never seen him before. After a post operation briefing I learned that the officer is named Ernie Rodriguez.



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Report Classification  
 Investigation X  
 Intelligence  
 Preliminary Inquiry

**Report Of Investigation**  
 State Attorney's Office  
 Criminal Investigations Division  
 Miami-Dade County, Florida

Case #: 08/04/2014  
 First Report Date: 7/11/2014.IR 12  
 Page 1 of 5 Pages

**Case/File Title:** DIAZ, Daniel Miami-Dade Community Council #12/123 Candidate 2014/Mobile-Visual Surveillance 07-29-2014

**Narrative:**

This report is predicated upon the ongoing gathering of criminal intelligence and investigative information related to criminal allegations of perjury and false swearing under oath (a violation of FSS 104.011 a 3rd Degree Felony) for candidate(s) seeking to qualify and run for election to the Miami-Dade County Community Council Area #12, Sub-Area #123 to-wit: the East Kendall area of Miami-Dade County.

On Tuesday July 29, 2014 between the hours of 0615 and 1900 the following mobile visual surveillance took place. Miami-Dade State Attorney Office (MDSAO) Public Corruption Task Force (PCTF) Investigators partook in the surveillances and where noted made specific observations. D'Ambrosia took part in the surveillances as well and was the designated scribe who recorded notes of the observations and comments made by the investigators at the approximate times and locations.

The following investigators took part in the surveillance:

1. Michael D'Ambrosia
2. Ricardo Arias
3. Frank Castillo
4. Matt Ambre
5. Sergio Diez
6. Julio Estopinan
7. Wastine Allen

The subject of the surveillance was David CARCACHE A.K.A. David CARCACHE-GUZMAN A.K.A. David GUZMAN, David ALBERTO-GUZMAN, David Alberto CARCACHE, W/H/M, and DOB: 08/25/1981 who resided at 11180 SW 107th Street, Apartment 113, Miami, Florida, his reported home address (herein after referred to as the "11180 property").

Submitted By: \_\_\_\_\_ Date: 8/4/14  
 Michael D'Ambrosia, Investigator, MDSAO-PCTF

Reviewed By: \_\_\_\_\_ Date: \_\_\_\_\_

Reviewed By: \_\_\_\_\_ Date: \_\_\_\_\_

Case Status:  Open  Closed Indexed By: \_\_\_\_\_ Date: \_\_\_\_\_

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Report Classification  
Investigation X  
Intelligence  
Preliminary Inquiry

**Report Of Investigation**  
State Attorney's Office  
Criminal Investigations Division  
Miami-Dade County, Florida

Case #: 08/04/2014  
First Report Date: 7/11/2014.IR 12  
Page 2 of 5 Pages

At approximately 0615 hours (still dark out):

D'Ambrosia arrived at the listed address and drove through the parking lot area of the apartment complex in order to locate apartment 113 and make observations of where to best take up a surveillance position in the complex. The 11180 building was rectangular in overall shape consisting of multiple floors with a central court yard that could be accessed from all sides to enter the front inside courtyard area doors of the apartments. There was parking for cars around the outside perimeter of the apartment complex which consisted of other buildings to the east and west of the 11180 building. There were parking lot ingress and egress points on the Southwest and Northeast corners of the property. The property was premiered by a fence. D'Ambrosia subsequently parked his assigned car and got out on foot and located the front door to apartment 113 of the 11180 building. The numbers "11180" were located on the building in black numerals affixed to a Northeast corner of the building. The building itself was beige in color with thick brown accent stripes painted around the outside of the structure.

D'Ambrosia located the door marked "113 and determined that it was located in the Northwest area of the 11180 structure, no quite in the corner, but a living room or bedroom and a bathroom window were located on the north side of the structure under an outside security light. Once that was done, D'Ambrosia re-positioned his car to the Northeast corner of the parking lot in order to observe the north side of the parking lot adjacent to apt.113.

At approximately 0645 hours:

Ambre, Castillo, Arias arrived in the area and onto the 11180 property and took up position around the property perimeter. Ambre parked his unmarked police car directly north of apt.113 bathroom/living room in a slot and faced south. Arias took up a position to the west parking lot to observe any pedestrian traffic headed west from the 11180 property. Castillo parked in the south lot looking north so he could observe any pedestrian traffic departing south from the 11180 building.

At approximately 0730 hours:

No activity was observed at apt. 113, no lights, blinds, etc. were opened. On site surveillance units moved about to better positions as people who lived in the complex departed their parking spaces.

At approximately 0843 hours:

Diez and Estopinan arrived in the area and took up surveillance position outside the 11180 property perimeter in order to follow any suspected car that Carcache was driving away from the complex in.

At approximately 0936 hours:

Ambre having moved from his initial spot to a location in a line of cars across the parking lot north from where he was originally parked reported that the lights in the bathroom to apt. 113 had turned on. A male figure was observed entering the shower and described as a medium complexioned male, medium height, dark short hair, and large frame. This could be observed as the window to the shower was open approximately half way for anyone on the outside to see in. Ambre reported that the UNSUB appeared to fit the description of Carcache.

At approximately 0940 hours:

The UNSUB exited the shower.

At approximately 0943 hours:

Ambre reported that the blinds to apt.113 on a north side window were opened, but could not see who opened them. The window blinds were affixed to a window immediately adjacent to the shower window to the east.

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Report Classification  
Investigation X  
Intelligence  
Preliminary Inquiry

**Report Of Investigation**  
State Attorney's Office  
Criminal Investigations Division  
Miami-Dade County, Florida

Case #: 08/04/2014  
First Report Date: 7/11/2014.IR 12  
Page 3 of 5 Pages

At approximately 1000 hours:

Castillo reported that based on the Florida DHSMV photograph provide on Carcache and the physical description that a male believed to be Carcache walked from the 11180 building area into the south parking lot and entered a 2012-2014 black 4 door, Acura TL, bearing Florida Tag # [REDACTED]. Carcache was wearing blue jeans, a short sleeve light colored blue shirt and accompanied by a white female (W/F UNSUB) who took up the front passenger seat of the Acura. All on-scene investigators were notified that the Acura driven by the male suspected of being Carcache was departing. Castillo reported that Carcache was also carrying another shirt which was purple in color.

Per FDHSMV records the Acura came back registered to:

Elkin Ernesto CABRERA, W/H/M, and DOB: [REDACTED] LKA: 1043 Obispo Ave., Coral Gables, FL. 33134, and POB: Nicaragua.

[REDACTED] was a 2012 Black Acura 4 door

At approximately 1018 hours:

The Acura driven by Carcache was followed to 8950 SW 51st Street, Miami, Dade, Florida which was a private stand-alone residence. The W/F UNSUB exited the Acura and walked into the home out of view. Carcache was observed by various investigators to be talking on a cellular telephone as he dropped off the female. D'Ambrosia managed to get behind the Acura and observe the driver from his face in the rear view mirror. Based on the driver looking up and down through the windshield and down into his lap, a full picture of the face could be made out. D'Ambrosia noted the driver was wearing dark framed glasses as well and based on the FLDHSMV photograph, it appeared to be Carcache driving the Acura.

At approximately 1021 hours:

Carcache departed the 8950 residence and subsequently onto SW 87th Avenue south to SW 72nd Street and did a U-turn through a gas station located in the Northeast area of the intersection and then drove north on SW 87th Avenue back towards SW 56th Street (Miller Drive). As other surveillance units turned around, D'Ambrosia was able to catch up to the Acura while it drove east on SW 56th Street, confirming the car via the tag. The Acura drove to SR 826 (Palmetto Expressway) and onto the entrance ramp and North out of sight of the surveillance units. The surveillance thereafter on the Acura was concluded and it was decided that the surveillance team members would attempt to locate the Acura and Carcache at other locations and address that had been developed from the investigations thus far, to-wit:

- 8950 SW 51st Street, Miami, FL.
- 11180 SW 107th Apt. 113, Street, Miami, FL.
- 3307 NW 32nd Avenue, Miami, FL. D/B/A Rio Verde Cafeteria
- 1043 Obispo Avenue, Coral Gables, FL.
- 1717 North Bayshore Drive, Suite 102, Miami, FL.
- 8180 Geneva Court, Doral, FL.
- Miami-Dade Election Dept. NW 87th Ave. & 26th Street, Doral, FL.

At approximately 1108 hours:

Allen reported spot checking the 8950 SW 51st Street address and observed a blue Jeep Liberty bearing Florida tag# 445-XFM parked at the residence.

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Report Classification	
Investigation	X
Intelligence	
Preliminary Inquiry	

**Report Of Investigation**  
State Attorney's Office  
Criminal Investigations Division  
Miami-Dade County, Florida

Case #:	08/04/2014
First Report Date:	7/11/2014.IR 12
Page 4 of 5 Pages	

At approximately 1135 hours:

The surveillances and spot checks having been completed and the Acura nor Carcache being located it was concluded.

At approximately 1500 hours:

D'Ambrosia arrived in the area of 11180 SW 107th Street, Apartment 113, Miami, FL and established a visual surveillance of the parking lot entrance on the Northeast corner to observed vehicles traffic coming into and exiting the parking lot from that position. A drive through the lot failed to reveal the presence of the Acura.

At approximately 1602 hours:

Arias and Castillo arrived at the 11180 property. All other surveillance units had been terminated for the day by this time. D'Ambrosia, Arias and Castillo took up surveillance positions about the 11180 property parking lot attempting to observe the arrival of the Acura.

At approximately 1743 hours:

D'Ambrosia terminated the surveillance and departed the complex. Arias and Castillo remained.

At approximately 1900 hours:

Arias reported that as the Acura had not returned to the 11180 property complex that he and Castillo terminated the surveillance.

During the surveillance there were various photographs taken at various times and at various locations. Those photographs were made a part of the related items section of the case file (RI#6).

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Investigation X  
Intelligence  
Preliminary Inquiry

**Report Of Investigation**  
State Attorney's Office  
Criminal Investigations Division  
Miami-Dade County, Florida

Case #: 08/04/2014  
First Report Date: 7/11/2014.IR 12  
Page 5 of 5 Pages

---

**Indexing**

**Person(s):**

CABRERA, Elkin Ernesto  
W/H/M, DOB: [REDACTED]  
LKA: 1043 Obispo Ave., Coral Gables, FL. 33134  
POB: Nicaragua.  
Vehicle(s)

[REDACTED] 2012 Black Acura TL 4 door

**Business(s):**

Rio Verde Cafeteria, 3307 NW 32nd Avenue, Miami, FL. D/B/A

**Vehicle(s):**

Florida tag# [REDACTED] Blue Jeep Liberty

Owners:

PEREZA DE RIVERO, Basilisa  
RIVERO-PERAZA, Luis A.

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Report Classification  
 Investigation X  
 Intelligence  
 Preliminary Inquiry

**Report Of Investigation**  
 State Attorney's Office  
 Criminal Investigations Division  
 Miami-Dade County, Florida

Case #: 64-14-30  
 First Report Date: 7/11/2014.IR 13  
 Page 1 of 5 Pages

**Case/File Title:** DIAZ, Daniel Miami-Dade Community Council #12/123 Candidate 2014/Mobile-Visual Surveillance 07-30-2014 David Alberto Carcache-Guzman

**Narrative:**

This report is predicated upon the ongoing gathering of criminal intelligence and investigative information related to criminal allegations of perjury and false swearing under oath (a violation of FSS 104.011 a 3rd Degree Felony) for candidate(s) seeking to qualify and run for election to the Miami-Dade County Community Council Area #12, Sub-Area #123 to-wit: the East Kendall area of Miami-Dade County.

On Tuesday July 30, 2014 between the hours of 0700+/- and 1115 the following visual and mobile surveillance took place. Miami-Dade State Attorney Office (MDSAO) Public Corruption Task Force (PCTF) Investigators partook in the surveillances and where noted made specific observations. D'Ambrosia took part in the surveillances as well and was the designated scribe who recorded notes of the observations and comments made by the investigators at the approximate times and locations specified.

The following investigators took part in the day's surveillances:

1. Michael D'Ambrosia
2. Ricardo Arias
3. Frank Castillo
4. Matt Ambre
5. Julio Estopinan
6. Wastine Allen
7. Sergio Diez
8. Adriana Canaves

The subject of the surveillance was David CARCACHE A.K.A. David CARCACHE-GUZMAN A.K.A. David GUZMAN, David ALBERTO-GUZMAN, David Alberto CARCACHE, W/H/M, and DOB: 08/25/1981 who resided at 11180 SW 107th Street, Apartment 113, Miami, Florida, his reported home address (herein after referred to as the "11180 property").

Submitted By: \_\_\_\_\_ Date: 8/4/14  
 Michael D'Ambrosia, Investigator, MDSAO-PCTF

Reviewed By: \_\_\_\_\_ Date: \_\_\_\_\_

Reviewed By: \_\_\_\_\_ Date: \_\_\_\_\_

Case Status:  Open  Closed Indexed By: \_\_\_\_\_ Date: \_\_\_\_\_

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Report Classification  
Investigation X  
Intelligence  
Preliminary Inquiry

**Report Of Investigation**  
State Attorney's Office  
Criminal Investigations Division  
Miami-Dade County, Florida

Case #: 64-14-30  
First Report Date: 7/11/2014.IR 13  
Page 2 of 5 Pages

At approximately 0700 hours:

As reported by Arias: MDSAO-PCTF Investigators established a visual mobile surveillance of the Carcache 11180 apartment residence. Present during the initial surveillance officers were Arias, Castillo, Ambre, Estopinan, Allen and Diez.

D'Ambrosia did not join the surveillance until approximately 0915 hours. The listed notations were made from radio transmissions made by the respective investigators who were on the surveillance at that time.

At approximately 0838 hours:

Castillo reported that Carcache driving the same black Acura bearing Florida Tag# [REDACTED] which had been parked at the 11180 property in the rear as on the previous day (07/29/2014) had been followed to a residential area in the Coconut Grove area of Miami, specifically, 1650 Maricopa Avenue, Miami, FL (herein after referred to as the 1650 address). A W/F UNSUB who was in the front passenger seat, exited the Acura and walked to the home at that 1650 address. The surveillance units reported that the driver based on the FLDHSMV photographs, physical description from those documents and prior debriefings and photographs of Carcache (open source photographs on the internet identifying David Carcache-GUZMAN).

It was during this portion of the surveillance that Castillo felt that Carcache suspected he was being followed. The area did not lend itself well to vehicle traffic and Carcache may have suspected he was being followed. A later review of

At approximately 0900 hours:

Arias in a vehicles and Ambre on foot subsequently reported that Carcache having driven from the 1650 address to the Richard Gerstein Miami-Dade Criminal Courthouse and into the south area public parking lot, met up with current/active City of Miami Beach City Commissioner Michael Christopher GRIECO, W/M, DOB [REDACTED]. The investigators immediately recognized Grieco as such and notified the surveillance team. As Grieco and Carcache met up in the South parking lot area approximately mid-way into the lot near the pedestrian pay booths at one point, Grieco and Carcache appeared to talk (as reported by Castillo and Arias). Castillo reported that as the both talked they located the car Castillo was sitting in parked in in the lot, looked directly at the car Castillo was in and pointed. It appeared as if they also took cell phone photographs of Castillo's car.

Grieco had arrived in a 2014 4 door dark Audi A-7 bearing Florida Tag# [REDACTED] with medium-dark window tinting. Grieco was wearing a medium gray dress suit, dress shirt and tie, dark shoes and carrying a cellular telephone. It was reported to the surveillance team that Grieco by trade was a private attorney and did criminal law work. That Grieco had at one point in time been a member of the Miami-Dade State Attorney's Office Prosecution Staff in either the gang or homicide units. That Grieco would be a practiced professional on how surveillances and other law enforcement techniques were employed. As a city commission job in Miami Beach was not a full time position, Grieco might still be engaged in criminal defense work. Subsequently the surveillance team learned that Grieco had been Carcache's private attorney of record (Miami-Dade County Criminal Court records ) representing Carcache on prior criminal cases involving Driving Under the Influence of Alcohol, Driving While License Suspended.

At approximately 0915 hours:

Carcache and Grieco entered the Miami-Dade Criminal Courthouse. Foot surveillance by investigators (Diez and Arias) subsequently located Carcache sitting in the interior restaurant inside the 1st floor of the court house. Grieco was not located. No search for Grieco was made.

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Report Classification  
Investigation X  
Intelligence  
Preliminary Inquiry

**Report Of Investigation**  
State Attorney's Office  
Criminal Investigations Division  
Miami-Dade County, Florida

Case #: 64-14-30  
First Report Date: 7/11/2014.IR 13  
Page 3 of 5 Pages

Subsequently, D'Ambrosia requested and received the interior security camera video footage of both Carcache and Grieco which evidences their entrance into the courthouse, meeting and subsequently exiting the courthouse. The video depicts the specific times and interactions between both and was made a part of the related items section of the case file for future review (RI# 6). Additionally, Diez while on foot inside the courthouse took photographs of Carcache as he stood and sat in locations in the courthouse area 1st floor.

At approximately 0925 hours:

Castillo set up a visual surveillance on the Acura in order to observe and record Carcache enter and drive the vehicle. Castillo was also going to video and still photographed the actions of Carcache as it related to the Acura. Subsequently Castillo took this action and the photographs were made a part of the related items section of the case file for future review (RI#6).

At approximately 1000 hours+/-:

Carcache and Grieco departed the criminal courthouse together and walked to the parking south parking lot where their respective cars were parked. Investigators Estopinan, Arias, Canaves, and Castillo reported observing the Acura and the Audi meet up after departing the parking lot, turned onto NW 11 Street and rive towards NW 12th Avenue. As the cars were stopped, the drivers appeared to have a conversation. Thereafter the Acura drove first, then the Audi and after they turned North onto NW 12th Avenue from NW 11 Street, both cars entered the entrance ramp to SR 836 (Dolphin Expressway) and East bound towards I-395 to the City of Miami Beach, Dade, Florida. Several of the surveillance units were able to follow: D'Ambrosia, Estopinan, Ambre, Arias, Canaves and Allen with the remainder of the investigators catching up later: Castillo and Diez. Based on the observations of investigator at a post surveillance debriefing, it appeared as if the Audi was "running counter-surveillance" i.e. it would speed up, drive slow, move lanes, drop back then speed up. It should be noted that the weather had deteriorated and it was raining steady and heavy on the I-395 causeway, which in effect reduced visibility. At last sighting as reported by some of the investigators, the Acura was well east and out of view, so the surveillance investigators stayed with the Audi, believing that at some point in time the driver of the Audi, Michael Grieco, would meet back up with David Carcache somewhere on Miami Beach.

At approximately 1036 hours+/-:

Investigators had lost sight of the Acura in the area of Alton Road and I-395 where they merge and Alton Road goes South (South Alton Road). The Audi was followed to the area of Washington Avenue and 1st Street where it parked on Washington Avenue facing North curbside in the Northeast quadrant of the intersection area. No further observations of Carcache were made past that time. The Acura Carcache had driven was not observed parked street side or in any vicinity lot either. Grieco was observed exiting the Audi, with an umbrella, standing on the sidewalk under the deployed umbrella and was staring down 1st Street in a westward direction. The investigators in the area of Washington and 1st Street (Arias, D'Ambrosia Canaves) reported that it appeared as if Grieco was looking for surveillance vehicles. Grieco wandered around the area of the intersection for a short time, and then walked along 1st Street eastward and into a building on the North side on 1st Street and Washington (Arias, Diez, and Canaves). This would be a typical behavior when one is attempting to determine if foot surveillance or vehicle surveillance was moving about.

At approximately 1051 hours:

Grieco reappeared in the area of Washington and 1st Street and meet up with a uniformed City of Miami Beach Police Officer, who was driving a 2013-2014 marked MBPD Ford Explorer (SUV). According to the surveillance units (Arias, Canaves) the officer was recognized by Arias as current/active police officer Ernesto "Ernie" Rodriguez. The two were in

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Report Classification  
Investigation X  
Intelligence  
Preliminary Inquiry

**Report Of Investigation**  
State Attorney's Office  
Criminal Investigations Division  
Miami-Dade County, Florida

Case #: 64-14-30  
First Report Date: 7/11/2014.IR 13  
Page 4 of 5 Pages

an extended conversation, laughing, and looking at Grieco's cellular telephone and pointing down 1st Street towards the west. There was no appearance of any emergency or exigency in their behavior.

At approximately 1053 hours:

Grieco and Rodriguez concluded their contact and Rodriguez went to the marked police SUV (Explorer) and Grieco entered the Audi A-7 and drove North on Washington Avenue. Rodriguez in the marked police SUV drove around the area as if he were looking for vehicles. Rodriguez was observed stopping at 1-2 of the unmarked surveillance cars being used by the PCTF investigators and looking at the license plates and peering into the vehicles interiors. Grieco was observed arriving at a private condominium building located at 119 Washington Avenue (Miami Beach, FL) and out of view.

At approximately 1055 hours:

Diez reported over the radio that he was being stopped by a marked police vehicle driven by Rodriguez. Thereafter, D'Ambrosia from a distance observed a marked black/white City of Miami Beach Police Department SUV (Ford Explorer) with dark tinted windows and police markings and antennas affixed to it positioned directly behind the vehicle Sergio Diaz was operating. D'Ambrosia observed Diez stopped at approximately 1st Street and Alton Road, the police SUV was directly behind the unmarked police car Diez was operating and had stopped. There was a positioning gap of approximately 10'-15' between the rear of Diez's vehicle and the front of the MBPD marked police vehicle. D'Ambrosia observed Diez exit from the driver's door of the his vehicle and then heard a public address system on the marked police vehicle state "get back in the car", "remain in your car". Thereafter D'Ambrosia departed the area and awaited the results of the traffic stop to be reported by Diez.

At approximately 1115 hours:

Once Diez reported that he was back in service, the surveillance was terminated and all investigators departed Miami Beach subsequently debriefing about the surveillance activities which occurred that day.

It was later learned from inquires about Rodriguez's activities and assignments made by Arias that:

- Ernesto "Ernie" Rodriguez on this day was assigned to the middle district of Miami Beach's Patrol Operation Sector. The stop occurred outside that district.
- No dispatch call was made as a recorded complaint about suspicious vehicle operating in the area of Washington Avenue and 1st Street, Miami Beach, Florida were made to the police departments dispatch center.
- No 911 call went out related to the same type of incident.
- No radio transmission about the stop was made to the police dispatcher.
- The vehicle might have GPS locators inside them to plot the physical location of any police patrol unit.

At one point it appeared that Rodriguez was going to stop Ambre, but observed the vehicle that Diez was in and made that stop.

The unintended consequences to Carcache possibly identifying the PCTF surveillance vehicles was that observations were made which evidenced the connectivity of Carcache to Grieco and Grieco to Rodriguez for purposes yet to be identified.

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Report Classification	
Investigation	X
Intelligence	
Preliminary Inquiry	

**Report Of Investigation**  
State Attorney's Office  
Criminal Investigations Division  
Miami-Dade County, Florida

Case #:	64-14-30
First Report Date:	7/11/2014.IR 13
Page 5 of 5 Pages	

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It was known that Caracache's previous lawyer of record was Grieco. However, the connectivity between Grieco and Rodriguez was unknown and revealed itself. Based on this revelation, it appears on its face that a current City of Miami Beach Commissioner to-wit: Michael Grieco utilized the services of the police department via MBPD Officer Ernesto "Ernie" Rodriguez to attempt to uncover an active police investigation as evidenced by the actions/conversations of Rodriguez at the scene of the stop of Diez.

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Report Classification  
 Investigation X  
 Intelligence  
 Preliminary Inquiry

**Report Of Investigation**  
 State Attorney's Office  
 Criminal Investigations Division  
 Miami-Dade County, Florida

Case #: 64-14-30  
 First Report Date: 7/11/2014.IR 14  
 Page 1 of 3 Pages

**Case/File Title:** DIAZ, Daniel Miami-Dade Community Council #12/123 Candidate 2014/335 South Biscayne LPH-10 Rcds

**Narrative:**

This report is predicated upon the ongoing gathering of criminal intelligence and investigative information related to criminal allegations of perjury and false swearing under oath (a violation of FSS 104.011 a 3rd Degree Felony) for candidate(s) seeking to qualify and run for election to the Miami-Dade County Community Council Area #12, Sub-Area #123 to-wit: the East Kendall area of Miami-Dade County.

Please see below for historical ownership of was researched by Miami-Dade Office of Inspector General (MDCOIG) Special Agent James Kennedy:

- 335 South Biscayne Boulevard, Unit LPH-10 Miami, FL 33131

That was an address that on May 18, 2012 a David GUZMAN used to identify himself (David GUZMAN) as the campaign treasurer for a bid at an election run for the State of Florida Representative District 113.

Additionally, the below information was extracted through a public records search through the Miami-Dade Elections Department and later follow-up with representatives of the MDED by the Office of Inspector General (MDCOIG) who obtained a computer stored documents related to the election bid. According to the MDED as told to the MDOIG Special Agent James Kennedy, Guzman was disqualified for this particular election.

From the form the address used by David GUZMAN as a location for the campaign treasurer was:

- 335 South Biscayne Boulevard, Unit LPH-10 Miami, FL 33131
- The Treasurer was named: David GUZMAN appointing himself as the campaign treasurer
- The telephone number used for contact was: 305-975-2300, the same number being used by David Alberto GUZMAN A.K.A. David CARCACHE; David Carcache-GUZMAN on current open source internet web-sites and campaign related events posted on the internet.

Submitted By: \_\_\_\_\_ Date: 8/5/14  
 Michael D'Ambrosia, Investigator, MDSAO-PCTF

Reviewed By: \_\_\_\_\_ Date: \_\_\_\_\_

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Case Status:  Open  Closed Indexed By: \_\_\_\_\_ Date: \_\_\_\_\_

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Report Classification  
Investigation X  
Intelligence  
Preliminary Inquiry

**Report Of Investigation**  
State Attorney's Office  
Criminal Investigations Division  
Miami-Dade County, Florida

Case #: 64-14-30  
First Report Date: 7/11/2014.IR 14  
Page 2 of 3 Pages

- Citi-Bank was reported as the location for the Treasurers Account that happened to be the same bank being used by Daniel DIAZ and Mercedes Vilchez both of whom are associates of Carcache-Guzman.

The matching data and suspected connectivity between the two (2) candidates being the same is high. Though Guzman was denied, it appears to be a pattern of organized fraudulent activity related to elections.

Property Ownership/Year Built: 2005

- January 14, 2010 - Deeded to Ofer Izchaki, 18 Arizona Terrace, Apt 6, Arlington, MA 02474, from Judith A. Macholtz, 244 Old York Road, Flemington, NJ 08822
- February 7, 2006 - Deeded to Judith A. Macholtz, 335 South Biscayne Boulevard, Unit LPH-10 Miami, FL 33131 from Stephen Ross, 60 Columbus Circle, 19th Floor New York, NY 10023
- January 31, 2006 - Deeded to Stephen Ross, 335 South Biscayne Boulevard, Unit LPH-10 Miami, FL 33131, from STRG-OMC, LTD, a Florida limited partnership, 2828 Coral Way, PH Suite, Miami, FL 33145

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Report Classification	
Investigation	X
Intelligence	
Preliminary Inquiry	

**Report Of Investigation**  
State Attorney's Office  
Criminal Investigations Division  
Miami-Dade County, Florida

Case #:	64-14-30
First Report Date:	7/11/2014.IR 14
Page 3 of 3 Pages	

---

**Indexing**

**Person(s):**

1. GUZMAN, David Alberto A.K.A. David CARCACHE; David Carcache-GUZMAN (PI)
2. VILCHEZ, Mercedes (PI)

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Report Classification  
 Investigation X  
 Intelligence  
 Preliminary Inquiry

**Report Of Investigation**  
 State Attorney's Office  
 Criminal Investigations Division  
 Miami-Dade County, Florida

Case #: 64-14-30  
 First Report Date: 7/11/2014. IR 15  
 Page 1 of 2 Pages

**Case/File Title:** DIAZ, Daniel Miami-Dade Community Council #12/123 Candidate 2014/Daniel DIAZ TD Bank Items

**Narrative:**

This report is predicated upon the ongoing gathering of criminal intelligence and investigative information related to criminal allegations of perjury and false swearing under oath (a violation of FSS 104.011 a 3rd Degree Felony) for candidate(s) seeking to qualify and run for election to the Miami-Dade County Community Council Area #12, Sub-Area #123 to-wit: the East Kendall area of Miami-Dade County.

On July 25th, 2014 the Miami-Dade State Attorney's Office (MDSAO) Public Corruption Task Force (PCTF) received documentary information from previously subpoenaed bank account records for Daniel DIAZ the candidate for Miami Dade Community Council 12/123.

A reviewed the records received by D'Ambrosia and information received from TD bank was that Daniel Diaz was not the account holder (no records were found) of the designated treasury campaign account. This was the same account which was listed on Diaz's candidacy documents where his campaign account would be held. Diaz designated himself as the Treasurer of his campaign for Community Council Area 12/123. It turned out that a person named Mercedes VILCHEK who resided at 11180 SW 107th Street, Apt. 113, Miami, FL (the same address as David Alberto CARCACHE-GUZMAN) was the account holder and that a re-subpoena of the records would be required in order for the records to be released. A new subpoena was issued to TD Bank for the account using Vilchez name and address instead.

NFI/MJD

Submitted By: \_\_\_\_\_ Date: 8/6/14  
 Michael D'Ambrosia, Investigator, MDSAO-PCTF

Reviewed By: \_\_\_\_\_ Date: \_\_\_\_\_

Reviewed By: \_\_\_\_\_ Date: \_\_\_\_\_

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Report Classification	
Investigation	X
Intelligence	
Preliminary Inquiry	

**Report Of Investigation**  
State Attorney's Office  
Criminal Investigations Division  
Miami-Dade County, Florida

Case #:	64-14-30
First Report Date:	7/11/2014. IR 15
Page 2 of 2 Pages	

---

**Indexing**

**Person(s):**

1. DIAZ, Daniel
2. VILCHEK, Mercedes
3. CARCACHE-GUZMAN, David Alberto

---

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Report Classification  
 Investigation X  
 Intelligence  
 Preliminary Inquiry

**Report Of Investigation**  
 State Attorney's Office  
 Criminal Investigations Division  
 Miami-Dade County, Florida

Case #: 64-14-30  
 First Report Date: 7/11/2014.IR 16  
 Page 1 of 1 Pages

**Case/File Title:** DIAZ, Daniel Miami-Dade Community Council #12/123 Candidate 2014/CARCACHE Equifax Report

**Narrative:**

This report is predicated upon the ongoing gathering of criminal intelligence and investigative information related to criminal allegations of perjury and false swearing under oath (a violation of FSS 104.011 a 3rd Degree Felony) for candidate(s) seeking to qualify and run for election to the Miami-Dade County Community Council Area #12, Sub-Area #123 to-wit: the East Kendall area of Miami-Dade County.

On or about 07/30/2014 Miami-Dade State Attorney's Office (MDSAO) Public Corruption Task Force (PCTF) Investigator Michael D'Ambrosia received from Equifax Credit Reporting Services a previously requested credit report for David Alberto CARCACHE-GUZMAN (hereinafter referred to as CARCACHE).

Those records revealed the following reported data:

- David A. Carcache, SSN: [REDACTED] DOB: Sept. 25, 1981
- 11180 SW 107th Street, Apartment 113, Miami, FL. 33176 (determined to be Sun Point Apts.)
- 1825 Ponce De Leon Blvd., Miami, FL. 33134 as of 07/21/04 (determined to be a mail drop)
- Contact Telephone: (305) 321-9879
- Historical/Active Accounts were:
  - 1.Citi-Bank North America (CBNA)
  - 2.Macy's/DSNB

The credit report was placed in the related items portion of the case file for future review (RI#12).

NFI/MJD

Submitted By: \_\_\_\_\_ Date: 8/7/14  
 Michael D'Ambrosia, Investigator, MDSAO-PCTF

Reviewed By: \_\_\_\_\_ Date: \_\_\_\_\_

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Case Status:  Open  Closed Indexed By: \_\_\_\_\_ Date: \_\_\_\_\_

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Report Classification  
 Investigation X  
 Intelligence  
 Preliminary Inquiry

**Report Of Investigation**  
 State Attorney's Office  
 Criminal Investigations Division  
 Miami-Dade County, Florida

Case #: 64-14-30  
 First Report Date: 7/11/2014.IR 17  
 Page 1 of 1 Pages

**Case/File Title:** DIAZ, Daniel Miami-Dade Community Council #12/123 Candidate 2014/FLDOR Records CARCACHE

**Narrative:**

This report is predicated upon the ongoing gathering of criminal intelligence and investigative information related to criminal allegations of perjury and false swearing under oath (a violation of FSS 104.011 a 3rd Degree Felony) for candidate(s) seeking to qualify and run for election to the Miami-Dade County Community Council Area #12, Sub-Area #123 to-wit: the East Kendall area of Miami-Dade County.

On or about August 5, 2014 the Miami-Dade State Attorneys' Office (MDSAO) Public Corruption Task Force (PCTF) Investigator Michael D'Ambrosia received and reviewed previously subpoenaed Florida Department of Revenue (FLDOR) Records for reported wages paid to David Alberto Carcache-Guzman.

A review of the records received revealed the following information:

- The FLDOR records were filed under the name: David Alberto Carcache Guzman
- SSN: [REDACTED]
- 2nd Quarter of 2004, Employer: University of Miami paid: \$421.20
- 1st, 2nd, 3rd, 4th Quarters of 2005: State of Florida Human Resources paid a total of: \$16,939.13.

There was no other reported income made to the State of Florida via FLDOR thereafter. The records were placed in the related items section of the case file for future review (RI#13).

NFI/MJD

Submitted By: \_\_\_\_\_ Date: 8/7/14  
 Michael D'Ambrosia, Investigator, MDSAO-PCTF

Reviewed By: \_\_\_\_\_ Date: \_\_\_\_\_

Reviewed By: \_\_\_\_\_ Date: \_\_\_\_\_

Case Status:  Open  Closed Indexed By: \_\_\_\_\_ Date: \_\_\_\_\_

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Report Classification  
 Investigation X  
 Intelligence  
 Preliminary Inquiry

**Report Of Investigation**  
 State Attorney's Office  
 Criminal Investigations Division  
 Miami-Dade County, Florida

Case #: 64-14-30  
 First Report Date: 7/11/2014.IR 18  
 Page 1 of 4 Pages

**Case/File Title:** DIAZ, Daniel Miami-Dade Community Council #12/123 Candidate 2014/Interview of Acosta & Gomez MDC RER Employees

**Narrative:**

This report is predicated upon the ongoing gathering of criminal intelligence and investigative information related to criminal allegations of perjury and false swearing under oath (a violation of FSS 104.011 a 3rd Degree Felony) for candidate(s) seeking to qualify and run for election to the Miami-Dade County Community Council Area #12, Sub-Area #123 to-wit: the East Kendall area of Miami-Dade County.

On Friday August 8, 2014 at approximately 1306 hours Miami-Dade State attorney's Office (MDSAO) Public Corruption Task Force (PCTF) Investigator Michael D'Ambrosia accompanied by Miami-Dade County Office of the Inspector General (MDCOIG) Special Agent (SA) James Kennedy and MDSAO Public Corruption Assistant State Attorney Luis Medina-Perez met with and interviewed Thomas Rafael GOMEZ and Felix L. ACOSTA. Gomez and Acosta arrived at the MDSAO under a witness subpoenas issued by the MDSAO pursuant to the investigation at hand. Gomez and Acosta were Miami-Dade County full time employees in the Regulatory & Economic Resources Department (RER) for MDC. Their duties and responsibilities were to assist the various Community Councils in the areas where they were assigned as agenda coordinators, organizers, document reviewers, community council candidate document facilitators and trouble-shooters as it related to the community councils. Gomez and Acosta worked with other MDC employees and Miami-Dade Elections Department Officials as well as other RER staff who worked with the community councils throughout MDC.

Kennedy had identified Gomez and Acosta from prior contact at the MDC Stephen P. Clark Building and the MDED as it related to attaining the various Community Council Candidacy documents, agenda items and the minutes of the community council meetings as it related to the alleged criminal activities of David Alberto Carcache-Guzman.

Kennedy had determine that both Gomez and Acosta who worked in the same section had knowledge of CARCACHE and CARCARCHÉ's political operative activities and were willing to speak with investigators about historical events and circumstances surrounding Carcache and various candidates that Carcache was suspected of representing now and from past MDC elections.

Present for the statement was MDSAO Court Reporter Puja Shah, who sworn in and recorded for later transcription the

Submitted By: \_\_\_\_\_ Date: 8/12/14  
 Michael D'Ambrosia, Investigator, MDSAO-PCTF

Reviewed By: \_\_\_\_\_ Date: \_\_\_\_\_

Reviewed By: \_\_\_\_\_ Date: \_\_\_\_\_

Case Status:  Open  Closed Indexed By: \_\_\_\_\_ Date: \_\_\_\_\_

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Report Classification  
Investigation X  
Intelligence  
Preliminary Inquiry

**Report Of Investigation**  
State Attorney's Office  
Criminal Investigations Division  
Miami-Dade County, Florida

Case #: 64-14-30  
First Report Date: 7/11/2014.IR 18  
Page 2 of 4 Pages

interviews of both Gomez and Acosta into the background of David Alberto Carcache-Guzman. Those transcripts were made a part of the related items section of the case file for future review and statement exurbs will not be included in this report as the recorded statements and transcriptions will speak for themselves (RI#14).

As part of the statement(s) both Gomez and Acosta were separately shown photographic line-ups prepared by D'Ambrosia for viewing. The photo graphic lineups were prepared as follows (per recommended IACP protocols):

- Six (6) 8"x11' color photographs for each pack.
- One (1) photograph was of Carcache taken from a current FLDHSMV Driver's License Photograph and used in one of the packs.
- One (1) photograph of Daniel Diaz taken from a current FLDHSMV Driver's License Photograph and used in one of the packs.
- Both packs consisted of Five (5) filler photographs of the similar likeness, facial structure, hair color, eye color; face weight, complexion and hair style.
- There were 2 empty/blank pages.
- In total each pack consisted of eight (8) manila folders of the same sized and tabbed the same with each separate photograph inside the folder.
- The folders were shuffled before being shown and an admonition was read from a form.

At approximately 1310 hours:

Gomez who was interviewed first viewed both photographic line-ups and selected David Alberto Carcache-Guzman as the same person whom investigators had identified from various records, videos and surveillances as being the person with whom Gomez had met with and spoken to related to various community council processes. Gomez also selected Daniel Diaz as a person that he identified as "a candidate" who had address issues during Diaz's initial submission for his candidacy and appointed treasurer forms back in June 2014. Gomez was directed to place his initials' and date on the photographs he selected. The investigators did the same adding the approximate time the identification took place.

At approximately 1340 hours

The interview of Gomez was concluded.

At approximately 1416 hours:

The investigators, ASA and court reporter met with Felix L. Acosta next. The same procedure was used with the photographic line up packets as previously done. Acosta immediate picked out Carcache from the photo pack used. Acosta was unsure about photographs in the Diaz pack and selected another individual whose face he stated was familiar with but unsure. Acosta was directed to place his initials' and date on the photographs he selected. The investigators did the same adding the approximate time the identification took place.

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Report Classification	
Investigation	X
Intelligence	
Preliminary Inquiry	

**Report Of Investigation**  
State Attorney's Office  
Criminal Investigations Division  
Miami-Dade County, Florida

Case #:	64-14-30
First Report Date:	7/11/2014.IR 18
Page 3 of 4 Pages	

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At approximately 1450 hours:

The interview was concluded. Both Gomez and Acosta were thereafter excused from their subpoenas and departed the MDSAO. The transcribed statements were made a part of the report for later use.

D'Ambrosia maintained custody of the photo array packs and subsequently placed them in the related items section of the case file for future review (RI#15A; 15B).

NFI/MJD

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Report Classification	
Investigation	X
Intelligence	
Preliminary Inquiry	

**Report Of Investigation**  
State Attorney's Office  
Criminal Investigations Division  
Miami-Dade County, Florida

Case #:	64-14-30
First Report Date:	7/11/2014.IR 18
Page 4 of 4 Pages	

---

**Indexing**

**Person(s)**

1. ACOSTA, Felix L.
2. GOMEZ, Thomas R.
3. CARCACHE-GUZMAN, David Alberto (PI)

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Report Classification  
 Investigation X  
 Intelligence  
 Preliminary Inquiry

**Report Of Investigation**  
 State Attorney's Office  
 Criminal Investigations Division  
 Miami-Dade County, Florida

Case #: 64-14-30  
 First Report Date: 7/11/2014.IR 19  
 Page 1 of 3 Pages

**Case/File Title:** DIAZ, Daniel Miami-Dade Community Council #12/123 Candidate 2014/Interview of Gabriel B. Diaz & Photo Line-up Showing

**Narrative:**

This report is predicated upon the ongoing gathering of criminal intelligence and investigative information related to criminal allegations of perjury and false swearing under oath (a violation of FSS 104.011 a 3rd Degree Felony) for candidate(s) seeking to qualify and run for election to the Miami-Dade County Community Council Area #12, Sub-Area #123 to-wit: the East Kendall area of Miami-Dade County.

On Monday August 11, 2014 at approximately 1050 hours Miami-Dade State attorney's Office (MDSAO) Public Corruption Task Force (PCTF) Investigator Michael D'Ambrosia accompanied by Miami-Dade County Office of the Inspector General (MDCOIG) Special Agent (SA) James Kennedy, Supervisory Special Agent James Mazer and MDSAO-PCTF Investigator Julio Estopinan arrived at the law office of private attorney Joel Kaplan located at 100 North Biscayne Blvd, Suite 2100, Miami, FL also known as the New World Tower for a meeting/interview of Gabriel Bruno DIAZ.

The purpose of the meeting was to show Gabriel DIAZ a photographic line up of case suspects Daniel DIAZ and David Alberto Carcache-Guzman. The photograph which was previously taken by the Diaz family homes security system affixed to the front door bell and active when the door bell was pushed, revealed a photograph of an individual who the investigators suspected was David Carcache based on a comparison for the front door security camera and various photographs the investigators had collected of Carcache throughout the investigation thus far.

D'Ambrosia had Estopinan preform the photographic line up process as he was at arm's length from the overall investigation. The following procedure was used:

- Six (6) 8'x11' color photographs were used for each pack.
- One (1) photograph was of Carcache taken from a current FLDHSMV Driver's License Photograph and sued in the Carcache photo array pack.
- One (1) photograph of Daniel Diaz taken from a current FLDHSMV Driver's License Photograph and used in the

Submitted By: \_\_\_\_\_ Date: 8/12/14  
 Michael D'Ambrosia, Investigator, MDSAO-PCTF

Reviewed By: \_\_\_\_\_ Date: \_\_\_\_\_

Reviewed By: \_\_\_\_\_ Date: \_\_\_\_\_

Case Status:  Open  Closed Indexed By: \_\_\_\_\_ Date: \_\_\_\_\_

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Report Classification  
Investigation X  
Intelligence  
Preliminary Inquiry

**Report Of Investigation**  
State Attorney's Office  
Criminal Investigations Division  
Miami-Dade County, Florida

Case #: 64-14-30  
First Report Date: 7/11/2014.IR 19  
Page 2 of 3 Pages

Diaz photo array pack.

- Both packs consisted of Five (5) filler photographs of the similar likeness, facial structure, hair color, eye color; face weight, complexion and hair style.
- There were 2 empty/blank pages included in each photo array.
- In total each pack consisted of eight (8) manila folders of the same size and tabbed the same with each separate photograph inside the folder, plus the blank-empty folders.
- The folders were shuffled before being shown and an admonition was read from a form.

Thereafter the 2 stack of eight (8) folders, each were placed in front of Gabriel DIAZ and he looked through them. Gabriel Diaz did not recognize any of the photographs in either photo array pack. D'Ambrosia questioned Diaz about the front door security system as it related to possible video. Gabriel Diaz stated that there was no video linked to the front door camera. Also, that the person who appeared at the front door that day whom he interacted with and spoke to stated his name was "Daniel Diaz" and was "very nervous" as he explained what he (Carcache) wanted, which was the candidacy documents which to be destroyed.

D'Ambrosia placed the photo array packs shown to Gabriel B. Diaz into the related items section of the case file for future review (RI#16).

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Report Classification  
Investigation X  
Intelligence  
Preliminary Inquiry

**Report Of Investigation**  
State Attorney's Office  
Criminal Investigations Division  
Miami-Dade County, Florida

Case #: 64-14-30  
First Report Date: 7/11/2014.IR 19  
Page 3 of 3 Pages

---

**Indexing**

**Person(s)**

1. DIAZ, Gabriel Bruno (PI)
2. CARCACHE-GUZMAN, David Alberto (PI)

---

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THIS REPORT IS THE PROPERTY OF THE ORIGINATING AGENCY. NEITHER IT NOR ITS CONTENTS MAY BE DISSEMINATED OUTSIDE THE AGENCY TO WHICH LOANED



Report Classification  
 Investigation X  
 Intelligence  
 Preliminary Inquiry

**Report Of Investigation**  
 State Attorney's Office  
 Criminal Investigations Division  
 Miami-Dade County, Florida

Case #: 64-14-30  
 First Report Date: 7/11/2014.IR 20  
 Page 1 of 4 Pages

**Case/File Title:** DIAZ, Daniel Miami-Dade Community Council #12/123 Candidate 2014/Telephone Interview Daniel OJEDA

**Narrative:**

This report is predicated upon the ongoing gathering of criminal intelligence and investigative information related to criminal allegations of perjury and false swearing under oath (a violation of FSS 104.011 a 3rd Degree Felony) for candidate(s) seeking to qualify and run for election to the Miami-Dade County (MDC) Community Council Area #12, Sub-Area #123 to-wit: the East Kendall area of Miami-Dade County.

On Monday August 11, 2014 between the hours of 1415 and 1445 Miami-Dade State Attorney's Office (MDSAO) Public Corruption Task Force (PCTF) Investigator Michael D'Ambrosia made telephone contact with Daniel OJEDA at cellular telephone number (305) 332-2085 a number which was provide previously from an interview with Miami-Dade County Regulatory and Economic Resources Employee Felix L. Acosta, who, had prior interactions and conversations with Ojeda from Ojeda's time on Miami-Dade Community Council #11 back in 2012 during the election cycle.

The purpose of the interview was an attempt by D'Ambrosia to locate and personally meet with Ojeda and interview him about any knowledge and information Ojeda possessed regarding David Alberto CARCACHE-GUZMAN who according to Acosta (Ojeda) had some undetermined negative interactions with Carcache. Carcache was believed to have assisted Ojeda when Ojeda ran for a Miami-Dade County Community Council (Council#11) position in 2012.

At approximately 1415 hours D'Ambrosia personally spoke with Ojeda via telephone who was reluctant and expressed concern about being involved in any investigation and preferred to speak with D'Ambrosia on the telephone instead of a personal meeting. Ojeda stated in substance the following:

- That he had been introduced to Carcache back in 2012 before the election cycle at a social event on Miami Beach to launch a magazine named "Venue Magazine".
- Carcache introduced himself as a "lobbyist" back then and presented himself as a connected political campaign operative.
- That as Ojeda was seeking to run for MDC Community Council 11 that Carcache could help Ojeda with his

Submitted By: \_\_\_\_\_ Date: 8/12/14  
 Michael D'Ambrosia, Investigator, MDSAO-PCTF

Reviewed By: \_\_\_\_\_ Date: \_\_\_\_\_

Reviewed By: \_\_\_\_\_ Date: \_\_\_\_\_

Case Status:  Open  Closed Indexed By: \_\_\_\_\_ Date: \_\_\_\_\_

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Report Classification  
Investigation X  
Intelligence  
Preliminary Inquiry

**Report Of Investigation**  
State Attorney's Office  
Criminal Investigations Division  
Miami-Dade County, Florida

Case #: 64-14-30  
First Report Date: 7/11/2014.IR 20  
Page 2 of 4 Pages

campaign, hand bills, banners and other media items needed to launch and win an election.

- That first meeting took place at the Fontainebleau Hotel on Collins Avenue in Miami Beach and that thereafter for 2 additional meetings they met at local Miami Beach Starbuck's coffee shops. There were a total of three (3) meetings.
- That after the first meeting the way Carcache presented himself he seemed interested only in money. Up front Carcache asked Ojeda for \$1000.00 to help with the campaign.
- That help would include assistance in filing documents and campaign/election material attainment.
- That in order for Ojeda to have a successful campaign, Carcache stated to Ojeda he would have to spend between \$5000 and \$10,000.
- Ojeda told Carcache that he could not raise that much money.
- In the subsequent 2 meetings all Carcache could talk about was money and getting Ojeda to get money to pay Carcache to help on his campaign.
- The insistence of always asking for money caused Ojeda to become suspicious of Carcache and that Ojeda's father told him to stay away from Carcache that there was some type of fraud that Carcache might be involved in based on his always asking for money.
- Ojeda never gave Carcache any money.
- Ojeda called Carcache a "cheater" as being someone who engaged in fraud or was suspected of engaging in fraud.
- After the third meeting, Ojeda severed ties with Carcache and never called him back. Ojeda stated that he was cordial and just decided that he thought Carcache was a cheater and terminated all contact in the middle of the his election campaign for the CC#11 seat.
- That subsequently, Ojeda received a call from Carcache asking to stay involved in Ojeda's campaign, but Ojeda cut Carcache off and told Carcache that he did not want to use him anymore. Ojeda stated that Carcache became upset and cursed at him on the telephone. Ojeda told Carcache that he thought he was a scammer and a liar.
- Ojeda stated that after that call he never heard from Carcache again. That there were no threats of intimidation during that call or any others.
- That there were no recording(s) made of any of the conversations. In having discussed his issues with Carcache to others it may have been understood that there were recordings, but that was not the case.
- Ojeda subsequently was selected for the Community Council #11 position and after about a year he decided to move to Aventura and notified the Community Council#11 administrative staff that as he was moving and he could no longer sit on the council as per the rules. Ojeda vacated his position from the council.

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Report Classification	
Investigation	X
Intelligence	
Preliminary Inquiry	

**Report Of Investigation**  
State Attorney's Office  
Criminal Investigations Division  
Miami-Dade County, Florida

Case #:	64-14-30
First Report Date:	7/11/2014.IR 20
Page 3 of 4 Pages	

- Ojeda was very hesitant to meet with investigators, get involved in any investigation or be a witness at any proceeding. That his life was tranquil and stable and that was how he wanted it to stay. That he did not want to see anyone get hurt or stolen from.
- Ojeda stated that D'Ambrosia could call him anytime for follow-up questions, but wanted to stay at arm's length from any involvement in an investigation.
- Ojeda was a businessman who worked between Venezuela and Miami and that he was in and out of Florida a lot. That his work was important for him and he did not want it to be disrupted over his past interactions with Carcache.

At approximately 1445 hours the call was terminated.

Background information on Ojeda was placed in the related items section of the case file for future review (RI# 17).

NFI/MJD

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Report Classification  
Investigation X  
Intelligence  
Preliminary Inquiry

**Report Of Investigation**  
State Attorney's Office  
Criminal Investigations Division  
Miami-Dade County, Florida

Case #: 64-14-30  
First Report Date: 7/11/2014.IR 20  
Page 4 of 4 Pages

---

**Indexing**

**Person(s)**

1. OJEDA, Daniel Alfredo  
W/H/M DOB: [REDACTED]  
LKA: 3530 Mystic Point Drive, Apt. 402, Aventura, FL. 33180-4525  
FLDL#: [REDACTED]  
SSN: [REDACTED]  
Remarks:  
Former Miami-Dade Community Council#11 Selectee 2012

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Report Classification  
 Investigation X  
 Intelligence  
 Preliminary Inquiry

**Report Of Investigation**  
 State Attorney's Office  
 Criminal Investigations Division  
 Miami-Dade County, Florida

Case #: 64-14-30  
 First Report Date: 7/11/2014.IR 21  
 Page 1 of 1 Pages

**Case/File Title:** DIAZ, Daniel Miami-Dade Community Council #12/123 Candidate 2014/Receipt of MD Crim. Courthouse Security Camera Video RE: Carcache & Grieco

**Narrative:**

This report is predicated upon the ongoing gathering of criminal intelligence and investigative information related to criminal allegations of perjury and false swearing under oath (a violation of FSS 104.011 a 3rd Degree Felony) for candidate(s) seeking to qualify and run for election to the Miami-Dade County Community Council Area #12, Sub-Area #123 to-wit: the East Kendall area of Miami-Dade County.

On and about Friday August 1st, 2014 after having requested video file footage of the Miami -Dade Criminal Courthouse Miami-Dade State Attorney's Office (MDSAO) Public Corruption Task Force (PCTF) Investigator Adriana Canaves picked up two (2) video compact disks which contained the video feed from the courthouse entrances, lobby area, entrances to the 1st floor restaurant, security check points, elevator entrances and doors used by movement official with credentials.

A request for the copies of the video feed was made by D'Ambrosia on 07/31/2014 of Miami Dade County Console Security Supervisor Jose Leal who was located at 200 NW 1st Street, Suite 109, Miami, FL also known as the MDC Government Center at the Stephen P. Clark Building.

D'Ambrosia had sat with Leal on 07/31/2014 and reviewed the various video feed footage from the Miami-Dade Criminal Courthouse (Richard E. Gerstein Justice Building @ 1351 NW 12th Street Miami, Florida 33125) and had identified David Alberto Carcache-Guzman and private attorney Michael Grieco meeting inside the courthouse on the first floor and requested all the footage which evidenced their entry and subsequent exit from the building on 07/30/2014.

The video compact disks from the dates and times selected were provide as requested on 08/01/2014 and made a part of the related items section of the case file for future review (RI#18).

NFI/MJD

Submitted By: \_\_\_\_\_ Date: 8/12/14  
 Michael D'AMBrosia, Investigator, MDSAO-PCTF

Reviewed By: \_\_\_\_\_ Date: \_\_\_\_\_

Reviewed By: \_\_\_\_\_ Date: \_\_\_\_\_

Case Status:  Open  Closed Indexed By: \_\_\_\_\_ Date: \_\_\_\_\_

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Report Classification  
 Investigation X  
 Intelligence  
 Preliminary Inquiry

**Report Of Investigation**  
 State Attorney's Office  
 Criminal Investigations Division  
 Miami-Dade County, Florida

Case #: 64-14-30  
 First Report Date: 07/11/2014.IR 22  
 Page 1 of 1 Pages

**Case/File Title:** DIAZ, Daniel Miami-Dade Community Council #12/123 Candidate 2014/MD Community Council 8,10,11,12  
**Records RE:** CARCACHE Attendance/Speaker

**Narrative:**

On August 8, 2014 Miami Dade State Attorney's Office (MDSAO) Public Corruption Task Force (PCTF) Investigator Michael D'Ambrosia received from Miami Dade County Office of Inspector General Special Agent James Kennedy records which Kennedy had previously requested from the Miami-Dade County Regulatory and Economic Resources Department (RER). Those records were the audio and documentary sign in sheet, agenda items, voting tally sheets and the actual issues being decided by Community Councils 8, 10, 11, 12 where David Alberto Carcache-Guzman appeared to be most prolific. D'Ambrosia reviewed the documents provided from Kennedy and found the following:

- The documents and audio compact discs covered a period from 06/24/2009 through 01/07/2014.
- Sign-In sheets listed for the various meetings showed that David Carcache-Guzman was recorded as a possible speaker in front of the community councils a total of thirty-six (36) times.
- Carcache-Guzman registered to speak at Community Councils 8, 10, 11, and 12 on varying dates.
- Carcache-Guzman used variations of his name when the name was recorded on the sign-in sheet, to-wit: David GUZMAN, David CARCACHE, David C. GUZMAN, and David CARCACHE-GUZMAN.

Of note as stated previously by MDC RER Employee Felix L. Acosta that when a person appears before a community council as a registered speaker, they are sworn in under penalty of perjury to tell the truth as it relates to their name(s), addresses and the topic or agenda items they ultimately speak on. The records on their face do not evidence as to whether a person actually spoke, however, the audio compact disks provided would evidence the speakers who would identify themselves on the record. MDCOIG Kennedy was in the process of personally reviewing all the audio tapes to discern the speaker's identities, their voices and speaking topics. A review of the audio has not been finalized as of this writing.

The records were maintained in the related item section of the case file for future review (RI#19).

NFI/MJD

Submitted By: \_\_\_\_\_ Date: 8/12/14  
 Michael D'Ambrosia, Investigator, MDSAO-PCTF

Reviewed By: \_\_\_\_\_ Date: \_\_\_\_\_

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Case Status:  Open  Closed Indexed By: \_\_\_\_\_ Date: \_\_\_\_\_

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Report Classification  
 Investigation X  
 Intelligence  
 Preliminary Inquiry

**Report Of Investigation**  
 State Attorney's Office  
 Criminal Investigations Division  
 Miami-Dade County, Florida

Case #: 64-14-30  
 First Report Date: 7/11/2014.IR 23  
 Page 1 of 4 Pages

**Case/File Title:** DIAZ, Daniel Miami-Dade Community Council #12/123 Candidate 2014/CC11/113 Candidate RODRIGUEZ-VARELA, Mauricio Background Information

**Narrative:**

This report is predicated upon the ongoing gathering of criminal intelligence and investigative information related to criminal allegations of perjury and false swearing under oath (a violation of FSS 104.011 a 3rd Degree Felony) for candidate(s) seeking to qualify and run for election to the Miami-Dade County Community Council Area #12, Sub-Area #123 to-wit: the East Kendall area of Miami-Dade County.

On Thursday August 14, 2014 after an review of the various Miami-Dade Community Council candidates which were alleged to have had some previously observed contacts with David Carcache-Guzman at the Miami-Dade Election Department during this election cycle (June 2014 through August 2014) Miami-Dade State Attorney's Office (MDSAO) Public Corruption Task Force (PCTF) Investigator Michael D'Ambrosia determined from various public and governmental records which were searched, such as county property records, Florida Department of Highway Safety and Motor Vehicle records, Miami-Dade Elections Department (MDED) records, local and state criminal records database searches, that two (2) of these individuals out of eight (8) which were originally identified, were suspected of having qualifying residential inaccuracies which bear further investigation to clarify their address or determine if they have falsely sworn to MDED on their qualifying documents to become candidates for Community Councils 11 and 12. One was Daniel Diaz whose residency had been investigated and determined to be fraudulent as a candidate for Community Council 12/Sub Area 123 for 08/26/2014 election final.

Another was as follows:

- Mauricio RODRIGUEZ-VARELA
- A.K.A. Mauricio VARELA, A.K.A. Mauricio RODRIGUEZ
- White-Hispanic-Male, DOB: [REDACTED]
- LKA: 6890 SW 76th Terrace, South Miami, FL. 33143-4445 (as per FLDL records)
- SSN: [REDACTED]
- FLDL#: [REDACTED]
- POB: Florida

Submitted By: \_\_\_\_\_ Date: 8/15/14  
 Michael D'Ambrosia, Investigator, MDSAO-PCTF

Reviewed By: \_\_\_\_\_ Date: \_\_\_\_\_

Reviewed By: \_\_\_\_\_ Date: \_\_\_\_\_

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Report Classification  
Investigation X  
Intelligence  
Preliminary Inquiry

**Report Of Investigation**  
State Attorney's Office  
Criminal Investigations Division  
Miami-Dade County, Florida

Case #: 64-14-30  
First Report Date: 7/11/2014.IR 23  
Page 2 of 4 Pages

- Criminal Justice Records: various traffic citation issued in Dade County wherein Varela used the 6890 residence as was listed on his Florida Driver's License during issuance of the infraction citation.

As per Varela's submitted MDED candidacy documents, submitted on June 13, 2014 at approximately 8:21 A.M., Varela stated that his address and other data at the time of the submission were:

- Candidacy Record Address Sworn/Attested Too: 7770 SW 132nd Place, Miami, FL. 33183
- Telephone Number: [REDACTED]
- Candidacy Email Acct: [mrveck113@gmail.com](mailto:mrveck113@gmail.com)
- Campaign Treasurers Bank Account: Chase Bank @ 2495 NW 87th Avenue, Miami, FL. 33172
- Chase Check Address Used for Campaign Filing Fee CC11-113: 6890 SW 76th Terrace, South Miami, FL. 33143-4445 issued on 06-13-2014
- MDED Employee Maria Acosta accepted the filing fee and issued a MDED receipt for \$100.00 on 06/13/2014
- Voter Registration Number: 117581363

That Varela was seeking a community council post in Area 11, Sub-Area 113. A community council position that falls within the area of the 7770 SW 132nd Place, Miami, FL 33183 (herein after referred to as the 7770 residence). That Varela's official Florida driver's license records stated that Varela's residence was located at 6890 SW 76th Terrace, South Miami, FL 33143 (herein after referred to as the 6890 residence) which being located in the city limits of South Miami, does not have a community council located therein. Hence, the discrepancy on the community council candidacy documents which were sworn to under oath and affirmation.

Other records for Varela stated that Varela worked for Michael Terney or Tierney (as the handwritten data is not clear enough) PA in Orlando and was paid bi-weekly.

The most current Florida DHSMV records indicate that on or about 03/30/2014 Varela had an address change from the 6890 residence (listed as a residential address record) to another address listed as:

4513 Black Knight Drive, Apartment #304, Orlando, FL. 32817 (a mailing address record)

According to Miami-Dade County (MDC) Property records the 6890 residence was owned by:  
William L. THOMAS & Wife Lynda  
LKA: 374 South Coconut Palm Blvd., Tavernier, Florida 33070 (Monroe County, FL.)

The 7770 residence as per MDC property records revealed that the single family home was owned by:

Aracelis REYES.

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Report Classification  
Investigation X  
Intelligence  
Preliminary Inquiry

**Report Of Investigation**  
State Attorney's Office  
Criminal Investigations Division  
Miami-Dade County, Florida

Case #: 64-14-30  
First Report Date: 7/11/2014.IR 23  
Page 3 of 4 Pages

---

Other records searched do not reveal any family or relative connections or links to anyone named REYES. The home falls within the Community Council 11/Sub-Area 113's geographic area of responsibility. The records were maintained in the related items section of the case file for future review (RI#20).

On this date at approximately 1806 hours:

D'Ambrosia conducted a spot check surveillance of the 6890 residence, which was located in South Miami and was a free standing single family home which address numbers face SW 76th Terrace, however the residence was located on the corner of 76th Terrace and 69th Avenue on the southeast corner and the driveway circles around to the 69th Avenue street. There were no cars observed at the home, the trash bins were pulled close to the home and not set out.

At approximately 1811 hours:

D'Ambrosia departed the area.

NFI/MJD

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Report Classification  
Investigation X  
Intelligence  
Preliminary Inquiry

**Report Of Investigation**  
State Attorney's Office  
Criminal Investigations Division  
Miami-Dade County, Florida

Case #: 64-14-30  
First Report Date: 7/11/2014.IR 23  
Page 4 of 4 Pages

---

**Indexing**

**Person(s):**

1. RODRIGUEZ-VARELA, Mauricio  
A.K.A. Mauricio VARELA, A.K.A. Mauricio RODRIGUEZ  
White-Hispanic-Male, DOB: [REDACTED]  
LKA: 6890 SW 76th Terrace, South Miami, FL. 33143-4445 (as per FLDL records)  
4513 Black Knight Drive, Apartment #304, Orlando, FL. 32817 (a mailing address record)  
SSN: [REDACTED]  
FLDL#: [REDACTED]  
POB: Florida
2. THOMAS, Lynda  
LKA: 374 South Coconut Palm Blvd., Tavernier, Florida 33070 (Monroe County, FL.)
3. THOMAS, William  
LKA: 374 South Coconut Palm Blvd., Tavernier, Florida 33070 (Monroe County, FL.)
4. REYES, Aracelis  
LKA: 7770 SW 132nd Place, Miami, FL. 33183

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Report Classification  
 Investigation X  
 Intelligence  
 Preliminary Inquiry

**Report Of Investigation**  
 State Attorney's Office  
 Criminal Investigations Division  
 Miami-Dade County, Florida

Case #: 64-14-30  
 First Report Date: 7/11/2014.IR 24  
 Page 1 of 2 Pages

**Case/File Title:** DIAZ, Daniel Miami-Dade Community Council #12/123 Candidate 2014/Collection of Daniel DIAZ Absentee Ballot Request Documents 2014 Primary to 9735

**Narrative:**

This report is predicated upon the ongoing gathering of criminal intelligence and investigative information related to criminal allegations of perjury and false swearing under oath (a violation of FSS 104.011 a 3rd Degree Felony) for candidate(s) seeking to qualify and run for election to the Miami-Dade County Community Council Area #12, Sub-Area #123 to-wit: the East Kendall area of Miami-Dade County.

On Monday August 18, 2014 at approximately 1655 hours Miami-Dade State Attorney's Office (MDSAO) Public Corruption Task Force (PCTF) Investigator Michael D'Ambrosia picked up previously subpoenaed Miami Dade Election Department (MDED) records related to Daniel Diaz and an Absentee Ballot Request.

The MDED provided the following certified documents:

- Certification of Custodian of Records of Regularly Conducted Business Activities, executed by Affiant Ms. Rosy Pastrana on 08/15/2014.
- Absentee Ballot Request made by Daniel Diaz, DOB: [REDACTED] Voter Registration Number 121728640 made on 06/10/2014 identifying his address as 9735 SW 73rd Street, Miami, FL 33173, with a daytime telephone number of 786-477-3973 and signed by the voter. Note the actual receipt of the document into the MDED was date stamped as: 06/16/2014 @ 8:37 AM.
- Computer generated documents listing that an absentee ballot was requested on 06/18/2014 and delivered on 07/29/2014 for the 2014 Primary Election to Daniel Diaz # 121728640 RE: Precinct 777.0, NPA with a DOB: 11/20/1984 and an identifier of #679, with an address of 9735 SW 73rd Street, Miami, FL. 33173.

These documents were placed into the related items section of the case file for future review (RI# 21).

Submitted By: \_\_\_\_\_ Date: 8/19/14  
 Michael D'Ambrosia, Investigator, MDSAO-PCTF

Reviewed By: \_\_\_\_\_ Date: \_\_\_\_\_

Reviewed By: \_\_\_\_\_ Date: \_\_\_\_\_

Case Status:  Open  Closed Indexed By: \_\_\_\_\_ Date: \_\_\_\_\_

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Report Classification	
Investigation	X
Intelligence	
Preliminary Inquiry	

**Report Of Investigation**  
State Attorney's Office  
Criminal Investigations Division  
Miami-Dade County, Florida

Case #:	64-14-30
First Report Date:	7/11/2014.IR 24
Page 2 of 2 Pages	

In support of the above listed documents, D'Ambrosia had previously spoken with private attorney Joel Kaplan who represented Bruno Diaz on a separate criminal matter within the 11<sup>th</sup> Judicial Circuit. After D'Ambrosia had made an inquiry as to whether any MDED ballot documents or correspondence had been received by anyone in the Bruno Diaz residence at 9735 DW 73<sup>rd</sup> Street, Miami, FL based on the above listed ballot request data, Kaplan advised D'Ambrosia that in fact an absentee ballot had arrived at the Bruno Diaz residence (9735 residence). D'Ambrosia arranged with Kaplan to relinquish the documents on 08/20/2014 where both met at approximately 1020 hours at the MDSA0 1<sup>st</sup> Floor reception area. Kaplan turned over the originally sent MDED/MDC Absentee Ballot addressed to "Daniel Diaz" at the 9735 residence to D'Ambrosia. D'Ambrosia reviewed these documents and placed the letters, absentee ballot and related correspondence into the related items section of the case file for future review (RI# 22).

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Report Classification  
 Investigation X  
 Intelligence  
 Preliminary Inquiry

**Report Of Investigation**  
 State Attorney's Office  
 Criminal Investigations Division  
 Miami-Dade County, Florida

Case #: 64-14-30  
 First Report Date: 7/11/2014.IR 25  
 Page 1 of 2 Pages

**Case/File Title:** DIAZ, Daniel Miami-Dade Community Council #12/123 Candidate 2014/ Interview of Landlord Thomas of 6890 SW 76<sup>th</sup> Terrace, South Miami RE: Current Renter Varela-Ucros

**Narrative:**

This report is predicated upon the ongoing gathering of criminal intelligence and investigative information related to criminal allegations of perjury and false swearing under oath (a violation of FSS 104.011 a 3rd Degree Felony) for candidate(s) seeking to qualify and run for election to the Miami-Dade County Community Council Area #12, Sub-Area #123 to-wit: the East Kendall area of Miami-Dade County.

On Monday August 18, 2014 between 1341 and 1350 hours Miami Dade State attorney's Office (MDSAO) Public Corruption Task Force (PCTF) Investigator Michael D'Ambrosia personally spoke via cellular telephone number 305-665-1350 to William L. Thomas one of the owners of a property located at 6890 SW 76th Terrace, South Miami, FL 33143-4445/ Thomas's current residence was located in Monroe County as per Miami-Dade County Property records. D'Ambrosia questioned Thomas related to the property and current ownership or lease located at the property. Thomas stated in substance:

- That he and his wife Lynda were the current property owners of the residence located at 6890 SW 76th Terrace, South Miami, FL 33143.
- That the Thomas' leased/rented the home to others and this was an income producing property for them as they residence in Monroe County.

Subsequently Thomas was able to provide the names of the previous and currently renters of the property who Thomas verified verbal were as follows:

- Current Lease/Renter: Maria Luisa Varela Ucros who had been in the residence for approximately 18 months.
- Prior to Ucros, it was a Jessie/Jesse Garcia

D'Ambrosia explained that there were no issues with the current renter only that he was trying verify address data on another person who was using the 6890 residence on official documents. Thomas explained that the current occupant

Submitted By: \_\_\_\_\_ Date: 8/19/14  
 Michael D'Ambrosia, Investigator, MDSAO-PCTF

Reviewed By: \_\_\_\_\_ Date: \_\_\_\_\_

Reviewed By: \_\_\_\_\_ Date: \_\_\_\_\_

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Report Classification	
Investigation	X
Intelligence	
Preliminary Inquiry	

**Report Of Investigation**  
State Attorney's Office  
Criminal Investigations Division  
Miami-Dade County, Florida

Case #:	64-14-30
First Report Date:	7/11/2014.IR 25
Page 2 of 2 Pages	

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Ucros was a "good renter" and paid on time and had no issues. The call was terminated thereafter.

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Report Classification  
 Investigation X  
 Intelligence  
 Preliminary Inquiry

**Report Of Investigation**  
 State Attorney's Office  
 Criminal Investigations Division  
 Miami-Dade County, Florida

Case #: 64-14-30  
 First Report Date: 7/11/2014.IR 26  
 Page 1 of 2 Pages

**Case/File Title:** DIAZ, Daniel Miami-Dade Community Council #12/123 Candidate 2014/Interview of Carlos F. Rodriguez RE: Occupants/Residents of the 7770 residence

**Narrative:**

This report is predicated upon the ongoing gathering of criminal intelligence and investigative information related to criminal allegations of perjury and false swearing under oath (a violation of FSS 104.011 a 3rd Degree Felony) for candidate(s) seeking to qualify and run for election to the Miami-Dade County Community Council Area #12, Sub-Area #123 to-wit: the East Kendall area of Miami-Dade County.

On Tuesday, August 19, 2014 at approximately 0910 hours Miami-Dade State Attorney's (MDSAO) Public Corruption Task Force (PCTF) Investigator Michael D'Ambrosia having arrived at 7770 SW 132nd Place, Miami-Dade, FL 33183 (herein after referred to as the 7770 residence) and made personal contact with an occupant at the residence identified as: Carlos Federico Rodriguez, W/H/M, DOB: [REDACTED] (verified via FLDL in his possession [REDACTED])

D'Ambrosia identified himself and his purpose for the contact and inquiry which was to determine who resided in the home based on candidacy information provided by Mauricio Rodriguez-Varela, who had listed his residence at the 7770 residence location.

Upon being questioned at the front door exterior of the residence, Rodriguez stated in substance the following:

- That he was a resident of the address.
- The home owner Aracelis Reyes was not home and at work.
- That he lived at the residence with his sister Bianca Rodriguez.
- That he was Mauricio's brother and Bianca was Mauricio's sister.
- That Ms. Reyes was no relation to Mauricio.
- That Mauricio visited the 7770 residence from time to time and slept there as well during some visits.

Submitted By: \_\_\_\_\_ Date: 8/19/14  
 Michael D'Ambrosia, Investigator, MDSAO-PCTF

Reviewed By: \_\_\_\_\_ Date: \_\_\_\_\_

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Report Classification  
Investigation X  
Intelligence  
Preliminary Inquiry

**Report Of Investigation**  
State Attorney's Office  
Criminal Investigations Division  
Miami-Dade County, Florida

Case #: 64-14-30  
First Report Date: 7/11/2014.IR 26  
Page 2 of 2 Pages

- That Mauricio did live at the 6890 SW 76th Terrace South Miami, FL address with his mother Maria Varela Ucros, but spent time at the 7770 residence as well.
- That there was no hardline telephone number into the home and he provided his cellular telephone number as 305-491-4439 if D'Ambrosia needed to re-interview him.

At approximately 0923 hours the contact was concluded and D'Ambrosia departed the area leaving contact numbers with Rodriguez if needed. D'Ambrosia did not sort through current family relationships with Rodriguez.

Subsequently, D'Ambrosia received an Email to his governmental Email address at the MDSA0 from a private attorney who identified himself as Lorenzo Palomares-Starbuck, who stated that he represented Varela and for D'Ambrosia not to interview Varela without first consulting with Palomares-Starbuck.

D'Ambrosia also conducted a re-check of Varela's Florida Driver License record and observed that Varela had recently changed his home address to that of the 7770 residence.

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Report Classification  
 Investigation X  
 Intelligence  
 Preliminary Inquiry

**Report Of Investigation**  
 State Attorney's Office  
 Criminal Investigations Division  
 Miami-Dade County, Florida

Case #: 64-14-30  
 First Report Date: 7/11/2014.IR 27  
 Page 1 of 2 Pages

**Case/File Title:** DIAZ, Daniel Miami-Dade Community Council #12/123 Candidate 2014/8180 Geneva Ct., B329 Doral, FL.  
 Property Research

**Narrative:**

This report is predicated upon the ongoing gathering of criminal intelligence and investigative information related to criminal allegations of perjury and false swearing under oath (a violation of FSS 104.011 a 3rd Degree Felony) for candidate(s) seeking to qualify and run for election to the Miami-Dade County Community Council Area #12, Sub-Area #123 to-wit: the East Kendall area of Miami-Dade County.

On Friday August 22, 2014 Miami-Dade State Attorney's Office (MDSAO) Public Corruption Task Force (PCTF) Investigator Michael D'Ambrosia obtained various records related to the property ownership of a condominium apartment identified as follows:

Las Vista's Condominiums  
 8180 Geneva Court  
 Apartment B329  
 Doral, Miami-Dade, Florida 33166-4679

The purpose of the research was to determine the ownership and any lease and or sub-lease documents and residents located at the premises for future reference pursuant to the current investigation into the actual residence of Daniel Diaz and his presence there.

D'Ambrosia determined that the property was formerly owned by:

Javier Forbes LLC (Limited Liability Corporation), Corporate Charter# L11000076336, located at: 16368 SW 45th Terrace, Miami, FL 33185. The principal in the LLC was Javier Forbes located at the same address which was an active Florida LLC. Florida Driver's License information on Forbes revealed that Forbes currently reported his residency on his FLDL as 5701 SW 40th Street, West Park, FL. 33023. FLDL# [REDACTED] SSN: [REDACTED] and had a prior residence of 16368 SW 45 Terrace, Miami, FL 33185-3860 listed as a mailing address.

The currently Miami-Dade County Property Records revealed that the current owner of the condo was Michael Spaulonci,

Submitted By: \_\_\_\_\_ Date: 8/22/14  
 Michael D'Ambrosia, Investigator, MDSAO-PCTF

Reviewed By: \_\_\_\_\_ Date: \_\_\_\_\_

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Report Classification	
Investigation	X
Intelligence	
Preliminary Inquiry	

**Report Of Investigation**  
State Attorney's Office  
Criminal Investigations Division  
Miami-Dade County, Florida

Case #:	64-14-30
First Report Date:	7/11/2014.IR 27
Page 2 of 2 Pages	

---

who resided at 1050 Brickell Avenue, Apt. 1612, Miami, FL. 33131-3907, who began ownership on or about 12/02/2013. According to information from the property management company they did not track lease or rental agreements between property owners and tenants. In this case the owner of record, Spaulonci, would have to be contacted directly to determine if there was a lease agreement or other records which evidenced Diaz's rental or lease of the B329 apartment.

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Report Classification  
 Investigation X  
 Intelligence  
 Preliminary Inquiry

**Report Of Investigation**  
 State Attorney's Office  
 Criminal Investigations Division  
 Miami-Dade County, Florida

Case #: 64-14-30  
 First Report Date: 7/11/2014.IR 28  
 Page 1 of 2 Pages

**Case/File Title:** DIAZ, Daniel Miami-Dade Community Council #12/123 Candidate 2014/Controlled Recorded Telephone Call to Daniel DIAZ # 786-477-3873 as per MDED records

**Narrative:**

On Monday August 25, 2014 at approximately 1024 hours Miami-Dade State Attorney's Office (MDSAO) Public Corruption Task Force (PCTF) Investigator Michael D'Ambrosia placed a controlled recorded telephone call to telephone number (786) 477-3873.

The call was recorded pursuant to an ongoing criminal investigation related to criminal allegations of perjury and false swearing under oath (a violation of FSS 104.011 a 3rd Degree Felony) for candidate(s) seeking to qualify and run for election to the Miami-Dade County Community Council Area #12, Sub-Area #123 to-wit: the East Kendall area of Miami-Dade County.

The call was an attempt by D'Ambrosia to speak with Daniel Diaz who listed the number on his application for candidacy for Miami-Dade Community Council 12/123 which was (786) 477-3973.

D'Ambrosia placed the call and recorded the following (Unofficial transcript completed by D'Ambrosia):

Monday 08-25-2014  
 Number Dialed: (786) 477-3973  
 Approximate Time Started: 1024 hours  
 Run Time: Approximately 2 minutes/34 seconds  
 MD: Michael D'Ambrosia  
 UNSUB: Unknown Call Taker-Answered the call

MD: Today's date is Monday, August twenty-fifth (25th), twenty-fourteen (2014) the time now is ten-twenty-four (1024) hours, my name is Michael D'Ambrosia, I'm an investigator with the Miami-Dade State Attorney's Office currently assigned to the Public Corruption Task Force. The following phone call will be placed to seven-eight-six (786), four-seven-seven (477), three-nine-seven-three (3973) the telephone number that Daniel Diaz listed on his candidacy reports for Community Council twelve (12) sub-area one-twenty-three (123) in an attempt to determine through a guise of a survey, if Daniel Diaz's residency was as listed on his candidacy reports.

Submitted By: \_\_\_\_\_ Date: \_\_\_\_\_  
 Michael D'Ambrosia, Investigator, MDSAO-PCTF

Reviewed By: \_\_\_\_\_ Date: \_\_\_\_\_

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Report Classification	
Investigation	X
Intelligence	
Preliminary Inquiry	

**Report Of Investigation**  
State Attorney's Office  
Criminal Investigations Division  
Miami-Dade County, Florida

Case #:	64-14-30
First Report Date:	7/11/2014.IR 28
Page 2 of 2 Pages	

---

MD: (MD dials the telephone number 786-477-3973 and the number starts to ring)...

UNSUB: Hello....?

MD: ...is Mr. Diaz in...hello, is Mr. Diaz there?...hello....is Mr. Diaz there?... (Call terminated by the recipient when asked if it was Mister Diaz, the recipient hung up the phone)...

The call was terminated and the recording stopped at approximately 1027 hours with no conversation taking place. A copy of the recording was made a part of the related items section of the case file for future review (RI# 23).

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Report Classification  
 Investigation X  
 Intelligence  
 Preliminary Inquiry

**Report Of Investigation**  
 State Attorney's Office  
 Criminal Investigations Division  
 Miami-Dade County, Florida

Case #: 64-14-30  
 First Report Date: 7/11/2014.IR 24  
 Page 1 of 2 Pages

**Case/File Title:** DIAZ, Daniel Miami-Dade Community Council #12/123 Candidate 2014/Collection of Daniel DIAZ Absentee Ballot Request Documents 2014 Primary to 9735

**Narrative:**

This report is predicated upon the ongoing gathering of criminal intelligence and investigative information related to criminal allegations of perjury and false swearing under oath (a violation of FSS 104.011 a 3rd Degree Felony) for candidate(s) seeking to qualify and run for election to the Miami-Dade County Community Council Area #12, Sub-Area #123 to-wit: the East Kendall area of Miami-Dade County.

On Monday August 18, 2014 at approximately 1655 hours Miami-Dade State Attorney's Office (MDSAO) Public Corruption Task Force (PCTF) Investigator Michael D'Ambrosia picked up previously subpoenaed Miami Dade Election Department (MDED) records related to Daniel Diaz and an Absentee Ballot Request.

The MDED provided the following certified documents:

- Certification of Custodian of Records of Regularly Conducted Business Activities, executed by Affiant Ms. Rosy Pastrana on 08/15/2014.
- Absentee Ballot Request made by Daniel Diaz, DOB: [REDACTED] Voter Registration Number 121728640 made on 06/10/2014 identifying his address as 9735 SW 73rd Street, Miami, FL 33173, with a daytime telephone number of 786-477-3973 and signed by the voter. Note the actual receipt of the document into the MDED was date stamped as: 06/16/2014 @ 8:37 AM.
- Computer generated documents listing that an absentee ballot was requested on 06/18/2014 and delivered on 07/29/2014 for the 2014 Primary Election to Daniel Diaz # 121728640 RE: Precinct 777.0, NPA with a DOB: [REDACTED] and an identifier of #679, with an address of 9735 SW 73rd Street, Miami, FL. 33173.

These documents were placed into the related items section of the case file for future review (RI# 21).

Submitted By: \_\_\_\_\_ Date: 8/19/14  
 Michael D'Ambrosia, Investigator, MDSAO-PCTF

Reviewed By: \_\_\_\_\_ Date: \_\_\_\_\_

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Report Classification	
Investigation	X
Intelligence	
Preliminary Inquiry	

**Report Of Investigation**  
State Attorney's Office  
Criminal Investigations Division  
Miami-Dade County, Florida

Case #:	64-14-30
First Report Date:	7/11/2014.IR 24
Page 2 of 2 Pages	

In support of the above listed documents, D'Ambrosia had previously spoken with private attorney Joel Kaplan who represented Bruno Diaz on a separate criminal matter within the 11<sup>th</sup> Judicial Circuit. After D'Ambrosia had made an inquiry as to whether any MDED ballot documents or correspondence had been received by anyone in the Bruno Diaz residence at 9735 DW 73<sup>rd</sup> Street, Miami, FL based on the above listed ballot request data, Kaplan advised D'Ambrosia that in fact an absentee ballot had arrived at the Bruno Diaz residence (9735 residence). D'Ambrosia arranged with Kaplan to relinquish the documents on 08/20/2014 where both met at approximately 1020 hours at the MDSA0 1<sup>st</sup> Floor reception area. Kaplan turned over the originally sent MDED/MDC Absentee Ballot addressed to "Daniel Diaz" at the 9735 residence to D'Ambrosia. D'Ambrosia reviewed these documents and placed the letters, absentee ballot and related correspondence into the related items section of the case file for future review (RI# 22).

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Report Classification  
 Investigation X  
 Intelligence  
 Preliminary Inquiry

**Report Of Investigation**  
 State Attorney's Office  
 Criminal Investigations Division  
 Miami-Dade County, Florida

Case #: 64-14-30  
 First Report Date: 7/11/2014.IR 20  
 Page 1 of 4 Pages

**Case/File Title:** DIAZ, Daniel Miami-Dade Community Council #12/123 Candidate 2014/Telephone Interview Daniel OJEDA

**Narrative:**

This report is predicated upon the ongoing gathering of criminal intelligence and investigative information related to criminal allegations of perjury and false swearing under oath (a violation of FSS 104.011 a 3rd Degree Felony) for candidate(s) seeking to qualify and run for election to the Miami-Dade County (MDC) Community Council Area #12, Sub-Area #123 to-wit: the East Kendall area of Miami-Dade County.

On Monday August 11, 2014 between the hours of 1415 and 1445 Miami-Dade State Attorney's Office (MDSAO) Public Corruption Task Force (PCTF) Investigator Michael D'Ambrosia made telephone contact with Daniel OJEDA at cellular telephone number (305) 332-2085 a number which was provide previously from an interview with Miami-Dade County Regulatory and Economic Resources Employee Felix L. Acosta, who, had prior interactions and conversations with Ojeda from Ojeda's time on Miami-Dade Community Council #11 back in 2012 during the election cycle.

The purpose of the interview was an attempt by D'Ambrosia to locate and personally meet with Ojeda and interview him about any knowledge and information Ojeda possessed regarding David Alberto CARCACHE-GUZMAN who according to Acosta (Ojeda) had some undetermined negative interactions with Carcache. Carcache was believed to have assisted Ojeda when Ojeda ran for a Miami-Dade County Community Council (Council#11) position in 2012.

At approximately 1415 hours D'Ambrosia personally spoke with Ojeda via telephone who was reluctant and expressed concern about being involved in any investigation and preferred to speak with D'Ambrosia on the telephone instead of a personal meeting. Ojeda stated in substance the following:

- That he had been introduced to Carcache back in 2012 before the election cycle at a social event on Miami Beach to launch a magazine named "Venue Magazine".
- Carcache introduced himself as a "lobbyist" back then and presented himself as a connected political campaign operative.
- That as Ojeda was seeking to run for MDC Community Council 11 that Carcache could help Ojeda with his

Submitted By: \_\_\_\_\_ Date: 8/12/14  
 Michael D'Ambrosia, Investigator, MDSAO-PCTF

Reviewed By: \_\_\_\_\_ Date: \_\_\_\_\_

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Report Classification  
Investigation X  
Intelligence  
Preliminary Inquiry

**Report Of Investigation**  
State Attorney's Office  
Criminal Investigations Division  
Miami-Dade County, Florida

Case #: 64-14-30  
First Report Date: 7/11/2014.IR 20  
Page 2 of 4 Pages

campaign, hand bills, banners and other media items needed to launch and win an election.

- That first meeting took place at the Fontainebleau Hotel on Collins Avenue in Miami Beach and that thereafter for 2 additional meetings they met at local Miami Beach Starbucks coffee shops. There were a total of three (3) meetings.
- That after the first meeting the way Carcache presented himself he seemed interested only in money. Up front Carcache asked Ojeda for \$1000.00 to help with the campaign.
- That help would include assistance in filing documents and campaign/election material attainment.
- That in order for Ojeda to have a successful campaign, Carcache stated to Ojeda he would have to spend between \$5000 and \$10,000.
- Ojeda told Carcache that he could not raise that much money.
- In the subsequent 2 meetings all Carcache could talk about was money and getting Ojeda to get money to pay Carcache to help on his campaign.
- The insistence of always asking for money caused Ojeda to become suspicious of Carcache and that Ojeda's father told him to stay away from Carcache that there was some type of fraud that Carcache might be involved in based on his always asking for money.
- Ojeda never gave Carcache any money.
- Ojeda called Carcache a "cheater" as being someone who engaged in fraud or was suspected of engaging in fraud.
- After the third meeting, Ojeda severed ties with Carcache and never called him back. Ojeda stated that he was cordial and just decided that he thought Carcache was a cheater and terminated all contact in the middle of his election campaign for the CC#11 seat.
- That subsequently, Ojeda received a call from Carcache asking to stay involved in Ojeda's campaign, but Ojeda cut Carcache off and told Carcache that he did not want to use him anymore. Ojeda stated that Carcache became upset and cursed at him on the telephone. Ojeda told Carcache that he thought he was a scammer and a liar.
- Ojeda stated that after that call he never heard from Carcache again. That there were no threats of intimidation during that call or any others.
- That there were no recording(s) made of any of the conversations. In having discussed his issues with Carcache to others it may have been understood that there were recordings, but that was not the case.
- Ojeda subsequently was selected for the Community Council #11 position and after about a year he decided to move to Aventura and notified the Community Council#11 administrative staff that as he was moving and he could no longer sit on the council as per the rules. Ojeda vacated his position from the council.

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Report Classification	
Investigation	X
Intelligence	
Preliminary Inquiry	

**Report Of Investigation**  
State Attorney's Office  
Criminal Investigations Division  
Miami-Dade County, Florida

Case #:	64-14-30
First Report Date:	7/11/2014.IR 20
Page 3 of 4 Pages	

- Ojeda was very hesitant to meet with investigators, get involved in any investigation or be a witness at any proceeding. That his life was tranquil and stable and that was how he wanted it to stay. That he did not want to see anyone get hurt or stolen from.
- Ojeda stated that D'Ambrosia could call him anytime for follow-up questions, but wanted to stay at arm's length from any involvement in an investigation.
- Ojeda was a businessman who worked between Venezuela and Miami and that he was in and out of Florida a lot. That his work was important for him and he did not want it to be disrupted over his past interactions with Carcache.

At approximately 1445 hours the call was terminated.

Background information on Ojeda was placed in the related items section of the case file for future review (RI# 17).

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Report Classification  
Investigation X  
Intelligence  
Preliminary Inquiry

**Report Of Investigation**  
State Attorney's Office  
Criminal Investigations Division  
Miami-Dade County, Florida

Case #: 64-14-30  
First Report Date: 7/11/2014.IR 20  
Page 4 of 4 Pages

---

**Indexing**

**Person(s)**

1. OJEDA, Daniel Alfredo  
W/H/M DOB: [REDACTED]  
LKA: 3530 Mystic Point Drive, Apt. 402, Aventura, FL. 33180-4525  
FLDL#: [REDACTED]  
SSN: [REDACTED]  
Remarks:  
Former Miami-Dade Community Council#11 Selectee 2012

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Report Classification  
 Investigation X  
 Intelligence  
 Preliminary Inquiry

**Report Of Investigation**  
 State Attorney's Office  
 Criminal Investigations Division  
 Miami-Dade County, Florida

Case #: 64-14-30  
 First Report Date: 7/11/2014.IR 27  
 Page 1 of 2 Pages

**Case/File Title:** DIAZ, Daniel Miami-Dade Community Council #12/123 Candidate 2014/8180 Geneva Ct., B329 Doral, FL.  
 Property Research

**Narrative:**

This report is predicated upon the ongoing gathering of criminal intelligence and investigative information related to criminal allegations of perjury and false swearing under oath (a violation of FSS 104.011 a 3rd Degree Felony) for candidate(s) seeking to qualify and run for election to the Miami-Dade County Community Council Area #12, Sub-Area #123 to-wit: the East Kendall area of Miami-Dade County.

On Friday August 22, 2014 Miami-Dade State Attorney's Office (MDSAO) Public Corruption Task Force (PCTF) Investigator Michael D'Ambrosia obtained various records related to the property ownership of a condominium apartment identified as follows:

Las Vista's Condominiums  
 8180 Geneva Court  
 Apartment B329  
 Doral, Miami-Dade, Florida 33166-4679

The purpose of the research was to determine the ownership and any lease and or sub-lease documents and residents located at the premises for future reference pursuant to the current investigation into the actual residence of Daniel Diaz and his presence there.

D'Ambrosia determined that the property was formerly owned by:

Javier Forbes LLC (Limited Liability Corporation), Corporate Charter# L11000076336, located at: 16368 SW 45th Terrace, Miami, FL 33185. The principal in the LLC was Javier Forbes located at the same address which was an active Florida LLC. Florida Driver's License information on Forbes revealed that Forbes currently reported his residency on his FLDL as 5701 SW 40th Street, West Park, FL. 33023. FLDL# [REDACTED] SSN: [REDACTED] and had a prior residence of 16368 SW 45 Terrace, Miami, FL 33185-3860 listed as a mailing address.

The currently Miami-Dade County Property Records revealed that the current owner of the condo was Michael Spaulonci,

Submitted By: \_\_\_\_\_ Date: 8/22/14  
 Michael D'Ambrosia, Investigator, MDSAO-PCTF

Reviewed By: \_\_\_\_\_ Date: \_\_\_\_\_

Reviewed By: \_\_\_\_\_ Date: \_\_\_\_\_

Case Status:  Open  Closed Indexed By: \_\_\_\_\_ Date: \_\_\_\_\_

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Report Classification	
Investigation	X
Intelligence	
Preliminary Inquiry	

**Report Of Investigation**  
State Attorney's Office  
Criminal Investigations Division  
Miami-Dade County, Florida

Case #:	64-14-30
First Report Date:	7/11/2014.IR 27
Page 2 of 2 Pages	

---

who resided at 1050 Brickell Avenue, Apt. 1612, Miami, FL. 33131-3907, who began ownership on or about 12/02/2013. According to information from the property management company they did not track lease or rental agreements between property owners and tenants. In this case the owner of record, Spaulonci, would have to be contacted directly to determine if there was a lease agreement or other records which evidenced Diaz's rental or lease of the B329 apartment.

NFI/MJD

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Report Classification	
Investigation	X
Intelligence	
Preliminary Inquiry	

**Report Of Investigation**  
 State Attorney's Office  
 Criminal Investigations Division  
 Miami-Dade County, Florida

Case #:	64-14-30
First Report Date:	7/11/2014.IR 26
Page 1 of 2 Pages	

**Case/File Title:** DIAZ, Daniel Miami-Dade Community Council #12/123 Candidate 2014/Interview of Carlos F. Rodriguez RE: Occupants/Residents of the 7770 residence

**Narrative:**

This report is predicated upon the ongoing gathering of criminal intelligence and investigative information related to criminal allegations of perjury and false swearing under oath (a violation of FSS 104.011 a 3rd Degree Felony) for candidate(s) seeking to qualify and run for election to the Miami-Dade County Community Council Area #12, Sub-Area #123 to-wit: the East Kendall area of Miami-Dade County.

On Tuesday, August 19, 2014 at approximately 0910 hours Miami-Dade State Attorney's (MDSAO) Public Corruption Task Force (PCTF) Investigator Michael D'Ambrosia having arrived at 7770 SW 132nd Place, Miami-Dade, FL 33183 (herein after referred to as the 7770 residence) and made personal contact with an occupant at the residence identified as: Carlos Federico Rodriguez, W/H/M, DOB: [REDACTED] (verified via FLDL in his possession [REDACTED]).

D'Ambrosia identified himself and his purpose for the contact and inquiry which was to determine who resided in the home based on candidacy information provided by Mauricio Rodriguez-Varela, who had listed his residence at the 7770 residence location.

Upon being questioned at the front door exterior of the residence, Rodriguez stated in substance the following:

- That he was a resident of the address.
- The home owner Aracelis Reyes was not home and at work.
- That he lived at the residence with his sister Bianca Rodriguez.
- That he was Mauricio's brother and Bianca was Mauricio's sister.
- That Ms. Reyes was no relation to Mauricio.
- That Mauricio visited the 7770 residence from time to time and slept there as well during some visits.

Submitted By:	_____	Date:	8/19/14
	Michael D'Ambrosia, Investigator, MDSAO-PCTF		
Reviewed By:	_____	Date:	_____
Reviewed By:	_____	Date:	_____

Case Status:	<input checked="" type="checkbox"/> Open	<input type="checkbox"/> Closed	Indexed By:	_____	Date:	_____
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Report Classification	
Investigation	X
Intelligence	
Preliminary Inquiry	

**Report Of Investigation**  
State Attorney's Office  
Criminal Investigations Division  
Miami-Dade County, Florida

Case #:	64-14-30
First Report Date:	7/11/2014.IR 26
Page 2 of 2 Pages	

- That Mauricio did live at the 6890 SW 76th Terrace South Miami, FL address with his mother Maria Varela Ucros, but spent time at the 7770 residence as well.
- That there was no hardline telephone number into the home and he provided his cellular telephone number as 305-491-4439 if D'Ambrosia needed to re-interview him.

At approximately 0923 hours the contact was concluded and D'Ambrosia departed the area leaving contact numbers with Rodriguez if needed. D'Ambrosia did not sort through current family relationships with Rodriguez.

Subsequently, D'Ambrosia received an Email to his governmental Email address at the MDSAO from a private attorney who identified himself as Lorenzo Palomares-Starbuck, who stated that he represented Varela and for D'Ambrosia not to interview Varela without first consulting with Palomares-Starbuck.

D'Ambrosia also conducted a re-check of Varela's Florida Driver License record and observed that Varela had recently changed his home address to that of the 7770 residence.

NFI/MJD

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Report Classification  
 Investigation X  
 Intelligence  
 Preliminary Inquiry

**Report Of Investigation**  
 State Attorney's Office  
 Criminal Investigations Division  
 Miami-Dade County, Florida

Case #: 64-14-30  
 First Report Date: 7/11/2014.IR 25  
 Page 1 of 2 Pages

**Case/File Title:** DIAZ, Daniel Miami-Dade Community Council #12/123 Candidate 2014/ Interview of Landlord Thomas of 6890 SW 76<sup>th</sup> Terrace, South Miami RE: Current Renter Varela-Ucros

**Narrative:**

This report is predicated upon the ongoing gathering of criminal intelligence and investigative information related to criminal allegations of perjury and false swearing under oath (a violation of FSS 104.011 a 3rd Degree Felony) for candidate(s) seeking to qualify and run for election to the Miami-Dade County Community Council Area #12, Sub-Area #123 to-wit: the East Kendall area of Miami-Dade County.

On Monday August 18, 2014 between 1341 and 1350 hours Miami Dade State attorney's Office (MDSAO) Public Corruption Task Force (PCTF) Investigator Michael D'Ambrosia personally spoke via cellular telephone number 305-665-1350 to William L. Thomas one of the owners of a property located at 6890 SW 76th Terrace, South Miami, FL 33143-4445/ Thomas's current residence was located in Monroe County as per Miami-Dade County Property records. D'Ambrosia questioned Thomas related to the property and current ownership or lease located at the property. Thomas stated in substance:

- That he and his wife Lynda were the current property owners of the residence located at 6890 SW 76th Terrace, South Miami, FL 33143.
- That the Thomas' leased/rented the home to others and this was an income producing property for them as they residence in Monroe County.

Subsequently Thomas was able to provide the names of the previous and currently renters of the property who Thomas verified verbal were as follows:

- Current Lease/Renter: Maria Luisa Varela Ucros who had been in the residence for approximately 18 months.
- Prior to Ucros, it was a Jessie/Jesse Garcia

D'Ambrosia explained that there were no issues with the current renter only that he was trying verify address data on another person who was using the 6890 residence on official documents. Thomas explained that the current occupant

Submitted By: \_\_\_\_\_ Date: 8/19/14  
 Michael D'Ambrosia, Investigator, MDSAO-PCTF

Reviewed By: \_\_\_\_\_ Date: \_\_\_\_\_

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Report Classification	
Investigation	X
Intelligence	
Preliminary Inquiry	

**Report Of Investigation**  
State Attorney's Office  
Criminal Investigations Division  
Miami-Dade County, Florida

Case #:	64-14-30
First Report Date:	7/11/2014.IR 25
Page 2 of 2 Pages	

---

Ucros was a "good renter" and paid on time and had no issues. The call was terminated thereafter.

NFI/MJD

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Report Classification  
 Investigation X  
 Intelligence  
 Preliminary Inquiry

**Report Of Investigation**  
 State Attorney's Office  
 Criminal Investigations Division  
 Miami-Dade County, Florida

Case #: 64-14-30  
 First Report Date: 7/11/2014.IR 28  
 Page 1 of 2 Pages

**Case/File Title:** DIAZ, Daniel Miami-Dade Community Council #12/123 Candidate 2014/Controlled Recorded Telephone Call to Daniel DIAZ # 786-477-3873 as per MDED records

**Narrative:**

On Monday August 25, 2014 at approximately 1024 hours Miami-Dade State Attorney's Office (MDSAO) Public Corruption Task Force (PCTF) Investigator Michael D'Ambrosia placed a controlled recorded telephone call to telephone number (786) 477-3873.

The call was recorded pursuant to an ongoing criminal investigation related to criminal allegations of perjury and false swearing under oath (a violation of FSS 104.011 a 3rd Degree Felony) for candidate(s) seeking to qualify and run for election to the Miami-Dade County Community Council Area #12, Sub-Area #123 to-wit: the East Kendall area of Miami-Dade County.

The call was an attempt by D'Ambrosia to speak with Daniel Diaz who listed the number on his application for candidacy for Miami-Dade Community Council 12/123 which was (786) 477-3973.

D'Ambrosia placed the call and recorded the following (Unofficial transcript completed by D'Ambrosia):

Monday 08-25-2014  
 Number Dialed: (786) 477-3973  
 Approximate Time Started: 1024 hours  
 Run Time: Approximately 2 minutes/34 seconds  
 MD: Michael D'Ambrosia  
 UNSUB: Unknown Call Taker-Answered the call

MD: Today's date is Monday, August twenty-fifth (25th), twenty-fourteen (2014) the time now is ten-twenty-four (1024) hours, my name is Michael D'Ambrosia, I'm an investigator with the Miami-Dade State Attorney's Office currently assigned to the Public Corruption Task Force. The following phone call will be placed to seven-eight-six (786), four-seven-seven (477), three-nine-seven-three (3973) the telephone number that Daniel Diaz listed on his candidacy reports for Community Council twelve (12) sub-area one-twenty-three (123) in an attempt to determine through a guise of a survey, if Daniel Diaz's residency was as listed on his candidacy reports.

Submitted By: \_\_\_\_\_ Date: \_\_\_\_\_  
 Michael D'Ambrosia, Investigator, MDSAO-PCTF

Reviewed By: \_\_\_\_\_ Date: \_\_\_\_\_

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Case Status:  Open  Closed Indexed By: \_\_\_\_\_ Date: \_\_\_\_\_

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Report Classification	
Investigation	X
Intelligence	
Preliminary Inquiry	

**Report Of Investigation**  
State Attorney's Office  
Criminal Investigations Division  
Miami-Dade County, Florida

Case #:	64-14-30
First Report Date:	7/11/2014.IR 28
Page 2 of 2 Pages	

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MD: (MD dials the telephone number 786-477-3973 and the number starts to ring)...

UNSUB: Hello....?

MD: ...is Mr. Diaz in...hello, is Mr. Diaz there?...hello....is Mr. Diaz there?... (Call terminated by the recipient when asked if it was Mister Diaz, the recipient hung up the phone)...

The call was terminated and the recording stopped at approximately 1027 hours with no conversation taking place. A copy of the recording was made a part of the related items section of the case file for future review (RI# 23).

NFI/MJD

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Report Classification  
 Investigation X  
 Intelligence  
 Preliminary Inquiry

**Report Of Investigation**  
 State Attorney's Office  
 Criminal Investigations Division  
 Miami-Dade County, Florida

Case #: 64-14-30  
 First Report Date: 7/11/2014.IR 21  
 Page 1 of 1 Pages

**Case/File Title:** DIAZ, Daniel Miami-Dade Community Council #12/123 Candidate 2014/Receipt of MD Crim. Courthouse Security Camera Video RE: Carcache & Grieco

**Narrative:**

This report is predicated upon the ongoing gathering of criminal intelligence and investigative information related to criminal allegations of perjury and false swearing under oath (a violation of FSS 104.011 a 3rd Degree Felony) for candidate(s) seeking to qualify and run for election to the Miami-Dade County Community Council Area #12, Sub-Area #123 to-wit: the East Kendall area of Miami-Dade County.

On and about Friday August 1st, 2014 after having requested video file footage of the Miami –Dade Criminal Courthouse Miami-Dade State Attorney's Office (MDSAO) Public Corruption Task Force (PCTF) Investigator Adriana Canaves picked up two (2) video compact disks which contained the video feed from the courthouse entrances, lobby area, entrances to the 1st floor restaurant, security check points, elevator entrances and doors used by movement official with credentials.

A request for the copies of the video feed was made by D'Ambrosia on 07/31/2014 of Miami Dade County Console Security Supervisor Jose Leal who was located at 200 NW 1st Street, Suite 109, Miami, FL also known as the MDC Government Center at the Stephen P. Clark Building.

D'Ambrosia had sat with Leal on 07/31/2014 and reviewed the various video feed footage from the Miami-Dade Criminal Courthouse (Richard E. Gerstein Justice Building @ 1351 NW 12th Street Miami, Florida 33125) and had identified David Alberto Carcache-Guzman and private attorney Michael Grieco meeting inside the courthouse on the first floor and requested all the footage which evidenced their entry and subsequent exit from the building on 07/30/2014.

The video compact disks from the dates and times selected were provide as requested on 08/01/2014 and made a part of the related items section of the case file for future review (RI#18).

NFI/MJD

Submitted By: \_\_\_\_\_ Date: 8/12/14  
 Michael D'AMBrosia, Investigator, MDSAO-PCTF

Reviewed By: \_\_\_\_\_ Date: \_\_\_\_\_

Reviewed By: \_\_\_\_\_ Date: \_\_\_\_\_

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 Investigation X  
 Intelligence  
 Preliminary Inquiry

**Report Of Investigation**  
 State Attorney's Office  
 Criminal Investigations Division  
 Miami-Dade County, Florida

Case #: 64-14-30  
 First Report Date: 7/11/2014.IR 23  
 Page 1 of 4 Pages

**Case/File Title:** DIAZ, Daniel Miami-Dade Community Council #12/123 Candidate 2014/CC11/113 Candidate RODRIGUEZ-VARELA, Mauricio Background Information

**Narrative:**

This report is predicated upon the ongoing gathering of criminal intelligence and investigative information related to criminal allegations of perjury and false swearing under oath (a violation of FSS 104.011 a 3rd Degree Felony) for candidate(s) seeking to qualify and run for election to the Miami-Dade County Community Council Area #12, Sub-Area #123 to-wit: the East Kendall area of Miami-Dade County.

On Thursday August 14, 2014 after an review of the various Miami-Dade Community Council candidates which were alleged to have had some previously observed contacts with David Carcache-Guzman at the Miami-Dade Election Department during this election cycle (June 2014 through August 2014) Miami-Dade State Attorney's Office (MDSAO) Public Corruption Task Force (PCTF) Investigator Michael D'Ambrosia determined from various public and governmental records which were searched, such as county property records, Florida Department of Highway Safety and Motor Vehicle records, Miami-Dade Elections Department (MDED) records, local and state criminal records database searches, that two (2) of these individuals out of eight (8) which were originally identified, were suspected of having qualifying residential inaccuracies which bear further investigation to clarify their address or determine if they have falsely sworn to MDED on their qualifying documents to become candidates for Community Councils 11 and 12. One was Daniel Diaz whose residency had been investigated and determined to be fraudulent as a candidate for Community Council 12/Sub Area 123 for 08/26/2014 election final.

Another was as follows:

- Mauricio RODRIGUEZ-VARELA
- A.K.A. Mauricio VARELA, A.K.A. Mauricio RODRIGUEZ
- White-Hispanic-Male, DOB: [REDACTED]
- LKA: 6890 SW 76th Terrace, South Miami, FL. 33143-4445 (as per FLDL records)
- SSN: [REDACTED]
- FLDL#: [REDACTED]
- POB: Florida

Submitted By: \_\_\_\_\_ Date: 8/15/14  
 Michael D'Ambrosia, Investigator, MDSAO-PCTF

Reviewed By: \_\_\_\_\_ Date: \_\_\_\_\_

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Report Classification	
Investigation	X
Intelligence	
Preliminary Inquiry	

**Report Of Investigation**  
 State Attorney's Office  
 Criminal Investigations Division  
 Miami-Dade County, Florida

Case #:	64-14-30
First Report Date:	7/11/2014.IR 23
Page 2 of 4 Pages	

- Criminal Justice Records: various traffic citation issued in Dade County wherein Varela used the 6890 residence as was listed on his Florida Driver's License during issuance of the infraction citation.

As per Varela's submitted MDED candidacy documents, submitted on June 13, 2014 at approximately 8:21 A.M., Varela stated that his address and other data at the time of the submission were:

- Candidacy Record Address Sworn/Attested Too: 7770 SW 132nd Place, Miami, FL. 33183
- Telephone Number: 786-663-0232
- Candidacy Email Acct: [mrvceck113@gmail.com](mailto:mrvceck113@gmail.com)
- Campaign Treasurers Bank Account: Chase Bank @ 2495 NW 87th Avenue, Miami, FL. 33172
- Chase Check Address Used for Campaign Filing Fee CC11-113: 6890 SW 76th Terrace, South Miami, FL. 33143-4445 issued on 06-13-2014
- MDED Employee Maria Acosta accepted the filing fee and issued a MDED receipt for \$100.00 on 06/13/2014
- Voter Registration Number: 117581363

That Varela was seeking a community council post in Area 11, Sub-Area 113. A community council position that falls within the area of the 7770 SW 132nd Place, Miami, FL 33183 (herein after referred to as the 7770 residence). That Varela's official Florida driver's license records stated that Varela's residence was located at 6890 SW 76th Terrace, South Miami, FL 33143 (herein after referred to as the 6890 residence) which being located in the city limits of South Miami, does not have a community council located therein. Hence, the discrepancy on the community council candidacy documents which were sworn to under oath and affirmation.

Other records for Varela stated that Varela worked for Michael Terney or Tierney (as the handwritten data is not clear enough) PA in Orlando and was paid bi-weekly.

The most current Florida DHSMV records indicate that on or about 03/30/2014 Varela had an address change from the 6890 residence (listed as a residential address record) to another address listed as:

4513 Black Knight Drive, Apartment #304, Orlando, FL. 32817 (a mailing address record)

According to Miami-Dade County (MDC) Property records the 6890 residence was owned by:  
 William L. THOMAS & Wife Lynda  
 LKA: 374 South Coconut Palm Blvd., Tavernier, Florida 33070 (Monroe County, FL.)

The 7770 residence as per MDC property records revealed that the single family home was owned by:

Aracelis REYES.

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Report Classification  
Investigation X  
Intelligence  
Preliminary Inquiry

**Report Of Investigation**  
State Attorney's Office  
Criminal Investigations Division  
Miami-Dade County, Florida

Case #: 64-14-30  
First Report Date: 7/11/2014.IR 23  
Page 3 of 4 Pages

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Other records searched do not reveal any family or relative connections or links to anyone named REYES. The home falls within the Community Council 11/Sub-Area 113's geographic area of responsibility. The records were maintained in the related items section of the case file for future review (RI#20).

On this date at approximately 1806 hours:

D'Ambrosia conducted a spot check surveillance of the 6890 residence, which was located in South Miami and was a free standing single family home which address numbers face SW 76th Terrace, however the residence was located on the corner of 76th Terrace and 69th Avenue on the southeast corner and the driveway circles around to the 69th Avenue street. There were no cars observed at the home, the trash bins were pulled close to the home and not set out.

At approximately 1811 hours:

D'Ambrosia departed the area.

NFI/MJD

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Report Classification  
Investigation X  
Intelligence  
Preliminary Inquiry

**Report Of Investigation**  
State Attorney's Office  
Criminal Investigations Division  
Miami-Dade County, Florida

Case #: 64-14-30  
First Report Date: 7/11/2014.IR 23  
Page 4 of 4 Pages

---

**Indexing**

**Person(s):**

1. RODRIGUEZ-VARELA, Mauricio  
A.K.A. Mauricio VARELA, A.K.A. Mauricio RODRIGUEZ  
White-Hispanic-Male, DOB: [REDACTED]  
LKA: 6890 SW 76th Terrace, South Miami, FL. 33143-4445 (as per FLDL records)  
4513 Black Knight Drive, Apartment #304, Orlando, FL. 32817 (a mailing address record)  
SSN: [REDACTED]  
FLDL#: [REDACTED]  
POB: Florida
2. THOMAS, Lynda  
LKA: 374 South Coconut Palm Blvd., Tavernier, Florida 33070 (Monroe County, FL.)
3. THOMAS, William  
LKA: 374 South Coconut Palm Blvd., Tavernier, Florida 33070 (Monroe County, FL.)
4. REYES, Aracelis  
LKA: 7770 SW 132nd Place, Miami, FL. 33183

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Report Classification  
 Investigation X  
 Intelligence  
 Preliminary Inquiry

**Report Of Investigation**  
 State Attorney's Office  
 Criminal Investigations Division  
 Miami-Dade County, Florida

Case #: 64-14-30  
 First Report Date: 07/11/2014.IR 22  
 Page 1 of 1 Pages

**Case/File Title:** DIAZ, Daniel Miami-Dade Community Council #12/123 Candidate 2014/MD Community Council 8,10,11,12  
**Records RE:** CARCACHE Attendance/Speaker

**Narrative:**

On August 8, 2014 Miami Dade State Attorney's Office (MDSAO) Public Corruption Task Force (PCTF) Investigator Michael D'Ambrosia received from Miami Dade County Office of Inspector General Special Agent James Kennedy records which Kennedy had previously requested from the Miami-Dade County Regulatory and Economic Resources Department (RER). Those records were the audio and documentary sign in sheet, agenda items, voting tally sheets and the actual issues being decided by Community Councils 8, 10, 11, 12 where David Alberto Carcache-Guzman appeared to be most prolific. D'Ambrosia reviewed the documents provided from Kennedy and found the following:

- The documents and audio compact discs covered a period from 06/24/2009 through 01/07/2014.
- Sign-In sheets listed for the various meetings showed that David Carcache-Guzman was recorded as a possible speaker in front of the community councils a total of thirty-six (36) times.
- Carcache-Guzman registered to speak at Community Councils 8, 10, 11, and 12 on varying dates.
- Carcache-Guzman used variations of his name when the name was recorded on the sign-in sheet, to-wit: David GUZMAN, David CARCACHE, David C. GUZMAN, and David CARCACHE-GUZMAN.

Of note as stated previously by MDC RER Employee Felix L. Acosta that when a person appears before a community council as a registered speaker, they are sworn in under penalty of perjury to tell the truth as it relates to their name(s), addresses and the topic or agenda items they ultimately speak on. The records on their face do not evidence as to whether a person actually spoke, however, the audio compact disks provided would evidence the speakers who would identify themselves on the record. MDCOIG Kennedy was in the process of personally reviewing all the audio tapes to discern the speaker's identities, their voices and speaking topics. A review of the audio has not been finalized as of this writing.

The records were maintained in the related item section of the case file for future review (RI#19).

NFI/MJD

Submitted By: \_\_\_\_\_ Date: 8/12/14  
 Michael D'Ambrosia, Investigator, MDSAO-PCTF

Reviewed By: \_\_\_\_\_ Date: \_\_\_\_\_

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 Intelligence  
 Preliminary Inquiry

**Report Of Investigation**  
 State Attorney's Office  
 Criminal Investigations Division  
 Miami-Dade County, Florida

Case #: 64-14-30  
 First Report Date: 7/11/2014.IR 29  
 Page 1 of 3 Pages

**Case/File Title:** DIAZ, Daniel Miami-Dade Community Council #12/123 Candidate 2014/Controlled Recorded Telephone Call to Michael Spaulonci Landlord at 8180 Geneva Ct. Apt.329, Doral, FL.

**Narrative:**

This report is predicated upon the ongoing gathering of criminal intelligence and investigative information related to criminal allegations of perjury and false swearing under oath (a violation of FSS 104.011 a 3rd Degree Felony) for candidate(s) seeking to qualify and run for election to the Miami-Dade County Community Council Area #12, Sub-Area #123 to-wit: the East Kendall area of Miami-Dade County.

On Tuesday, September 2, 2014 at approximately 1001 hours Miami Dade State Attorney's Office (MDSAO) Public Corruption Task Force (PCTF) Investigator Michael D'Ambrosia placed a telephone call to Michael Spaulonci (W/M, DOB: 08/27/1981). Through inquires of various investigative and public databases D'Ambrosia had determined that the current owner of the condominium apartment located at 8180 Geneva Court, Doral, Miami-Dade County, FL. 33166 was Spaulonci. Spaulonci listed himself as a real estate broker (State License# SL3201044 active through 03/31/2015) with the Canero Group at 250 Giralda Avenue, Coral Gables, FL 33134 with publicly listed telephone numbers of 305-444-5004 (work) and 305-775-8536 (for contact).

D'Ambrosia first called the 305-444-5004 number and got no response then called the 305-775-8536 number and a male voice answered the telephone. D'Ambrosia recorded the telephone call pursuant to an ongoing criminal investigation into the residence allegations of residency discrepancies and false swearing by Daniel Diaz (as allowed under Florida law).

D'Ambrosia used an assigned Olympus digital recorder (SN 49186) assigned to him. The following conversation was recorded starting at approximately 1001 hours this date:

MD=Michael D'Ambrosia (Unofficial transcript completed by D'Ambrosia):

MS=Michael Spaulonci

Approximate Run Time: 4 minutes/47 seconds

Number Called: (305) 775-8536

MD: (Dialing the telephone number from his office telephone at the MDSAO)

MS: Hello....

Submitted By: \_\_\_\_\_ Date: 9/2/14  
 Michael D'Ambrosia, Investigator, MDSAO-PCTF

Reviewed By: \_\_\_\_\_ Date: \_\_\_\_\_

Reviewed By: \_\_\_\_\_ Date: \_\_\_\_\_

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Report Classification  
Investigation X  
Intelligence  
Preliminary Inquiry

**Report Of Investigation**  
State Attorney's Office  
Criminal Investigations Division  
Miami-Dade County, Florida

Case #: 64-14-30  
First Report Date: 7/11/2014.IR 29  
Page 2 of 3 Pages

MD: Yes...is this Mister Spaulonci?  
MS: Yeah...this is he speaking....  
MD: Good morning how are you doing?...my name is Michael D'Ambrosia and I'm a criminal investigator with the Miami-Dade State Attorney's Office....  
MS: Ah, huh.....  
MD: You got minute for me?  
MS: Yes...give me one second, give me one second....  
MD: Yes sir....  
MS: Ah, huh...ah, huh....  
MD: ahumm...we get a number of complaints after elections at any given time and I've been assigned to run out a particular complaint which brings me back to a property that you currently own in Doral....  
MS: ah, huh...  
MD...the complaint here was that a particular individual that was running as a candidate in Dade County was not a Dade County resident....  
MS: (inaudible)...  
MD:...and I'm trying to ,ah, you know vette out this complaint and the individual is a Daniel Diaz, who lists his current address at eighty-one-eighty (8180) Geneva Court, apartment three-twenty-nine (329)...  
MS...that's my property, yes...  
MD...a property search revealed that you were the homeowner...  
MS: ah, huh...  
MD:...and I'm just trying to determine whether or not Daniel Diaz in fact lives there, if he's a renter there...that's fine, it all works out, uhmm...you being the landlord can you...is he a...is he your ...your lease?...Do you lease to him?  
MS: Yes, I do lease to him...but, ahumm...honestly, I don't know somehow this is gonna come back to me in any criminal investigation...  
MD: no, no, not at all...  
MS...I know, but before (inaudible) speak to you...I'd rather talk to my attorney...and work it out, but if you do have contact information where I can give you a call back...my attorney can be present, ahumm...that's fine...  
MD: Ok, sure, do you have a pen handy?  
MS: Yeah, give me one second Ok? Ok, go ahead...  
MD...It's a...my desk number is three-oh-five-five-four-seven-oh-six-three-three (305-547-0633).  
MS (inaudible)...  
MD...and my cell phone number is three-oh-five-three-four-two-five-eight-nine-one (305-342-5891)...  
MS...ah, huh...  
MD:...and again, I'm a criminal investigator with the Miami-Dade State Attorney's Office and this revolves around residency for a particular candidate names Daniel Diaz and we're just trying to confirm that he lives at that particular address, if it's the address you lease to him...  
MS: Ok...  
MD...that's all...  
MS...so that must mean that he ran for some political...  
MD...yes, yes that's correct...  
MS...office...  
MD: ...he ran for a political office...  
MS: Ok...ah, huh...  
MD...and the point was made that he does not reside in Dade County...

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Report Classification  
Investigation X  
Intelligence  
Preliminary Inquiry

**Report Of Investigation**  
State Attorney's Office  
Criminal Investigations Division  
Miami-Dade County, Florida

Case #: 64-14-30  
First Report Date: 7/11/2014.IR 29  
Page 3 of 3 Pages

MS...ah, Ok...  
MD...and we're just...  
MS...Ok, ok...  
MD...I'm sorry...  
MS...yeah, no, he's my tenant...but Ok...  
MD:... (inaudible)...  
MS... let me talk to my attorney and I'll give you a call back...  
MD...I mean, we can...  
MS...ahumm...if I'm able to get in touch with him...  
MD...I'm just trying to resolve it without, I don't want to inconvenience you...you're the landlord...  
MS...Ok...  
MD...you know what I'm saying?  
MS...I just don't, I just don't have any information and I don't want to give you false information and somehow it backfires on me...  
MD...Ok...  
MS...that's the reason I wanna get my own (inaudible)...lawyer...  
MD...sure...I mean...one more question...do you have a lease that at some point in time, after you talk to your attorney, that we can get a hold of?  
MS...ahmm, yes...  
MD...Ok...alright great...  
MS...yes sir...Ok...  
MD...alright you can give me a call back, thank you...  
MS...alright...will do...  
MD: The time now is ten-oh-four (1004) correction ten-oh-five (1005) hours that was a telephone call placed to Michael Spaulonci the homeowner at eighty-one-eighty (8180) Geneva Court, Apartment three-twenty-nine (329)...in an attempt to confirm who his current tenant is...my name is Michael D'Ambrosia, criminal investigator with the Miami-Dade State Attorney's Office and that call was made pursuant to an ongoing criminal investigation into the residence of Daniel Diaz, ah, today's date is September second (2nd), twenty-fourteen (2014).

The recording was copied to a compact disk and placed in the related items section of the case file for future review (RI# 24).

At approximately 1420 hours (09-02-2014) D'Ambrosia received a telephone call from a person who verbally identified himself as Michael Spaulonci requesting D'Ambrosia's governmental email address, which D'Ambrosia provided ([michaeldambrosia@miamisao.com](mailto:michaeldambrosia@miamisao.com)). Spaulonci stated that he wanted to email the lease agreement to D'Ambrosia who agreed. D'Ambrosia explained the reason for the request again, to confirm Daniel Diaz's residence via a lease and that he was trying to clear up a residence complaint. The call was terminated at approximately 1421 hours.

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Report Classification  
 Investigation X  
 Intelligence  
 Preliminary Inquiry

**Report Of Investigation**  
 State Attorney's Office  
 Criminal Investigations Division  
 Miami-Dade County, Florida

Case #: 64-14-30  
 First Report Date: 7/11/2014.RI 30  
 Page 1 of 4 Pages

**Case/File Title:** DIAZ, Daniel Miami-Dade Community Council #12/123 Candidate 2014/Surveillance & Interview of Daniel DIAZ @ 8180 Geneva Ct., Doral, Florida, Case Subject/Carcache-Guzman Associate

**Narrative:**

This report is predicated upon the ongoing gathering of criminal intelligence and investigative information related to criminal allegations of perjury and false swearing under oath (a violation of FSS 104.011 a 3rd Degree Felony) for candidate(s) seeking to qualify and run for election to the Miami-Dade County Community Council Area #12, Sub-Area #123 to-wit: the East Kendall area of Miami-Dade County.

On Wednesday September 3rd, 2014 between the hours of 1630 and 2100 hours Miami-Dade State Attorney's Office (MDSAO) Public Corruption Task Force (PCTF) Investigator Michael D'Ambrosia along with Miami-Dade County (MDC) Office of the Inspector General Special Agent James Kennedy and Supervisory Special Agent James Mazer participated in a visual surveillance of Daniel Diaz's home residence located at 8180 Geneva Court, Apartment #329, Doral, FL 33166 (hereinafter referred to as "8180").

The surveillance of Daniel Diaz had started on that day at approximately 0600 hours by other task force members and was to be reported on separately (by TFO Canaves). Of interest was that Daniel Diaz had been surveilled from his apartment in a dark blue Nissan Altima he operated to the Miami-Dade Elections Department (MDED) earlier in the day. Surveillance investigators observed Diaz make contact with MDED officials in order to resign or vacate his newly elected post on CC12/Sub-Area 123. Investigators had gotten close enough to Diaz to overhear his conversations that he was requesting to terminate/resign from his position. Diaz had been directed to MDC officials at the Regulatory and Economic Resources (RER) Department in order to facilitate the termination process. Diaz departed thereafter.

For the time frame that the listed investigators participated in the surveillance they were situated in the southern parking lot area of the 8180 complex. The following events occurred at the approximate times indicated:

At approximately 1730 hours:

D'Ambrosia, Kennedy and MDSAO-PCTF Investigator Sergio Diez were situated inside an unmarked police vehicle parked in the vicinity of apartment 329 on the south side of the 8180 complex. S. Diez was the driver.

At approximately 1800 hours:

Submitted By: \_\_\_\_\_ Date: 9/8/14  
 Michael D'Ambrosia, Investigator, MDSAO-PCTF

Reviewed By: \_\_\_\_\_ Date: \_\_\_\_\_

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Case Status:  Open  Closed Indexed By: \_\_\_\_\_ Date: \_\_\_\_\_

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Report Classification  
Investigation X  
Intelligence  
Preliminary Inquiry

**Report Of Investigation**  
State Attorney's Office  
Criminal Investigations Division  
Miami-Dade County, Florida

Case #: 64-14-30  
First Report Date: 7/11/2014.RI 30  
Page 2 of 4 Pages

D'Ambrosia, Kennedy and Diez were notified by police radio that other surveillance units made up of investigators from the MDSA0-PCTF had observed Diaz arrived at the 8180 complex and drive towards the back, south parking lot. It was then that D'Ambrosia, Kennedy and Diez observed the Diaz vehicle make a turn towards apartment 329. Diaz parked his Nissan Altima in a slot facing east, near the 8180 building and while parking could be observed speaking on a cellular telephone. S. Diez drove the police vehicle and parked it behind Diaz's vehicle facing north. No other vehicles approached, there were no marked police cars used and all other accompanying unmarked police vehicles stayed clear of the area during this period. There were no uniformed police officers present and no task force investigator or the MDCOIG was wearing marked police uniforms or paraphernalia, all were in plain clothes.

D'Ambrosia exited the vehicle driven by Diez, Kennedy stayed seated inside the back seat of the police vehicle and D'Ambrosia opened the front passenger car door and approached Diaz who had opened the driver's door of the Nissan and was talking on a cellular telephone using an ear piece and had a handful of grocery bags. As Diaz turned to exit the car, Diaz observed D'Ambrosia standing in-between the cars (south). When Diaz looked up and observed D'Ambrosia, Diaz terminated his telephone call and D'Ambrosia identified himself by stating (Unofficial transcript completed by D'Ambrosia):

MD: "Daniel Diaz?"

DD: "Yes"

MD: "My name is Michael D'Ambrosia, I'm an investigator with the Miami-Dade State Attorney's Office, would you mind if we talked to you for a few minutes?"

DD: "Sure, yeah" (Diaz exits the drivers position of his car clutching bags of groceries in both hands).

MD: "Would you mind sitting in my car?"

DD: "Ok"

Thereafter, Diaz asked if he could put his grocery bags into his car and D'Ambrosia responded "sure, go ahead" and after that was done Diaz locked his car and turned and got into the police vehicle and sat in the back right seat of the vehicle. D'Ambrosia took up the front right passenger seat, Diez was the driver and Kennedy sat in a left back passenger seat. D'Ambrosia closed the door on Diaz's side before entering the right front passenger seat. S. Diez then drove the police vehicle with the listed passengers to a parking spot in the southwest corner of the parking lot. As the vehicle was being driven, D'Ambrosia stated the following to Diaz:

MD: "First, your not under arrest"

MD: "Do you know why we are here, you know why we are here don't you?"

DD: "It's about the election?"

MD: "Yes, we've had a complaint"

DD: "Ok"

MD: "Yes, there are some issues we need to talk to you about and we need your help"

D'Ambrosia told Diaz that we needed his help in clearing up issues surrounding his candidacy and the documents he submitted to run for the office as a Council Person in the CC12/123 including his address.

Diaz started to talk (prior to being recorded) about how his friend and landlord Michael Spaulonci had called him earlier and started questioning him about his candidacy and of how Spaulonci had been telephoned by a "state attorney" with the MDSA0 asking about a "lease" for Diaz at the current apartment for which Spaulonci was the landlord and Diaz was the

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Report Classification  
Investigation X  
Intelligence  
Preliminary Inquiry

**Report Of Investigation**  
State Attorney's Office  
Criminal Investigations Division  
Miami-Dade County, Florida

Case #: 64-14-30  
First Report Date: 7/11/2014.RI 30  
Page 3 of 4 Pages

tenant. Spaulonci was worried about the inquiry because he did not want to be caught up in any criminal investigation and asked Diaz to get it cleared up.

Thereafter, D'Ambrosia asked Diaz if the investigators could conduct a voluntary recorded interview and have Diaz explain the acts and circumstances which led up to Diaz's running for CC12/123. Diaz verbally agreed to the interview and to be recorded as they sat in the police vehicle. At its conclusion D'Ambrosia maintained sole possession of the original digitally recorded statement which was transferred to a compact disk and was made a part of the case file for future reference (RI#25).

The digital recording was subsequently submitted for transcription, some of the highlights extracted from the interview were as follows:

- All the election documents were prepared by Carcache-Guzman (typed entries) and not Diaz. Diaz only provided the signatures required on the election documents.
- The way the campaign accounts were set up was done by Carcache-Guzman.
- The Email address on the election documents was established by Carcache-Guzman and not Diaz. Diaz was not aware that election documents he signed contained a typed entry listing an email address.
- The 9735 address was established by Carcache-Guzman as a way to establish a residence for Diaz to qualify for CC12/123. Carcache-Guzman told Diaz that he had a relative who resided there.
- Carcache-Guzman directed Diaz with regard to where to go and who to see at the MDC Elections Headquarters as he registered to vote and submitted election documents to qualify as a candidate for Community Council.
- Carcache-Guzman was working with other candidates on the community councils.
- After the election if Diaz won, Carcache-Guzman would work with Diaz, the specifics of which were not explained in detail at the time.
- Diaz mentioned that his friend Michael Spaulonci had told Diaz that Spaulonci had been contacted by a State Attorney (he did not say it was an investigator, however, it was D'Ambrosia who provided Spaulonci with all his telephone contact information and work email address) and that the State Attorney was asking about the 8180 Apartment 329 lease .

During the recorded interview D'Ambrosia showed a security camera photograph taken by the camera installed at the front door of 9735 SW 73rd Street, Miami, FL the home of Bruno Diaz which showed an UNSUB (known to the investigators as David Alberto Carcache-GUZMAN). But as of this date no independent witness could verify the UNSUB's identity. Diaz looked at the photograph and immediately stated that it was "it's David GUZMAN" (Diaz knew David Alberto Carcache-Guzman as "David GUZMAN"). Diaz was requested to place his signature, date and time on the photograph which he did the photo was witnessed by D'Ambrosia and Kennedy. The original printed photograph was placed in the related items section of the case file for future reference (RI#26).

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Report Classification  
Investigation X  
Intelligence  
Preliminary Inquiry

**Report Of Investigation**  
State Attorney's Office  
Criminal Investigations Division  
Miami-Dade County, Florida

Case #: 64-14-30  
First Report Date: 7/11/2014.RI 30  
Page 4 of 4 Pages

Thereafter once the interview was concluded, D'Ambrosia requested consent to search the content of Diaz's cellular telephone (Apple I-Phone device # 786-477-3973). Diaz provided written consent to the investigators to extract the content of his Apple I-Phone. The original written/voluntary consent form was placed into the related items section of the case file for future review (RI#27).

Once the consent was signed the cellular telephone was turned over MDSAO-PCTF Investigator Ricardo Arias who was specially trained to examine cellular devices and began the extraction process. There were backup photographs taken (similar to screen shots) by using a digital camera operated by MDSAO-PCTF Investigator Adriana Canaves. D'Ambrosia subsequently received copies of the photographs for future review which were made part of the case file (RI#28).

Diaz made the decision during the interview to continue to cooperate on future investigative endeavors with the MDSAO-PCTF and the MDCOIG on the current investigation into David A. Carcache-Guzman alleged criminal activities (based on the current investigation and statement of Diaz: False Swearing by a Candidate a violation of FSS 104.011(1) a 3rd Degree Felony). No promises to avoid or terminate arrest or prosecution were made to Diaz for his voluntary cooperation. Diaz stated that he would help because he thought that Guzman had gotten him into his current violations/troubles and also had failed to pay the Diaz relatives who had volunteered to work on Diaz's campaign. Diaz's cooperation was subsequently related to MDSAO ASA Luis Medina-Perez via telephone.

A cursory review of Diaz's text messages to Guzman and the back and forth between the both of them evidences the conflict over paying the campaign workers. Diaz had asked if Carcache-Guzman had paid a least 2 workers and Carcache-Guzman had stated yes, however, when Diaz personally checked with the workers, they had not been paid.

Subsequent to the recorded interview through 2100 hours:

Daniel Diaz was waiting in the area for the cellular telephone extraction process to be completed and as he was not under arrest, was allowed to travel back and forth to his apartment to put his groceries away and meet company who had arrived to visit him. Once the extraction was completed, Diaz was given back his telephone and he departed back to his apartment. All on-scene investigators departed the area and concluded the surveillance.

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Report Classification  
 Investigation X  
 Intelligence  
 Preliminary Inquiry

**Report Of Investigation**  
 State Attorney's Office  
 Criminal Investigations Division  
 Miami-Dade County, Florida

Case #: 64-14-30  
 First Report Date: 7/11/2014.IR 31  
 Page 1 of 4 Pages

**Case/File Title:** DIAZ, Daniel Miami-Dade Community Council #12/123 Candidate 2014/Interview of Alberto Luis Santana CC12-123 Candidate 2014 RE: Diaz Eligibility Complaint & Historical Carcache-Guzman Issues/Allegations

**Narrative:**

This report is predicated upon the ongoing gathering of criminal intelligence and investigative information related to criminal allegations of perjury and false swearing under oath (a violation of FSS 104.011a 3rd Degree Felony) for candidate(s) seeking to qualify and run for election to the Miami-Dade County Community Council Area #12, Sub-Area #123 to-wit: the East Kendall area of Miami-Dade County.

On Tuesday September 3, 2014 at approximately 1138 hours Miami-Dade State Attorney's Office (MDSAO) Public Corruption Task Force (PCTF) Investigator Michael D'Ambrosia, Miami-Dade County (MDC) Office of the Inspector General (OIG) Special Agent James Kennedy and MDSAO Assistant State Attorney (ASA) Luis Medina-Perez met with and interviewed Alberto Luis Santana, a complainant, who was directed to the MDSAO by the Miami-Dade Department of Elections (MDED) as is related to Santana's recent loss in an election for a Miami-Dade County Community Council (CC) seat on CC Area 12, Sub-Area 123, where he was an opponent to Daniel Diaz who was elected overwhelmingly.

Santana suspected there were issues with Diaz's qualifying residence which would have precluded him from even qualifying to run for election in the Community Council. Santana based this on the MDED records Diaz had submitted at the time he submitted them to qualify for the election and an observed Florida driver's license which showed a different residential address than the address Diaz was using on the submitted election qualifying forms (at the time the investigators and the MDSAO-Public Corruption Unit were already aware of the residential discrepancies which were already under investigation by the MDSAO-PCTF and the MDC-OIG via D'Ambrosia and Kennedy)

Santana provided the following personal information to the investigators:

Alberto Luis Santana  
 10811 SW 69th Drive  
 Miami, FL. 3313-2007  
 W/H/M, DOB: [REDACTED]  
 FLDL: [REDACTED]  
 Telephone# [REDACTED]

Submitted By: \_\_\_\_\_ Date: 9/8/14  
 Michael D'Ambrosia, Investigator, MDSAO-PCTF

Reviewed By: \_\_\_\_\_ Date: \_\_\_\_\_

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Report Classification  
Investigation X  
Intelligence  
Preliminary Inquiry

**Report Of Investigation**  
State Attorney's Office  
Criminal Investigations Division  
Miami-Dade County, Florida

Case #: 64-14-30  
First Report Date: 7/11/2014.IR 31  
Page 2 of 4 Pages

Santana then went onto provide the following information in substance:

- That he had been a CC District 12 candidate and sitting councilperson for 2 terms. In 2014, Mr. Santana was running for a third term for CC 12/123.
- That the opposing candidate in this particular run was Daniel Diaz.
- That Diaz won the election based on receiving the majority of the votes and that he (Santana) had no problem with the results, just that he thought based on the review of the qualifying documents that Diaz should never have been allowed to run and should have been disqualified. However, Diaz was allowed to run and that he (Santana) would be challenging his qualifications based on residency.
- That during the day of the elections 08/26/2014, he had been approached by a person named Anthony Petisco (phonetic) who had been a former member of the CC12, who sated to Santana that Diaz did not live in the CC12 area, as mandated, but outside the area. Petisco showed Santana the qualifying documents that Diaz used and pointed to the differences in Diaz's driver's license address and the qualifying document address Diaz used. Petisco brought this observation to Santana's attention.
- Santana reviewed the documents himself and decide to take his complaint to the MDED and did so (Santana was re-directed to the MDSA0 and OIG by the MDED at the behest of the investigating agencies who had spoken to the MDED about the complaint right after Santana had submitted it to the MDED).
- Santana went onto to speak of a person whom he identified as "David Carcache" and suspected that Carcache was behind attempting to get candidates who were unqualified to run in various CC elections (the investigators knew Carcache as David Alberto Carcache-Guzman already).
- That there were other former CC members who wanted to complain on Carcache as well and he named them as former CC12 council persons as: Anthony Petisco and Jorge Garciga. Garciga lost in the 2012 election cycle and though there were suspect candidates who ran in those election cycles as well for CC's.
- That during the 2012 election cycle it seemed as if the candidates that were involved Carcache who had won would never show up for council meeting. One was named FNU- (Matthew) Larsh. Larsh only showed up from time to time.
- That Carcache sued to show up at meeting and complain about CC12 saying that the members were paid off and no doing their jobs and that they needed new members to run, hence his involvement.
- That around 2006 Santana's good friend by the name of Raul Gonzalez had introduced him to Carcache, this was how Santana had his first interactions with Carcache.
- Santana worked with Carcache on his 2006 election and paid him via check for assisting him in the CC12 election run. Santana paid Carcache out of his 2006 election campaign account via check. Carcache helped Santana organize and run.

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Report Classification  
Investigation X  
Intelligence  
Preliminary Inquiry

**Report Of Investigation**  
State Attorney's Office  
Criminal Investigations Division  
Miami-Dade County, Florida

Case #: 64-14-30  
First Report Date: 7/11/2014.IR 31  
Page 3 of 4 Pages

- Santana had no written agreement for this assistance, no contract verbal or otherwise. At the end of the campaign, Carcache was insistent to the point of being angered of being paid, and wanted the remainder of the funds in the campaign account, but there was not much left over. Santana knew he could not pay him from a personal account or with personal funds, only the campaign account, so he paid him the remainder of the funds. As he recalled it was somewhere around \$500.00+/-.
- Santana's thoughts on what Carcache was doing was running candidates against incumbent who he did not agree with and who had a last name one letter above the incumbent (this would cause the name to be the first name viewed or on top of the oppositional candidate, above the opponent on the ballot cards).
- A candidate named Elliott Zack had a candidate run against him by Carcache.
- Santana also described a scheme and alleged crime that Carcache committed while on the Killian High School Parent Teachers Association (PTA) in 2009 where Santana alleged that Carcache ran to be a PTA member, was voted in, then stole approximately \$2000.00 from the PTA funds and left the PTA. There were no complaints filed because the other PTA members felt that it would bring embarrassment to the organization and failed to take action and report it. Santana gave the investigators the name of his sister-in-law named Annette Santana, married to his brother, as someone who was familiar with the allegations and could be interviewed. Annette Santana could be telephoned at: [REDACTED] (cellular) or [REDACTED] (home).
- Santana also described (hearsay) a negative-confrontational interaction between Carcache and another elected official named Carla Savola who was a Community Council member that later ran for FL. State Representative District#113 where Carcache allegedly went after her for some unknown reason that only Savola would be able to describe.
- Carcache had issues with a pawn shop that was to be opened in the CC12 area and spoke out against it. The CC12 voted against the opening of a pawn shop in any event.
- Santana stated that he thought Carcache was profiting from the locations/issues that he recommended or worked or did business with and used the CC's to get candidates elected who supported his ideas.
- Santana said that during his campaign in 2006, that Carcache was handling the print material, but he said the quality of the material was "garbage" and immediately thought that he had over paid for the items and that maybe there was some type of collusion on the part of the print shop and Carcache to split the payment for the poor quality printed material.
- Never heard of any CC members who were threatened or extorted by Carcache.
- That Carcache had stalked his friend Raul Gonzalez in an attempt to develop a personal relationship with Gonzalez, but Gonzalez rebuffed Carcache's advances back in 2006-2007.
- Santana was going to challenge the eligibility of Diaz within the allowable time frame set by the MDED.
- Santana felt that the CC's should be run fairly and that those on it should act properly.

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Report Classification  
Investigation X  
Intelligence  
Preliminary Inquiry

**Report Of Investigation**  
State Attorney's Office  
Criminal Investigations Division  
Miami-Dade County, Florida

Case #: 64-14-30  
First Report Date: 7/11/2014.IR 31  
Page 4 of 4 Pages

- Kennedy read some of the business names that had been collected during the investigation to Santana and he was unfamiliar with the names (Webiotics; Dark Horse Strategies; DC consulting AKA DC Group, etc.).
- When questioned about any projects that Carcache may have been behind, Santana described a commercial/residential venture located in the area of Killian Drive and SW 117th Avenue. Carcache was in favor of the project which was a pro-business project. The name of the developer was possibly "Gil". The CC however was also in favor of allowing the venture to proceed. The other building/business venture was a multi-story commercial office project built at SW 87th Avenue and 72nd Street by the same developer named "Gil".
- Santana's issue was that the process be done right.
- The investigators showed Santana the Diaz candidacy documents as he kept stating that the address on the license and candidacy documents were the same, however, both address were different from one another, and the license address was outside the CC area, however the candidacy documents were inside the CC area. Santana corrected himself and said that it was the license address was what drew his attention to Diaz not living in the CC area as required.

At approximately 1236 hours the interview was concluded and Santana departed the office. There were no other supporting documents brought forth by Santana other than his personal knowledge and opinions of the above information.

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Report Classification  
 Investigation X  
 Intelligence  
 Preliminary Inquiry

**Report Of Investigation**  
 State Attorney's Office  
 Criminal Investigations Division  
 Miami-Dade County, Florida

Case #: 64-14-30  
 First Report Date: 7/11/2014.IR 32  
 Page 1 of 4 Pages

**Case/File Title:** DIAZ, Daniel Miami-Dade Community Council #12/123 Candidate 2014/ Interview of Lawyer Melissa Tapanes-Llahues RE: Historical Carcache-Guzman Issues/Allegations

**Narrative:**

This report is predicated upon the ongoing gathering of criminal intelligence and investigative information related to criminal allegations of perjury and false swearing under oath (a violation of FSS 104.011a 3rd Degree Felony) for candidate(s) seeking to qualify and run for election to the Miami-Dade County Community Council Area #12, Sub-Area #123 to-wit: the East Kendall area of Miami-Dade County.

On Thursday, September 4, 2014 at approximately 1115 hours Miami-Dade State Attorney's Office (MDSAO) Public Corruption Task Force (PCTF) Investigator Michael D'Ambrosia along with Miami Dade County (MDC) Office of Inspector General (OIG) Special Agent James Kennedy and MDSAO Assistant State Attorney Luis Medina-Perez met with and interviewed Private Attorney Melissa Tapanes-Llahues at the law office of Gerald E. Greenberg located at 1441 Brickell Avenue, Miami, FL 33131, Main Tele# [REDACTED]; Direct# [REDACTED] Fax# [REDACTED]; Email: ggreenberg@gsgpa.com.

The purpose of the interview was to interview Llahues regarding her knowledge of an unknown client of hers who was allegedly extorted by David Alberto Carcache-Guzman (Carcache) during a Community Council (CC) meeting. That information had been uncovered during the interviews of Miami-Dade County RER employee Felix Acosta and Thomas Gomez. The information came specifically from Acosta. The investigators were attempting to uncover the name of the client and determine the viability of an interview in order to determine if Carcache had committed the alleged extortion and if there were any other supporting witnesses or evidence.

Llahues agreed to be interviewed in the presence of her hired private counsel, Gerald E. Greenberg. On the advice of Llahues' counsel there would be certain questions related to her clients which might violate her attorney-client privileges and if asked Greenberg in concert with Llahues would determine if the question(s) could be answered. The lawyers were both concerned with public disclosures coming to light with her as a lawyer, that as a witness or otherwise, it could affect her business and clients.

The interview was not recorded and notes were taken by the investigators during the question and answer interview period. Kennedy was the primary interviewer with follow-up questions from time to time by D'Ambrosia and Perez-

Submitted By: \_\_\_\_\_ Date: 9/8/14  
 Michael D'Ambrosia, Investigator, MDSAO-PCTF

Reviewed By: \_\_\_\_\_ Date: \_\_\_\_\_

Reviewed By: \_\_\_\_\_ Date: \_\_\_\_\_

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Date: \_\_\_\_\_

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Report Classification  
Investigation X  
Intelligence  
Preliminary Inquiry

**Report Of Investigation**  
State Attorney's Office  
Criminal Investigations Division  
Miami-Dade County, Florida

Case #: 64-14-30  
First Report Date: 7/11/2014.IR 32  
Page 2 of 4 Pages

Medina.

The interview proceeded in a conference room at the law firm and Llahues stated in substance the following upon being questioned specifically about Carcache-Guzman:

- That she was a lawyer had a boutique clientele who routinely interacted with her clients whose zoning issues came before the local community councils.
- The 1st scheme/complaints were: Carcache approaches applicants who have business or zoning issues before the CC boards and asking for sums of money. That if the client or applicant does not pay the money to him he tells them that he will oppose their issues.
- The 2nd scheme/complaints were: Carcache would approach an applicant and tell them that he has the votes to either deny or approve a request or application that comes before the board.
- That Carcache to her knowledge has approached not only applicants who come before the various CC's but lawyers and asked for money.
- That she has never personally observed or overheard Carcache contact these people directly, only heard through others that this is what happens.
- That Llahues is a member of the Latin Builders Association (LBA) which was how she met Carcache, at a social function for the LBA in March of 2011. Carcache approached her and introduced himself to her. She did not know him before that.
- That she had heard that Carcache calls the clients or applicants that come before the board directly before the items are read/heard at the CC meeting and solicits money over the telephone.
- That another lawyer who might possess additional information on Carcache was Juan Mayol Jr. who works for the law firm of Holland & Knight and works for clients who come before CC's.
- That no one in her firm or any of her clients has paid Carcache, she saw him as a "bully" and would not allow this to happen, that she went out of her way to ensure that her clients were not bullied by Carcache.
- That approximately 2 years ago she complained to the MDSA; MD Ethics Commission; MDC-RER staff about Carcache's methods.
- She had heard that Carcache tries to get certain people elected to the CC's. That this knowledge was discussed openly at CC's meeting.
- In the beginning before she stood up to him on issues and for her clients, she thought Carcache was trying to "shake her down" for money or to support or withdraw an item and this was based on his actions and behaviors.

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Report Classification  
Investigation X  
Intelligence  
Preliminary Inquiry

**Report Of Investigation**  
State Attorney's Office  
Criminal Investigations Division  
Miami-Dade County, Florida

Case #: 64-14-30  
First Report Date: 7/11/2014.IR 32  
Page 3 of 4 Pages

- That she could not provide the name of any of her clients who had been approached or extorted without first talking to them due to the attorney-client privilege.
- She provided the names of other CC candidates who she suspected were clients of Carcache:
  - Daniel Ojeda
  - Carolina Blanco
  - Joe Sanchez
  - Alex Duran (Jorge Garciga's opponent)
  - Matthew Larsh
- The extortion scheme usually involved money in the amount of \$5,000-\$10,000.00. Carcache would threaten CC agenda clients with pay "or I will oppose you" and whatever the items were.
- At the LBA meeting previously described, she was approached and solicited money and that "your firm owes us \$1500" for a Sweetwater election race. Carcache stated that he had a meeting with another staff member with the law firm she represented who was not named and that Carcache was promised \$1500, that since he had not been paid that he solicited Llahues for the money.
- She also described Carcache doing the following for any of the person(s) who he tried to run into the CC's:
  - Filed their qualifying documents.
  - Looked for good last names (names similar to other elected officials).
  - Would try to run a better name than an incumbent.
  - Would retain all the Email addresses used on the qualifying documents so that he had control of incoming and outgoing emails. He set up the accounts.
- Ojeda was a prior candidate for CC and she had heard he was approached and threatened by Carcache (note that D'Ambrosia did a telephone interview of Daniel Ojeda and he was extremely concerned about his welfare and that of his family's as it related to Carcache and did not want to be involved or be a witness in any investigation).
- Carcache would use the Emails to file protests and objections to the MDC-RER on behalf of the candidates using those email addresses.
- That the MDC-RER and their IT section would possible possess all the Emails sent from the addresses set up by Carcache on behalf of those he was trying to get elected.
- That there were also "phantom" protests from unknown emails that came in from time to time that she suspected were from Carcache.
- She also stated that in order to represent clients before the CC's that you had to be a "registered lobbyist" or a "lawyer". That Carcache was neither.
- That the 2014-2015 CC meeting start again this month (September).

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Report Classification  
Investigation X  
Intelligence  
Preliminary Inquiry

**Report Of Investigation**  
State Attorney's Office  
Criminal Investigations Division  
Miami-Dade County, Florida

Case #: 64-14-30  
First Report Date: 7/11/2014.IR 32  
Page 4 of 4 Pages

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- That Carcache was possible a member of the "Log Cabin Republicans" and that he had stated he worked for a Florida State Representative possibly on Miami Beach named "Richardson" (possibly State Rep. District 113).

The interview was concluded at approximately 1201 hours.

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 Investigation X  
 Intelligence  
 Preliminary Inquiry

**Report Of Investigation**  
 State Attorney's Office  
 Criminal Investigations Division  
 Miami-Dade County, Florida

Case #: 64-14-30  
 First Report Date: 7/11/2014.IR 33  
 Page 1 of 2 Pages

**Case/File Title:** DIAZ, Daniel Miami-Dade Community Council #12/123 Candidate 2014/Pre-Operation Surveillance Assessment and Daniel DIAZ interview

**Narrative:**

This report is predicated upon the ongoing gathering of criminal intelligence and investigative information related to criminal allegations of perjury and false swearing under oath (a violation of FSS 104.011a 3rd Degree Felony) for candidate(s) seeking to qualify and run for election to the Miami-Dade County Community Council Area #12, Sub-Area #123 to-wit: the East Kendall area of Miami-Dade County.

On Tuesday September 9, 2014 at approximately 1822 hours Miami-Dade State Attorney (MDSAO) Public Corruption Task Force (PCTF) Investigator Michal D'Ambrosia, Miami Dade County (MDC) Office of the Inspector General (OIG) Special Agent James Kennedy, MDSAO-PCTF Investigator Ricardo Arias and U.S. Department of Homeland Security Technical Special Agent Christopher Torres met with Daniel Diaz at his apartment located at 8180 Geneva Court, Apartment #329, Doral, Florida 33166. Diaz had arrived at approximately 1809 hours.

The purpose of the meeting was for D'Ambrosia and Kennedy to prepare Diaz for an impending meeting with David Alberto Carcache-Guzman (herein after referred to as Carcache) and for Arias and DHS-HS Special Agent Chris Torres to conduct a physical survey of the apartment for the purposes of installing electronic surveillance equipment which would be used to record the meeting slated to occur on 09/10/2014 at approximately 1930 hours at Diaz's apartment. As Arias and Torres went about the survey, D'Ambrosia and Kennedy interviewed and briefed up Diaz on what was going to occur with regard to the recordings and crafted a scenario whereby Carcache would converse with Diaz about the prior Community Council election run, financial issues and questions and what to do should Diaz be approached by the police or investigators regarding the election and the address discrepancies. The purpose being to collect/record conversations on Carcache's part which would evidence his involvement in the false swearing scheme and culpability in financial issues which were suspect by the investigators as it related to all the monies deposited into the Diaz campaign account.

Diaz stated in substance that:

- Carcache had been to the apartment twice before during this past election cycle. Once to show Diaz the "palm cards" to be used on Diaz's campaign and once to drop off three (3) checks from the PAC's that were written to

Submitted By: \_\_\_\_\_ Date: 9/11/14  
 Michael D'Ambrosia, Investigator, Group I

Reviewed By: \_\_\_\_\_ Date: \_\_\_\_\_  
 Robert Jordan, Supervisor

Reviewed By: \_\_\_\_\_ Date: \_\_\_\_\_

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Report Classification  
Investigation X  
Intelligence  
Preliminary Inquiry

**Report Of Investigation**  
State Attorney's Office  
Criminal Investigations Division  
Miami-Dade County, Florida

Case #: 64-14-30  
First Report Date: 7/11/2014.IR 33  
Page 2 of 2 Pages

Diaz's campaign account. The checks were for \$1000.00 each for a total of \$3000.00 to be deposited into the Diaz campaign account. Thereafter Diaz was instructed by Carcache to go to the campaign account bank, in this case, Chase and obtain money orders. The Diaz would arrange with Carcache a meeting spot to exchange the money orders. The contact was done through texting on both Diaz's and Carcache's cellular telephones to set the meeting/exchange sites for the money orders.

- Diaz never saw any vendor receipts; he simple obtained the money orders as directed by Carcache. Carcache always asked for money orders.
- That Lazaro (Diaz's friend; Frank Corales-Diaz's nephew and Laura-Lazaro's fiancé' had been paid by Carcache after Lazaro made verbal complaints to Carcache about having not received payment for the work on Diaz's campaign.
- That as of this date the MDC-RER Department was to send Diaz the documents he needed to withdraw or resign his post in the CC12/123 at which time he would file the documents to withdraw. As far as Carcache having contacted the MDC-RER Department, Kennedy said that the RER had not been contacted by Carcache has of yet in order to discuss Diaz's withdrawal, as Carcache had stated he would do to Diaz.

Diaz went to a drawer in his kitchen and retrieved two (2) money order receipts from Chase Bank, to-wit: Chase Money Order/Customer Copies #8171300687 and 8171300688 each for \$1000.00 and both dated 07/30/2014. D'Ambrosia and Kennedy reviewed the documents and retained them, placing the date, time and their signatures/initials on the documents for future review. The documents were maintained in the case file as a related item (RI#33, 34).

During the interview and survey, Aria explained to Diaz safety precautions in the vent Carcache was to start and argument, or become violent towards Diaz. The agents would be monitoring the interactions and would be close enough to immediately respond to a dangerous situation if one arose. The agents were provided a key to Diaz's front apartment door in that event as well.

D'Ambrosia and Kennedy also had Diaz executed a consent to audio and digitally video record the meeting for safety and evidence preservation. The form was reviewed by Diaz and he signed it and D'Ambrosia and Kennedy witnessed the form. The form was placed into the related items section of the case file for future review (RI#32).

Diaz was directed that the meeting which would include Diaz preparing dinner for himself and Carcache should terminate by 2100 hours or thereabouts.

At approximately 1921 hours the survey being completed and Diaz briefed and interviewed, the investigators departed the apartment.

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Report Classification  
 Investigation X  
 Intelligence  
 Preliminary Inquiry

**Report Of Investigation**  
 State Attorney's Office  
 Criminal Investigations Division  
 Miami-Dade County, Florida

Case #: 64-14-30  
 First Report Date: 7/11/2014.IR 34  
 Page 1 of 2 Pages

**Case/File Title:** DIAZ, Daniel Miami-Dade Community Council #12/123 Candidate 2014/Surveillance and Daniel DIAZ interview-debriefing post op

**Narrative:**

This report is predicated upon the ongoing gathering of criminal intelligence and investigative information related to criminal allegations of perjury and false swearing under oath (a violation of FSS 104.011 a 3rd Degree Felony) for candidate(s) seeking to qualify and run for election to the Miami-Dade County Community Council Area #12, Sub-Area #123 to-wit: the East Kendall area of Miami-Dade County.

On Wednesday September 10, 2014 from approximately 1401 hours until approximately 1758 hours Miami-Dade State Attorney's Office (MDSAO) Public Corruption Task Force (PCTF) Investigator Michael D'Ambrosia had been in telephone contact with Daniel Diaz for the purposes of obtaining updates on the potential meeting which was to take place between Diaz and David Alberto Carcache-Guzman (herein after referred to as Carcache) at the Diaz home apartment located at 8180 Geneva Court, Apartment 329, Doral, FL (8180 residence). The purpose of which was to covertly audio and digital video record Carcache engaged in conversations with cooperating defendant/witness Diaz about the false swearing aspects of the Diaz Community Council application and how Carcache facilitated and participated in the process.

The following events and activities took place pursuant to the investigation at the approximate times specified:

At approximately 1654 hours:

MDSAO-PCTF members and members of the Miami-Dade County Office of the Inspector General arrived in the area of 8180 residence or had previously established a surveillance of the location. The members were as follows:

1. D'Ambrosia
2. James Kennedy
3. James Mazer
4. Ricardo Arias
5. Adriana Canaves
6. Matthew Ambre
7. Frank Castillo

Submitted By: \_\_\_\_\_ Date: 9/11/14  
 Michael D'Ambrosia, Investigator, Group I

Reviewed By: \_\_\_\_\_ Date: \_\_\_\_\_  
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Report Classification  
Investigation X  
Intelligence  
Preliminary Inquiry

**Report Of Investigation**  
State Attorney's Office  
Criminal Investigations Division  
Miami-Dade County, Florida

Case #: 64-14-30  
First Report Date: 7/11/2014.IR 34  
Page 2 of 2 Pages

8. Michael Watson Jr.
9. Wastine Allen
10. Sergio Diez
11. Julio Estopinan
12. Chris Torres-US DHS

At approximately 1730 hours:

D'Ambrosia had called Diaz to confirm the meeting was to still take place and Diaz stated that via text messages to and from his cellular telephone that Carcache was tentative about going to Diaz's apartment stating that he was "not feeling well".

At approximately 1758 hours:

Diaz arrived home from work and met with Arias and Torres inside apartment 329 to install covert recording equipment. Arias then had the opportunity to read the text message that Diaz had related to D'Ambrosia over the telephone. Based on the content of the text messages and in consultation with D'Ambrosia, the surveillance operation was terminated. Units however stayed in the area until such time as Diaz was debriefed by D'Ambrosia and Kennedy inside Diaz's apartment in the presence of Aria and Torres. A review of the text messages by D'Ambrosia indicated that Carcache was not interested in coming to Diaz's apartment; however the conversations were still amiable.

During the debriefing of Diaz by D'Ambrosia and Kennedy, Diaz executed Consent to Assume On-Line Presence form for the task force to enter his Face Book page and extract data related to the case at hand with specific attention to emails and messages sent to Diaz by Carcache and any and all responses. The form was witnessed by D'Ambrosia and Kennedy and D'Ambrosia maintained the original document in the case file as a related item for future reference (RI#). Diaz was also directed to not contact Carcache unless Carcache texted or called him, then to respond as has been the norm. If Carcache wanted to set up another date and time for a meeting to acknowledged that and contact D'Ambrosia for direction. That Diaz was to let Carcache set a meeting up to discuss Diaz remaining in the Community Council position and the circumstances surrounding the candidate application and if Carcache would open up about how the alleged scheme was established and directed by him (Carcache). Diaz acknowledged those instructions.

At approximately 1826 hours:

D'Ambrosia, Kennedy, Arias and Torres departed the apartment, Diaz was alone.

At approximately 1830 hours:

All listed surveillance units were directed to clear the vicinity of the 8180 building and the surveillance was concluded for this date. A copy of the surveillance operational plan was placed in the related items section of the case file (RI# 35).

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Report Classification  
 Investigation X  
 Intelligence  
 Preliminary Inquiry

**Report Of Investigation**  
 State Attorney's Office  
 Criminal Investigations Division  
 Miami-Dade County, Florida

Case #: 64-14-30  
 First Report Date: 07/11/2014.35  
 Page 1 of 2 Pages

**Case/File Title:** DIAZ, Daniel Miami-Dade Community Council #12/123 Candidate 2014/Subpoena DT to Google RE  
 Candidate Gmail Accts

**Narrative:**

This report is predicated upon the ongoing gathering of criminal intelligence and investigative information related to criminal allegations of perjury and false swearing under oath (a violation of FSS 104.011a 3rd Degree Felony) for candidate(s) seeking to qualify and run for election to the Miami-Dade County Community Council Area #12, Sub-Area #123 to-wit: the East Kendall area of Miami-Dade County.

On September 23, 2014 Miami-Dade State Attorney's Office (MDSAO) Public Corruption Task Force (PCTF) Investigator Michael D'Ambrosia obtained a subpoena duces tecum for the below listed Google email accounts and the information associated to them. The Gmail accounts had been established at the time a particular candidate had sought election to the community council as a means for the candidate to communicate with the Miami-Dade Elections Department (MDED) and with the Miami-Dade County Community Councils. It had been reported to D'Ambrosia and MDC OIG Special Agent James Kennedy that David Alberto Carcache- Guzman (herein after referred to as Guzman) was the person who had established some or all of these emails accounts on behalf of candidates that Guzman was helping get elected. The Gmail accounts were extracted from MDED records and candidacy reports where it was learned that the candidate had some connectivity to Guzman, either through campaign work or through MDED interactions. In one known instance, the candidate did not even know he (Daniel Diaz CC12/123) had a Gmail account. The subpoena was sent via the MDSAO Cyber Crimes Unit to Google Inc. based in Mountain View, California, that provided electronic computer services or remote computing services within the State of Florida for these types of records:

1. ddceek123@gmail.com
2. aaccwk114@gmail.com
3. ddceek126@gmail.com
4. mrvceck113@gmail.com
5. ccoorken@gmail.com
6. grodriguezjr3@gmail.com
7. omare24@gmail.com
8. laleylove@gmail.com
9. vote4blanco@gmail.com

Submitted By: \_\_\_\_\_ Date: 9/24/14  
 Micahel D'Ambrosia, Investigator, MDSAO-PCTF

Reviewed By: \_\_\_\_\_ Date: \_\_\_\_\_

Reviewed By: \_\_\_\_\_ Date: \_\_\_\_\_





Report Classification	
Investigation	X
Intelligence	
Preliminary Inquiry	

**Report Of Investigation**  
State Attorney's Office  
Criminal Investigations Division  
Miami-Dade County, Florida

Case #:	64-14-30
First Report Date:	07/11/2014.35
Page 2 of 2 Pages	

10. dralexduan@gmail.com
11. joesun00@gmail.com

Of interest to the investigators (D'Ambrosia and OIG S/A J. Kennedy) was that there had been multiple reports from witnesses of Guzman using candidate accounts for personal reasons, to submit candidate financial reports and to respond to a variety of community council issues in both a positive and negative manner. By doing that, Guzman was purporting to be the candidate or the official assuming their identity. In one instance reported by a former CC11 member named Miguel A. Diaz, Guzman was suspected of signing Diaz's name to emails, assuming Diaz's identity and creating turmoil and havoc against Diaz by residents of the CC which Diaz represented (CC11). The investigators were attempting to track the emails back to an internet provider (IP) address(s) and onto a physical address location. The suspicion and lead being that it was the home residence of Guzman located at 11180 SW 107<sup>th</sup> Street, Apartment 113, Miami, FL.

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Report Classification  
 Investigation X  
 Intelligence  
 Preliminary Inquiry

**Report Of Investigation**  
 State Attorney's Office  
 Criminal Investigations Division  
 Miami-Dade County, Florida

Case #: 64-14-30  
 First Report Date: 07/11/2014.36  
 Page 1 of 5 Pages

**Case/File Title:** DIAZ, Daniel Miami-Dade Community Council #12/123 Candidate 2014/Interview of Miguel A. DIAZ, Former CC11 Council Member

**Narrative:**

This report is predicated upon the ongoing gathering of criminal intelligence and investigative information related to criminal allegations of perjury and false swearing under oath (a violation of FSS 104.011 a 3rd Degree Felony) for candidate(s) seeking to qualify and run for election to the Miami-Dade County Community Council Area #12, Sub-Area #123 to-wit: the East Kendall area of Miami-Dade County.

On Tuesday, September 23, 2014 between the hours of 0930 to 1033 Miami-Dade State Attorney's Office (MDSAO) Public Corruption Task Force (PCTF) Investigator Michael D'Ambrosia, Miami-Dade County Office of the Inspector General (OIG) Special Agent James Kennedy and MDSAO Assistant State Attorney (ASA) Public Corruption Luis Perez-Medina met Miguel A. Diaz at the MDSAO-PC Unit Offices. Due to the extended length of the interview at approximately 0942 a digital tape recorder was initiated and the remainder of the interview from that point on was recorded until its conclusion. Diaz was identified as follows:

Miguel Abdier Diaz  
 LKA: 12732 SW 60th Lane  
 Miami, Florida 33183  
 DOB: [REDACTED]  
 FLDL# [REDACTED]  
 Cellular Telephone [REDACTED]  
 Email: [REDACTED]

SA Kennedy was the primary interviewer with follow-up question made by D'Ambrosia and Medina from time to time. Diaz stated the following in substance:

Diaz was the Vice-Chair person on Community Council 11 (herein after referred to as CC) and represented Sub-Area 113.

Diaz stopped going approximately two months ago because of CC and personal issues and attributed them to a person he identified as David Carcache-Guzman AKA David Carcache AKA David GUZMAN (herein after referred to as Guzman).

Submitted By: \_\_\_\_\_ Date: 9/25/14  
 Michael D'Ambrosia, Investigator, MDSAO-PCTF

Reviewed By: \_\_\_\_\_ Date: \_\_\_\_\_

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Report Classification  
Investigation X  
Intelligence  
Preliminary Inquiry

**Report Of Investigation**  
State Attorney's Office  
Criminal Investigations Division  
Miami-Dade County, Florida

Case #: 64-14-30  
First Report Date: 07/11/2014.36  
Page 2 of 5 Pages

Diaz lived in and still lives in the Sub-area 113.

That Diaz and his wife had met Guzman through church and also through a Jackson Memorial Hospital Foundation own as the Guardian Angels Foundation.

That when Guzman found out that Diaz's wife was on that foundation, Guzman constantly bothered her about getting on the foundation. It was thereafter that Guzman had approached Diaz about running for a community council seat. The year was approximately 2010.

Guzman stated to Diaz that he was a "lobbyist" and that he would charge Diaz \$1200.00 to facilitate Diaz's Miami-Dade Election Department application and other campaign paraphernalia. Diaz agreed to the cost but only if Diaz could spread the cost out over 4 payments via installments which varied in amounts, ultimately for a total of \$1200.00. Guzman agreed. Diaz thought CC would help build his personal and professional resume.

Guzman according to Diaz completed all the paperwork required of the MDED and even set up an Email account on Diaz's behalf. It was a Google mail account or Gmail account. Diaz noticed that after the account was established that Guzman was linked into the account. Diaz would get notifications on his personal account (which he had linked it too) when the campaign email account was accessed so he would know what was going on with the Gmail account activity.

Diaz never filled out any documents, Guzman did all the paperwork and when it was ready for submission, Guzman had Diaz meet him at the MDED, sign it and submitted the paperwork to qualify for Community Council 11. Immediately after the MDED qualifying documents were submitted, Guzman and Diaz went across the street from the MDED (on NW 87th Avenue and 26-27th Street as Diaz remembered) and went into a bank, the name Diaz could not remember and Guzman directed Diaz to open a campaign account.

Diaz recalled that Guzman took a picture of Diaz and the MDED employee that Diaz turned the qualifying documents into for purposes that he did not question at the time.

That Diaz knew Guzman by variations of his name, which Guzman would use during the Community Council meetings, to-wit: David Guzman, David Carcache, and David Carcache-Guzman.

The payments were not paid from the Diaz campaign account. Diaz never raised any money, because he ran unopposed, that any money in the Diaz account was Diaz's personally.

Guzman also told Diaz that if Diaz had other political aspiration that he (Guzman) could help him on his campaign and that the cost would be anywhere from \$3500 to \$5000.

During the vetting process Diaz recalled that Guzman was interested in where Diaz lived and when Diaz told him, Guzman responded that was "perfect" because Guzman knew that no one was running for that seat and that Diaz would be able to run unopposed.

Diaz never raised any money; he just put \$250 in campaign account to meet the bank's minimum balance requirements to pay the qualifying fee.

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Report Classification  
Investigation X  
Intelligence  
Preliminary Inquiry

**Report Of Investigation**  
State Attorney's Office  
Criminal Investigations Division  
Miami-Dade County, Florida

Case #: 64-14-30  
First Report Date: 07/11/2014.36  
Page 3 of 5 Pages

Later after being appointed as a CC11 member Diaz was approached by a man who stated he represented Miguel Diaz De La Portilla. The man warned Diaz about Guzman and told Diaz to stay away from Guzman.

As Diaz started his job duties on the CC he noticed that Guzman would routinely text Diaz about the council meetings and anticipated agenda items. At first the text messages were friendly, where Guzman would provide his personal thoughts on a matter before the CC11. As time went on Diaz observed that the text messages got more aggressive and pointed as to where Guzman wanted Diaz to vote on a matter before the CC11. Diaz became aggravated and started to not answer the text messages. Diaz said that text messages would come in numerous times as Diaz sat with the CC11 in their meetings. It was then that Diaz had a realization that the text and contact was more than Guzman being friendly, that Guzman had a personal agenda. Diaz was bothered by that. Diaz eventually shut down that cellular telephone which was 786-208-8528 (ATT) under the corporate name of Pharma Express. The time frame for these activities was from March 2011 through September 2013. Diaz stated there was nothing to tie him to Guzman other than text messages.

Diaz described that there was a large shopping center project in "horse country" (Kendall area of Miami-Dade County SW 85th Street-west) which was to be voted on as to whether the shopping center project should be approved. That Guzman wanted the project approved and let Diaz know as much through personal contact and text messages. Diaz knew that based on the community's feedback, that the residents did not want the project. The residents let their area representatives know this and the five council members voted. The vote was 3 against and 2 for, Diaz voting "for approval". Diaz stated that he knew the item would not pass, however, he voted for because he wanted to remain friendly with Guzman as Guzman had indicated to Diaz that in general people did not want to be on his bad side or cross him. That by voting "yes" he felt bad, but that he did not want to be in a confrontation with Guzman and Diaz knew the project would be voted down, hence he presented himself in a good light to Guzman and the project was disapproved. Patricia-LNU who sat on the CC11 (he did not remember her last name) also voted "yes" on the shopping mall vote. As Diaz saw it, it was a good outcome for him, however, in hindsight; he was upset at himself for not standing up for what he thought was right for the community in a public vote. Thereafter, many area residents thought that Diaz was "in-bed" with Guzman and he was accused of such via Emails.

There came a time when Diaz was approached by a person named Stephen Ferreiro who told Diaz that there were complaints being made about Emails that Diaz was sending about the CC11 meetings and agenda items that CC11 was overseeing, whether it was about the applications and their possible political ramifications or the projects themselves. There were also multiple Emails from Diaz's email account that went on to extoll how well Guzman was liked and of how Guzman was an excellent person. They were at time signed with Diaz's name and at other times not. However, Diaz stated that he never initiated any such emails either on the pros or cons of a project or to write accolades about Guzman. What tipped Diaz off was that in some of the emails the term "oh, really" was used, when at times a response was made. Diaz knew immediately that it was a term that Guzman constantly used, then Diaz realized that the campaign account established for his campaign had been hijacked by Guzman.

Diaz went on to print all the emails out and attempted to respond to Ferreiro and the Miami-Dade County Commissioner Juan C. Zapata whose MDC District #11, which CC11 fell into.

Diaz ultimately had a meeting with Zapata and explained all of this to him. Zapata spoke of an "assistant" to an attorney who typically worked the community councils and represented clients who had business before the council, who had been the primary complainant about Diaz's alleged emails. When Diaz explained all of this to them thereafter he terminated the account by immediately having a friend change the password first. Diaz stated that the original email account was

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Report Classification  
Investigation X  
Intelligence  
Preliminary Inquiry

**Report Of Investigation**  
State Attorney's Office  
Criminal Investigations Division  
Miami-Dade County, Florida

Case #: 64-14-30  
First Report Date: 07/11/2014.36  
Page 4 of 5 Pages

(Guzman set-up email account) mdiaz113@gmail.com for the campaign and CC correspondences. Guzman said he would monitor the email account for Diaz.

Original Account set up:  
Mdiaz113@gmail.com  
Password: [REDACTED]

Thereafter the account was shut down or made inaccessible to Diaz at Diaz's request. The time frame for the listed email issues and complaints and activities was from approximately March 2013 through approximately September 2013. That Guzman was very good friends with Carolina Blanco a CC11 council person, but not so much with Carolina's husband Omar.

Guzman also would say to Diaz that he had to go to Washington DC, but Diaz would check other public internet open sources and see that Guzman was down in the Florida Keys or somewhere else, so he just assumed it was a lie. That another CC candidate named Gerardo "Jerry" Rodriguez used Guzman to help him get elected to the CC in the southern portion of Dade County. That Rodriguez according to Diaz had paid Guzman approximately \$2500+ to assist on the Rodriguez campaign. Diaz spoke with Rodriguez about this and told Rodriguez that he (Diaz) thought he overpaid. Diaz told Rodriguez not to use Guzman, but Rodriguez did anyway. Rodriguez told Diaz that he paid Guzman a \$2500 "lobbyist fee".

Both Diaz and Rodriguez know each other through the pharmaceutical business.

Diaz mentioned another CC member named Mimi Planas who had interactions with Guzman, but was not sure which CC Planas sat on.

Diaz stated that he never felt there was a "quid-pro-quo" on the part of Guzman and Diaz's relationship. That neither he nor his family was ever threatened by Guzman.

Diaz stated that he had spoken to Guzman on one occasion, where Guzman who had supported a particular zoning item in the area of Krome Ave and SW 136th Street, either a church or a memorial. According to Diaz, Guzman told him that there were protesters who wanted to beat Guzman up for Guzman particular stance on the matter.

Diaz also described a CC project involving a Leon Medial Centers clinic in CC11, near Kendal Drive (SW 88th Street) and 122 Avenue, that Guzman was insistent that Diaz attend and vote on, but Diaz was on vacation and did not respond to Guzman. Diaz was not sure which side of the vote Guzman was on. Diaz stated that by 2014 he had enough of the interactions with Guzman and the CC11 and stepped down.

Diaz said he would look for email copies he brought to his meeting with Commissioner Zapata and provide them to Investigators if located. Diaz will also ask his friend for the password to mdiaz113@gmail.com account and provide to Investigators.

On Tuesday September 30, 2014 MDC-OIG S/A James Kennedy spoke to Miguel Diaz regarding password and email copies that Diaz informed the investigators he would try to locate and provide (unrecorded follow-up information).

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Report Classification	
Investigation	X
Intelligence	
Preliminary Inquiry	

**Report Of Investigation**  
State Attorney's Office  
Criminal Investigations Division  
Miami-Dade County, Florida

Case #:	64-14-30
First Report Date:	07/11/2014.36
Page 5 of 5 Pages	

---

The following is a summary of the conversation to Kennedy:

- 1) Miguel Diaz's friend did not recall password for Gmail campaign account.
- 2) Miguel Diaz attempted to reset password without success and his attempts to contact Google went unanswered.
- 3) Miguel Diaz did not locate any hardcopy emails he brought with him to the meeting with Commissioner Zapata.
- 4) Miguel Diaz would not be able to provide either of the follow-up items to SAO/OIG.

The interview was concluded and the recording was stopped. A copy of the recorded interview was placed in the related item section of the case file (RI#38).

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Report Classification  
 Investigation X  
 Intelligence  
 Preliminary Inquiry

**Report Of Investigation**  
 State Attorney's Office  
 Criminal Investigations Division  
 Miami-Dade County, Florida

Case #: 64-14-30  
 First Report Date: 7/11/2014.37  
 Page 1 of 2 Pages

**Case/File Title:** DIAZ, Daniel Miami-Dade Community Council #12/123 Candidate 2014/Spot Check Surveillances RE Alvarez/Rodriguez MDED/Home addresses

**Narrative:**

This report is predicated upon the ongoing gathering of criminal intelligence and investigative information related to criminal allegations of perjury and false swearing under oath (a violation of FSS 104.011 a 3rd Degree Felony) for candidate(s) seeking to qualify and run for election to the Miami-Dade County Community Council Area #12, Sub-Area #123 to-wit: the East Kendall area of Miami-Dade County.

On Thursday September 25, 2014 between the hours of 1500 and 1624 Miami-Dade State Attorney's Office (MDSAO) Public Corruption Task Force (PCTF) Investigator Michael D'Ambrosia conducted spot check surveillances at the below listed locations for purposes of gathering intelligence and investigative information relative to current Miami-Dade Community Council (CC) candidates who were suspected of having filed their Miami-Dade County Elections Department (MDED) candidacy qualifying documents falsely by swearing that they resided at addresses they in fact did not reside at in order to qualify for a particular CC area. The suspicion was that these candidates were proxies for David Alberto Carcache-Guzman, who was suspected of assisted them in their bids for election. That the candidates (Rodriguez, Alvarez and Mauricio R. Varela) allegedly submitted false documents at the recommendation and with the assistance of Carcache-Guzman in order to qualify for their positions. That in the future, these candidates would allegedly work with Guzman to vote on CC agenda items pro or con that Guzman wanted assistance on.

The addresses that were spot checked on this date were:

Gerardo "Jerry" Rodriguez CC10/Sub-Area 101

MDED Qualifying documents address: 534 Southwest 96th Court, Miami-Dade County, FL. 33174 (listed as his home address).

Actual Home Address as per other governmental records: 5925 SW 87th Avenue, Miami-Dade, FL. 33173

Andres F. Alvarez CC11/Sub-Area 114

Submitted By: \_\_\_\_\_ Date: 9/26/14  
 Michael D'Ambrosia, Investigator, MDSAO-PCTF

Reviewed By: \_\_\_\_\_ Date: \_\_\_\_\_

Reviewed By: \_\_\_\_\_ Date: \_\_\_\_\_

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Report Classification  
Investigation X  
Intelligence  
Preliminary Inquiry

**Report Of Investigation**  
State Attorney's Office  
Criminal Investigations Division  
Miami-Dade County, Florida

Case #: 64-14-30  
First Report Date: 7/11/2014.37  
Page 2 of 2 Pages

---

MDED Qualifying documents address: 15124 SW 110th Terrace, Miami-Dade, FL. 33196 (listed as his home address).

Actual Home Address as per other governmental records: 7275 Southwest 90th Way, Apartment G304, Miami-Dade, FL. 33156.

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At approximately 1502-1505 hours:

D'Ambrosia located and drove by a residence located at 534 SW 96th Court and observed that the address numbers were affixed to the front of the townhome styled residence, in that the residence was connected to other separately numbered residences on the same side of the street. There were no vehicles parked in the driveway. D'Ambrosia took surveillance photograph(s) of the residence for future review then departed.

At approximately 1518-1523 hours:

D'Ambrosia located a single family residence at 5925 SW 87th Avenue and observed it to be a single story structure with a circular driveway adjacent to SW 87th Avenue. There were two (2) cars parked in the driveway. D'Ambrosia observed the following Florida vehicles tags affixed to the cars and the registrations were queried to show that:

██████████ Ana Luis Hurtado, W/H/F, DOB: ██████████  
2002 Black 4 Door (SW) Nissan

██████████: Mariela Rodriguez, W/H/F, DOB: ██████████ (as per FLDHSMV records Gerardo's wife)  
2012 White 4 Door KIA

D'Ambrosia took surveillance photograph(s) of the residence and departed.

At approximately 1540-1600 hours:

D'Ambrosia located and observed 7275 SW 90th Way (Apt.G304) to be a multi-story apartment/condo complex located in the Dadeland Station area of south Miami. D'Ambrosia identified 7275 to be "Building G" of the complex and did not attempt to go into the building and locate Apt.G304. The numbers 7275 were affixed to the south side of Building G and there were multiple 1st floor doorways. D'Ambrosia took surveillance photograph(s) and departed the area.

At approximately 1621-1624 hours:

D'Ambrosia located and observed a single family 2 story residence located at 15124 SW 110 Terrace. There were no cars parked in front of the home and the garage was closed. The Miami-Dade County trash can was roadside (north) on the curb/swale area. D'Ambrosia took surveillance photograph(s) of the residence and departed the area. The home was located in a community known as Viscaya at the Hammocks.

At approximately 1624 hours the spot checks were concluded and no other activities occurred.

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Report Classification  
 Investigation X  
 Intelligence  
 Preliminary Inquiry

**Report Of Investigation**  
 State Attorney's Office  
 Criminal Investigations Division  
 Miami-Dade County, Florida

Case #: 64-14-30.38  
 First Report Date: 07/11/2014  
 Page 1 of 2 Pages

**Case/File Title:** DIAZ, Daniel Miami-Dade Community Council #12/123 Candidate 2014/MDSAO-PCTF Inv. Arias' Report

**Narrative:**

On Friday September 26, 2014 Miami Dade State Attorney's Office (MDSAO) Public Corruption Task Force (PCTF) Investigator Michael D'Ambrosia received from MDSAO-PCTF Investigator the official report on the extraction of information media from both Daniel Diaz's cellular telephone and Facebook page content.

A review of the Facebook data extracted by Arias using a search parameter of "Guzman" revealed the following content from Daniel Diaz's Email/Text conversation with David Alberto Carcache-Guzman:

Facebook profile archived on September 26, 2014.

Pursuant to consent to assume online presence of Daniel Diaz' Facebook account [REDACTED] with login name of [REDACTED]

Login credentials were provided by Mr. Diaz.

Detective Arias archived the Facebook account.

Conversation of notable interest is located in Mr. Diaz' messages between David Guzman and Daniel Diaz. See below:

Danny Diaz, David Guzman

David Guzman Thursday, June 5, 2014 at 8:03pm EDT

Hi! Danny- there's an opportunity for you to be on the county planning and zoning board. Contact me so I can explain. Thanks!

Danny Diaz Thursday, June 5, 2014 at 8:53pm EDT

Opportunity for what?

David Guzman Thursday, June 5, 2014 at 9:05pm EDT

To be on the planning and zoning board, this board approves all residences and commercial properties.

Submitted By: \_\_\_\_\_ Date: 10/1/14  
 Michael D'Ambrosia, Investigator, MDSAO-PCTF

Reviewed By: \_\_\_\_\_ Date: \_\_\_\_\_

Reviewed By: \_\_\_\_\_ Date: \_\_\_\_\_

Case Status:  Open  Closed Indexed By: \_\_\_\_\_ Date: \_\_\_\_\_

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Report Classification  
Investigation X  
Intelligence  
Preliminary Inquiry

**Report Of Investigation**  
State Attorney's Office  
Criminal Investigations Division  
Miami-Dade County, Florida

Case #: 64-14-30.38  
First Report Date: 07/11/2014  
Page 2 of 2 Pages

Danny Diaz Thursday, June 5, 2014 at 9:09pm EDT  
Oh

Danny Diaz Thursday, June 5, 2014 at 9:09pm EDT  
I'm not really into politics

David Guzman Thursday, June 5, 2014 at 9:17pm EDT  
Oh Ok. Cool!

Danny Diaz Thursday, June 5, 2014 at 9:18pm EDT  
Is money involved lol

David Guzman Thursday, June 5, 2014 at 10:26pm EDT  
It's not politics, but yes there is.

David Guzman Thursday, June 5, 2014 at 11:02pm EDT  
What are you doing for a living now?

Danny Diaz Thursday, June 5, 2014 at 11:07pm EDT  
Accounting for aw health ins company

Danny Diaz Thursday, June 5, 2014 at 11:07pm EDT  
A\*

David Guzman Thursday, June 5, 2014 at 11:20pm EDT  
K! If you want I can explain more, you can text me at 305-975-2300

Danny Diaz Thursday, June 5, 2014 at 11:21pm EDT  
Ok I'll text u tomorrow

David Guzman Thursday, June 5, 2014 at 11:21pm EDT  
Go Heat!

Danny Diaz Thursday, June 5, 2014 at 11:21pm EDT  
Yes sir!

David Guzman Friday, June 6, 2014 at 11:19am EDT  
You let me know- just text me.

The media which had been recovered by Arias was turned over to D'Ambrosia previously and held in storage on large capacity media storage drives for future use on the investigation. The report generated by Arias was placed in the related item section of the case file (RI#39).

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Report Classification  
 Investigation X  
 Intelligence  
 Preliminary Inquiry

**Report Of Investigation**  
 State Attorney's Office  
 Criminal Investigations Division  
 Miami-Dade County, Florida

Case #: 64-14-30  
 First Report Date: 07/11/2014.39  
 Page 1 of 37 Pages

**Case/File Title:** DIAZ, Daniel Miami-Dade Community Council #12/123 Candidate 2014/Debriefing Interview of Daniel Diaz on meeting with Carcache-Guzman on 09-27-2014

**Narrative:**

This report is predicated upon the ongoing gathering of criminal intelligence and investigative information related to criminal allegations of perjury and false swearing under oath (a violation of FSS 104.011 a 3rd Degree Felony) for candidate(s) seeking to qualify and run for election to the Miami-Dade County Community Council Area #12, Sub-Area #123 to-wit: the East Kendall area of Miami-Dade County

On Sunday, September 28th, 2014 between the hours of 0902 and 0933 Miami-Dade State Attorney's Office (MDSAO) Public Corruption Task Force (PCTF) Investigator Michael D'Ambrosia and Miami Dade County Office of Inspector General (OIG) Special Agent (SA) James Kennedy met with and interviewed Daniel Diaz, a cooperating defendant on the investigation at hand. The purpose of the interview was to debrief Diaz on the previously planned meeting that Diaz had with David Alberto Carcache-Guzman during a car ride to and from a University of Miami football game (Dolphin Stadium, Miami Gardens area) which had taken place on Saturday 09/27/2014 during the evening hours and where Carcache-Guzman (herein after referred to as Guzman) planned to pick Diaz up and drive Diaz to the football game. Diaz had been provided with a tape recorder by the investigators previously and directed to record the conversations which took place inside the car. Those recording would be the best practical recordings as the interior of a car is insulated from outside ambient noise. D'Ambrosia also directed Diaz to identify the car that Guzman was driving and save all text messages which may have been sent prior to, during and after the meeting.

Diaz stated in substance the following:

- That he was picked up at his residence 8180 Geneva Court, Apt. 329, Doral Florida 33166 at approximately 1813 hours on Saturday Sept. 27th, 2014 and dropped back off from the game on Sunday, 09/28/2014 at approximately 0010 hours.
- That the drive to and from the game lasted approximately 20-30 minutes each way.
- That Diaz initiated the recorder as directed for the car trip to and from the football game only and the recorder was placed on his person and he was in control of it.

Submitted By: \_\_\_\_\_ Date: 09/28/2014  
 Michael D'Ambrosia, Investigator, MDSAO-PCTF

Reviewed By: \_\_\_\_\_ Date: \_\_\_\_\_

Reviewed By: \_\_\_\_\_ Date: \_\_\_\_\_

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Report Classification  
Investigation X  
Intelligence  
Preliminary Inquiry

**Report Of Investigation**  
State Attorney's Office  
Criminal Investigations Division  
Miami-Dade County, Florida

Case #: 64-14-30  
First Report Date: 07/11/2014.39  
Page 2 of 37 Pages

- That Guzman drove and that Diaz took a photograph of the tag affixed to the car the tag identified from a cell phone photograph was: [REDACTED] affixed to an Acura, black 4 doors.
- Diaz did not use his cell phone to record any conversations.
- Diaz asked Guzman about the CC late filing fees that the MDED was supposed to send a notice out to Diaz on it and Guzman became evasive (the actual notice would be sent to the 9735 address on file with the MDED and Diaz would not receive it).
- Guzman was concerned about Diaz's friends who knew about the inquiry that the State Attorney's Office had made regarding the 8180 lease agreement and Guzman was concerned that Diaz's friends would talk to the SAO. Diaz reassured Guzman that Diaz had his friends under control and that they would not talk about it (the specific friends of Diaz who knew were Michael Spaulonci-landlord and Lazaro Pinero-close friend and campaign worker on Diaz's campaign)
- Guzman stated that he told all the other candidates to change their accounts and close them.
- Guzman told Diaz not to speak with anyone from the State Attorney's Office. That Guzman would get Diaz and attorney if he needed one. According to Diaz the statement was "we'll get you an attorney" if you need one.
- Diaz said he did not recall seeing any device in the vehicle which Guzman had to operate in order to drive the vehicle.
- Diaz confirmed Guzman's cell phone number as being 305-975-2300.
- Nothing about Diaz's address issues came up or was discussed as it related to the 9735 address the fictitious address.
- Guzman described to Diaz a situation, and Guzman was not absolutely sure, where a vote by the CC12 would be needed for Diaz to remain on the CC12.
- Diaz having located the 3rd money order in a series of three (3) Chase Bank money orders (two of which were already relinquished to the investigators turned over the third for review. The money order was issued from Chase Bank on 08/08/2014 and the order number was 8171300702). The writing on the reverse side of the money order stated "Mercedes Vilchez". Diaz stated that it was not his handwriting. (D'Ambrosia took receipt of the document for future view).
- When questioned about the backs/endorsement side on any of the campaign account check contributions, Diaz stated that he never signed any of the checks, except for the money orders.
- Diaz had signed the MDED qualifying documents, the money orders but nothing other than those documents.

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Report Classification  
Investigation X  
Intelligence  
Preliminary Inquiry

**Report Of Investigation**  
State Attorney's Office  
Criminal Investigations Division  
Miami-Dade County, Florida

Case #: 64-14-30  
First Report Date: 07/11/2014.39  
Page 3 of 37 Pages

- Guzman told Diaz that he (Guzman) was a "lobbyist". Diaz asked Guzman about the CC meetings and Guzman told Diaz that there wasn't going to be anything official until November.
- Guzman told Diaz that Guzman needed to build up trust in Diaz since Diaz had previously stated he wanted to quit.
- Guzman explained to Diaz that he was a season ticket holder of UM football tickets.
- According to Diaz there were 3 others with Guzman, a teacher friend and two others.
- Diaz told Guzman that after the game he would need to go home, which occurred (at the direction of the investigators).
- Diaz explained to Guzman that he (Diaz) wanted to attend some of the CC meeting and Guzman acknowledged that.
- Diaz stated that nothing significant was discussed during the actual game other than friendly chat.

At approximately 0933 hours D'Ambrosia and Kennedy departed the 8180 residence. D'Ambrosia maintained custody of the Chase Money order and the digital audio recorder for analysis. D'Ambrosia later had the audio recording transferred to a compact disk for review (RI#41). The money order document was placed in the related items section of the case file (RI#40).

Transcriptions of the recorded conversations to and from the University of Miami football game were as follows:

Legend (Unofficial transcript completed by D'Ambrosia/Kennedy)

DD=Daniel Diaz

DG=David Carcache-Guzman

Date: September 27, 2014 to the UM game

DD: Think I would've looked dumb if I brought my glasses...it's already going to get dark...

DG: How are you...

DD: Good and you...

DG: Ah...

DD: We're running late, for tailgate...

DG: Ah, how are you...

DD: You're not even wearing green...

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Report Classification  
Investigation X  
Intelligence  
Preliminary Inquiry

**Report Of Investigation**  
State Attorney's Office  
Criminal Investigations Division  
Miami-Dade County, Florida

Case #: 64-14-30  
First Report Date: 07/11/2014.39  
Page 4 of 37 Pages

DG: No but I am wearing orange, I am going to wear orange. I actually brought lots of orange...

DD: Ah, what...

DG: I am worried about you, you know that's not green or orange...

DD: I know but you told me to change to red so, from the red that I had from my inaudible...

DG: Of course from, that's FSU...

DD: Oh, I thought I forgot my wallet. I didn't...

DG: Have you been to a UM game before...

DD: Yah, of course. It's been awhile though....

DG: Their so much, I think its more fun than Dolphin games....

DD: I know some Maria, do you remember Maria, the girl the poll worker that I sent you a picture of a long time ago. She's there, she's there right now...

DG: Oh, fun...

DD: She's tailgating and I have a co-worker of mine there too...

DG: Nice...

DD: Maria, there she is (appears to be showing a photo from his phone to DG)...

DG: What section are they sitting in...

DD: I have no idea. I spoke to her earlier. But she's outside...

DG: But do they do they, you know it's funny they have alot, not alot but some people I know its fun um they tailgate...

DD: They're sitting outside...

DG: Oh fun...

DG: Yah it's fine she's wearing UM colors...ah because you know people they tailgate for the fun of it but they don't go in they just...but it's fun...

DD: Yah, yah, yah or watch TV outside in the pick-up...

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Report Classification  
Investigation X  
Intelligence  
Preliminary Inquiry

**Report Of Investigation**  
State Attorney's Office  
Criminal Investigations Division  
Miami-Dade County, Florida

Case #: 64-14-30  
First Report Date: 07/11/2014.39  
Page 5 of 37 Pages

DG: Yah...

DD: Ok, you're going to take the Palmetto all the way down...

DG: Inaudible...

DD: If I were you I would take a left. Take a left...

DG: Right here...

DD: Yah, because its a 58th is right here...

DG: But I want to take the Turnpike...from here but I...

DD: But the turnpike is going to take too long. Because Sun Life stadium is always over there that wouldn't be smart.

DD: Go. Oh no, wait, wait...

DG: So you think this is going to be fastest?

DD: Trust me, trust me...

DG: Than the Turnpike, I was thinking of taking the Turnpike...

DD: The Turnpike then you have to go all the way down that way and it's going to take to long...

DG: Okay...

DD: Um...

DG: I have several friends there...

DD: Alright good....

DG: Ah...

DD: They have liquor out there, right...

DG: Yah, I don't know because it's funny I was I was texting Danny and this friend of mine Danny Reynolds, he he's not a...it's funny, he's not responding the app said something like he's leaving home at 6, but Will, Will and Omar their there tailgating but their not saying what section, so I'm I don't know... I don't know, Garcia he's a doctor, super he's a super nice guy. He ah, Danny Reynolds, Danny Reynolds a gringo you're going to meet him...he used to be the cheerleaders' coach

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Report Classification  
Investigation X  
Intelligence  
Preliminary Inquiry

**Report Of Investigation**  
State Attorney's Office  
Criminal Investigations Division  
Miami-Dade County, Florida

Case #: 64-14-30  
First Report Date: 07/11/2014.39  
Page 6 of 37 Pages

DD: What cheerleader..

DG: Hah...

DD: What cheerleader...

DG: At the UM...

DD: Oh, oh...

DG: He used to be the cheerleader coach for UM, like for twelve years...

DG: Inaudible...pero (Spanish)

DD: Not the choreographer, right...

DG: No...

DD: Ah, ah, ah...

DG: Okay, Monica Sanchez used to be a cheerleader...

DD: Red light...

DG: Joe used to be one too. Because you know they have guys. Pero (Spanish) Danny Reynolds used to be the coach. ..

DD: That's cool...

DD: You printed the tickets...

DG: Yes...

DD: Where at a Kinko's or something...

DG: No I went by my sister's office...

DD: Oh...inaudible

DG: Like I exchanged one ticket for two,. I exchanged actually my ticket and my parking pass for two tickets...

DD: Oh, that's awesome. So where are we going to park? Ah, you can park by the Pollo Tropical...

DG: No, we can pay for parking...

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Report Classification  
Investigation X  
Intelligence  
Preliminary Inquiry

**Report Of Investigation**  
State Attorney's Office  
Criminal Investigations Division  
Miami-Dade County, Florida

Case #: 64-14-30  
First Report Date: 07/11/2014.39  
Page 7 of 37 Pages

DD: Ah, ah, ah...

DG: No, I'm not parking outside...

DD: Ah, ok cool...

DG: I'll pay for parking,...inaudible...then when I come out I'm not going to know where my car is...

DD: Oh boy...

DG: Inaudible.

DD: What's with the orange suit? Oh...

DG: What orange suit...ha ha ha ha...

DD: No but I saw more orange back there I'm like...

DG: Ha ha ha ha...

DD: I thought you were going to wear a whole orange suit...inaudible

DD: Did you ever see Dumber and Dumber? When one is wearing blue and the other ones wearing a, their wearing tuxedos to a for a ball. Ah, I mean to an event...

DG: Inaudible...halftime is going to be so much fun for this game...

DD: Ah, awesome...

DG: So they, if things are going to happen they my friends their going to have a ...and their friends...inaudible...

DD: Awesome...

DG: They're in section 114. They're in section 114 row 9. We're in section 115 row 1...

DD: Section what...

DG: We're in Section 115...

DD: Row 9...

DG: Row 1...

DD: Row 1, is that like close...

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Report Classification  
Investigation X  
Intelligence  
Preliminary Inquiry

**Report Of Investigation**  
State Attorney's Office  
Criminal Investigations Division  
Miami-Dade County, Florida

Case #: 64-14-30  
First Report Date: 07/11/2014.39  
Page 8 of 37 Pages

DG: Inaudible...

DD: Oh awesome...

DG: Lower level...

DD: Lower level, oh shit...

DG: I don't understand people when they go to a game or like any game, it doesn't matter if it's a concert or anything and they like its Miami it doesn't make sense. I would that you would but I don't know, I would think that everybody...inaudible...So to me to me ...So what's going on with the new job...

DD: Ah, do you know what Snapchat is, right...

DG: I know you and that thing is crazy, I don't have that...(sound of exterior noises)

DD: Now these girls are Luke Ryan. Do you know who Luke Ryan is right? Of course the country...Well she's at a UM game...

DG: Are these, are these..

DD: Oh my God, I want to go get a UM shirt. Damn it...

DG: They're selling them here...

DD: ...No, but I have a card...

DD: What were you saying, sorry but I cut you off...

DG: Explain to me this Snapchat thing. How does it work...

DD: It's just like a, it's like a ten second, like video capture you can send to everyone to people but like they can't save it. So it's like a quick snap, you send it to them and they read it within ten seconds and then it goes away forever. So and then you can do pictures or a ten second video...

DG: So you send it to someone specific right...

DD: Specific or you can put it on your story. If its on your story so they can see it...

DG: Oh, it's raining...

DD: What...Oh no...

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Report Classification  
Investigation X  
Intelligence  
Preliminary Inquiry

**Report Of Investigation**  
State Attorney's Office  
Criminal Investigations Division  
Miami-Dade County, Florida

Case #: 64-14-30  
First Report Date: 07/11/2014.39  
Page 9 of 37 Pages

DG: Inaudible...so its ten second and then...

DD: You can put it in your story as well. And people can see what you're doing. You know you can update it every time, like every ten seconds what you're doing here and what you're doing here, you know...

DG: That's cool.

DD: That's pretty cool...

DG: You're eating...

DD: Yah...

DG: You're in the bath...

DD: Yah...

DG: You're getting dressed...

DD: Oh shit, you caught that before the rain...

DG: You... You're going to report its raining now, ha, ha, ha...

DD: Ah, man...

DG: So then ah I hope its not raining over there because then if not... ah, I know what you're making me do, we're going to go all around and get down on 27 or inaudible ..

DD: Yah. It's smarter if you would've gone through the Turnpike you would've had to go all the way around...

DG: Yah, Y doce (Spanish) inaudible... You send it to somebody or to a group of friends, so they have to be friends with you, not just anyone...

DD: Ah um, no its not anyone they have to be friends with you. You have to accept them so. look at that...yah, but that looks like it's just here, it's isolated. Wow.

DG: Okay, I don't have to ask them for...

DD: You're wearing a Veronica Diaz shirt...

DG: I' going to take it... Inaudible...when I was leaving I I had all those clothes there...

DD: I was trying to look for my green shirt and I couldn't find it...

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Report Classification  
Investigation X  
Intelligence  
Preliminary Inquiry

**Report Of Investigation**  
State Attorney's Office  
Criminal Investigations Division  
Miami-Dade County, Florida

Case #: 64-14-30  
First Report Date: 07/11/2014.39  
Page 10 of 37 Pages

DG: I didn't know what to like...so many orange shirts that I have, what to wear, so I said just let me take on ...trying to trying everything on and then I was like just ...inaudible...so I just put this on...inaudible...I have a small size, not the hanging...

DD: Oh, you have small size...

DG: Yah...

DD: That's okay...

DG: The one's on the back...

DD: The one in the back...

DG: Okay. You could have this one this one you could wear this one ...

DD: Ok, yah that could work for no no...

DG: That will fit me...

DD: that's too hot ...

DG: That doesn't fit me no more...

DD: Okay...

DG: Inaudible...it's orange

DD: What are you going to wear though...

DG: I have three right there.

DD: Oh okay, okay...

DG: Inaudible...I'm going to wear what everybody else is wearing...

DD: Perfect...

DG: It's going to be a fun game...inaudible...and the next fun game is going to be November 14 that's when we play against FSU, that one's a big game.... I really don't understand football but I think it's fun...

DD: I didn't know, I know you told me you went to you went to UM right...

DG: I went to UM twice...inaudible

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Report Classification  
Investigation X  
Intelligence  
Preliminary Inquiry

**Report Of Investigation**  
State Attorney's Office  
Criminal Investigations Division  
Miami-Dade County, Florida

Case #: 64-14-30  
First Report Date: 07/11/2014.39  
Page 11 of 37 Pages

DD: I know you told me...

DG: ...I got my bachelors and my masters...

DD: Nice...

DG: I'm a double Cane...

DD: So um with this thing...with the councilman thing you told me I had to get a vote from everybody you said to let me in...

DG: Ah from there's you have to explore there's two possible ways you can do it. We can take it to vote for the council members to vote for yes or no or we can take for vote for the County commissioners to vote for yes or no...

DD: Okay...

DG: Um...have you, what's going on with the with the State Attorney's stuff...

DD: Never again I told you he never talked to Mike again...

DG: Are you sure...

DD: I swear, trust me Mike believes after I told him...

DG: I believe whatever your telling me it is...

DD: Yah, yah, yah, no, no, no, he that's it like Mike actually did lose the lease form the lease form so you know like I needed to submit it again if he ever asked for it but he never asked for it again... he's like the guy never called me again so that's it like they stopped bothering after Mike told him that so that's his story. They can't prove it you know...

DG: But if you, just be honest with me and this is just between you and I...

DD: Okay...

DG: When they contacted Mike...okay so first of all the first question is your friends with Michael, George and Lazaro...

DD: Lazaro, those are my close friends. ...

DG: The four of them...

DD: The four of them are all close...

DG: And they all know each other...

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Report Classification	
Investigation	X
Intelligence	
Preliminary Inquiry	

**Report Of Investigation**  
State Attorney's Office  
Criminal Investigations Division  
Miami-Dade County, Florida

Case #:	64-14-30
First Report Date:	07/11/2014.39
Page 12 of 37 Pages	

DD: Yes, they all know each other...

DG: Okay, do you know Lazaro knows that they contacted you...

DD: They contacted who...

DG: The State Attorney contacted Mike and George knows...

DD: Oh yah, yah, yah, I know...

DG: Okay...

DD: Cause I told them...

DG: Oh you told them...

DD: Yah...

DG: Because Laz...I'll be honest ah ah...this is nothing personal against you but let me tell you something...Lazaro sent me so many...

DD: I know, that's why I told you to tell me what he's saying so I can defend you...

DG: That's...no, no, no, it's not about defending that's not ...I don't need, thank you, but I don't need no one to defend me...

DD: Okay...

DG: inaudible...but my intentions ah...are never to offend or to affect anyone...

DD: No, I know I know...

DG: I don't work like that...

DD: Well they they do know, I told them, I told them that day. I spoke to them and I told them what was going on. And I...

DG: So, let me tell you something so Lazaro I think is the most stupid person number one because he puts all of his threats in black and white, meaning in writing...

DD: Right...

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Report Classification  
Investigation X  
Intelligence  
Preliminary Inquiry

**Report Of Investigation**  
State Attorney's Office  
Criminal Investigations Division  
Miami-Dade County, Florida

Case #: 64-14-30  
First Report Date: 07/11/2014.39  
Page 13 of 37 Pages

DG: When you're putting someone, if you're threatening someone, if you're threatening someone in black and white, that is against you...

DD: Yah, it is...

DG: Again because you you, first of all you should not be doing that to anyone and on top of that you're putting it in your own words...

DD: Right...

DG: And I tell you something, I don't believe I told you this, he came to where I live and he tried to go in...

DD: Oh wow, I didn't that I didn't know....

DG: No because I haven't, we haven't talked about this, pero (Spanish) he came to where I live, I live in one Miami, in order when you drive up, like when you're driving in there's a gate, so if you don't, like if you tell them where you're going and they call me...

DD: Right...

DG: ...you cannot go in. So I was not home first of all and he doesn't knows, well he knows, he knows...my apartment number and everything, so he was telling them, and he just said I'm here to go to penthouse 10 and okay so they said the name and he...

DD: Wow...

DG: And you know, so he gave my name and then when they were calling me I was not even, I was not even actually in town when he, when that happened. You know and so, he's he's calmed down for the past ten days or something he's calmed down...pero (Spanish) if I want to I can just all of the texts that he sent me

DD: Yah...

DG: that I have not replied to or anything...

DD: Ok...

DG: I can take it to the police department and he'll get arrested right away...

DD: Yah, of course...

DG: ...because of threats...

DD: No, I don't want for that to happen, that's why I tell you, tell me so I can defuse the situation. ...

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Report Classification  
Investigation X  
Intelligence  
Preliminary Inquiry

**Report Of Investigation**  
State Attorney's Office  
Criminal Investigations Division  
Miami-Dade County, Florida

Case #: 64-14-30  
First Report Date: 07/11/2014.39  
Page 14 of 37 Pages

DG: No, that's it, no I haven't done anything, before I do anything of course I will let you know. Okay, not because I care about him but because of you...

DD: Yah, right, right...

DG: Pero (Spanish), believe me if that would be would be someone else I would have done that a long long time ago. I would of just do that without even mentioning it to you...

DD: Alright...

DG: That's, that's one case, so but in one of the things in one of the texts he sent me he says oh um ...and you did this illegal trying to put Danny trying to put Danny...you know ah you know ah something like that, so,I don't know first of all I don't know... look it's done but I don't think it was a good idea that you told Lazaro and George...

DD: No don't worry that, I'll tell him to ah, why don't you tell me these things so I can tell him to shut-up, what...

DG: No, but let me tell you something I, I think it was not a good idea let me tell you something because one um it would've been different if maybe Mike would of shared that with them but I don't think it was a good idea of you sharing that with them because a... this is what happens, look, you're going to learn that, if you, if you look you come into this industry you're going to learn and and look I didn't, I I was not born knowing this things, you know I I learned them at an early age because of course my grandfather was a mayor and my mom was an ambassador, pero (Spanish) I didn't know all those things, but in this industry Danny people are jealous and envy, even you're what you think are you're closest friends...

DD: Right...

DG: When they see that you're going like up the ladder and you know you're doing well and you're doing better and everything like that there's people that are jealous and envy that's life...

DD: Right...

DG: So, I'm not sayin, please don't get this wrong, I'm not saying that Mike, Lazaro and George are not your friends, I'm not saying that, you know I I cannot judge them because it's the relationship you have with them it's the relationship you have with them, you know, so but you just need to be alert and careful of what you share with them because...

DD: No, no, no I am going to talk to him and hey whatever was said and whatever you you know take that shit to the grave and Laz will be like I promise you, you know. He'll make me the promise he just he's in...inaudible...and he doesn't know, so ...

DG: The thing is...inaudible, on top of that you know what I hate the most anyone... this applies to anyone, my family and my friends, it's when you lie. And I'm not saying you in general but when someone lies about something, end it...

DD: Right...

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Report Classification  
Investigation X  
Intelligence  
Preliminary Inquiry

**Report Of Investigation**  
State Attorney's Office  
Criminal Investigations Division  
Miami-Dade County, Florida

Case #: 64-14-30  
First Report Date: 07/11/2014.39  
Page 15 of 37 Pages

DG: Then it just makes the situation worse...

DD: Right, of course...

DG: Because they're lying and there's no, now for example like I told you, like if if these people would've continued like bothering you or something...

DD: Who...

DG: Like you know the ah um the State Attorney's Office or something...

DD: Okay...

DG: ...if this would have continued them calling you or or you know whether it's reaching you via phone at your home or your office or whatever you know that's fine I told you we will provide you an attorney or a lawyer that would take you know um that would take you know that would take matters in the legal form and end it...

DD: Right...

DG: And...you saw your own cousin told you and I think whoever else you spoke with told you they told you the same thing that I told you that the worst thing you can do when you are speaking to anyone in law enforcement is to show you're scared or afraid of some or that and then second like talk to them or speak to them...

DD: Right...

DG: You never do that and regardless of the situation...

DD: No, no, I know I know...

DG: Because...

DD: I already know I already spoke to my cousin so everything is fine...

DG: What, didn't she you told me yah you told me that she told you that too...

DD: Yah, of course...

DG: So, um...

DD: So with the votes and all, what, what, what will I be doing? Like you said about taking applications and...

DG: No, the Community Council members this is what they do, I told you I told you this before, it's like very simple you um, Community Council members there are seven they bring before you the application. This is something I explained to

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Report Classification  
Investigation X  
Intelligence  
Preliminary Inquiry

**Report Of Investigation**  
State Attorney's Office  
Criminal Investigations Division  
Miami-Dade County, Florida

Case #: 64-14-30  
First Report Date: 07/11/2014.39  
Page 16 of 37 Pages

you multiple times. You know it's like it's like in order for um an application to get approved or not approved it takes five votes...

DD: Right...

DG: And um and what happens is then the council members are the ones that approve, are both residential and commercial applications, those are the two types um sometimes they're small and sometimes they're big, um like you know that the JCC that's by your nephew's house, the Jewish Center...

DD: Yes, wait wait, right in front of the library or no, no...

DG: By your nephews house...

DD: No...

DG: There's a Jewish Center by your nephew's house ...

DD: No I didn't know that...

DG: So they're going before the, they're going they're coming before the board...

DD: But what is it, what is it that, what is it that you're not you told me that you're not councilman...

DG: No, no, I never wanted to be...

DD: Oh, then what are you a Senator or...

DG: No, I'm not an elected official, remember I'm not elected official, I'm not an elected official...

DD: Oh, okay...

DG: Did I pass...

DD: I don't know...

DD: Let me check...

DG: No,no,no, inaudible...

DD: But what what, remember before you told me you had to vote like on, I had to vote for you or like or I'd be casting votes, no no, I mean yah yah I vote for you...

DG: No, no, no, no, no, I'm a lobbyist, that's the only thing I do, yah I am a lobbyist I represent applications that come before the council members...

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Report Classification  
Investigation X  
Intelligence  
Preliminary Inquiry

**Report Of Investigation**  
State Attorney's Office  
Criminal Investigations Division  
Miami-Dade County, Florida

Case #: 64-14-30  
First Report Date: 07/11/2014.39  
Page 17 of 37 Pages

DD: Right, right, right...

DG: Did pass um...

DD: But are we going to be if they vote for me are we going to be working or...

DG: We help, oh no it's here, um so if council if council members...

DD: No, no if they approve me you said it has to go to the board...

DG: Oh Yah, yah, yah...

DD: Okay...

DG: Yes if it's if it's approved by the board for you to stay as a council member yes...inaudible...

DD: And do I have to, I have to take training classes right...

DG: It's only one when you go to be sworn in it's sworn in....

DD: When is the swearing in...

DG: It's it's now being, it's was moved now to, so you know there's an election now, a general election for November the fourth. ..

DD: Right...

DG: It's going to be the week after November the fourth, it's the sworn in and that day that you guys, everyone of the new council members come to be sworn in they stay for like two hours more because that's when they come they come to training...

DD: Alright, perfect. So then after we do that we can then what we do what where do I go from there. I know I read up on, you do go to council meetings...

DG: You go to council meeting it's once a month, okay 7pm um, and um you know and then you vote either for for or against, like for example last week um, stop sign, pero (Spanish) that's when they approve or disapprove applications and then depending on the on the merits of the application...

DD: Okay, but what you told me what was it that I had to do with you, so I can know, so you know be logical ah...

DG: First, first we need to, let's take one thing at a step first. We need first to try to see if we get the votes...

DD; Okay...

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Report Classification  
Investigation X  
Intelligence  
Preliminary Inquiry

**Report Of Investigation**  
State Attorney's Office  
Criminal Investigations Division  
Miami-Dade County, Florida

Case #: 64-14-30  
First Report Date: 07/11/2014.39  
Page 18 of 37 Pages

DG: for the, let's not get ahead of ourself...

DD: Okay...

DG: Pero (Spanish)...I want to stop off at a gas station before we go...

DD: Right...

DG: There's a gas station by...

DD: Okay. Alright, well I'll be fine though, I think and I I am going to be moving to Kendall anyways, I told you, right, to my Mom's...

DG: Yah...

DD: So I can catch-up on my payments and all that...

DG: There's yah, there's a gas station there...

DD: Can I, I can change my address right, oh no,no,no, I do not change my address I'm saying, but...

DG: Because the traffic's so...you see people come and park here and then they...inaudible

DD: You got to you got to put your indicator on whenever you... Cops

DG: Huh...

DD: Cops...

DG: Yah, that's what they do because they come and they park...I just got to go to the restroom to like change

DD: Watch, watch, watch, watch let him go, let him go...

DG: There's a...is that where the restroom is, I think it's outside...

DD: I think it's outside...

DG: Have you been to this before...

DG: Do you want me to get out, I am going to try on this shirt...

END/Conversation ends at 24:57 of the audio recording when DD and DG arrive at the UM football game.

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Report Classification  
Investigation X  
Intelligence  
Preliminary Inquiry

**Report Of Investigation**  
State Attorney's Office  
Criminal Investigations Division  
Miami-Dade County, Florida

Case #: 64-14-30  
First Report Date: 07/11/2014.39  
Page 19 of 37 Pages

Legend

DD=Daniel Diaz

DG=David Carcache-Guzman

Date: September 27, 2014 from the UM game

Recording Total Run Time: 00:00 to 36:13 minutes

DD... we're finally out...

DG/DD... (Inaudible)...

DD... oh you have your charger there too...

DG...ah, yeah, I asked him...

DD... wait how many auxiliaries? do you have...

DG...you need a charger...

DD...yeah, so... (Car radio goes on)...

DD... (Inaudible)...no they don't mind...I told Mike that I was gonna go back...

DG... they, it's just, it's just a general question, if ya know, your, your...

DD...yeah, so why not, why not stay in...lets continue where we started...

DG...no, because by then you said I'm out, I quit...

DD...yeah, because I got scared for a second, it was there, ya know...didn't call Mike anymore...

DG...yeah but (inaudible) Mike thinks this is not good for you...

DD... Mike always, Mike always is like that...

DG... that's what, that's what he told me...

DD...he lectures me to much...

DG...he said David, he's a child...

DD...he's always lecturing me...

DG...no, I see...no...I could...I can just listen, I cannot do anything...I'm like...Mike and whatever, their your fiends...

DD...go ahead...

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Report Classification  
Investigation X  
Intelligence  
Preliminary Inquiry

**Report Of Investigation**  
State Attorney's Office  
Criminal Investigations Division  
Miami-Dade County, Florida

Case #: 64-14-30  
First Report Date: 07/11/2014.39  
Page 20 of 37 Pages

DG...like I told you that's between you and them, not between you then and me...it doesn't involve me at all...

DD...I'm my own man...I'm my own man...

DG...but Mike thinks, Mike thinks it's not good for you...that's what he told me...remember when...remember I told him, ya know, what is it, what is it they actually told the, the investigator told him...and I called him and he said David, David this is not for him, he's not ready for this, he's like...a different...

DG...your seatbelt...now I'll be honest, I've heard all these things, I'm like feeling mixed thoughts of what's right and what's wrong, because I wanna do something (inaudible) in the future, I'm gonna...

DD...regrets...

DG...yeah...because remember regardless...position is for four years, so the fact is...

DD...I thought it was two years...

DG...No...its four years...four years...four years...

DD...what are you, you're a broker right...you're a broker...

DG...no, I'm not a broker...

DD...Oh...

DG...I'm a lobbyist...Google...

DD...ah...

DG...What I do is represent companies and corporations that wanna do business with the government...these corporations or companies, ya know, they have to get, ya know, they have to get their thing approved ad I lobby the elected officials in order for to get things approved, that's it...or...to get things not approved...

DD...why, why did you choose me...who choose me...

DG...we been over this...we been over this...

DD...I know because of my name...but...

DG...let me, let me make sure of where I am...I am on...thinking...for avenue...

DD...no go straight...

DG... (Inaudible)...

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Report Classification  
Investigation X  
Intelligence  
Preliminary Inquiry

**Report Of Investigation**  
State Attorney's Office  
Criminal Investigations Division  
Miami-Dade County, Florida

Case #: 64-14-30  
First Report Date: 07/11/2014.39  
Page 21 of 37 Pages

DD...look, I see the highway right up there...

DG...to get on the turnpike...

DD...yeah, yeah...the turnpike, but ahumm...

DG...you said no turnpike...

DD...yeah, but here it's easier to catch now that we're here...so it's easier to catch there where we came from ya know...George laughed at me once, he's like, why did David pick you, he's like I was because my name...he said my name was common, so it would be easier to win and George is like that's from a Eddie Murphy movie, he's like have you seen the Eddie Murphy movie from the eighties...

DG... (Laughs)...

DD... and I forgot what the name of it...

DG... (Inaudible)...

DD...he was a normal man and he had the same name as a commissioner and he ran...

DG... (Laughs)...

DD...you know what movie I'm talkin about right...

DG... (Laughing)...

DD...ya know...it, ya know it...

DG...of course...

DD...George, ya know, George...is un sposo...

DG...let me say something, I ...

DD...George is awesome...

DG...I told you this...I told Anna, so Anna's been super nice, so she opened herself up to me...ya know...and she...and I told Anna like last, when I came back from my vacation, I said Anna...let me tell you something, everyone...this is what I told her...Ok...everyone, including Danny...I'm not gonna lie... (Inaudible)...

DD...no, no go ahead...

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Report Classification  
Investigation X  
Intelligence  
Preliminary Inquiry

**Report Of Investigation**  
State Attorney's Office  
Criminal Investigations Division  
Miami-Dade County, Florida

Case #: 64-14-30  
First Report Date: 07/11/2014.39  
Page 22 of 37 Pages

DG...including Danny...(inaudible)...this is what I told George that he if he...he ever needs a little information, anything in the city or the county...of nature, need a little information reference...whatever he needs, like I'm there for him...

DD...right...

DG...honestly...let me...that's the type of person I am...totally, ya know what if Lazaro asks for anything I'm totally in the business of fuckin that guy over...that's all I am Danny...

DD...you're gonna stay in your left lane...

DG...I know...yeah I know...

DD...an Anna and you became cool after...everything...

DG...oh no, no, no yeah...she's, she's...

DD...she got her money...

DG...yeah...she's super cool, I like her...I like her...she even called me like yesterday and she says, oh, so you gonna need people for the next election in November, so I said Anna let me explain to you, ya know because she's older, so...I said let me explain something to you, she's like, before I hire those people, like before I tell people to come to work I need to lock in that money and if I cannot lock in that money I cannot hire those people, tiende (Spanish) in her case, she understands, it wasn't my fault, like she, she...oh my god David, I know it's not your fault because you don't get that money...ok, so, for example, you know Lazaro...then there was Lazaro and eight other people, so a total of nine other people, they worked for two weeks...

DD...right...right...

DG...do the math, nine people getting paid...

DD...a thousand...

DG...yeah...

DD...that's nine-thousand...

DG...that's nine thousand dollars so what I did I locked in that money first ok, and on top of that election day...election day which was one-twenty per person and your nephew even...

DD...yeah, yeah, yeah, yeah...

DG...ok...and other people got paid because I had their money, I locked it in and even though it was in my bank account I didn't touch it because I know it doesn't belong to me, then...

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Report Classification  
Investigation X  
Intelligence  
Preliminary Inquiry

**Report Of Investigation**  
State Attorney's Office  
Criminal Investigations Division  
Miami-Dade County, Florida

Case #: 64-14-30  
First Report Date: 07/11/2014.39  
Page 23 of 37 Pages

DD...right...

DG...people are working for their money they deserve to get paid...so, aluhmm, so then Lazaro sent me another text saying you got paid nine-thousand dollars for this job, and I'm like, I didn't even reply, because he doesn't even knows he just heard that I got paid nine-thousand dollars, but that (inaudible) that I got paid...but I, I paid people too..(Inaudible)...

DD...right...

DG...an that's why, but anyway...emm...so what did George say...

DD...I don't know, it, it, wasn't...

DG...Michael, Michael's been, and please I don't want to affect your relationship with him, but he told me multiple times David, Danny's a kid, it's not for him, he's not ready...

DD...yeah, but he likes to lecture...Mike's the lecturer, kinda person, I'm like...

DG... (Inaudible)...

DD...and he'll say, he'll apologize after and say he was outta line...he's more the person that he blows up on people, he blows up and then he apologizes...

DG...well I don't know, listen, I'm gonna be honest with you, you know he (inaudible),,,under the bus, he told me, he's like, ah, if thee gonna come after me, I'm gonna tell emm...that's what he said...I'm not gonna...

DD...get in trouble for him...

DG...yeah...that's fine...you don't get in trouble, Ok, you just don't, just don't...

DD...he had no idea...

DG...throw your friends under the bus either...like...

DD...I know...

DG...ya know, look, Danny, I'm not perfect and I don't know everything but I've been in politics for none years and I know how to (inaudible)...ok, and there's people that I'm loyal too, there was this guy, guy, that I've been friends with for fourteen years and he, we, went out to dinner last week with other new council members and he told them, like David has been a friend and loyal, and he never lied, for the past fourteen years and that's why, how, he and I would get things done, and that's it...

DD...right...

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Report Classification  
Investigation X  
Intelligence  
Preliminary Inquiry

**Report Of Investigation**  
State Attorney's Office  
Criminal Investigations Division  
Miami-Dade County, Florida

Case #: 64-14-30  
First Report Date: 07/11/2014.39  
Page 24 of 37 Pages

DG...when you're a friend and your loyal and your (inaudible)...you look out for each other and that's it, this is not, this is not, just like you and I cannot be mechanics or you and I cannot be doctors or you and I cannot be whatever, this industry is not for everyone, not everyone can survive this industry... (Inaudible)...every industry is for different people...

DD... (Inaudible)...

DG...every industry is for different people some people are cut out for this, some people are not, that's nice, nothing good or bad or anything that's just how it is...

DD... (Inaudible)...cut out for this industry according to Mike, Mike doesn't know how to, ah, Mike doesn't know how to operate either...

DG...no that's what, but he knows you longer the I do, so...

DD...yeah, but he's the least one outta the best one...outta me...Brian, George and I, Brian's a doctor, he was gonna do pools for us...

DG... (Inaudible)...so...

DD...at least you paid my nephew ya know...

DG...everyone got paid that...

DD...with the money you got paid, the five-hundred dollars had to go to Frankie, right and to my campaign right...and to the account, right, whatever...

DG...that where you remember...

DD...yeah but the rest went where, to shirts and palm cards...

DG...no...

DD...it cost how much did you put in my account like four thousand, five-thousand...

DG...no more...

DD...how much does it cost to make shirts...?

DG...wasn't everything...

DD...does it cost that much...

DG...yeah...

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Report Classification  
Investigation X  
Intelligence  
Preliminary Inquiry

**Report Of Investigation**  
State Attorney's Office  
Criminal Investigations Division  
Miami-Dade County, Florida

Case #: 64-14-30  
First Report Date: 07/11/2014.39  
Page 25 of 37 Pages

DD...even palm cards...early voting...ya should a gone to one of my friends that does, ahumm, Print USA...I'll show you...

DG...you went to pick it up remember...

DD...thirty-five hundred dollars to do that...

DG...no...thirty-five hundred, we didn't spend all of that, that week...ya know...evaluated...(inaudible)...you and I need to sit down so everything can be clear, I wanna make sure, before I (inaudible) that I'm dealing only with you, I'm not dealing with you and Michael and...

DD...no, no, no, no, no...

DG...because, yea, I am because you were the one, now that I know about that...

DD...no, no because I talked to my friends daily, ya know and I tell, ah, this happened, you know, it wasn't nothing that I went out of my way...

DG...let me tell you something, they have my number and Laz...

DD...George is very discrete with everything...he's super discrete...fucking slow...

DG...yeah, so outta three you have two saying...this is not for him...whatever you wanna call it saying...

DD...who Laz...

DG...Mike's saying it's not for you, Laz is saying you did it you know, oh now, you did it illegal because he doesn't even live in Kendall, ya know... (Inaudible)...

DD...ya know Laz I told him he doesn't know anything and I told him, spoke to him earlier, they called and whatever because he had asked me...

DG...you have to tell him, there ain't no need for you to be telling him...

DD...right...

DG...and then he got (inaudible)...it's a threat...

DD...I'm gonna talk to Laz now...I have to talk to him...

DG...I don't, I don't, you have to talk to me like I don't need a messenger...

DD...no, I'm saying for myself...

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Report Classification  
Investigation X  
Intelligence  
Preliminary Inquiry

**Report Of Investigation**  
State Attorney's Office  
Criminal Investigations Division  
Miami-Dade County, Florida

Case #: 64-14-30  
First Report Date: 07/11/2014.39  
Page 26 of 37 Pages

(14:45) DG...I don't need a messenger, I'm not scared or afraid, like Danny, I'm not scared or afraid, I been in this business for nine years buddy and I've been able to survive threats, people that try to scare me or try to betray me, make me afraid, even the State Attorney try to say, are trying to investigate Ok, go, do your job, do whatever you want, you're not gonna find anything, because I'm not doing anything, because I'm not doing anything illegal, I'm not gonna get...it's funny because Mike, I got the impression that Mike spoke only to them once, he even had the nerve to call them back, Ok, call them back and say, oh, he even had the nerve...

DD...who the State Attorney...

(15:30) DD...he called them back the second time, he spoke with them twice...

DD...just to make sure cause he...

DG...no, but...

DD...he spoke to me but...

DG...but he called like twice...

DD...he updated me, he told me...

DG...no but, he called them twice...not you...he called them...

DD...I know he told me he called them twice...

DG... (inaudible/not understandable)...least, you should know you shouldn't even call them back at all, it's like what are you...

DD...he did speak to his attorney though...

DG...and his attorney gave him the wrong advice... (Inaudible)...maybe that attorney wasn't a defense, cause not all attorneys are defense...your cousins an attorney, because you told me...

DD...in Virginia...

(16:21) DG...yeah...

DD...where it's even more like...

DG... (Not understandable)...

(16:36) DD...and if everything goes well (inaudible)...what, I get to work with you...

DG... (Inaudible)...

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Report Classification  
Investigation X  
Intelligence  
Preliminary Inquiry

**Report Of Investigation**  
State Attorney's Office  
Criminal Investigations Division  
Miami-Dade County, Florida

Case #: 64-14-30  
First Report Date: 07/11/2014.39  
Page 27 of 37 Pages

DD...we'll go back to... (Inaudible)...

DG...I'm, that's why I didn't want to talk to you on the text, phone, or I have to be very cautious, very careful, everything with you is like, there's other people in directly, people involved and I...

DD...what with the guys my boys, my friends...

(17:01) DD...yeah...

DD...don't worry that gonna be handled with...

(17:06) DD...No Danny...

DD...Look, Laz hasn't texted you anymore, it was just text messages, he does that, text message threats, he's not gonna do jack-crap, he's not gonna take it further on...

DG...let me tell you something...

DD...he just wanted to do that to scare you...I know Laz, I know Laz for fifteen years, he does that to scare people...

(17:24) DD...yeah, but do you think I wanna be associated with someone like that...

DD...yeah, pero (Spanish)...but he's already over it, he's went on vacation now to Chicago, Detroit, New York, he went on a trip right now with his girl...

DG...I don't care, that not my business...

DD...I know...

DG...I, I, me, David cannot be affiliated associated with those kind of people it's because I'm doing business all the time and ya know I represent business, corporation, and companies, I just can't, I just can't Danny, that's my life...

DD...right...

DG...It's like ya know I, I just can't because I deal with the city and the county and...

DD...I'm gonna sue my cousin as a lawyer too as well, I get to use her and she's my advisor, ya know...

DG... (Inaudible)...

DD...and I was looking, ah, there's a meeting soon and I saw the meeting in October ninth, I, ah, I went on dot Gov., Miami Dade, ah, community council dot Gov., I forgot, I'm gonna check it out, but I'm gonna go in there like ya know, without knowing anyone, because I know they get big gatherings, get sometimes...

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Report Classification  
Investigation X  
Intelligence  
Preliminary Inquiry

**Report Of Investigation**  
State Attorney's Office  
Criminal Investigations Division  
Miami-Dade County, Florida

Case #: 64-14-30  
First Report Date: 07/11/2014.39  
Page 28 of 37 Pages

(18:37) DD...that's, that's meeting, where the, where the ahumm, and that's where I was (not understandable)...Jay Jays (JCC?)...the place Jewish... (Not understandable)...place ya know, next (not understandable)...house...

DD...right...that's where I...

(19:01) DG...that's where they go before...so ya know what, look, we still have time here, the swearing in is not till November, ya know, maybe we just rushed into this, let me get to know better and then ya know, but better than we have time, because the swearing in...

DD...till November...

DG...the week, the week after November fourth...

DD...Ok...

(19:27) DG...so I need to feel more comfortable and more secure with in (inaudible)...and, more confident...

DD...I did, I did close out the account though...

DG... (inaudible/not understandable)...

DD...you remember that...

DG...I have not, it got nothing to do with that because my name was not...yeah, that, that you, it's up to you, the... (Inaudible)...

DD...Right...

DG...right way to do it is to close it but...

DD...so why did you want me to, you were like...open up another fuckin account...

(19:53) DG...well you were gonna need to ya know, like for example, the ones that, the ones that have an issue, like Mauricio, Andres, Mathew, Javier, Omar they all have ... (not understandable)...a new account, so, so, that's how it's done, ya know and remember, like I told you, we had sitted with them about a week ago just for..(Not understandable)...let everyone... (Inaudible)...they didn't have any issues... (Inaudible)...I'm gonna be honest with you...

DD...we got time anyways... (Inaudible)...good days... (Inaudible)...

DG...good days Danny...

DD...it feels like its far...

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Report Classification  
Investigation X  
Intelligence  
Preliminary Inquiry

**Report Of Investigation**  
State Attorney's Office  
Criminal Investigations Division  
Miami-Dade County, Florida

Case #: 64-14-30  
First Report Date: 07/11/2014.39  
Page 29 of 37 Pages

(20:57) DG...you live in Doral...

DD...I know...it feels like we live in Fort Lauderdale...

DG...whatta ya gonna do now...

DD...I have to , I have to go to my mom's house tomorrow, I haven't had a day to myself, well today, with the ( not understandable)...but I work, tomorrow like the only day I have off so my mom's like, we're gonna have breakfast and I said Ok, I'll go tomorrow...

DG...oh, that's nice...

(21:33) DD... (Yawns)...lets go, I wanna go to the next time...I can't, realize, I have to be home, is this the turnpike...

DG...yes, remember when we got on it...

DD...shit...it's been a while since I got on the turnpike, I always use the Palmetto...

DG...I'm getting off at forty-first...

DD...oh...one other thing, I saw with the days on the paper that the lady sent me. When I was withdrawing, she said, oh, you have a fine, three-hundred-eighty-five bucks...

DG...yeah, don't worry that gonna be (inaudible)...

DD... yeah, I read it and it said each day their gonna charge like five-hundred bucks or some shit, what is that...I have it at home, whenever you want, I kept the paper, but what, I read it and it's like, oh, for each additional day that you get charged this amount, that was already taken care of, right...you have to pay within your own account...what does she mean by that...

DG... (Inaudible)...

(22:44) DD...Oh, you know what it was, late filing...

DG... (Inaudible)...

DD...well I'm gonna give you the paper because I don't wanna get, that doesn't go to my credit right...

DG...no...

DD...ok... the late filing she said, you can't pay it with campaign account you have to pay it with your own account, you know what I'm talkin about...

DG...yeah, I know what you're talking about...

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Report Classification  
Investigation X  
Intelligence  
Preliminary Inquiry

**Report Of Investigation**  
State Attorney's Office  
Criminal Investigations Division  
Miami-Dade County, Florida

Case #: 64-14-30  
First Report Date: 07/11/2014.39  
Page 30 of 37 Pages

DD...she said, I saw it, late filing...

DG...yeah, I know, I have an idea what you're talking about, but I have to see the paper...

DD...Ok, I kept the paper just in case because I don't wanna get charged anything...I never go through this way...

DG... (Inaudible)...

DD...but I'm sayin, I've never gone through here, like, I fell like its Orlando...

(23:51) DG... (Laughs)...

DD...like how the trees and ...

DG... (Inaudible)...turnpike...

DD...go through the Palmetto, the ghetto Hialeah...

DG...we never made it through too, talk about...I've never been... (Inaudible)...

DD...oh, Alehouse and...

DG...Alehouse...

DD...and Carolina Alehouse and Ale House...

DG...there's two ale houses in Doral...

DD...there's Carolina Alehouse and Doral Alehouse...

DG...and like, the same, the same thing...

DD...nah, a Carolina's different; Carolina's actually the cheaper one...

DG...why...

DD...I'm not sure...(inaudible)...that day that I went to Alehouse I was so pissed off I spent a hundred bucks, me and this girl and like it was expensive, it was like this is not like happy hour, like they charged me a lot, ya know, you would think, like you'd spend, like a nice little forty something, fifty bucks, it was a hundred bucks, I was like, what, I was like were these drinks watered down because I'm not even that drunk...I was pissed off, then we went to Flannigan's, the drinks were even cheaper, I was like we should a came here from the beginning, where's David...

DG...Flannigan, here in Dor, Dor...

DD...Doral...Doral...

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Report Classification  
Investigation X  
Intelligence  
Preliminary Inquiry

**Report Of Investigation**  
State Attorney's Office  
Criminal Investigations Division  
Miami-Dade County, Florida

Case #: 64-14-30  
First Report Date: 07/11/2014.39  
Page 31 of 37 Pages

DG...oh, there's one here too...

DD...yeah, right next to Hooters, no no no the one right next to Hooters...

(25:22) DG...ah, ah, oh, oh...Ok...a Hooter's on eighty-seventh, Ok...

DD...I had to stay here on one-o-seven, ya know, A-Laa, at the hotel...

DG...yeah...

DD...I stayed there, ah, I stayed there last weekend...

DG...why...

DD...because my a-c broke...

DG...Oh...

DD...didn't I tell you, I thought I told you...

DG...you got it fixed, but I thought it was like a, a-c...

DD...no, it was four days and I stayed at A-Laa...but it's a five, its owned by the W, it's a five star hotel...it was so lovely...

DG...and they have a bar...

DD...yeah, they do...a lounge...

DG... (Inaudible)...

DD...yeah, how do you know...?

DG...I haven't seen it, but I know the W has the, it's called the X-Y-Z something, that's where I stay when I go to the (not understandable)...the bat...the one at the (not understandable)...is at the roof-top...its super nice and they also have club eleven...

DD...I was in a W in Chicago, Chicago sucks its small, I felt like they remodeled it from an old, old like early nineteen-hundreds building like, it had like, even a-c units, like that hang outta the windows, I was like what the fuck, like this isn't the W Miami Beach, ya know, it was nice but, it was, the rooms were extremely small...

DG...what, ah, tell it...New York...

DD...for the W right...

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Report Classification  
Investigation X  
Intelligence  
Preliminary Inquiry

**Report Of Investigation**  
State Attorney's Office  
Criminal Investigations Division  
Miami-Dade County, Florida

Case #: 64-14-30  
First Report Date: 07/11/2014.39  
Page 32 of 37 Pages

DG... (Not understandable)...hotel...

DD...oh, wow...oh, for every hotel...

DG...for New York always...

DD...like whenever you sent...

DG... (Inaudible)...

DD...sucks, New York, you should expect to be nice...

DG...I'm say in...there small, I'm not say in there not nice...

DD...no, I know, I know, I know small, I'm say in... (Inaudible)...

DG...right now we're going to New York, Columbus Day weekend were going on the tenth to the thirteenth and we're staying at the Hopsin Hotel which is at Columbus Circle and ah, we've stayed there before ya know and we know...

DD...oh, the Hawksin...

DG...no the Hopsin Hotel...

DD...oh...

DG...It's in Columbus Circle...and then by Central Park, those rooms, we know, it's like...

DD/DG...fuck (not understandable-who stated)...

DG...and have you even gone to the Hampton's in New York...or no...we stayed there once but that was like in two thousand (eight)...aahummm, ten, eleven...

DD...but it nice right...

DG... (Inaudible)...it's the...it's...but we like to stay at boutique hotels...

DD...boutiques hotels...

DG...yeah, we'll have to go out again, aahumm, jack and ginger...what's it called, Alehouse...

DG...for sure...I'm actually taking care of a friend's dog...

DG...what...

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Report Classification  
Investigation X  
Intelligence  
Preliminary Inquiry

**Report Of Investigation**  
State Attorney's Office  
Criminal Investigations Division  
Miami-Dade County, Florida

Case #: 64-14-30  
First Report Date: 07/11/2014.39  
Page 33 of 37 Pages

DD...a yorkie now...

DG...oh yeah, he's at your place...

DD...he's everywhere, and ya know what she's on vacation but I wasn't thinking about getting a dog but I was like, Ok, let me take care of this dog, it's a cute yorkie, whatever, I think let me see how it is, no, I don't like dogs, I like dogs, just not for me like that, I don't own, because, it's a pain to take care of it...their like babies, no...

DG...walk it...

DD...walk it, when you're not home all day their peeing everywhere...

DG... (Inaudible)...in your home, in your home...

DD...yeah, I do, but this fuckin dog isn't properly trained that it can't hold that shit and it pees in corners, it doesn't pee in...

DG...at least he pees in corners...

DD...yeah, but he pees on my candle sticks...like, ah, I was pissed, I was like little bast...like peed on my fuckin couch corner, like he pees in corners, like I tell you corners, those, that's his territory, he marks his spot...

DG...that's what he's doing...

DD...he's be like this is mine...

DG...where's he sleeping...

DD...he sleeps at night, he sleeps, the first night he didn't sleep with me he got nervous, the second night he got comfortable, slept with me on the bed, he's calm in the bed, he's calm...

DG...he's smart...

DD...yeah, he's smart for a yorkie, and he slept in the bed with me the other, these past two days... (Spanish) condeeo...he doesn't even move an inch, which I'm happy with, like don't fuckin move, the first day he was being (Spanish) un-cusa, crying...

DG...I, we, I have a cocker spaniel, but my cocker spaniel is so trained we take him out in the morning and the he goes out like around, and then he goes out around eight, nine, between seven and nine, so he goes out three times, now where is this, where's this dog doing poo-poo...

DD...ya know the dog doesn't shit that much, thank god, but, ahummm...maybe because it doesn't eat a lot, but ah, its, its already shit on my floors, shit on the kitchen floor and the living room floor, I closed my bedroom, my, my, my, my a bathroom, but the dog...

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Report Classification  
Investigation X  
Intelligence  
Preliminary Inquiry

**Report Of Investigation**  
State Attorney's Office  
Criminal Investigations Division  
Miami-Dade County, Florida

Case #: 64-14-30  
First Report Date: 07/11/2014.39  
Page 34 of 37 Pages

DG...your bathroom, is it carpet...

DD...no everything concrete, (Spanish) perro...

DG...even your bedrooms...

DD...yeah, no it's wood, that's why I close it...

DG...oh...

DD...but he doesn't pee in there, but the door doesn't close, like da, da lock, thing, the little thing that goes into the hole, doesn't close, so you could close my door but if you push it, it will open, he goes in my fuckin closet and pees on-top of all my clothes, like my laundry and I'm like, I've had to punish him like three times...

DG...oh...

DD...and kick him out...because he goes straight into there and like (sighs)... (Inaudible)...

DG...my friend says like where are you...

DD... (Not understandable)...how this is like hotel stay, oh...

DG...you have no idea what's coming up here it's like big...

DD...oh, I thought they were doing like a Doral Downtown over there, no...

DG...no, it's here...

DD...this is where their doing Doral Downtown...

DG...Doral City Place...

DD...and they're gonna build more stuff here...

DG...oh, all of that...

DD...how come you never came over...

DG...for what...

DD...for like voting and like...

DG...this is Doral...

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Report Classification  
Investigation X  
Intelligence  
Preliminary Inquiry

**Report Of Investigation**  
State Attorney's Office  
Criminal Investigations Division  
Miami-Dade County, Florida

Case #: 64-14-30  
First Report Date: 07/11/2014.39  
Page 35 of 37 Pages

DD...campaigning...

DG...this is Doral, until November, now...

DD...oh, there's campaigning for here...

DG...yeah...November first...

DD...how come you didn't campaign here...

DG...you would not win here...

DD...why, there...Venezuelans...

DG...no, it's not that, you wouldn't win...

DD...ok...

DG...Other than that I was a lobbyist for that project City Place Doral...

DD...oh...over here there's like campaign...

DG...have you been to (inaudible)...house...

DD...yes, I went once...

DG... (Inaudible)...

DD...it's beautiful in there, cost too much...

DG... (Sighs)...

DD...I have, Brian has the glass key to get in...

DG...oh, ok, cool, that's some...I have too...

DD...oh, you have a glass key too...

DG...look...by the side...then (inaudible)...went to that...they both workout...a section for...this was fun, good seeing you Danny...

DD...we'll see you again...

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Investigation X  
Intelligence  
Preliminary Inquiry

**Report Of Investigation**  
State Attorney's Office  
Criminal Investigations Division  
Miami-Dade County, Florida

Case #: 64-14-30  
First Report Date: 07/11/2014.39  
Page 36 of 37 Pages

(33:51) DG...my... (Inaudible)... (Car blinker on)... It's good that according to you their not, no one has contacted you or (not understandable)...

(34:10) DD...no they haven't...they know...apparently...that's my phone vibrating...I turn it on, I turn it off, turn it on, turn it off...

DG... (Laughs)...let's go out for drinks when you have more time...

DD...I'm so drained, I have to wake up so early today...

DG...well why...

DD...I told you I had to work...

DG...but tomorrow you don't have to wake up early...

DD...no, but I have to go to see my mom...

DG...what time...

DD...like ten, I haven't slept, I haven't really, you know when, you been on a Saturday, like I wake up at twelve or one...I don't really do that anymore...

DG...we should have gone to Alehouse tonight...

DD...it's already gonna be closed...

DG...oh, they...what time do they close...

DD...I think like one or two...

DG...no way really...

DD...yeah, they don't like...

DG... (Laughs)...I'm so used to the beach...closes like five...

DD...here...now to take out the damn dog, little snoopy, his name is Snoopy...

DG...Is it...

DD...ah, huh...

DG...that's my dogs name...

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Report Classification  
Investigation X  
Intelligence  
Preliminary Inquiry

**Report Of Investigation**  
State Attorney's Office  
Criminal Investigations Division  
Miami-Dade County, Florida

Case #: 64-14-30  
First Report Date: 07/11/2014.39  
Page 37 of 37 Pages

DD...Snoopy...

DG...yeah...

DD...and the owner hasn't called me because she's on vacation, I haven't spoke to her since Thursday...oh, crap, yeah, do you want this...

DG...you can keep it actually...

DD...oh, let me...I'll talk to you soon...

DG...alright...

DD...thank you, thank you very much...

(36:13 end) Diaz was dropped off at 8180 Geneva Court address.

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Report Classification  
 Investigation X  
 Intelligence  
 Preliminary Inquiry

**Report Of Investigation**  
 State Attorney's Office  
 Criminal Investigations Division  
 Miami-Dade County, Florida

Case #: 64-14-30.40  
 First Report Date: 10/1/2014  
 Page 1 of 3 Pages

**Case/File Title:** DIAZ, Daniel Miami-Dade Community Council #12/123 Candidate 2014/Spot Check Surveillances RE: Alvarez; Varela; Rodriguez

**Narrative:**

This report is predicated upon the ongoing gathering of criminal intelligence and investigative information related to criminal allegations of perjury and false swearing under oath (a violation of FSS 104.011 a 3rd Degree Felony) for candidate(s) seeking to qualify and run for election to the Miami-Dade County Community Council Area #12, Sub-Area #123 to-wit: the East Kendall area of Miami-Dade County.

On Sunday September 28, 2014 between the hours of 0730 and 1016 Miami-Dade State Attorney's Office (MDSAO) Public Corruption Task Force (PCTF) Investigator Michael D'Ambrosia conducted spot check surveillances at the below listed locations for purposes of gathering intelligence and investigative information relative to current Miami-Dade Community Council (CC) candidates who were suspected of having filed their Miami-Dade County Elections Department (MDED) candidacy qualifying documents falsely by swearing that they resided at addresses they in fact did not reside at in order to qualify for a particular CC area. The suspicion was that these candidates were proxies for David Alberto Carcache-Guzman, who was suspected of assisted them in their bids for election. That the candidates (Rodriguez, Alvarez and Mauricio R. Varela) allegedly submitted false documents at the recommendation and with the assistance of Carcache-Guzman in order to qualify for their positions.

The addresses that were spot checked on this date were:

Gerardo "Jerry" Rodriguez CC10/Sub-Area 101

MDED Qualifying documents address: 534 Southwest 96th Court, Miami-Dade County, FL. 33174 (listed as his home address).

Actual Home Address as per other governmental records: 5925 SW 87th Avenue, Miami-Dade, FL. 33173. There was an address change on Rodriguez's Florida Driver's License records to: 534 Southwest 96th Court, Miami-Dade County, FL. 33174, however, the address change was suspect and the surveillance(s) were part of an effort to determine the true residential location of the candidate.

Andres F. Alvarez CC11/Sub-Area 114

MDED Qualifying documents address: 15124 SW 110th Terrace, Miami-Dade, FL. 33196 (listed as his home address).

Actual Home Address as per other governmental records: 7275 Southwest 90th Way, Apartment G304, Miami-Dade, FL.

Submitted By: \_\_\_\_\_ Date: 10/1/14  
 Michael D'Ambrosia, Investigator, MDSAO-PCTF

Reviewed By: \_\_\_\_\_ Date: \_\_\_\_\_

Reviewed By: \_\_\_\_\_ Date: \_\_\_\_\_

Case Status:  Open  Closed

Indexed By: \_\_\_\_\_

Date: \_\_\_\_\_

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Report Classification  
Investigation X  
Intelligence  
Preliminary Inquiry

**Report Of Investigation**  
State Attorney's Office  
Criminal Investigations Division  
Miami-Dade County, Florida

Case #: 64-14-30.40  
First Report Date: 10/1/2014  
Page 2 of 3 Pages

33156.

Mauricio Rodriguez-Varela CC11/Sub-Area 113

MDED Qualifying documents address: 7770 SW 132nd Place, Miami, FL 33183

Actual Home Address as per other governmental records: 6890 SW 76th Terrace, South Miami, FL 33143. There was an address change on Rodriguez-Varela's Florida Driver's License records to: 7770 SW 132nd Place, Miami-Dade County, FL. 33183, however, the address change was suspect and the surveillance(s) were part of an effort to determine the true residential location of the candidate.

At approximately 0730 hours:

D'Ambrosia located and drove by a residence located at 7770 SW 132nd Place and observed five (5) vehicles parked about the property. They were as follows:

1. Ford Mustang, 2 doors, Maroon in color backed onto the grassy area of the property. No tag could be observed.
2. Nissan Altima/Maxima, 4 doors, Silver in color parked on the front grassy area. D'Ambrosia got a partial tag number of 095-4? J. D'Ambrosia could not make out the other alpha or numeric identifier.
3. Toyota (Corolla), 4 doors, Silver with a dark brown/maroon front right quarter panel bearing Florida tag [REDACTED] registered to: Humberto Julio Bozzo, W/M, DOB: [REDACTED] with a registered address of 7770 SW 132 Place, Miami, FL. 33183.
4. Two (2) Ford Bronco's parked on the side front yard of the property which appeared to be unserviceable or inoperative. One was a full sized Bronco the other was a smaller Bronco-2. No tags could be observed.

D'Ambrosia took photographs and departed the area at approximately 0732 hours.

At approximately 0750 hours:

D'Ambrosia located and drove by a residence located at 6890 SW 76 Terrace, South Miami, FL and observed four (4) vehicles parked about the property. They were as follows:

1. Jeep Wrangler 4 door, dark blue in color parked on the sale area north of the residence bearing Florida tag [REDACTED] registered to Luz Elena Otalora, W/F, DOB: [REDACTED] with a registered address of 6830 SW 77 Terrace, Miami, FL 33143.
2. Mercedes-Benz SUV, 4 door, white parked in the circular driveway facing south bearing Florida tag [REDACTED] registered to Maria Luisa Vareal-Ucros, W/F, DOB: [REDACTED] with a registered address of 6830 SW 77th Terrace, Miami, FL 33143-6019.
3. Toyota RAV 4 door, maroon bearing Florida tag [REDACTED] related to Luis A. Rodriguez with a registered address of 5998 SW 46th Terrace, Miami, FL 33143-6019.

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Report Classification  
Investigation X  
Intelligence  
Preliminary Inquiry

**Report Of Investigation**  
State Attorney's Office  
Criminal Investigations Division  
Miami-Dade County, Florida

Case #: 64-14-30.40  
First Report Date: 10/1/2014  
Page 3 of 3 Pages

4. Volkswagen, dark blue, 2 door, tag unknown as D'Ambrosia was unable to view the tag from any vantage point. D'Ambrosia took photographs and departed the area ta approximately 0752 hours.

At approximately 0758 hours:

D'Ambrosia located and drove by a residence located at 5925 SW 87th Avenue, Miami, FL and observed four (4) vehicles parked about the property. They were as follows:

1. KIA, 4 door white in color, previously observed and reported on. No tag was obtained on this check, however on a previous occasion the car was found to be registered to M. Rodriguez.
2. Mazda, 4 door, dark blue station wagon, previously observed.
3. Land Rover, 4 door, black, bearing Florida tag [REDACTED] registered to Gerardo Rodriguez, W/M, and DOB: [REDACTED] registered at address 534 SW 96th Court, Miami, FL 33174-2124.
4. Imported SUV (Possibly a Toyota) 4 door, sliver in color bearing particle Florida tag [REDACTED] (the tag was obscured and the accuracy of the tag number was questionable). A query run in different alpha-numeric combinations which failed to reveal any registered owner.

D'Ambrosia took photographs and departed the area at 0801 hours.

At approximately 0810 hours:

D'Ambrosia located and drove by a residence located at 534 SW 96th Court, Miami, FL and observed no vehicles parked about the property. D'Ambrosia took photographs and departed at approximately 0812 hours.

At approximately 1013 hours:

D'Ambrosia located and drove by a residence located at 15124 SW 110th Terrace, Miami, FL and observed one (1) vehicles parked about the property in the driveway. It was as follows:

1. Toyota, 4 door white, bearing Florida tag [REDACTED] registered to Eillen Lemus, W/F, DOB: [REDACTED] registered at address 15124 SW 110th Terrace, Miami, FL 33196-2587.

D'Ambrosia took photographs and departed the area at approximately 1016 hours and the spot check surveillances were concluded for the day.

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Report Classification  
 Investigation X  
 Intelligence  
 Preliminary Inquiry

**Report Of Investigation**  
 State Attorney's Office  
 Criminal Investigations Division  
 Miami-Dade County, Florida

Case #: 64-14-30.41  
 First Report Date: 07/11/2014  
 Page 1 of 4 Pages

**Case/File Title:** DIAZ, Daniel Miami-Dade Community Council #12/123 Candidate 2014/Personal Contact w/Gerardo Rodriguez by M. D'Ambrosia-digitally recorded.

**Narrative:**

This report is predicated upon the ongoing gathering of criminal intelligence and investigative information related to criminal allegations of perjury and false swearing under oath (a violation of FSS 104.011 a 3rd Degree Felony) for candidate(s) seeking to qualify and run for election to the Miami-Dade County Community Council Area #12, Sub-Area #123 to-wit: the East Kendall area of Miami-Dade County

On Saturday, October 4th, 2014 between the hours of 1051 and 1100 Miami-Dade State Attorney's Office (MDSAO) Public Corruption Task Force (PCTF) Investigator Michael D'Ambrosia arrived in the area of 5925 SW 87h Avenue, Miami, FL 33173 (herein after referred to as the 5925 residence) for the purpose of attempting to determine who residence at that address. According to the Miami Dade Election Department (MDED) records Gerardo Rodriguez for Community Council 10/Sub-Area 101 listed his home address as 534 SW 96th Court, Miami, FL. 33174 as the official address for his residence when qualifying when it was suspected that Rodriguez in fact resided at 5925 SW 87th Avenue, Miami, FL. 33173 which was outside the CC area where he won election and an alleged false swearing on election documents submitted at the time Rodriguez qualified.

The following activities and observations were made during the contact with residence at 5925 residence/residents:

At approximately 1051 hours:

D'Ambrosia arrived in the area and drove past the residence to observe that there were four (4) cars parked on the property around a semi-circular driveway. The residence was marked 5925 on the mail box posted adjacent to SW 87th Avenue. D'Ambrosia observed:

1. Black Land Rover (previously observed)
2. White KIA 4 door (previously observed)
3. Dark blue Mazda 4 door (previously observed)
4. Silver 4 door Hyundai SUV (previously observed but the tag was unable to be fully identified)

Submitted By: \_\_\_\_\_ Date: 10/7/14  
 Michael D'Ambrosia, Investigator, MDSAO-PCTF

Reviewed By: \_\_\_\_\_ Date: \_\_\_\_\_

Reviewed By: \_\_\_\_\_ Date: \_\_\_\_\_

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Report Classification  
Investigation X  
Intelligence  
Preliminary Inquiry

**Report Of Investigation**  
State Attorney's Office  
Criminal Investigations Division  
Miami-Dade County, Florida

Case #: 64-14-30.41  
First Report Date: 07/11/2014  
Page 2 of 4 Pages

D'Ambrosia initiated a digital audio recorder (SN49186) and used the device to record his observations and conversations. D'Ambrosia was in plain clothes and acting in a non-official (undercover) capacity as an interested real estate buyer.

D'Ambrosia subsequently parked at an abandoned property immediately to the south of the 5925 residence, identified as 5941 SW 87th Avenue, Miami, FL. D'Ambrosia made an approach to the 5925 residence from the southern property on foot and recorded the tag on the silver Hyundai as [REDACTED] later found to be registered to a Maria Rodriguez, W/H/F, and DOB: [REDACTED] registered at the 5925 residence.

D'Ambrosia knocked on the front (west side) door and then rang the bell. After a moment, the door was unclacked and a W/M answered the door. D'Ambrosia immediately recognized the male as Gerardo Rodriguez from his current Florida Driver's License photograph. D'Ambrosia greeted Rodriguez and Rodriguez did the same and a conversation took place and was recorded.

Legend (Unofficial transcript completed by D'Ambrosia):

MD=Michael D'Ambrosia

GR=Gerardo Rodriguez

Time Frame: 00:00-09:02 minutes total run time

MD: The time now is 1051 on October fourth, twenty-fourteen. I'm driving by fifty-nine-twenty-five (5925) four cars at the residence including the, ah, the land cruiser, Hyundai, KIA and the Mazda. This is the home of, suspected home of Gerardo Rodriguez and I'm gonna attempt to make contact with folks inside, the ah, residence and ask them about the abandoned residence next door. Test, test, check, check, check, test, testing, one, two, three, four, test, testing, OK, we're still on, secret the recorder on my, in my pocket...this will be tape recorded pursuant to an on-going criminal investigation into false, ah, swearing related to the address of community council candidates...I'm arriving at the house next door which appears abandoned, which is fifty-nine-forty-one (5941)...check, check, check, testing, still on...

MD: (Can be heard walking up to the 5925 residence front door).

MD: BXL36 (Florida tag on the silver Hyundai parked in the circular driveway).

MD: (Can be heard knocking)

MD: Hi, how are you...

GR: Como estas...

MD: I was tryin to get some information on the house next door, I noticed that...

GR: I don't have anything, I know the people that lived there died...

MD: Oh, really...

GR: Yeah, so...

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Report Classification  
Investigation X  
Intelligence  
Preliminary Inquiry

**Report Of Investigation**  
State Attorney's Office  
Criminal Investigations Division  
Miami-Dade County, Florida

Case #: 64-14-30.41  
First Report Date: 07/11/2014  
Page 3 of 4 Pages

MD: I haven't seen...

GR: ...daughter or something...

MD: Oh, OK...because I've seen it, I live down south and I'm thinking about moving up into this area and this is, ya don't, ya can't find these kinds of properties anymore, that's a big piece of property...

GR...yeah...its is...

MD:...and I don't, I never saw a for sale sign on it, I was just curious if, ah, the owners, died, I didn't do any research like on real estate or anything, ah, like on the property records, but how long it bee abandoned...

GR: ...ah, I've been here two years and it's been abandoned for two years...

MD...and this goes back deep...

GR...yeah...

MD...did you know the owners...

GR...no...

MD...no...

GR...when I came there/here it was already empty like that...

MD...oh, really, OK...

GR...that's it...

MD: ...at, ah, if...I mean this area is...you've lived here, how long have you lived here...

GR: ...two years...

MD: ...two years...no kidding...and no one's ever shown any interest in that...

GR: ...ah, you see the people cut the grass and that's it...

MD: ...OK...

GR... alright...

MD: ...yes sir, thank you very much I appreciate it...

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Report Classification  
Investigation X  
Intelligence  
Preliminary Inquiry

**Report Of Investigation**  
State Attorney's Office  
Criminal Investigations Division  
Miami-Dade County, Florida

Case #: 64-14-30.41  
First Report Date: 07/11/2014  
Page 4 of 4 Pages

GR: ...Ok...

MD: ...BXL36M (the first observation was correct based on a subsequent records search)...the time now is ten-fifty eight (1058) the person that answered the door was Gerardo Rodriguez, he had a small child that was, ah, next to him, and he, there was a female standing behind him, looking over his shoulder, may have been his wife, but I couldn't really tell but he indicated that he'd lived here, he lives at this residence for, he's lived here for two years...oh, and older woman came out from the side, that must be the Mazda, ah, Hispanic female, red shirt, brunette hair, she came out from the side of the residence...(end recording).

The digital recording was transferred to a compact disk and placed in the related items section of the case file (RI#42).

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Report Classification	
Investigation	X
Intelligence	
Preliminary Inquiry	

**Report Of Investigation**  
 State Attorney's Office  
 Criminal Investigations Division  
 Miami-Dade County, Florida

Case #:	64-14-30
First Report Date:	07/11/2014.42
Page 1 of 5 Pages	

**Case/File Title:** DIAZ, Daniel Miami-Dade Community Council #12/123 Candidate 2014/Surveillance Operation CC12 Mtg, Digital Audio-Video Recordings of Diaz & Guzman

**Narrative:**

This report is predicated upon the ongoing gathering of criminal intelligence and investigative information related to criminal allegations of perjury and false swearing under oath (a violation of FSS 104.011 a 3rd Degree Felony) for candidate(s) seeking to qualify and run for election to the Miami-Dade County Community Council Area #12, Sub-Area #123 to-wit: the East Kendall area of Miami-Dade County

On Tuesday, October 7th, 2014 between the hours of 1640 and 2100 members of the Miami Dade State Attorney's Office (MDSAO) Public Corruption Task Force (PCTF) and the Miami-Dade County Office of the Inspector General (OIG) participated in a visual and mobile surveillance in the area of 8625 SW 124th Avenue, Miami, FL (Kendall Village Center Civic Pavilion, 8625 SW 124th Avenue, Miami, FL 33183) and the Community Council 12 meeting which took place there. The actual CC12 meeting took place from approximately 1830 through 1952 hours at the community pavilion located at that address.

The purpose of the surveillance was to have cooperating witness (defendant) Daniel Diaz meet with David Alberto Carcache-Guzman (herein after referred to as Guzman) and determine what, if anything Guzman's expectations were for Daniel Diaz as a newly elected Community Council 12 Council person. It was suspected that Guzman expected a quid-pro-quo after assisting Diaz to get elected to the CC12/123 seat should Diaz ever be presented with the opportunity to vote on CC12 agenda items that Guzman determined were in Guzman's interests to support.

The following investigators took part in the surveillance operations:

- Michael D'Ambrosia, MDSAO-PCTF
- James Kennedy, MDC-OIG
- James Mazer, MDC-OIG
- Matthew Ambre, MDSAO-PCTF
- Frank Castillo, MDSAO-PCTF
- Wastine Allen, MDSAO-PCTF
- Christopher Torres, US DHS

Submitted By:	_____	Date:	10/9/14
	Michael D'Ambrosia, Investigator, MDSAO-PCTF		
Reviewed By:	_____	Date:	_____
Reviewed By:	_____	Date:	_____

Case Status:	<input checked="" type="checkbox"/> Open	<input type="checkbox"/> Closed	Indexed By:	_____	Date:	_____
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Report Classification  
Investigation X  
Intelligence  
Preliminary Inquiry

**Report Of Investigation**  
State Attorney's Office  
Criminal Investigations Division  
Miami-Dade County, Florida

Case #: 64-14-30  
First Report Date: 07/11/2014.42  
Page 2 of 5 Pages

The following observations were made at the approximate times specified.

At approximately 1700 hours:

Allen and Castillo had established surveillance in the area of 8625 SW 124th Avenue (herein after referred to as the 8625 building) where the Community Council 12 meeting was to take place and was a community use pavilion situated in a larger parking lot area with other area stores and restaurants were located. The 8625 building had glass side enclosures so the investigators could observe people inside the pavilion.

At approximately 1830 hours:

The CC12 meeting was scheduled to take place and it was reported by Allen/Castillo that there were approximately 30 people inside the 8625 building.

Daniel Diaz, a defendant, who had been cooperating with the investigators since 09-03-2014 on the investigation arrived at an off-site staging area where the remainder of the other investigators were located, which was in the vicinity of the 8625 building. Diaz arrived and advised D'Ambrosia that he (Diaz) had received a text message from David Carcache-Guzman (herein after referred to as Guzman) about the CC12 meeting which was to take place at the 8625 building. Guzman wanted Diaz to call him. D'Ambrosia directed Diaz to call Guzman on Guzman's cellular telephone at number 305-975-2300, which Diaz started to do, when a call came into Diaz's cellular telephone number [REDACTED] and it was Guzman. The call was recorded as directed by D'Ambrosia and witnessed by Kennedy who both sat with Diaz in a vehicle as the conversation took place. The following was a transcript of that conversation:

Legend (Unofficial transcript completed by D'Ambrosia):

DD=Daniel Diaz

DG=David Guzman

Time Approximately 1830 hrs./Audio Run Time: 00:52 seconds

... (Diaz's cell phone can be heard ringing)...

DD...hello...

DG...you don't get texts...

DD...sorry, sorry, I was on the other line with my mother because she's sick...

DG...oh, hey when you get here do not sit next to me or do not, if you have anything just text me...

DD...do not sit next to you, ok, and if anything, just text you...

DG...yes...

DD...ok, a hum, alright, ah, ahumm...

DG...what...

DD...do it, I mean, are you gonna sit in the back or in the front or ah...

DG...no, I'm gonna...kinda... (Not understandable)...something...let me see where I'm gonna sit...

DD...ok...

DG...but, a hum, you'll see me...

DD...ok...

DG...just look for me and don't sit next, don't sit that same...

DD...ok, no problem...

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Report Classification  
Investigation X  
Intelligence  
Preliminary Inquiry

**Report Of Investigation**  
State Attorney's Office  
Criminal Investigations Division  
Miami-Dade County, Florida

Case #: 64-14-30  
First Report Date: 07/11/2014.42  
Page 3 of 5 Pages

DG...be discrete...  
DD...ok, no problem...ok...  
DG...bye...

At approximately 1845 hours:

Diaz was equipped with digital audio and video recording equipment affixed by DHS Investigator Torres. The equipment would also provide the investigator the ability to overhear the conversations which might ensue as well (for safety purposes).

At approximately 1850-1900hours:

Diaz was directed by D'Ambrosia to drive to the 8625 building and go into the meeting room and look for Guzman and observe the meeting and Guzman. Diaz did as instructed and reported via text to D'Ambrosia that Guzman was inside the 8625 building already sitting in the front area of the meeting room. Thereafter, investigators located the black 4 door Acura TL bearing Florida tag# [REDACTED] which Guzman had been seen operating previously at other times during the investigation. The vehicle was observed parked in a handicapped parking spot north of the 8625 building, but no hanging handicapped placard was observed. Ambre conducted foot surveillance around the vehicle and observed a placard lying flat on the dashboard of the Acura bearing handicapped ID number: [REDACTED] which expired on 05/2015. Mazer photographed the vehicle and the placard. An inquiry on the placard ID number revealed it was registered to an Esperanza Guzman, DOB: [REDACTED] a subsequent search revealed that E. Guzman's Florida DL was: [REDACTED] with an address of 11180 SW 107<sup>th</sup> Street, Apartment 113, Miami, FL 33176. Note that the Acura from prior record inquires was not registered to either David Guzman or Esperanza Guzman, but to: Elkin Ernesto Cabrera, W/H/M, DOB: [REDACTED], POB: Nicaragua, of 1043 Obispo Avenue, Coral Gables, FL 33134.

From approximately 1900-1952 hours:

As the CC12 meeting took various agenda items were discussed and area residents had verbal input before the sitting board, all of which was audio recorded as part of the normal CC meetings. Guzman personally spoke before the CC12 council twice on one project/agenda item presented. Diaz was situated in the back of the CC12 meeting room and from time to time he texted Guzman at the direction of D'Ambrosia to determine what Guzman was speaking on and other information Guzman might provide as to the identity of any other CC12 members who might be associated to or under the control of Guzman. Those text messages were subsequently saved and forwarded to D'Ambrosia for preservation in the case file for future review.

At approximately 1955 hours:

The CC12 meeting broke up and attendees exited the 8625 building, Diaz exited and Guzman exited but walked separately. Eventually they spoke via cellular telephone and agreed to meet up at the Moon Lite Diner which was located just west of the 8625 building to talk and eat. Thereafter, that meeting took place inside the diner.

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Report Classification  
Investigation X  
Intelligence  
Preliminary Inquiry

**Report Of Investigation**  
State Attorney's Office  
Criminal Investigations Division  
Miami-Dade County, Florida

Case #: 64-14-30  
First Report Date: 07/11/2014.42  
Page 4 of 5 Pages

From approximately 2000 to 2025 hours:

Diaz and Guzman were observed in the diner by Castillo as other investigators took up surveillance positions in the parking lot to observe both Diaz's car and Guzman's car. The conversations were overheard by D'Ambrosia, Kennedy and Torres who reported the activity to other units via radio.

At approximately 2026-2032 hours:

Guzman and Diaz exited the diner and walked towards their respective cars parked in the southern area of the diner lot. There were conversations which took place between Diaz and Guzman until such time as Guzman entered his car and drove away as did Diaz. Diaz was instructed to subsequently meet with the investigative team in the area of the 8625 building, which Diaz did.

At approximately 2047 hours:

Torres removed all recording and video equipment from Diaz. Diaz was debriefed on the events and conversations and was then excused and he departed the area. Thereafter, the surveillance was concluded.

A synopsis of the audio recording and the debriefing of Diaz were as follows:

- Diaz stated Guzman talked about CC member Garciga being opposed by Guzman. A look-up of the MDED shows Jorge Luis Garciga was currently a CC member for 12/126. Garciga's seat in 2014 was up for election; however, he did not run, Javier Gonzalez-Abreu was elected – Abreu ran unopposed.
- Diaz stated Matt Larsh CC#12/122 member was associated with Guzman (as per Guzman and described in the audio/video recording).
- Guzman wanted Diaz to open new bank account and close the campaign account. Guzman would not provide Diaz details about why Guzman wanted Diaz to open a new bank account and how the process worked until after Diaz was sworn in.
- Diaz informed Guzman that he (Diaz) was going to be moving from Doral by next month (a guise towards Guzman to open any discussions on address issues).
- Investigators showed Diaz three cancelled checks with endorsements from three PACs (Nature Coast Conservative Coalition CK #1027; Strong Communities of Southwest Florida CK #1007 and The Committee for Justice Transportation and Business CK #1028) which were deposited into Diaz's campaign account. Diaz stated the endorsements on all three of the cancelled checks were not his signature. Diaz said Guzman must have signed the checks prior to depositing them into the Diaz's campaign account. That the only monetary items Diaz saw were the previously identified money orders which were turned over to Guzman (\$3000.00 in total).
- Investigators also provided Diaz with a copy of the second/final notice from MDED of the late reporting/filing fine, dated October 3, 2014. Diaz took possession of the notice.

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Report Classification	
Investigation	X
Intelligence	
Preliminary Inquiry	

**Report Of Investigation**  
State Attorney's Office  
Criminal Investigations Division  
Miami-Dade County, Florida

Case #:	64-14-30
First Report Date:	07/11/2014.42
Page 5 of 5 Pages	

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D'Ambrosia subsequently recovered audio recordings of the initial cellular telephone call between Diaz and Guzman and on 10-08-2014 Torres provided D'Ambrosia with the original digital audio and video recordings of the above described meeting between Diaz and Guzman. The recordings were placed into the related items section of the case file (RI#43).

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Report Classification  
 Investigation X  
 Intelligence  
 Preliminary Inquiry

**Report Of Investigation**  
 State Attorney's Office  
 Criminal Investigations Division  
 Miami-Dade County, Florida

Case #: 64-14-30  
 First Report Date: 07/11/2014.43  
 Page 1 of 2 Pages

**Case/File Title:** DIAZ, Daniel Miami-Dade Community Council #12/123 Candidate 2014/Spot Check Surveillance @ 534 SW 96<sup>th</sup> Ct & 5925 SW 87<sup>th</sup> Ave., Miami RE: Gerardo Rodriguez's addresses (Friday & Saturday 10/10-11/2014) & Property Rcds Search

**Narrative:**

This report is predicated upon the ongoing gathering of criminal intelligence and investigative information related to criminal allegations of perjury and false swearing under oath (a violation of FSS 104.011 a 3rd Degree Felony) for candidate(s) seeking to qualify and run for election to the Miami-Dade County Community Council Area #12, Sub-Area #123 to-wit: the East Kendall area of Miami-Dade County.

On Friday October 10, 2014 at approximately 0746 hours Miami-Dade State Attorney PC Task Force Investigator Michael D'Ambrosia spot check the residence located at 534 SW 96th Court, Miami, FL 33174 an address listed by Gerardo Rodriguez has his home residence for purposes of qualifying to sit on the Community Council #10/Sub-Area 101 board. D'Ambrosia arrived at the location and approached and knocked on the front door. There was no response. There were no vehicles parked at the residence and no outside activity observed. At approximately 0748 hours D'Ambrosia departed the residence and area.

At approximately 0805 hours (10-10-2014) hours D'Ambrosia arrived in the area of 5925 SW 87th Avenue, Miami, FL 33173 (MDC CC #12 area of operation) which according to all records searched thus far, is the actual residence of Gerardo Rodriguez. D'Ambrosia observed a single vehicle parked in the semi-circular driveway at the residence which was a black 4 door Land Rover, bearing Florida tag# [REDACTED] parked on the driveway. At approximately 0806 hours D'Ambrosia departed the area.

At approximately 1734 hours (10-10-2014) D'Ambrosia conducted a spot check surveillance of 534 SW 96<sup>th</sup> Court and found driveway empty. D'Ambrosia attempted contact with any occupants and approached and knocked on the door, but there was no response. At approximately 1736 hours D'Ambrosia departed.

On Saturday October 11, 2014 at approximately 1030 hours D'Ambrosia conducted a spot check surveillance of a residence located at 5925 SW 87<sup>th</sup> Avenue, Miami, FL the home of Gerardo Rodriguez and his family. D'Ambrosia observed that there was a yard sale occurring on the property and that the previously identified vehicles belonging to the residence were situated about the property along with other persons who had stopped to shop at the yard sale. The black Land Rover was situated in the driveway facing east. At approximately 1031 hours D'Ambrosia departed enroute to the

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 Michael D'Ambrosia, Investigator, MDSA0-PCTF

Reviewed By: \_\_\_\_\_ Date: \_\_\_\_\_

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Report Classification  
Investigation X  
Intelligence  
Preliminary Inquiry

**Report Of Investigation**  
State Attorney's Office  
Criminal Investigations Division  
Miami-Dade County, Florida

Case #: 64-14-30  
First Report Date: 07/11/2014.43  
Page 2 of 2 Pages

534 residence, the home address that Rodriguez listed as his residence in order to qualify for the Community Council 10/Sub-Area 101.

At approximately 1043 hours D'Ambrosia arrived at the 534 residence and observed a red Chevrolet Extended Cab Silverado LT pick-up truck bearing Florida tag# ALW-G20 parked in the driveway of the residence. D'Ambrosia exited his car and approached and knocked on the front door. After several knocks, no occupants answered the front door and D'Ambrosia departed. D'Ambrosia noted that there were video cameras positioned about the front of the residence with infrared LED lights for night observations. At approximately 1048 hours D'Ambrosia departed the property and area.

██████████  
2011 Chevrolet Truck, Red  
Registered to: Luis Crespo  
W/M, DOB: ██████████  
SSN: ██████████  
POB: Cuba  
LKA: 13521 SW 6<sup>th</sup> Street, Miami, FL 33184-1040

At approximately 1118 hours D'Ambrosia re-arrived back at the 5925 residence and took digital video footage of the yard sale, still occurring at the 5925 residence. At approximately 1121 hours D'Ambrosia departed and terminated the surveillance. The digital video recording was placed in the related items section of the case file for future review (RI#44).

On Monday October 13, 2014 D'Ambrosia conducted background inquiries on the property ownership of 534 SW 96<sup>th</sup> Court, Miami, FL 33174 and determined from current records that their residence belonged to Luis Crespo and Ariel Crespo.

Though Luis Crespo's Florida Drivers' License records indicated a different address than the property, the above listed vehicle was observed at the residence on prior occasions by OIG SA Kennedy and D'Ambrosia.

Ariel Crespo on the other hand had his current Florida Driver's License address listed as 534 SW 96<sup>th</sup> Court, Miami, FL 33174. Ariel was identified as follows:

Ariel Crespo  
W/M, Hispanic, DOB: ██████████  
SSN: ██████████  
POB: USA/Florida  
LKA: 534 SW 96<sup>th</sup> Court, Miami, FL 33174  
Vehicles: None registered under his name as per FLDHSMV

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Report Classification  
 Investigation X  
 Intelligence  
 Preliminary Inquiry

**Report Of Investigation**  
 State Attorney's Office  
 Criminal Investigations Division  
 Miami-Dade County, Florida

Case #: 64-14-30  
 First Report Date: 07/11/2014.44  
 Page 1 of 1 Pages

**Case/File Title:** DIAZ, Daniel Miami-Dade Community Council #12/123 Candidate 2014/Varela Orlando, FL address check

**Narrative:**

This report is predicated upon the ongoing gathering of criminal intelligence and investigative information related to criminal allegations of perjury and false swearing under oath (a violation of FSS 104.011 a 3rd Degree Felony) for candidate(s) seeking to qualify and run for election to the Miami-Dade County Community Council Area #12, Sub-Area #123 to-wit: the East Kendall area of Miami-Dade County.

On Friday October 10, 2014 Miami Dade State Attorney's Office (MDSAO) Public Corruption Task Force (PCTF) Investigator Michael D'Ambrosia made telephone contact with the Knights Circle Apartment Complex leasing office at (407) 362-5092 and was subsequently placed in email contact with the General Manager of the complex identified as Rob Myers.

D'Ambrosia made a requested to determine who currently or historically were occupants of the address located at 4513 Black Knight Drive, Apartment 304, Orlando, Florida 32817 and if Mauricio Rodriguez-Varela or any combination of the name Varela is or had been an occupant of the apartment.

Myers explained that the apartment complex was part of the University of Central Florida housing system as an affiliated complex and that it was for students attending the university. Thereafter Myers provided the following data:

- Since 2013 there has been no one named Varela in that apartment and a historical search using the name failed to reveal anyone named Varela, Rodriguez-Varela or Mauricio residing at the apartment complex. No other records were located with that name affixed to them.

The contact was concluded.

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Submitted By: \_\_\_\_\_ Date: 10/15/14  
 Michael D'Ambrosia, Investigator, MDSAO-PCTF

Reviewed By: \_\_\_\_\_ Date: \_\_\_\_\_

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Report Classification  
 Investigation X  
 Intelligence  
 Preliminary Inquiry

**Report Of Investigation**  
 State Attorney's Office  
 Criminal Investigations Division  
 Miami-Dade County, Florida

Case #: 64-14-30  
 First Report Date: 07/11/2014.45  
 Page 1 of 2 Pages

**Case/File Title:** DIAZ, Daniel Miami-Dade Community Council #12/123 Candidate 2014/JP Morgan-Chase Bank Photo  
**Request RE:** Carcache-Guzman

**Narrative:**

This report is predicated upon the ongoing gathering of criminal intelligence and investigative information related to criminal allegations of perjury and false swearing under oath (a violation of FSS 104.011 a 3rd Degree Felony) for candidate(s) seeking to qualify and run for election to the Miami-Dade County Community Council Area #12, Sub-Area #123 to-wit: the East Kendall area of Miami-Dade County.

On Thursday October 16, 2014 Miami Dade State Attorney's Office (MDSAO) Public Corruption Task Force (PCTF) Investigator Michael D'Ambrosia obtained and submitted a request form from the JP Morgan-Chase Bank Security Center requesting via Email to their center the following information from their security camera system(s):

Still photographs of the person(s) who may have submitted for deposit corporate checks from the accounts of: The Committee for Justice, Transportation and Business; Nature Coast Conservative Coalition PC; Strong Communities of Southwest Florida PC issued from the Capitol City Bank to Daniel Diaz the candidate for Community Council 12/Sub-Area 123 each for \$1000.00 for a total deposit of \$3000.00 to Diaz's campaign account.

The allegation by Daniel Diaz, who was cooperating with investigator's was that the endorsements on the reverse side of each of these checks were not his and that he never deposited the checks into his campaign account, which would be allegations of forgery. That Diaz never authorized anyone to sign his name.

The request was to determine who made the deposits if in fact the deposit were physically made at the branch bank identified on Diaz's account, which was a Chase Bank branch located in Palmetto Bay, Florida. The suspect was David Alberto Carcache-Guzman and information was provided to the security center with the request which would aid them in their search of the still camera photograph and a teller who would have accepted the documents for deposit.

The request and accompanying documents were placed in the related items section of the case file (RI#46).

On October 22, 2014 D'Ambrosia received the requested photographs from the JP Morgan-Chase Bank Security Unit which were three (3) still photographs of David Carcache-Guzman taken on 07/28/2014 @ 1537 hours over the course of

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 Michael D'Ambrosia, Investigator, MDSAO-PCTF

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Report Classification	
Investigation	X
Intelligence	
Preliminary Inquiry	

**Report Of Investigation**  
State Attorney's Office  
Criminal Investigations Division  
Miami-Dade County, Florida

Case #:	64-14-30
First Report Date:	07/11/2014.45
Page 2 of 2 Pages	

---

1-2 minutes at the teller, passing the above identified checks for deposit at the JP Morgan-Chase Bank Branch located at 9785 NW 41<sup>st</sup> Street, Doral, Florida 33166. The still photographs were placed in the same related item as the request listed above.

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Report Classification  
 Investigation X  
 Intelligence  
 Preliminary Inquiry

**Report Of Investigation**  
 State Attorney's Office  
 Criminal Investigations Division  
 Miami-Dade County, Florida

Case #: 64-14-30  
 First Report Date: 07/11/2014.46  
 Page 1 of 2 Pages

**Case/File Title:** DIAZ, Daniel Miami-Dade Community Council #12/123 Candidate 2014/Interview of Daniel Diaz RE: Larsh & Brodeur, Photo identification

**Narrative:**

This report is predicated upon the ongoing gathering of criminal intelligence and investigative information related to criminal allegations of perjury and false swearing under oath (a violation of FSS 104.011 a 3rd Degree Felony) for candidate(s) seeking to qualify and run for election to the Miami-Dade County Community Council Area #12, Sub-Area #123 to-wit: the East Kendall area of Miami-Dade County.

On Friday, October 17, 2014 at approximately 1137 hours Miami-Dade State Attorney's Office (MDSAO) Public Corruption Task Force (PCTF) Investigator Michael D'Ambrosia arrived in the area of NW7th Street and 62nd Avenue, Miami, FL the area of Daniel Diaz's work place the purpose of which was to personally meet with Diaz and show Diaz two (2) photographs of suspected David A. Carcache-Guzman (herein after referred to as Guzman) associates who currently sat on Community Council 12 as active/elected council persons.

Those suspects were:

- Peggy Moore Brodeur, W/F, DOB: [REDACTED] SSN: [REDACTED] (NY), POB: [REDACTED]  
 LKA: 5685 SW 85th Street, Miami, FL. 33143-8333
- Matthew Davis Larsh (Sr.), W/M, DOB: [REDACTED] SSN: [REDACTED], POB: [REDACTED]  
 LKA: 7350 SW 89th Place, Apt. 1001, Miami, FL. 33156-000

At approximately 1138 hours:

Diaz met D'Ambrosia at D'Ambrosia vehicle and D'Ambrosia showed Diaz Florida Driver's License photographs which had been extracted from the FL.DHSMV data. The photos had no names on them or any other markings. Diaz immediately recognized the female known to him as "Peggy" whom Guzman identified as such from past recorded meeting. Then Diaz was shown the second photograph and Diaz stated that the photo was of "Larsh" who was the person whom Guzman also stated was an associate on the CC12 board. D'Ambrosia had Diaz place his initials, date and time on the back of each photograph. There after D'Ambrosia did the same.

Submitted By: \_\_\_\_\_ Date: 10/17/14  
 Michael D'Ambrosia, Investigator, MDSAO-PCTF

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Report Classification	
Investigation	X
Intelligence	
Preliminary Inquiry	

**Report Of Investigation**  
State Attorney's Office  
Criminal Investigations Division  
Miami-Dade County, Florida

Case #:	64-14-30
First Report Date:	07/11/2014.46
Page 2 of 2 Pages	

---

D'Ambrosia directed Diaz to text Guzman and send messages that Diaz was interested in attending another Community Council Candidate meeting that Guzman had set up previously, where Diaz did not attending Diaz had withdrawn his name by that time and Guzman had distanced himself from Diaz.

Diaz stated he would do as directed and send all text messages of the exchanges from his mobile phone to D'Ambrosia for review.

At approximately 1143 hours:

Diaz departed from D'Ambrosia presence and D'Ambrosia departed the area. The photograph which were used depicting Brodeur and Larsh were placed into the relate items section of the case file for future review (RI#47).

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Report Classification  
 Investigation X  
 Intelligence  
 Preliminary Inquiry

**Report Of Investigation**  
 State Attorney's Office  
 Criminal Investigations Division  
 Miami-Dade County, Florida

Case #: 64-14-30  
 First Report Date: 07/11/2014.47  
 Page 1 of 3 Pages

**Case/File Title:** DIAZ, Daniel Miami-Dade Community Council #12/123 Candidate 2014/Search Warrant Execution Opeation 10/30/2014 RE: 11180 Residence; Apple I-Phone-Guzman; Facebook Inc

**Narrative:**

This report is predicated upon the ongoing gathering of criminal intelligence and investigative information related to criminal allegations of perjury and false swearing under oath (a violation of FSS 104.011 a 3rd Degree Felony) for candidate(s) seeking to qualify and run for election to the Miami-Dade County Community Council Area #12, Sub-Area #123 to-wit: the East Kendall area of Miami-Dade County.

On Thursday, October 30, 2014 from approximately 0500 hours to 1000 hours MDSA0-PCTF Investigator Frank Castillo set up a visual surveillance post in the area of 11180 SW 107<sup>th</sup> Street, Apartment #113, Miami, Florida 33176. The purpose was to attempt to verify if David A. Carcache-Guzman was present at the apartment and/or using the apartment in anticipation of executing a State search warrant at the residence later that day.

At approximately 0930 hours Castillo observed Guzman in the area of the apartment complex walking a small/medium sized dog. Castillo's observation and identity of Guzman was based on a Florida Driver's License photograph of Guzman which had been supplied by D'Ambrosia from the case file. Castillo was able to definitively say the male walking the dog in the area of the residence was Guzman. Thereafter the surveillance was terminated.

On Thursday, October 30, 2014 between approximately 1555 and 2000 hours member of the Miami-Dade State Attorneys (MDSA0) Public Corruption Task Force (PCTF) and the Miami-Dade County (MDC) Office of the Inspector General (OIG) participated in an operation anticipated the execution of two (2) State search warrants to be executed on David Alberto Carcache-Guzman's (herein after referred to as Guzman) cellular/communication device and his home residence located at 11180 SW 107<sup>th</sup> Street, Apartment #113, Miami, FL 33176. There was a third (3rd) State search warrant that was to be excited on Facebook for Guzman account information and data as well but was contingent upon the service of the communication device and the residence. The search warrants/affidavits were reviewed and signed by Miami-Dade Circuit Court Judge Robert J. Luck (Criminal Felony Division CF01) in his chambers at the MD Criminal Justice/Richard E. Gerstein Bldg. 1351 NW 12<sup>th</sup> Street, Miami 33125, Room REG305.

Participating in the operation and the undercover scenario was cooperating witness Daniel Diaz, whose function was to attempt a meeting with Guzman at a location where Diaz could arrange. Thereafter the communication device (suspected

Submitted By: \_\_\_\_\_ Date: 10/31/14  
 Michael D'Ambrosia, Investigator, MDSA0-PCTF

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Case Status:  Open  Closed

Indexed By: \_\_\_\_\_

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Report Classification  
Investigation X  
Intelligence  
Preliminary Inquiry

**Report Of Investigation**  
State Attorney's Office  
Criminal Investigations Division  
Miami-Dade County, Florida

Case #: 64-14-30  
First Report Date: 07/11/2014.47  
Page 2 of 3 Pages

of being an Apple I-Phone) would be seized pursuant to the search warrant and the residence at 11180 would be searched thereafter for the collection of all electronic media and devices related to bank records and elections documents as articulated in the affidavits for the attainment of the search warrants.

Diaz's participation started earlier in the day with Investigator Michael D'Ambrosia communication with Diaz to ensure that Diaz was in communication with Guzman and that a possible personal meeting would occur. Based on collected text messages from Guzman to Diaz and vica-versa, the personal meeting was tentative, but possible in the area of the MDC Community Council #10 meeting location which was to be held at Ruben Dario Middle School located at 350 NW 97th Avenue, Miami, FL starting at 1830 hours until the posted agenda was accomplished or deferred.

D'Ambrosia conducted a spot check surveillance of the CC10 meeting and walked inside the meeting room which was an auditorium area inside the school. D'Ambrosia walked into the on gong CC10 meeting and scanned the room and did not see Guzman inside the room. D'Ambrosia did observe Gerardo Rodriguez sitting at the dais behind a name plate with his name on it and recognized him from his FLDL photo and a prior personal interaction at 5925 SW 87<sup>th</sup> Avenue, Miami. Rodriguez was wearing a white short sleeved Guevara styled shirt and light colored pants. D'Ambrosia also observed Juan Mayol Jr. and Melissa Tapanes-Llahues inside the meeting room area. After approximately 5 minutes D'Ambrosia departed the meeting and met up with Arias and Diaz and an off-site meeting location in the area.

The MDSAO and OIG Investigator and Agents who participated in the operation were as follows:

- Michael D'Ambrosia-PCTF
- Ricardo Arias-PCTF
- Matthew Ambre-PCTF
- Frank Castillo-PCTF
- Sergio Diez-PCTF
- Adriana Canaves-PCTF
- Robert Fielder-PCTF
- Julio Estopinan-PCTF
- James Kennedy-OIG
- James Mazer-OIG
- Juan Koop-OIG
- Gregory Ponzi-USSS
- Chris Torres-DHS

At approximately 1930 hours as Daniel Diaz was unable to arrange for Guzman to meet him, the operation was terminated. There after Diaz was debriefed and given new direction on arranging a meeting with Guzman so that additional evidence could be collected towards the uncovering of additional co-conspirators acting in concert with Guzman on the community council's as Guzman's proxies as well as attain the possible pass-code to the cellular/communications device on the Apple I-Phone that was in Guzman's possession. The purpose of attaining the pass-code was so that technical forensic examiners could enter the communications device in a manner which would cause no loss of data during the extraction phase of the examination.

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Report Classification	
Investigation	X
Intelligence	
Preliminary Inquiry	

**Report Of Investigation**  
State Attorney's Office  
Criminal Investigations Division  
Miami-Dade County, Florida

Case #:	64-14-30
First Report Date:	07/11/2014.47
Page 3 of 3 Pages	

Based on Guzman's willingness to socially interact with Diaz which was evident during numerous text messages collected by Diaz and sent to D'Ambrosia and Kennedy to review, it was natural for Diaz to be directed towards meetings with Guzman in a social setting rather than during community council meetings or for other political purposes. It appeared as if Guzman was more apt to attend social events or other events that were not political in nature, so that Diaz could observe Guzman and attain the pass-code or other information about the communication device which would help investigators extract the data being sought which was evidence of a wider conspiracy on the community councils that Guzman interacted with. So, that was Diaz's direction from D'Ambrosia, arrange to be with Guzman in a social setting and learn the devices access code or other information for investigators. That Diaz when and if Diaz arranged any meetings with Guzman over the weekend to advise D'Ambrosia via telephone or text message so that D'Ambrosia could keep apprised of Diaz/Guzman's activities. Diaz understood and acknowledged these directions. No records would be made as there were recording time issues, potential ambient noise issues and concealment issues of concern to the investigators. Diaz did have a cellular device which had the capabilities to record conversations and if they presented themselves, Diaz could take advantage of the devices use depending on the situation.

The executed original Affidavit's for the Search Warrants and original Search Warrants were maintained by D'Ambrosia until such time of service and copies of Miami-Dade Circuit Judge Robert Luck executed/signed originals were maintained electronically due to their volume size. The operational plan and copies of the search warrants which were prepared for the above described events were placed into the related items section of the case file (RI#49).

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Report Classification  
 Investigation X  
 Intelligence  
 Preliminary Inquiry

**Report Of Investigation**  
 State Attorney's Office  
 Criminal Investigations Division  
 Miami-Dade County, Florida

Case #: 64-14-30  
 First Report Date: 07/11/2014.48  
 Page 1 of 4 Pages

**Case/File Title:** DIAZ, Daniel Miami-Dade Community Council #12/123 Candidate 2014/Interview of Julio CACERES RE: Community Council Related Issues

**Narrative:**

This report is predicated upon the ongoing gathering of criminal intelligence and investigative information related to criminal allegations of perjury and false swearing under oath (a violation of FSS 104.011 a 3rd Degree Felony) for candidate(s) seeking to qualify and run for election to the Miami-Dade County Community Council Area #12, Sub-Area #123 to-wit: the East Kendall area of Miami-Dade County.

On Friday October 24, 2014 Miami-Dade State Attorney's Office (MDSAO) Public Corruption Task Force (PCTF) Investigator Michael D'Ambrosia along with Miami-Dade County Office of Inspector General (MDCOIG) Special Agent (SA) James Kennedy met with and interviewed Julio R. Caceres, White-Hispanic-Male, DOB: [REDACTED] (FLDL# [REDACTED] SSN: [REDACTED]) at Caceres' home residence located at 10220 SW 19th Street, Miami, Florida 33165-7418 at approximately 1557 hours. The purpose of the interview was to determine if Caceres possessed any information or knowledge as it related to the general administration of the Miami-Dade Community Councils (CC's) and/or specific individuals on the Community Councils or other persons whom he knew about that may have attempted or were attempting to influences the decisions by the council persons at large or on CC10 where Caceres had served.

Caceres stated in substance the following:

- That he was a Community Council 10 member for several years and was originally appointed by MDC BCC Javier Soto, with whom he is very good friends. It was not until recently that he resigned his CC post, in April-May 2014, for personal reason which he explained as being at odds with the way MDC government was being operated and he felt he could no longer serve properly on the CC. After the initial appointment he ran unopposed for the next 2 terms.
- When asked if he had ever been threatened or coerced to vote a certain way by anyone inside or outside the CC, he stated no. He was never threatened or coerced.
- That there were times when due to a personal of family conflict that he recused himself and made a point to ensure that it was publically know that he was taking such action because of a conflict of interest.

Submitted By: \_\_\_\_\_ Date: 11/3/14  
 Michael D'Ambrosia, Investigator, MDSAO-PCTF

Reviewed By: \_\_\_\_\_ Date: \_\_\_\_\_

Reviewed By: \_\_\_\_\_ Date: \_\_\_\_\_

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Report Classification	
Investigation	X
Intelligence	
Preliminary Inquiry	

**Report Of Investigation**  
State Attorney's Office  
Criminal Investigations Division  
Miami-Dade County, Florida

Case #:	64-14-30
First Report Date:	07/11/2014.48
Page 2 of 4 Pages	

- That there was one particular instance where his brother and sister in law had an application before the CC10 board and he recused himself, the application revolved around a setback variance request that came before the CC10 board.
- Other times when he had a friend come before the CC10 board he would recuse himself so that there was no air of impropriety.
- That he was born and raised in the CC10 area and has never moved from the area.
- That he knew the Soto's via Javier's brother Frank who he grew up with and went to high school with and they remain friends today. That it was that relationship which facilitated Soto appointing Caceres to the CC10 board.
- That his resignation letter should be part of the public record submitted when he resigned as he stated his reasons therein.
- That he felt that there were undo influences from the MDC BCC level and not so much from the local residential level. That the CC10 board would make decision and there were several instances where the BCC overrode their decisions. That he thought was an issue. He went on to say that overall the CC10 board was the most active, most engaged, had the least number of appeals historically and took their job seriously.
- That he did not have any firsthand knowledge of any crimes, but was suspect of the way agenda items that were appealed were then reversed by the BCC. If he had knowledge of a crime he would have reported it. That there was usually a police officer, the county attorney and a large number of citizens present before whom he could have complained.
- That he had requested a MDC Commission on Ethic opinion on him speaking as an active CC10 board member to another CC on behalf of a friend of his that was seeking a variance at jewelry shop. His friend was George Carvajal and the issue revolved around a request to buy/sell jewelry, but not act as a "pawn shop" making loans (Luanne Jewelers).
- He recalled a situation at CC12 that he went to speak before. At first he was told he could speak and then was disallowed at the meeting by the on-site county attorney. There had been an unknown male of Hispanic decent (UNSUB) texting in the audience. That members on the dais started receiving text messages at the same time, stating in the texts that BCC Carlos Zapata did not want the CC12 board to agree to the an application on an unrelated item (which he did not recall). He never saw the text message and did not discuss what it said exactly; just that no one raised any issues in the meeting about it, although it was evident that the CC12 members and some attendee were upset at the texting and the message.
- That there were a couple of other jewelry store application that he suspected were issues as it related to their application, which were approved by the CC10, then disapproved by the BCC. He could not understand why and no one ever explained it to him to his understanding, just general vagueness on the part of why it was disapproved by the BCC. He thought there was something suspicious about that.

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Report Classification  
Investigation X  
Intelligence  
Preliminary Inquiry

**Report Of Investigation**  
State Attorney's Office  
Criminal Investigations Division  
Miami-Dade County, Florida

Case #: 64-14-30  
First Report Date: 07/11/2014.48  
Page 3 of 4 Pages

- That he never saw or spoke with Zapata on the matter that involved the text messages or the UNSUB.
- He recounted that there were issues with the following jewelry stores:
  1. Luanne Jewelers
  2. Carol Jewelers
  3. 5 Star Jewelers
  4. Tadpole Investments (associated to a jewelry store).
- That his main issue was that he did not see consistency on certain matters and this drew his suspicions about undue influences being placed on CC members or on BCC's to reverse certain decisions and felt the CC was being usurped.
- That he had spoken before the BCC to voice his suspicions and concerns prior to resigning from the CC10 board which would be part of the public record if it was being sought.
- That the only time he spoke to a developer was to David Shahouge (phonetic) for Shoma Homes and was told by a MDC Attorney named Felix Serharta (phonetic) that it was OK as the items was nothing that was coming before his CC.
- That he never spoke to any lawyers outside his community council even though he has many friends that are lawyers.
- When asked about the "Fat guy" and where the texting incident took place, he responded that it was CC12, but figure out based on all the texting and other audience communications that the sender was associated with BCC Zapata.
- That he remembers that the MDC-RER staff was surprised and that the staffers he remembered being on-site were Cleveland and Franklin.
- That CC10 councilman Suarez knows Caceres' in-laws.
- That if he were ever threatened or bribed he would have reported it.
- Caceres then described the following situation which he was advised of by the MDC-RER staffers at CC10: that there was a man who would call applicants and would speak against them if they did not pay him and would threaten applicants if he was not paid. That if they worked with him and paid him that he would support their agenda items. Though he never heard that from an applicant. He remembered the male's name being "David" and that he might have been "gay", but was not positive, though he was feminine acting. That the texting male (UNSUB) and the threatening male (David) were not the same persons. That he was good with faces but not names but would recognize both if shown photographs. He remembered the male known as "David" had been arrested for some type of check fraud or scheme. That David-LNU would show up at CC10 meetings giving different names and different addresses, though he was the same person. Again the scenario of the threats by

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Report Classification  
Investigation X  
Intelligence  
Preliminary Inquiry

**Report Of Investigation**  
State Attorney's Office  
Criminal Investigations Division  
Miami-Dade County, Florida

Case #: 64-14-30  
First Report Date: 07/11/2014.48  
Page 4 of 4 Pages

“David” was if you don’t pay me I will go against your application, but again, no applicant ever came forward to complain to him (Caceres) and he never spoke to an applicant who reported these types of threats. That “David” did not have anything to do with the texting incident he described previously in the interview at CC12.

- He made mention of a senior housing development on SW 8th Street and 88th Avenue related to some disclosures and his involvement.
- When asked about CC member residency issues he remembered one council member on CC10 and he did not recall who it was and heard it from staffers that every time they tried to deliver the CC10 agenda item kits to him, no one was ever home and they had to leave it, normally you have to sign for it, that in several instances they staffers had complained that no one was ever home and they left it, so questions about whether the council member lived there arose.
- That when Manuel Valdez was running for CC10 office, that he won, over Robert Suarez. That the next day an ethic complaint was filed by Suarez against Valdez because Suarez alleged that Valdez failed to disclose that he was an heir on his fathers will, so he violated the rules related to financial disclosures on the Form 1. Eventually Suarez took the seat.
- That he personally knows Javier Soto and Frank Soto from growing up in Miami and they are friends.
- As it related to Gerardo Rodriguez, he described him as “stand-offish”.
- Felt that Mimi (Miriam Planas) was a plant for “Save Dade” and was a member of the Log Cabin Republicans.
- No other information was offered and Caceres stated that he could be reached anytime the investigators had additional questions about CC10 or its workings.

The investigators departed at approximately 1605 hours.

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Report Classification  
 Investigation X  
 Intelligence  
 Preliminary Inquiry

**Report Of Investigation**  
 State Attorney's Office  
 Criminal Investigations Division  
 Miami-Dade County, Florida

Case #: 64-14-30  
 First Report Date: 07/11/2014.49  
 Page 1 of 3 Pages

**Case/File Title:** DIAZ, Daniel Miami-Dade Community Council #12/123 Candidate 2014/Surveillance at 11180 Residence RE Carcache-Guzman activities

**Narrative:**

This report is predicated upon the ongoing gathering of criminal intelligence and investigative information related to criminal allegations of perjury and false swearing under oath (a violation of FSS 104.011 a 3rd Degree Felony) for candidate(s) seeking to qualify and run for election to the Miami-Dade County Community Council Area #12, Sub-Area #123 to-wit: the East Kendall area of Miami-Dade County.

On Tuesday November 4th, 2014 at approximately 0840 hours Miami-Dade State Attorney's Office (MDSAO) Public Corruption Task Force (PCTF) Investigator Michael D'Ambrosia set up a visual surveillance at the residence of David Alberto Carcache-Guzman (herein after referred to as Guzman) located at 11180 SW 107th Street, Apartment 113, Miami, FL 33176.

The purpose of the visual surveillance was to attempt to determine if Guzman was at the location and/or was frequenting the area of the residence in order to further establish Guzman's connectivity to the apartment for which a state search warrant had been obtained. The investigators were seeking the seizure of electronic equipment and devices which it was suspected Guzman had used or was using in furtherance of a scheme or conspiracy with others to facilitate the false swearing elections documents of a number of community council candidates in the Miami-Dade County area suspected of being Guzman's proxies.

D'Ambrosia set up his observation post location in the southern area apartment parking lot overlooking the centrally located pool area facing north. D'Ambrosia could not see the front door to apartment 113, only if Guzman were to walk from the general area of the apartment to a vehicle in the southern parking lot or north side parking lot, and then only for a limited view.

At approximately 1017 hours:

D'Ambrosia observed Guzman walk out from between the 11180 building and the central management office into the south parking lot to the east of where D'Ambrosia was parked. Guzman was recognizable from numerous photographs D'Ambrosia had observed of him during the investigation and was immediately recognizable as such. Guzman was

Submitted By: \_\_\_\_\_ Date: 11/5/14  
 Michael D'Ambrosia, Investigator, MDSAO-PCTF

Reviewed By: \_\_\_\_\_ Date: \_\_\_\_\_

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Report Classification  
Investigation X  
Intelligence  
Preliminary Inquiry

**Report Of Investigation**  
State Attorney's Office  
Criminal Investigations Division  
Miami-Dade County, Florida

Case #: 64-14-30  
First Report Date: 07/11/2014.49  
Page 2 of 3 Pages

walking a dog (cocker-spaniel) tan in color on a leash.

Guzman was observed to be wearing a dark tan, almost brown hat visor with lettering on the front panel (which could not be read), tan shorts, about knee length, a white short-sleeve T-shirt with dark lettering on the front (which appeared to be campaign shirt) and wearing white sneakers. Guzman was wearing glasses and held a cellular telephone/communication device in his hand (possibly left hand) and was using the device and reading it as he walked the dog west along the parking lot to SW 112 Avenue, where he turned south on the side-walk and out of D 'Ambrosia's view. D'Ambrosia took two photographs of Guzman as he walked away with the dog.

D'Ambrosia also did not observe the 2012 black Acura T/L 4 door sedan parked anywhere in the premise lot, so, it was unknown what vehicle Guzman might be operating or connected too, if at all.

At approximately 1032 hours:

Guzman returned from walking the dog and walked back east along the southern parking lot area and pass where D'Ambrosia was parked. D'Ambrosia observed Guzman walk towards the area of the 11180 building and out of D 'Ambrosia's view.

At approximately 1033 hours:

D'Ambrosia departed the 11180 apartment complex.

Thereafter (on both 11/04/2014 & 11/05/2014) D'Ambrosia learned from Miami-Dade County Office of the Inspector General (OIG) Special Agent (SA) James Kennedy the following after reviewing a number of text messages between Guzman and Daniel Diaz (Cooperating Witness) and from a review of Guzman's Facebook page:

- That Guzman discussed with Diaz that Diaz needed to change his voter registration address and should have done it already.
- Guzman assisted Diaz in looking up Diaz's voter registration and voting poll and provided Diaz with that information via text message.
- Guzman texted Diaz about his (Guzman's) inability to drive as he wanted to drink when he (Guzman) attended various winning campaign celebrations.
- That Guzman had hopes of running for an elected office at some point later himself.

That during and around the time of the surveillance by D'Ambrosia (11-04-2014 from 0840hrs. to 1033 hrs.) at the 11180 residence, Guzman was posting information on his Facebook account that he was in the Palm Beach area working on behalf of a state candidate named "Murphy". It appeared that based on the postings that Guzman would have accessed a computer or other device from the 11180 residence which had connectivity to Facebook via a computerized access device/lap-top or cellular communication device as he was not physically in Palm Beach County, but at the 11180 residence.

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Report Classification  
Investigation X  
Intelligence  
Preliminary Inquiry

**Report Of Investigation**  
State Attorney's Office  
Criminal Investigations Division  
Miami-Dade County, Florida

Case #: 64-14-30  
First Report Date: 07/11/2014.49  
Page 3 of 3 Pages

Later on 11-04-2014 D'Ambrosia made personal contact with the Miami-Dade County Advocacy Program Office in the Cutler Bay, Florida area near SW 200th Street and South Dixie Hwy in oversight of Guzman's Driving While Intoxicated case. D'Ambrosia spoke with the office manager who informed D'Ambrosia that Guzman no longer fell under the programs authority (DUI Probation Office/Advocate Case Officer being Homer Castro) so there were no longer any constraints on Guzman, however, per the advocate records it appeared that Guzman's Florida Driver's License might be terminated/suspended in November 2014. The details were not provided.

D'Ambrosia copied to a compact disk (CD) all the text messages received to-date (06-05-2014 through 11-05-2014) from Diaz to the MDSAO between Diaz and Guzman as provided by Diaz for future review. The CD was placed in the related items section of the case file (RI#50).

Note: On 11-04-2014 OIG SA Kennedy working with the MDSAO Cyber Crimes Paralegal Jose Estevez served the search warrant for David Alberto Carcache-Guzman's Facebook account information and data for all information in Guzman's Facebook Account listed as: david.guzman.54772 for the time frame June 4, 2014 through October 26, 2014. The search warrant was sent electronically to Facebook in Palo Alto, CA. A copy of the receipt of service was placed in the related items section of the case file (RI#51).

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Report Classification  
 Investigation X  
 Intelligence  
 Preliminary Inquiry

**Report Of Investigation**  
 State Attorney's Office  
 Criminal Investigations Division  
 Miami-Dade County, Florida

Case #: 64-14-30  
 First Report Date: 07/11/2014.50  
 Page 1 of 3 Pages

**Case/File Title:** DIAZ, Daniel Miami-Dade Community Council #12/123 Candidate 2014/Facebook Inc. Acct Doc Return and Comcast IP Address subpoena return RE Guzman

**Narrative:**

This report is predicated upon the ongoing gathering of criminal intelligence and investigative information related to criminal allegations of perjury and false swearing under oath (a violation of FSS 104.011 a 3rd Degree Felony) for candidate(s) seeking to qualify and run for election to the Miami-Dade County Community Council Area #12, Sub-Area #123 to-wit: the East Kendall area of Miami-Dade County.

On Monday November 10, 2014 Miami-Dade State Attorney's Office (MDSAO) Public Corruption Task Force (PCTF) Investigator Michael D'Ambrosia received the following information back from the listed companies based on a State (FL) search warrant and subpoena duces tecum being served and or executed on:

Facebook Inc., Palo Alto, CA 94304  
 Process completed: State of Florida Search Warrant  
 Signed: 10/30/2014 by 11 Judicial Circuit Court Judge Robert Luck  
 Executed: 11/04/2014 via electronic service to Facebook Inc. from the MDSAO-Cyber Crimes Unit  
 Data Received: 11/10/2014 electronically from Facebook Inc. (999 pages/12.5 megabytes)  
 For Account: david.guzman.54772

The Facebook data was saved electronically as attached to the receipt from the MDSAO Cyber Crimes Unit (Paralegal Jose Estevez). Duplicated compact disks (CD's) were made by D'Ambrosia of the data which was placed in the related items section of the case file. A compact disk containing the data was also attached to the original search warrant, affidavit for search warrant, sealing order and non-disclosure order and returned to the Miami-Dade Clerk of the Criminal Court Office. As the tenth (10th) day to execute the warrant had expired on Saturday 11-08-2014, the next working/business day was 11/10/2014 and the original warrants obtained (a total of 3/Facebook Inc.; 11180 SW 107th Street, Apt. #113, Miami-Dade, FL 33176; Apple I-Phone Communications Device/Cellular Telephone bearing Telephone number 305-975-2300) were returned to the clerk. The returned Facebook information/records and the Miami-Dade County Clerk of the Criminal Circuit Court Receipt for the search warrants (Under Seal) were placed into the related items section of the case file (RI#52).

Submitted By: \_\_\_\_\_ Date: 11/10/14  
 Michael D'Ambrosia, Investigator, MDSAO-PCTF

Reviewed By: \_\_\_\_\_ Date: \_\_\_\_\_

Reviewed By: \_\_\_\_\_ Date: \_\_\_\_\_

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Report Classification  
Investigation X  
Intelligence  
Preliminary Inquiry

**Report Of Investigation**  
State Attorney's Office  
Criminal Investigations Division  
Miami-Dade County, Florida

Case #: 64-14-30  
First Report Date: 07/11//2014.50  
Page 2 of 3 Pages

Received via subpoena were the subscriber records for the Internet Provider (IP) addresses uncovered from the research of email accounts associated to the Community Council Google Mail (Gmail) accounts addresses uncovered during D'Ambrosia and Kennedy's research of Miami-Dade Elections Department documents sent through the internet by Guzman associates et al. These records were further researched and subpoenaed via the MDSAO Cyber Crimes Unit (Paralegal Jose Estevez) who was assisting both investigators on their records research to further determine the exact physical address if one existed as to where the elections documents were sent from. It should be noted that the address assignments are dynamic in nature a rotate or revolve in some cases.

The records returned on this date were from Comcast Inc. of 650 Centerton Road, Moorestown, NJ 08057 (Tele# 866-947-8572; Fax 866-947-5587) and related to the following IP addresses: 50.143.7.0 Between 04/02/2014 and 09/23/2014, registered to Corey Consulting Inc. 2103 Coral Way, Suite 404, Coral Gables, FL 33145, Email user: [REDACTED]  
76.109.123.118 between 04/06/2014 and 09/06/2014, registered to Richard Martinez, [REDACTED]  
[REDACTED] Email user: [REDACTED]

73.46.35.103 between 06/27/2014 and 06/30/2014 registered to Monica Sanchez, [REDACTED]  
[REDACTED] Email user: [REDACTED]

Additional IP address which came up registered to Monica Sanchez were as follows: 76.109.193.27; 50.140.111.161; 98.242.143.135. As the address are dynamic in nature the addresses rotate and are reused and during the time specific on the subpoena request were these IP addresses rotated to the listed user.

The records from Comcast were placed in the related items section of the case file for future review (RI#6)

An analysis of the returned Facebook records revealed the following information:

Service Facebook  
Target 564359356 (Generated 2014-11-07 19:04:16 UTC)  
Date Range 2014-06-04 07:00:00 UTC to 2014-10-27 06:59:00 UTC  
Name First Guzman  
Middle  
Last David

- Note that the dates of inclusiveness on the warrant demand were complied with by Facebook.
- Listed under "Business Contacts for Guzman's account were a number of names germane to the current investigation:
  - Matt Larsh (CC12 Councilman)
  - Monica Sanchez (identified above/campaign worker)
  - Jesus Zeus Salas (CC11/115 Councilman)
  - Danny Diaz (CC12/123 Councilman)
  - Omar Fernandez (CC 10/105 Councilman)

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Report Classification	
Investigation	X
Intelligence	
Preliminary Inquiry	

**Report Of Investigation**  
State Attorney's Office  
Criminal Investigations Division  
Miami-Dade County, Florida

Case #: 64-14-30
First Report Date: 07/11//2014.50
Page 3 of 3 Pages

There were other names in the business list of significant political profile; however, those names as well as these names were simply listed in the Facebook rolodex as contacts. There was no data which showed any communications between the subjects of this investigation and Guzman. There were other communications between other parties extraneous to the investigation which revolved around other political events and social communications of no bearing on the current investigation at hand.

Of interest was that the conversations which were observed between Daniel Diaz and David Carcache-Guzman were not observed in the Guzman Facebook conversations data returned under the search warrant for the time frame specified. The conversations still existed on Daniel Diaz's Facebook page under "messages" for the date of June 5, 2014. D'Ambrosia printed the data and placed it in the related items section of the case file (RI#52) with other data described herein.

The tentative explanation for the anomaly was that when someone "unfriends" you on Facebook that the sender's messages are automatically deleted from the senders records, as you are no longer a "friend". Hence, in this case the investigators see one side of the conversations from Diaz's Facebook page and messages, who continued to be a "friend" of Guzman, but not in Guzman's Facebook page in messaging as there was a time after Diaz had become hesitant to continue on with the community council position because D'Ambrosia had made inquiries on Diaz's residency. Once Diaz became tentative about the CC post, Guzman "unfriended" him according to Diaz. It wasn't until later after the initial conversations (06-05-2014) and when Diaz had decided to cooperate with law enforcement that Diaz was able to convince Guzman of his interest in the community council and Guzman "re-friended" Diaz, although most, if not all of their communications thereafter occurred via text messaging and not Facebook.

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Report Classification	
Investigation	X
Intelligence	
Preliminary Inquiry	

**Report Of Investigation**  
 State Attorney's Office  
 Criminal Investigations Division  
 Miami-Dade County, Florida

Case #:	64-14-30
First Report Date:	07/11/2014.51
Page 1 of 2 Pages	

**Case/File Title:** DIAZ, Daniel Miami-Dade Community Council #12/123 Candidate 2014/US-INS Status of Carcache-Guzman

**Narrative:**

This report is predicated upon the ongoing gathering of criminal intelligence and investigative information related to criminal allegations of perjury and false swearing under oath (a violation of FSS 104.011 a 3rd Degree Felony) for candidate(s) seeking to qualify and run for election to the Miami-Dade County Community Council Area #12, Sub-Area #123 to-wit: the East Kendall area of Miami-Dade County.

On November 13, 2013 Miami-Dade State Attorney's Office (MDSAO) Public Corruption Task Force (PCTF) Investigator Michael D'Ambrosia spoke to the Duty Agent at the US ICE office in Miami who informed D'Ambrosia of the following as it related to David Alberto Carcache-Guzman's (Alien Registration Number [REDACTED] INS status in the US which according to recent Florida Dept. of Econ. Opp. Records (AWI-Unemployment) we received which showed Guzman's status as a resident alien as having expired on 09/27/2014:

- INS was aware of his 2006 arrest for forgery-grand theft.
- Based on that prior arrest they started deportation proceeding against him back in 2006 and as there was no conviction he was granted relief from the INS courts on 9-01-2009 and allowed to continue on with his approved resident alien status.
- He is currently out of status, however, it's a matter of him going down and filing the proper paperwork out to apply for a new green card, which entails a background investigation and paying certain fees which start at \$380.00+ to process.
- INS will not pick him up simply because of the expiration. If they did the courts would simply tell him to apply for his green card and pay the fees.
- Anything that he is criminally involved in after 09-01-2009 they would be interested in as it basically is a new case against him for which he could be deported if convicted.

Submitted By:	_____	Date:	11/13/14
	Michael D'Ambrosia, Investigator, MDSAO-PCTF		
Reviewed By:	_____	Date:	_____
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Report Classification	
Investigation	X
Intelligence	
Preliminary Inquiry	

**Report Of Investigation**  
State Attorney's Office  
Criminal Investigations Division  
Miami-Dade County, Florida

Case #:	64-14-30
First Report Date:	07/11/2014.51
Page 2 of 2 Pages	

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- Many times those out of status do not apply for a new green card because they suspect they are doing something wrong or have done something wrong and they don't want to expose themselves during the background investigation.

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Report Classification	
Investigation	X
Intelligence	
Preliminary Inquiry	

**Report Of Investigation**  
 State Attorney's Office  
 Criminal Investigations Division  
 Miami-Dade County, Florida

Case #:	64-14-30
First Report Date:	11/13/2014.52
Page 1 of 2 Pages	

**Case/File Title:** DIAZ, Daniel Miami-Dade Community Council #12/123 Candidate 2014/USPS Mail Cover Requests RE: Alvarez; Varela; Rodriguez

**Narrative:**

This report is predicated upon the ongoing gathering of criminal intelligence and investigative information related to criminal allegations of perjury and false swearing under oath (a violation of FSS 104.011 a 3rd Degree Felony) for candidate(s) seeking to qualify and run for election to the Miami-Dade County Community Council Area #12, Sub-Area #123 to-wit: the East Kendall area of Miami-Dade County.

On November 13, 2014 Miami-Dade State Attorney's Office (MDSAO) Public Corruption Task Force (PCTF) Investigator Michael D'Ambrosia submitted request forms to the United State Postal Service CISC Manger in Chicago, IL requesting they provide mail cover services to the MDSAO on the following investigative case subjects:

- Mauricio Rodriguez Varela  
 7770 SW 132nd Place, Miami, FL 33183-3359  
 6890 SW 76th Terrace, South Miami, FL 33143-4445
  
- Gerardo Rodriguez  
 534 SW 96th Court, Miami, FL 33174-2124  
 5925 SW 87th Avenue, Miami, FL 33173-1620
  
- Andres Felipe Alvarez  
 15124 SW 110 Terrace, Miami, FL 33196-2587  
 15339 SW 70th Lane, Miami, FL 33193-1655  
 7275 SW 90<sup>th</sup> Way, Miami, FL 33156-8333

The requests were forwarded to the CISC Manger, Attn: MC Specialist, 222 South Riverside Plaza, Suite 1265, Chicago, IL 60606-6117. The request was for thirty (3) days of cover reports at each address. The purpose was to determine if any of the above listed subjects were receiving mail at the address they listed as their official candidacy residences on their MDED filing reports and qualifying documents. Copies of the mail cover requests were placed into the related items section of the case file for future review (RI#53).

Submitted By:	_____	Date:	11/13/14
	Michael D'Ambrosia, Investigator, MDSAO-PCTF		
Reviewed By:	_____	Date:	_____
Reviewed By:	_____	Date:	_____

Case Status:	<input checked="" type="checkbox"/> Open	<input type="checkbox"/> Closed	Indexed By:	_____	Date:	_____
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Report Classification	
Investigation	X
Intelligence	
Preliminary Inquiry	

**Report Of Investigation**  
State Attorney's Office  
Criminal Investigations Division  
Miami-Dade County, Florida

Case #:	64-14-30
First Report Date:	11/13/2014.52
Page 2 of 2 Pages	

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On Tuesday, December 2, 2014 D'Ambrosia received a notification from the USPS Mail Cover Coordinator that all the requested mail covers had been approved, except the 7275 SW 90th Way, Miami, FL 33156-8333 which had been sent after the initial six other address requests, so that address mail cover was still pending approval from the USPS. The approvals were placed into the related items section previously identified.

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Report Classification	
Investigation	X
Intelligence	
Preliminary Inquiry	

**Report Of Investigation**  
 State Attorney's Office  
 Criminal Investigations Division  
 Miami-Dade County, Florida

Case #:	64-14-30
First Report Date:	11/17/2014.53
Page 1 of 2 Pages	

**Case/File Title:** DIAZ, Daniel Miami-Dade Community Council #12/123 Candidate 2014/Spot Check Surveillance 15339 SW 70<sup>th</sup> Lane RE Andres F. Alvarez, Associates

**Narrative:**

This report is predicated upon the ongoing gathering of criminal intelligence and investigative information related to criminal allegations of perjury and false swearing under oath (a violation of FSS 104.011 a 3rd Degree Felony) for candidate(s) seeking to qualify and run for election to the Miami-Dade County Community Council Area #12, Sub-Area #123 to-wit: the East Kendall area of Miami-Dade County.

On Thursday November 13, 2014 at approximately 1517 hours Miami-Dade State Attorney's Office (MDSAO) Public Corruption Task Force (PCTF) Investigator Michael D'Ambrosia conducted spot check surveillance at an address previously listed as a residence for Andres Felipe Alvarez which was:

15339 SW 70<sup>th</sup> Lane, Miami, Florida 33193-1655

According to Miami-Dade County (MDC) Property Records the attached townhome styled residence was owned by Pedro Sanchez and Heiddy Sanchez and at some point in 2014 Alvarez reported that he resided or used that address for some other personal purpose according to data mining information collected on Alvarez.

The community was known as West Lake Community and was gated around the entire property/community perimeter. The only viable entrance was adjacent to 72<sup>nd</sup> Street and was a residential gate with resident only access. The visitor access pad was inoperable. D'Ambrosia was allowed into the community by a resident who saw D'Ambrosia's attempt to get an operator at the non-resident key pad, and motioned D'Ambrosia to go ahead and drive through which he did.

D'Ambrosia found the address listed and observed that the address did exist and was numbered "15339" on the north side of SW 70<sup>th</sup> Lane and there was a white BMW 4 door SUV parked facing north in the driveway and appeared affiliated with the 15339 address as it was situated in that driveway. The Florida tag affixed to the back of the SUV was:

██████████ (See Record Below) and/or ██████████ (No Records Found)

D'Ambrosia photographed the tag and the tag. D'Ambrosia subsequently conducted an inquiry of the tag running it both

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	Michael D'Ambrosia, Investigator, MDSAO-PCTF		
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Report Classification  
Investigation X  
Intelligence  
Preliminary Inquiry

**Report Of Investigation**  
State Attorney's Office  
Criminal Investigations Division  
Miami-Dade County, Florida

Case #: 64-14-30  
First Report Date: 11/17/2014.53  
Page 2 of 2 Pages

ways and neither one came back assigned to a white BMW SUV. The tag which came back registered in Florida was: CUY-R16 and was found to be registered as:

Gray 2014 Dodge Ram  
ANTHONY JOHN PALLAZOLA  
DOB: [REDACTED]  
12317 SUN VISTA CT W  
PASS A GRILLE, FL 33706 DL:  
[REDACTED]  
FLDL: [REDACTED]  
SSN: [REDACTED]  
POB: MASSACHUSETTS

D'Ambrosia departed the area and left the community compound at approximately 1520 hours.

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Report Classification  
 Investigation X  
 Intelligence  
 Preliminary Inquiry

**Report Of Investigation**  
 State Attorney's Office  
 Criminal Investigations Division  
 Miami-Dade County, Florida

Case #: 64-14-30  
 First Report Date: 07/11/2014.54  
 Page 1 of 2 Pages

**Case/File Title:** DIAZ, Daniel Miami-Dade Community Council #12/123 Candidate 2014/Spot Check Surveillance RE: 13671 SW 62<sup>nd</sup> Street, Apt. 1-201 Andres F. Alvarez inquiry

**Narrative:**

This report is predicated upon the ongoing gathering of criminal intelligence and investigative information related to criminal allegations of perjury and false swearing under oath (a violation of FSS 104.011 a 3rd Degree Felony) for candidate(s) seeking to qualify and run for election to the Miami-Dade County Community Council Area #12, Sub-Area #123 to-wit: the East Kendall area of Miami-Dade County.

On Tuesday 11/18/2014 and Wednesday 11/19/2014 Miami-Dade State Attorney's Office (MDSAO) Public Corruption Task Force (PCTF) Investigator Michael D'Ambrosia conducted spot check surveillances at an address developed from a public records name search on Andes F. Alvarez in the Any Who database. The inquiry on Alvarez's name returned three Alvarez's and of the three one listed the middle initial as "F". Though the record inquiry was not definitive in nature D'Ambrosia's purpose was to conduct spot check the address in an effort to determine the information's validity. The address provided from the inquiry was 13671 SW 62nd Street, Apartment 1-201, Miami, FL 33183 and had an Andes F. Alvarez as the occupant. There was information on this particular Alvarez as being 39 years of age which the case subject is not.

On and between the dates listed D'Ambrosia spot check the address on 11-18-2014 from 1700-1702 hours and observed silver in color Honda Element SUV backed into a space for apartment 1-201 and could not observe the vehicles tag at that time. Though the vehicle was parked in one of 2 designated spot for apt. 1-201 for the building 13671. D'Ambrosia departed the area.

On 11-19-2014 at approximately 0804 to 0806 hours D'Ambrosia spot checked the 13671 Apt. 1- 201 addresses and observed vehicles parked about the lot adjacent to or appearing to be affiliated with the specific apartment and took down the tags for later inquiry.

Those tags were as follows:

██████████ Silver Nissan

Submitted By: \_\_\_\_\_ Date: 11/19/14  
 Michael D'Ambrosia, Investigator, MDSAO-PCTF

Reviewed By: \_\_\_\_\_ Date: \_\_\_\_\_

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Case Status:  Open  Closed Indexed By: \_\_\_\_\_ Date: \_\_\_\_\_

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Report Classification	
Investigation	X
Intelligence	
Preliminary Inquiry	

**Report Of Investigation**  
State Attorney's Office  
Criminal Investigations Division  
Miami-Dade County, Florida

Case #: 64-14-30
First Report Date: 07/11/2014.54
Page 2 of 2 Pages

---

██████████ Silver Toyota SUV

██████████ Beige-Champagne Mazda

Honda Element-not at the location

An inquiry on the tags failed to reveal any of the vehicles listed at apartment 1-201 and none with the name of Alvarez affixed to the registrations.

NFI/MJD

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Report Classification  
 Investigation X  
 Intelligence  
 Preliminary Inquiry

**Report Of Investigation**  
 State Attorney's Office  
 Criminal Investigations Division  
 Miami-Dade County, Florida

Case #: 64-14-30  
 First Report Date: 07/11/2014.55  
 Page 1 of 2 Pages

**Case/File Title:** DIAZ, Daniel Miami-Dade Community Council #12/123 Candidate 2014/Surveillance of CC12 Zoning Appeal Board Meeting 11-18-2014

**Narrative:**

This report is predicated upon the ongoing gathering of criminal intelligence and investigative information related to criminal allegations of perjury and false swearing under oath (a violation of FSS 104.011 a 3rd Degree Felony) for candidate(s) seeking to qualify and run for election to the Miami-Dade County Community Council Area #12, Sub-Area #123 to-wit: the East Kendall area of Miami-Dade County.

On Tuesday 11/18/2014 Miami-Dade State Attorney's Office (MDSAO) Public Corruption Task Force (PCTF) Investigator Michael D'Ambrosia along with Miami-Dade County Office of the Inspector General Special Agent James Kennedy attended the publicly scheduled Community Council 12 Zoning Appeals Board meeting at 8625 SW 124th Avenue, Miami, FL at the Kendall Village Center-Civic. The purpose of attending was to observe if David Alberto Carcache-Guzman attended the meeting and observe any interactions Guzman might have with the CC12 attendees, especially Matthew Larsh Sr. and Peggy Brodeur who were active council members.

The following activities took place towards that effort:

At approximately 1723 hours:

D'Ambrosia arrived in the area of the meeting and spot checks the meeting site. There were only a few attendees inside the location.

At approximately 1830 hours:

SA Kennedy having arrived, both D'Ambrosia and Kennedy entered the meeting and entered separately. There were a number of agenda items to be presented and by that time there were approximately 30-40 attendees plus staff inside the location.

D'Ambrosia observed and photographed Matthew Larsh who took his position behind his name plate on the dais. Peggy Brodeur was not observed to be in attendance. Guzman up until the investigators departed was not observed inside the

Submitted By: \_\_\_\_\_ Date: 11/19/14  
 Michael D'Ambrosia, Investigator, MDSAO-PCTF

Reviewed By: \_\_\_\_\_ Date: \_\_\_\_\_

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Report Classification	
Investigation	X
Intelligence	
Preliminary Inquiry	

**Report Of Investigation**  
State Attorney's Office  
Criminal Investigations Division  
Miami-Dade County, Florida

Case #: 64-14-30
First Report Date: 07/11/2014.55
Page 2 of 2 Pages

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meeting either.

At approximately 1900 hours:

D'Ambrosia and Kennedy departed the meeting.

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Report Classification	
Investigation	X
Intelligence	
Preliminary Inquiry	

**Report Of Investigation**  
 State Attorney's Office  
 Criminal Investigations Division  
 Miami-Dade County, Florida

Case #: 64-14-30
First Report Date: 7/11/2014.56
Page 1 of 2 Pages

**Case/File Title** DIAZ, Daniel Miami-Dade Community Council #12/123 Candidate 2014/ Spot Check Surveillance ATT Store East Kendall RE: Andres F. Alvarez's work site

**Narrative:**

This report is predicated upon the ongoing gathering of criminal intelligence and investigative information related to criminal allegations of perjury and false swearing under oath (a violation of FSS 104.011 a 3rd Degree Felony) for candidate(s) seeking to qualify and run for election to the Miami-Dade County Community Council Area #12, Sub-Area #123 to-wit: the East Kendall area of Miami-Dade County.

On Thursday 11/20/2014 at approximately 1522 hours Miami-Dade State Attorney's Office (MDSAO) Public Corruption Task Force (PCTF) Investigator Michael D'Ambrosia arrived in the area of 8821 South Dixie Highway, Miami, Florida 33156 D/B/A the ATT Store. The purpose was to attempt to determine if Andres Felipe Alvarez worked at the store, which according to his previously submitted Miami-Dade Elections Department (MDED) candidate records, Alvarez stated was his work address.

D'Ambrosia observed the ATT store to be open and have a parking lot with various car parking spaces around the business which was in a small strip type shopping center adjacent to US1.

D'Ambrosia observed that there were 2 vehicles parked on the north side of the business which appeared to be employee parking, but did not necessarily have to be, but if one were an employee they would most likely park there due to the close proximity to the ATT store.

D'Ambrosia observed the cars to be:

1. 2014 Toyota Corolla, 4 doors black in color with a temporary Florida tag of: [REDACTED] which was later found to be registered to Mauricio Jaramillo.
2. 2010+/- Jeep Laredo 4 door SUV, gray-charcoal in color. D'Ambrosia did not get the tag at that time due to the way he had circled the lot (partial tag observed [REDACTED]).

Submitted By:	_____	Date:	11/24/14
	Michael D'Ambrosia, Investigator, MDSAO-PCTF		
Reviewed By:	_____	Date:	_____
Reviewed By:	_____	Date:	_____

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Investigation X  
Intelligence  
Preliminary Inquiry

**Report Of Investigation**  
State Attorney's Office  
Criminal Investigations Division  
Miami-Dade County, Florida

Case #: 64-14-30  
First Report Date: 7/11/2014.56  
Page 2 of 2 Pages

At approximately 1525 hours:

D'Ambrosia drove around the back of the business on a roadway which ran east and south of the business. As D'Ambrosia turned the corner to proceed along this back roadway, three (3) employees were observed at the back of the ATT store tossing out trash. One of the employees was tentatively identified by D'Ambrosia as Andres. F. Alvarez based on his current FLDL photograph, though Alvarez appeared to be slightly heavier in the face. Alvarez was wearing dark slacks and a white SS shirt with a name tag on the front. It appeared as if Alvarez was directing or overseeing the activities of the other 2 employees as if he were a supervisor or manager. After a moment all the employees and Alvarez entered the rear doorway of the ATT store and out of D'Ambrosia's view.

At approximately 1545 hours D'Ambrosia departed the area.

On Wednesday 11/26/2014 at approximately 1345 hours D'Ambrosia conducted a spot check surveillance of the AT&T Store listed herein in an attempted effort to identify a vehicle/conveyance associated with Andres F. Alvarez as part of the on-going investigation. D'Ambrosia again observed the side parking lot spots adjacent to the AT&T store as the most reasonable location for AT&T Store employees to park. D'Ambrosia observed the following vehicles in the 2 slots:

1. A gray 4 door 2011 Honda Pilot SUV bearing Florida tag# [REDACTED] and registered to William Alexander Rocabado and Josefina Rocabado of 11225 SW 113<sup>th</sup> Terrace, Miami, FL 33176.
2. A black 4 door 2006 Acura bearing Florida tag# [REDACTED] and registered to Bryant Giovanni Herazo of 8550 SW 149<sup>th</sup> Avenue, Apt. 709, Miami, FL. 33193-1449.
- 3.

There after D'Ambrosia departed the area.

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Report Classification  
 Investigation X  
 Intelligence  
 Preliminary Inquiry

**Report Of Investigation**  
 State Attorney's Office  
 Criminal Investigations Division  
 Miami-Dade County, Florida

Case #: 64-14-30  
 First Report Date: 07/11/2014.57  
 Page 1 of 2 Pages

**Case/File Title:** DIAZ, Daniel Miami-Dade Community Council #12/123 Candidate 2014/Surveillance MDC-BCC Chambers area  
**RE:** Guzman et al

**Narrative:**

This report is predicated upon the ongoing gathering of criminal intelligence and investigative information related to criminal allegations of perjury and false swearing under oath (a violation of FSS 104.011 a 3rd Degree Felony) for candidate(s) seeking to qualify and run for election to the Miami-Dade County Community Council Area #12, Sub-Area #123 to-wit: the East Kendall area of Miami-Dade County.

On Monday 11/24/2014 between the hours of 0930 and 1015+ Miami-Dade State Attorney's Office (MDSAO) Public Corruption Task Force (PCTF) Investigator Michael D'Ambrosia and Miami-Dade County (MDC) Office of the Inspector General (OIG) Special Agent James Kennedy conducted a physical surveillance in the area of the MDC Board of County Commissioners (BCC) Chambers (111 NW 1st Street, Miami, FL) during the swearing-in ceremony of the newly elected BCC's for MDC.

The purpose of the surveillance as to attempt to identify and observe the interactions of David Alberto Carcache-Guzman (Guzman) as Guzman had stated on his Facebook page that Guzman would be in attendance for the BCC ceremony on that date. The investigators were able to view Guzman's Facebook page through connectivity from cooperating witness/subject Daniel Diaz's Facebook page since Diaz was a Facebook Friend of Guzman.

The investigators were attempting to place Guzman in or connected to a conveyance or other associates known and unknown to the investigators.

At approximately 0930 hours:

The investigators took up positions both inside the BCC chambers and in a central foyer outside the chambers to view all persons attending the BCC ceremony. There was only one way for the public to enter the chambers which was either via an elevator or escalator to the BCC entrance on the 2nd floor of the MDC government building. All persons attending had to either pass by D'Ambrosia or enter the chambers and be observed by Kennedy who located himself inside the public auditorium.

Submitted By: \_\_\_\_\_ Date: 11/25/2014  
 Michael D'Ambrosia, Investigator, MDSAO-PCTF

Reviewed By: \_\_\_\_\_ Date: \_\_\_\_\_

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Report Classification	
Investigation	X
Intelligence	
Preliminary Inquiry	

**Report Of Investigation**  
State Attorney's Office  
Criminal Investigations Division  
Miami-Dade County, Florida

Case #: 64-14-30
First Report Date: 07/11/2014.57
Page 2 of 2 Pages

---

During the time the investigators were on site, Guzman was not observed at the BCC, on or about the 1st or 2nd floor of the MDC building, inside the BCC auditorium, in-line with other guests and the general public.

A later review of Guzman's Facebook posts stated that he was with former MDC Commissioner Katy Sorenson. D'Ambrosia observed Sorenson in the foyer area and she later entered the chambers and Guzman was not with her. At approximately 1015 hours+:

The surveillance we terminated and the investigators scanned the area inside and outside the chambers once again and determined that Guzman was not on site as he was posting on his Facebook page.

D'Ambrosia departed the area. Kennedy re-entered the BCC chambers and continued to surveillance the area and concluded his surveillance thereafter and Guzman was not observed.

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Report Classification  
 Investigation X  
 Intelligence  
 Preliminary Inquiry

**Report Of Investigation**  
 State Attorney's Office  
 Criminal Investigations Division  
 Miami-Dade County, Florida

Case #: 64-14-30  
 First Report Date: 7/11/2014.58  
 Page 1 of 2 Pages

**Case/File Title:** DIAZ, Daniel Miami-Dade Community Council #12/123 Candidate 2014/Documents-Various Related to Fernandez; Alvarez; Rodriguez; Varela (Bank; FPL; Credit; MDED etc.)

**Narrative:**

This report is predicated upon the ongoing gathering of criminal intelligence and investigative information related to criminal allegations of perjury and false swearing under oath (a violation of FSS 104.011 a 3rd Degree Felony) for candidate(s) seeking to qualify and run for election to the Miami-Dade County Community Council Area #12, Sub-Area #123 to-wit: the East Kendall area of Miami-Dade County.

Over the course of the current investigative effort Miami Dade County State Attorney's Office (MDSAO) Public Corruption Task Force (PCTF) Investigator Michael D'Ambrosia along with Miami Dade County (MDC) Office of the Inspector General (OIG) Special Agent (SA) James Kennedy had requested and reviewed a variety of publicly available and court ordered (via subpoena duces tecum) records (any and all) related to various case subjects who were working with or collaborating with David Alberto Carcache-Guzman in their efforts to seek elected positions on the MDC Community Councils. D'Ambrosia and Kennedy had received these documents through their investigation which were placed in the case file for future review.

The documents and the person(s) they were associated with are listed below along with the type/title of the documents:

Mauricio Rodriguez-Varela (RI#55):

1. Chase Bank Checking Account [REDACTED] date range: 05/01/2014 to 09/11/2014
2. Florida Power & Light Records for: 7770 SW 132nd Place, Miami, FL; 6890 SW 76th Terrace, South Miami, FL.
3. MDED Campaign Contribution Records from 06/13/2014-08/29/2014
4. State of Florida Wage & Hour Records date range: 3rd Quarter 2014

Omar Fernandez (RI#58):

1. Chase Bank Checking Account [REDACTED] date range: 06/13/2014 to 06/24/2014
2. Chase Business Account DBA Affordable Environmental Services Corp Account [REDACTED]

Submitted By: \_\_\_\_\_ Date: 11/25/14  
 Michael D'Ambrosia, Investigator, MDSAO-PCTF

Reviewed By: \_\_\_\_\_ Date: \_\_\_\_\_

Reviewed By: \_\_\_\_\_ Date: \_\_\_\_\_

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Report Classification  
Investigation X  
Intelligence  
Preliminary Inquiry

**Report Of Investigation**  
State Attorney's Office  
Criminal Investigations Division  
Miami-Dade County, Florida

Case #: 64-14-30  
First Report Date: 7/11/2014.58  
Page 2 of 2 Pages

Gerardo Rodriguez (RI#57):

1. Bank of America Checking Account# [REDACTED] date range: 05/01/2014 to receipt date
2. State of Florida Wage & Hour Records date range: 2013 to 2014
3. Florida Power & Light Records: 5925 SW 87th Avenue, Miami, FL; 534 SW 96th Court, Miami, FL.
4. MDED Candidate Election Records for 2014

Andres F. Alvarez (RI#56):

1. Chase Bank Checking Account# [REDACTED] date range 07/2014 to 08/2014
2. AT&T Telephone Records for addresses 15124 SW 110 Terrace, Miami, FL date range 12/2013 to 07/2014.
3. Florida Power & Light Records for 15124 SW 110 Terrace, Miami, FL.; 7275 SW 90th Way, Apt. G304, Miami, FL.
4. State of Florida Wage & Hour Records date range 2013 to 2014.
5. Miami-Dade County Property Records for 7275 SW 90th Way, Miami, FL.
6. Transunion Credit Report for Alvarez-no records Located based on SSN/Name search.
7. MDED Campaign Contributions Records

The records were not all inclusive of documents and records collected on the persons identified. The related item numbers allowed for the indexing and locating of the documents for future review and use.

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Report Classification  
 Investigation X  
 Intelligence  
 Preliminary Inquiry

**Report Of Investigation**  
 State Attorney's Office  
 Criminal Investigations Division  
 Miami-Dade County, Florida

Case #: 64-14-30  
 First Report Date: 7/11/2014.59  
 Page 1 of 2 Pages

**Case/File Title:** DIAZ, Daniel Miami-Dade Community Council #12/123 Candidate 2014/AT&T Documents-CD RE: Returned Records on CC Candidate Addresses

**Narrative:**

This report is predicated upon the ongoing gathering of criminal intelligence and investigative information related to criminal allegations of perjury and false swearing under oath (a violation of FSS 104.011 a 3rd Degree Felony) for candidate(s) seeking to qualify and run for election to the Miami-Dade County Community Council Area #12, Sub-Area #123 to-wit: the East Kendall area of Miami-Dade County.

On Monday December 1, 2014 Miami-Dade State Attorney's Office (MDSAO) Public Corruption Task Force (PCTF) Investigator Michael D'Ambrosia received from American Telephone and Telegraph (AT&T) Company a compact disk containing the previously subpoenaed records for any subscribers or accounts issued by AT&T to the below addresses:

- 534 SW 96th Court, Miami
- 5925 SW 87th Avenue, Miami
- 7275 SW 90th Way, Miami
- 15124 SW 110 Terrace, Miami
- 6890 SW 76th Terrace, South Miami
- 7770 SW 132nd Place, Miami

The purpose of the request was to determine if AT&T held any account records at those address and who was the registered account holder/subscriber of the AT&T services at the address such as the parties responsible for the bills, account data, etc.

The returned data listed the flowing, which did not have data on all the address as some of these address were not serviced by AT&T.

534 SW 96th Court billing party as of 11/2014: Ariel Crespo. There was an attached cellular device that went along with the residential address: 305-926-7794 and a home telephone number of: 305-221-9598.

5925 SW 87th Avenue billing party as of 01/2014: Elia Castillo

Submitted By: \_\_\_\_\_ Date: 12/1/14  
 Michael D'Ambrosia, Investigator, MDSAO-PCTF

Reviewed By: \_\_\_\_\_ Date: \_\_\_\_\_

Reviewed By: \_\_\_\_\_ Date: \_\_\_\_\_

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Report Classification	
Investigation	X
Intelligence	
Preliminary Inquiry	

**Report Of Investigation**  
State Attorney's Office  
Criminal Investigations Division  
Miami-Dade County, Florida

Case #:	64-14-30
First Report Date:	7/11/2014.59
Page 2 of 2 Pages	

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15124 SW 110 Terrace billing party as of 06/22/2005: Mayra Lemus. There was an attached cellular device that went along with the home service which was registered to Andres Alvarez at the same address, being # 305-431-5751, under ATT account number [REDACTED]

There were also email addresses for the various parties listed on the billing data. No other addresses were listed or information associated with AT&T included in the return on the subpoena.

The copy of the printed records along with the compact disk which contained them was placed in the related items section of the case file (RI#70).

NFI/MJD

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Report Classification  
 Investigation X  
 Intelligence  
 Preliminary Inquiry

**Report Of Investigation**  
 State Attorney's Office  
 Criminal Investigations Division  
 Miami-Dade County, Florida

Case #: 64-14-30  
 First Report Date: 07/11/2014.60  
 Page 1 of 3 Pages

**Case/File Title:** DIAZ, Daniel Miami-Dade Community Council #12/123 Candidate 2014/Surveillance of MDC-BCC Chambers RE: Alvarez, Varela, Rodriguez et al. Swearing-In Ceremony

**Narrative:**

This report is predicated upon the ongoing gathering of criminal intelligence and investigative information related to criminal allegations of perjury and false swearing under oath (a violation of FSS 104.011 a 3rd Degree Felony) for candidate(s) seeking to qualify and run for election to the Miami-Dade County Community Council Area #12, Sub-Area #123 to-wit: the East Kendall area of Miami-Dade County.

On Friday December 5th, 2014 members of the Miami-Dade State Attorney's Office (MDSAO) Public Corruption Task Force (PCTF) and the Miami-Dade County (MDC) Office of the Inspector General (OIG) conducted a surveillance of the MDC Board of County Commissioners (BCC) chambers in order to observe the attendees and actions/behaviors of the newly elected MDC Community Council (CC) members elected recently (either by being unopposed or elected outright in August 2014) who had to attend the official swearing-in ceremony and training session for newly elected MDC officials at the Stephen P. Clark MDC Administration Building located at 111 NE 1st Street, Miami, FL. The BCC chambers were located on the 2nd floor of the building which was where the swearing-in and training sessions took place for these CC members.

At approximately 0715 hours:

Members of the MDSAO-PCTF and MDC-OIG making up the day's surveillance team briefed on the operation in the area of the Stephen P. Clark Building. The members were as follows:

- Michael D'Ambrosia
- James Kennedy
- Ricardo Arias
- Adriana Canaves
- Mathew Ambre
- Frank Castillo
- Julio Estopinan
- James Mazer
- Wastine Allen (arrived later)

Submitted By: \_\_\_\_\_ Date: 12/8/14  
 Michael D'Ambrosia, Investigator, MDSAO-PCTF

Reviewed By: \_\_\_\_\_ Date: \_\_\_\_\_

Reviewed By: \_\_\_\_\_ Date: \_\_\_\_\_

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Report Classification  
Investigation X  
Intelligence  
Preliminary Inquiry

**Report Of Investigation**  
State Attorney's Office  
Criminal Investigations Division  
Miami-Dade County, Florida

Case #: 64-14-30  
First Report Date: 07/11/2014.60  
Page 2 of 3 Pages

DHS Chris Torres (arrived later)

The operation was to consist of various forms of surveillance to include foot, video from the on-site MDC Security Video Operation Center (1st Floor of the MDC Building), a hand-held video camera secreted in a covert item and still photographs. The surveillance was to be conducted at the MDC Administrative Building where the Board of County Commissioners held its meetings, but where on this date the members who were newly elected as Community Council members would be sworn-in and provide a 2-3 hours training course on their new community council duties. The swearing-in ceremony and the training were held in the main BCC meeting chambers.

The task force agents in conjunction with the MDC video security operation unit utilized the extensive video monitoring system located through-out the MDC 111 Building to record the meeting, swearing-in, and various other aspect of the ceremony as well as obtain current still photographs of Andres F. Alvarez; Mauricio Rodriguez-Varela; Gerardo Rodriguez; Matthew Larsh Sr.; and Carolina Blanco in particular due to their alleged connectivity to David Alberto Carcache-Guzman and the current False Swearing by Community Council Candidates investigation being conducted herein which involved Guzman.

Investigators were assigned specific areas of operation and tasks for the impending ceremony surveillance in order to capture current photographs and video of the primary suspects. Some were posted on-foot in the main lobby to observe the escalator and elevator to the 2nd Floor BCC Chambers. D'Ambrosia and Canaves situated themselves on the 2nd floor by the escalators and elevator to observe anyone who walked off the escalator/elevator towards the chambers and used a video camera and still camera to take photographic footage.

Rodriguez-Varela, Andres F. Alvarez, Gerardo Rodriguez, Matthew Larsh and Carolina Blanco were all observed and photographed. The only 2 who appeared to associate with one-another were Larsh and Blanco, who were observed speaking with one another throughout their time inside the BCC chambers. Alvarez, Rodriguez-Varela and Rodriguez were not observed acknowledging each other, though all were observed using their mobile communications devices (possibly texting) at various times throughout the meeting

At approximately 0930+ hours:

The swearing-in ceremony and training began after the late arrival of some of the candidates.

At approximately 1145 hours:

The last presentation ended and the community council members started to depart the chambers. The surveillance team concentrated its efforts on Rodriguez-Varela having identified the vehicle he arrived in which was a Toyota RAV4 bearing Florida Tag # [REDACTED]. That vehicle had been observed previously at 6890 SW 76th Terrace, South Miami address. The vehicle was registered to other members at the 6890 household (Rodriguez, Ucros).

Varela exited the chambers alone and eventually arrived at the Toyota RAV4 and departed and was followed by members of the surveillance team (Castillo, Ambre, Allen, and Estopinan). Canaves and D'Ambrosia conducted a foot surveillance of Alvarez and the UNSUB white/female (pregnant). Eventually, Alvarez who had departed shortly after Rodriguez-Varela was followed accompanied by the UNSUB female to the west side Hickman parking garage (newer garage) and observed and videoed entered white 4 door Toyota with dark tinted windows. That vehicle was previously observed at the residence located at 15124 SW 110 Terrace, Miami, FL. Alvarez was not followed any further.

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Report Classification	
Investigation	X
Intelligence	
Preliminary Inquiry	

**Report Of Investigation**  
State Attorney's Office  
Criminal Investigations Division  
Miami-Dade County, Florida

Case #: 64-14-30
First Report Date: 07/11/2014.60
Page 3 of 3 Pages

Rodriguez-Varela was followed by the investigators to 6890 SW 76th Terrace, South Miami, FL where he was observed parking the Toyota RAV4 on the property, exiting the vehicle and entering the home there. This was the same home being rented by his mother (Ucros) and previously used as the address on his Florida Drivers' License before changing the address to 7770 SW 132nd Place, Miami, FL in order to qualify to run as a community council candidate.

At approximately 1240 hours the surveillance on all subjects was terminated and all investigators departed the area. At no time was David Alberto Carcache-Guzman observed at the surveillance sites, though all of the Community Council members in question were observed using their mobile cellular communication devices. These CC members were also not observed comingling with one-another as least from the vantage points that the surveillance team members had from time to time.

Non-Disclosure Agreements, the operational plan, covert video footage of CC members and the MDC Security Video Control Room System footage were placed into the related items section of the case file (RI#71, 72, 76, and 77). Photographs and video were being processed and would be placed to the related items section when obtained from other agency coordinators.

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Report Classification  
 Investigation X  
 Intelligence  
 Preliminary Inquiry

**Report Of Investigation**  
 State Attorney's Office  
 Criminal Investigations Division  
 Miami-Dade County, Florida

Case #: 64-14-30  
 First Report Date: 7/11/2014.61  
 Page 1 of 1 Pages

**Case/File Title:** DIAZ, Daniel Miami-Dade Community Council #12/123 Candidate 2014/Pre-Operational Surveillance 11180 SW 107<sup>th</sup> Street, Apt. 113, Miami 33176 RE: David Guzman et al.

**Narrative:**

This report is predicated upon the ongoing gathering of criminal intelligence and investigative information related to criminal allegations of perjury and false swearing under oath (a violation of FSS 104.011 a 3rd Degree Felony) for candidate(s) seeking to qualify and run for election to the Miami-Dade County Community Council Area #12, Sub-Area #123 to-wit: the East Kendall area of Miami-Dade County.

On Tuesday 12/09/2014 and Wednesday 12/10/2014 Miami-Dade State Attorney's Office (MDSAO) Public Corruption Task Force (PCTF) Investigator Matthew Ambre conducted a visual surveillance operation at 11180 SW 107th Street Miami, FL 33176 D/B/A Sun Point Apartments. The purpose of the surveillance was to attempt to observe and record the activities of David Alberto Carcache-Guzman in and around Apartment #113 at that location in order to continue to establish his daily activity patterns from that address prior to the execution of State search warrants on Thursday 12/11/2014.

On Tuesday 12/09/2014 Ambre arriving at the location at approximately 0700 hours. At approximately 0930 hours Ambre observed Guzman exit the area of Apt.113 with an older female suspected of being Maria Amador (his mother) and both walked to an enter a black Honda sedan 4 door bearing Florida tag# [REDACTED] later found to be registered to Carlos Alberto Bolanos, H/M, DOB: [REDACTED] SSN: [REDACTED] POB: [REDACTED], LKA: 403 Prince Street, Unit B, Tallahassee, FL 32304-4229, 5' 07" US Citizen. Guzman entered the driver's side of the car and the female entered the passenger side of the car and Guzman driving departed the area. The surveillance was terminated at that point.

On Wednesday 12/10/2014 Ambre arriving at the location at approximately 0700 hours did not observe the Honda described above. Ambre maintained the surveillance at the location until approximately 1105 hours. Ambre did not observe Guzman or the above described female during that time and terminated the surveillance thereafter.

NFI/MJD

Submitted By: \_\_\_\_\_ Date: 12/10/14  
 Michael D'Ambrosia, Investigator, MDSAO-PCTF

Reviewed By: \_\_\_\_\_ Date: \_\_\_\_\_

Reviewed By: \_\_\_\_\_ Date: \_\_\_\_\_

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Report Classification  
 Investigation X  
 Intelligence  
 Preliminary Inquiry

**Report Of Investigation**  
 State Attorney's Office  
 Criminal Investigations Division  
 Miami-Dade County, Florida

Case #: 64-14-30  
 First Report Date: 07/11/14.62  
 Page 1 of 10 Pages

**Case/File Title:** DIAZ, Daniel Miami-Dade Community Council #12/123 Candidate 2014/Search Warrant Service at 11180 SW 107<sup>th</sup> Street, Apt.113, Miami 33176 & Mobile Device 305-975-2300 on Guzman et al.

**Narrative:**

This report is predicated upon the ongoing gathering of criminal intelligence and investigative information related to criminal allegations of perjury and false swearing under oath (a violation of FSS 104.011 a 3rd Degree Felony) for candidate(s) seeking to qualify and run for election to the Miami-Dade County Community Council Area #12, Sub-Area #123 to-wit: the East Kendall area of Miami-Dade County.

On Thursday 12/11/2014 between the hours of 0545 and 1123 investigators of the Miami-Dade State Attorney's Office (MDSAO) Public Corruption Task Force (PCTF) and the Miami-Dade County (MDC) Office of the Inspector General (OIG) executed a State of Florida (11th Judicial Circuit issued) search warrant on a location and on a person (for property) pursuant to the ongoing criminal investigation described above.

The members who partook in the execution (service) and subsequent search were as follows:

- Michael D' Ambrosia (MDSAO)
- James Kennedy (MDC-OIG)
- Ricardo Arias (MDSAO-PCTF)
- Mathew Ambre (MDSAO-PCTF)
- Sergio Diez (MDSAO-PCTF)
- Frank Castillo (MDSAO-PCTF)
- Adriana Canaves (MDSAO-PCTF)
- Wastine Allen (MDSAO-PCTF)
- Julio Estopinan (MDSAO-PCTF)
- Christopher Torres (US DHS)
- Gregory Ponzi (USSS-Cyber Crimes Team)

The following events took place at the approximate times specified prior to and after the execution of the search warrant(s).

Submitted By: \_\_\_\_\_ Date: 12/15/14  
 Michael D'Ambrosia, Investigator, MDSAO-PCTF

Reviewed By: \_\_\_\_\_ Date: \_\_\_\_\_  
 Robert Jordan, Supervisor

Reviewed By: \_\_\_\_\_ Date: \_\_\_\_\_

Case Status:  Open  Closed Indexed By: \_\_\_\_\_ Date: \_\_\_\_\_

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Report Classification  
Investigation X  
Intelligence  
Preliminary Inquiry

**Report Of Investigation**  
State Attorney's Office  
Criminal Investigations Division  
Miami-Dade County, Florida

Case #: 64-14-30  
First Report Date: 07/11/14.62  
Page 2 of 10 Pages

At approximately 0545 hours:

D'Ambrosia arrived at the 11180 SW 107th Street (Apt. 113 was the subject residence on one search warrant) Miami, Florida 33176 herein after referred to as the "premises". D'Ambrosia was looking to determine if a previously driven and used car operated by David Alberto Carcache-Guzman (herein after referred to as Guzman) was located about the property parking lot as an indicator that Guzman was possibly at the apartment premises. D'Ambrosia observed that Honda 4 door, black sedan bearing Florida tag# [REDACTED] (previously identified) parked in the south premises parking lot facing north amongst several other parked cars.

Thereafter Castillo and Ambre arrived at the premises location in order to assist in the surveillance of the premises and keyed in on both the car and the premises interior lighting to provide an indication that there were occupants and activity at the premises. As per Ambre he observed the interior bathroom light going on and off from his observation post on the north side of the premises parking lot. Castillo and D'Ambrosia concentrated their observation on the black Honda.

At approximately 0730 hours:

D'Ambrosia and Ambre observed Guzman walking out from the area of the premises (Apt. 113) and noticed the PCTF; thereafter Castillo was able to observe Guzman as well once Guzman stepped out from the walkway. Guzman was wearing dark shoes, patterned long pants (pajamas) and a dark L/S shirt, wearing glasses and was immediately recognizable from his current FLDL photograph and other surveillance photographs that the PCTF had of him. Guzman was carrying a mobile communications device/cell phone in his hand. Guzman walked towards the Honda and between the cars by the driver's door of the Honda and out of D'Ambrosia's view. At that time D'Ambrosia signaled to the PCTF and other surveillance units that were in the area that D'Ambrosia, Ambre and Castillo were going to make the approach towards Guzman, which they did. Guzman was in the driver's seat leaning back towards the back of the car alone, and had started the car using its keys. The car was running. D'Ambrosia had surprised Guzman based on the look on his face and utterance of "Oh!" D'Ambrosia identified himself as a police officer and with the MDSA and requested he exited the car. Guzman complied and was now held by the back of the car by Ambre and Castillo. D'Ambrosia turned the car off. As D'Ambrosia started to explain the reason for the contact which was that the MDSA-PCTF had a search warrant for the premises, a short, Hispanic female approached the investigator's and Guzman from the area of the premises. D'Ambrosia recognized the female as Mercedes Vilchez and Guzman identified her as "his sister".

Guzman had mobile device in his hand along with a metal credit card holder in the same hand (left hand). Vilchez as she walked up was on a mobile cellular device which was in her hands and had a pink colored protective cover on it. D'Ambrosia took custody of both Guzman's cellular device and then requested Vilchez device, which she relinquished. D'Ambrosia told both Guzman and Vilchez that he was holding their devices for "security purposes" until the remainder of the PCTF arrived on the scene to assist in the execution of the search warrant on the premises. D'Ambrosia observed that Guzman's mobile device was locked and did not attempt to unlock or disturb it in any manner.

Guzman protested verbally about his device, and D'Ambrosia re-explained the reason. D'Ambrosia also explained that the MDSA-PCTF had a search warrant for the premises. Guzman understood but started to ask several questions. D'Ambrosia told Guzman that he was not under arrest, but being held at the location until other PCTF members arrived for security reasons. Also that Guzman would get his device back once the premise was secured. Guzman stated that he wanted his device back so he could "call his lawyer" and "I want to speak with my lawyer". D'Ambrosia explained to him that he would be given that opportunity as soon as the premises was secured and that Guzman was not under arrest.

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Report Classification	
Investigation	X
Intelligence	
Preliminary Inquiry	

**Report Of Investigation**  
State Attorney's Office  
Criminal Investigations Division  
Miami-Dade County, Florida

Case #: 64-14-30
First Report Date: 07/11/14.62
Page 3 of 10 Pages

but not free to leave until such time as the premises was secured as an officer safety precaution. Though Guzman/Vilchez were free to leave once the premises was secured. D'Ambrosia also asked Guzman about other occupants, weapons, and dogs inside the premises. Guzman explained that there was a dog; his mother and grandmother were inside the premises. That there were no weapons in the house or other persons other than stated. That his grandmother had health issues, required assistance to get around, needed medication and that he and his sister (Vilchez) took turns caring for her.

At approximately 0740 hours:

The remainder of the PCTF investigators arrived and they proceeded to the front apartment #113 with Guzman and Vilchez in tow the door which was closed. The door keys were provided to one of the investigators by Vilchez and handed over to D'Ambrosia then to Guzman, who was allowed to enter first with D'Ambrosia in tow, to pre-empt the investigators going into the premises so Guzman could advise his mother and grandmother of the impending activities. Guzman was followed in by D'Ambrosia and other PCTF members in file. As the investigators filed into the close quarters of the apartment a protective sweep was made of the premises and the 2 family members inside were situated as described with no other persons in or about the dwelling.

Guzman took possession of the one dog in the house a tan cocker-spaniel. Guzman then spoke in English and Spanish to his mother and grandmother to advise them of the persons of the investigators. The mother (Maria Amador) was in her bed room a sleep (NW bedroom). The grandmother was inside her bedroom asleep (North central bedroom). Both were in bed in pajamas. Once they got up they were allowed to use the restroom or other facilities, as was the case with the grandmother as was Vilchez.

D'Ambrosia explained to Guzman the process about how the search warrant was going to work, even though as per their records Maria Amador was the registered lease/primary occupant of the premises. The mother and grandmother (Esperanza Guzman) spoke Spanish mostly to one another and were limited in their conversations and Guzman translated the investigators English words to Spanish so they could understand what was occurring. All were allowed to stay in the residence during the search due to the weather (cold) and medical issues of the grandmother and control of the dog. They were all situated on living room couches and provided blankets inside the home as the front door remained open during the search process.

Guzman's behavior was that he wanted to stay with his family and he never stated that he wanted to leave the area of the premises. Though Vilchez was on her way to work and was told she would have to stay as well until the premises was secured, thereafter she sat inside the premises during the search staying with her family and contacting her work to advise them that she was going to be late at first, but will go to work thereafter.

D'Ambrosia showed Guzman the search warrant for the premises and read the warrant to him initially while sitting at a dining room table, then Guzman was asked to sit and view the warrant with D'Ambrosia and did. D'Ambrosia then went over the property being sought and placed a copy of the search warrant on a dining room table for Guzman's review and as his copy and or the owners copy.

DHS S/A Christopher Torres recorded video of the entire apartment prior to the search, took digital still photographs of all items of evidence located and recovered and at the conclusion of the search and as the investigators departed, took video footage of the apartment as it was left when the task force departed.

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Report Classification  
Investigation X  
Intelligence  
Preliminary Inquiry

**Report Of Investigation**  
State Attorney's Office  
Criminal Investigations Division  
Miami-Dade County, Florida

Case #: 64-14-30  
First Report Date: 07/11/14.62  
Page 4 of 10 Pages

At about the same time Guzman was requesting to have his mobile communication device back (Apple I-Phone in a black protective case) back so he could call his lawyer. D'Ambrosia gave both Guzman's mobile device back and Vilchez's mobile device (pink protective case) back to both of them.

Guzman in D'Ambrosia's presence at the dining room table unlocked the Apple I-Phone and made a telephone call to what he stated was his attorney, but did not say who it was.

D'Ambrosia had in his possession another search warrant for the person of Guzman to retrieve and search the Apple I-Phone mobile cellular device in Guzman's possession at the time it was served. D'Ambrosia however, did not have the passcode to unlock and access the telephone, which in effect according to the cyber-crime investigators made access to the current Apple devices impossible without the assistance of Apple, Inc., which recently had stated publicly that they (Apple Inc.) were no longer going to provide such assistance to law enforcement with the current iOS 8 software, which most if not Apple mobile devices have been updated too recently. Additionally it was advised by the same investigator(s) Arias and Ponzi that it was possible to remotely wipe hard-drives and data from Apple devices using other Apple devices. A situation which could have potentially occurred at the premises with the Apple I-Phone turned back over to Mercedes Vilchez.

Guzman's mobile device connected to the called party and Guzman began to speak with the person as he sat at the dining room table in front of D'Ambrosia and other members of the PCTF and Guzman's family members. D'Ambrosia could not overhear the conversations from the unknown person, but Guzman's portion of it was in the open and he discussed basically what he should do. D'Ambrosia requested if he could speak with Guzman's attorney and Guzman initially nodded in the affirmative. After a moment, Guzman finished his conversation with the UNSUB and handed the Apple I-Phone to D'Ambrosia who accepted it while sitting at the same table. D'Ambrosia identified himself and asked to whom he was speaking and the voice answered "Michael Grieco". D'Ambrosia synopsised the activities that were taking place and that the MDSAO-PCTF were executing a search warrant on the premises and advised Grieco that the MDSAO-ASS on the case was Luis Perez-Medina. Grieco acknowledged that and thanked D'Ambrosia for the information. That conversation was concluded and the Apple I-Phone was now uncloaked, D'Ambrosia handed the Apple I-Phone over to Arias who took possession of it as he stood in back of Guzman. Guzman questioned D'Ambrosia as to what was going on with "my" cell phone/device. D'Ambrosia stated that he was now executing a search warrant on that device and presented Guzman with the search warrant for the device as they sat at the table. Arias took possession of the device so that data inside the device could be extracted as per the search warrant (May 1, 2014 to the current date).

Thereafter as well, D'Ambrosia was noticed by Ambre about Vilchez using her cell phone as she sat on the couch. D'Ambrosia immediately went to her and demanded that she give the device to him. Initially she continued to use the device with her fingers as if she were texting or manipulating items on the screen of the device. D'Ambrosia moved in and grabbed the device from her and held onto it until it was turned over to Arias for examination as well under the premises search warrant. Guzman and Vilchez protested, but D'Ambrosia explained to them that the device could be used to hinder the investigation and destroy evidence.

Prior to a more detailed search occurring at the premises, SA Torres using a video camera took video footage of the entire premises. Thereafter the PCTF investigator went about their assigned duties in an organized search pattern to begin the search and recovery of the items being sought. Items located were identified as potential evidence, photographed in place and collected. A rough sketch of the apartment was made by Ambre. Canaves acted as a searcher, scribe and evidence logger. Canaves prepared an inventory of the items seized under the warrant for Guzman as well as part of the return of inventory for the search warrants.

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Report Classification  
Investigation X  
Intelligence  
Preliminary Inquiry

**Report Of Investigation**  
State Attorney's Office  
Criminal Investigations Division  
Miami-Dade County, Florida

Case #: 64-14-30  
First Report Date: 07/11/14.62  
Page 5 of 10 Pages

During the search the occupant residents:

David Carcache-Guzman  
Mercedes Vilchez (Guzman's sister)  
Esperanza Guzman  
Maria Amador-Carcache

were allowed to speak with one another. Maria was allowed to make some sweet confection for Esperanza who needed to have something to drink as it related to her blood sugar levels. They mostly spoke in Spanish, and Castillo who was situated in the immediate vicinity of the occupants overheard Guzman having a Spanish conversation with Vilchez which could have been directed to anyone on the couch (Esperanza, Vilchez and Guzman sat on one couch) Maria Amador sat on another side couch area in the living room. Castillo who speaks fluent Spanish overheard Guzman make the following utterances

DG="This has to do with Daniel Diaz" (In Spanish to Vilchez sitting on the couch).

DG="I know this investigation has been going on since June".

FC="How do you know that?"

DG="I have my ways, I know you guys followed me to the court house and to the beach, and I know one of you works for the city".

Guzman also acknowledged that he knew he was being followed by law enforcement previously. That he purposefully took the police surveillance units to the courthouse, to the Miami-Dade State Attorney's Office and to his lawyer's office on Miami Beach. Guzman did not state whether he recognized anyone from the on-scene investigators, but was basically taunting the investigators with his possessed knowledge.

The searching investigators also found a Dell lap-top empty box in Guzman's bedroom. When asked about where the actual computer was, Guzman replied that it had been stolen and that he had filed a police report about the theft (to date 12-12-2014 a tentative search for Carcache-Guzman has failed to reveal a theft report filed with the MDPD, if found it will be included).

There came a time prior to the PCTF investigator departing the premises that as Guzman sat with his family members D'Ambrosia approached Guzman and asked to speak with him inside the premises. Guzman acknowledge that and departed the premises with D'Ambrosia and Kennedy Guzman followed them outside the premises near the front door where D'Ambrosia had the following electronically recorded conversations with Guzman in the presence of Kennedy (who had initiated a digital tape recorder at D'Ambrosia's request and pursuant to the on-going criminal investigation):

Legend

MD: Michael D'Ambrosia  
DG: David Guzman  
JK: James Kennedy

MD...put it on hold  
JK...inaudible...OK

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Report Classification  
Investigation X  
Intelligence  
Preliminary Inquiry

**Report Of Investigation**  
State Attorney's Office  
Criminal Investigations Division  
Miami-Dade County, Florida

Case #: 64-14-30  
First Report Date: 07/11/14.62  
Page 6 of 10 Pages

MD...you got a minute  
DG...yeah...  
MD... do you want to talk to us, I'm just asking?  
DG...regarding...  
MD...regarding your activities on the community council, I, I can tell ya, I'm not gonna tell you you what I know, OK, what we know, we kinda know what you know and I'll tell you we don't know everything...  
DG...ah, huh...  
MD...but we know enough...  
DG...uhm, hum mm...  
MD... I would prefer that at some point in time...  
DG...ah, huh...  
MD...after consulting with your lawyer...  
DG...ah, huh...  
MD...that maybe you would come and talk to us and I would tell you that it would be beneficial; it would be in your interests...  
DG...OK...  
MD...to do that...OK...ahum...we're interested in the things you know in county government, we're interested in the people that you interact with...  
DG...ahum, huh...  
MD...ah, not just community council but, ahum, on all levels of government and since we are the public corruption task force you might know things that we'd like to know...  
DG...OK...  
MD...ahum...lay that out to you because, ahum...I don't want you to think that you're the main bad guy, so to speak, OK, ahum...it's always good to have somebody on the inside, somebody who knows the players, somebody that can maneuver around and those kinda things, that kinda thing, that kinda information would be beneficial to us...  
DG...to answer your question...I am without any hesitation willing to talk to you or whoever represents law enforcement, but you also need to understand that I have to protect myself...  
MD...yes sir...  
DG...that's why and I thank you for it, the first thing I need to do is talk to my attorney, so, yes, I'm willing to sit down with you guys today or whenever, you guys, me...  
MD...you talk to your lawyer first...  
DG...no, but I'm willing ...he's gonna, ya know, remember, correct me if I'm wrong, he's my lawyer, he's gonna give me legal advice...  
MD...ahum, hum...  
DG...at the end of the day I'm gonna make a decision...  
MD...yes sir...  
DG...my decision, I'm asking you a question...I'm willing to sit down, ya know, daytime (not understandable)...but, ahum...  
MD...you have family to worry about...  
DG...yes...  
MD...you have yourself, you have whatever...  
DG...what...I don't...what worries me the most is you have to understand, is my grandmother...  
MD...OK...  
DG...She has a lot of health issues...

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Report Classification  
Investigation X  
Intelligence  
Preliminary Inquiry

**Report Of Investigation**  
State Attorney's Office  
Criminal Investigations Division  
Miami-Dade County, Florida

Case #: 64-14-30  
First Report Date: 07/11/14.62  
Page 7 of 10 Pages

MD...sure...  
DG...she was in the hospital for seventy days...ahum...I am her legal guardian...  
MD...OK...  
DG...you can check this with her doctors and everything...  
MD...I don't want to take you away from any of that...  
DG...no, I appreciate it, but I am willing too...  
MD... you know what we're asking?  
DG...yeah...  
MD...OK...  
DG...I am willing to sit down and ya know answer questions, whatever questions, or however I can assist...  
MD...OK...alright, I appreciate your cooperation; I mean at least we're having this conversation earlier rather than later,  
ahum...OK...  
DG...no, I'm...  
MD...OK...  
DG...I am willing to (not understandable) to sit down with you and if, and...  
MD...you might change your mind...you might say hey, they'll tell me something and then...ya know what I'm sayin...I  
mean you're not try in to be coy with us you being up front?...  
DG...why would I change my mind?  
MD...I don't know...I'm just, I'm just a law enforcement officer, I'm always....whatever....  
DG... (Laughs)  
MD...you tell me that I, I'm, I get suspicious... (Not understandable)...  
DG...I just said...give me an hour...  
MD...OK, no problem...  
DG...I know you know things and you...and...you said...you and I know things...  
MD...OK, yes...and those things you know are probably more valuable to us then the things we know...  
DG...OK...I don't know what...  
MD...ahum...listen go back with your grandmother now that we've had that conversations, we'll be back in touch with  
you...we're not gonna do it right now, I just, this is a little upsetting to your mom, grandmother...so we're gonna let  
them, ya know...  
DG...I would appreciate it and I knew you were gonna say no, that's why I didn't even ask about it...  
MD...ahum, humm...  
DG...that I would have preferred you could have come in but without them being here.  
MD...I would have preferred that...  
DG...I knew you guys were, the reason I didn't, ask you to come back later, maybe...(not understandable) hide something  
or destroy something...  
MD...yes...  
DG...so you know what, I'm not even gonna ask for it...  
MD...OK...  
DG...I know how you guys think, ya know, so...you guys would think I'm gonna destroy something or any...  
MD...and you know why I, I ah, took...  
DG...took my phone...  
MD...yeah...  
DG...no, no, no that's fine...that's fine...  
MD...I apologize...

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Report Classification	
Investigation	X
Intelligence	
Preliminary Inquiry	

**Report Of Investigation**  
 State Attorney's Office  
 Criminal Investigations Division  
 Miami-Dade County, Florida

Case #: 64-14-30
First Report Date: 07/11/14.62
Page 8 of 10 Pages

DG...no, no, no, no that's fine, we, you and I agree outside that (not understandable)...

MD...OK...

DG...its fine, but I am, ya know, willing to sit down and tell you what I know, whatever you want to ask me...whatever...

MD...OK...cool...

DG...the only thing is if you know, I know how the system works too, so that's why the first thing I ask, I need to call, ya know, my attorney, my lawyer to..,

MD...smart thing to do...

DG...to say this happened, are...

MD...ahum...

DG...they allowed to come or not, come whatever, ya know...

MD...OK...

DG...so...

MD...great...

DG...I'm willing too...

MD...this is Jim by the way...

DG...Jim...

JK...OK...

MD...thank you...

DG...no thank (inaudible) thank you...

MD...no problem...

(Total Run (6' 59"))

Guzman was also provided with a business card with the MDSAO-ASA Luis Perez-Medina's name as the assistant assigned to the case for him and or his attorney.

The interior search of the premises search continued as Guzman walked back into the premises after the conversation. Guzman subsequently when asked by Castillo and D'Ambrosia about the access PINs for the two (2) Apple I-Phones provided D'Ambrosia with both access numbers:

1225=Mercedes Vilchez's PIN  
 0825=David Carcache-Guzman's PIN

There was another older (Apple I-Phone 4) that was found inside the premises that according to Guzman belonged to his brother (Noe-USMC active duty) that he did not know.

At approximately 1049 hours:

The PCTF investigators concluded the search of the premises. Guzman was provided copies of the items seized under the warrants on property receipts (MDPD Property receipts) which he signed for.

It should be noted that there were one (1) set of receipt made for the items inventoried/seized under the search warrants and one (1) set of receipts issued for the separation of items turned over to the US Secret Service Cyber-Crime Task Force S/A Greg Ponzi on the scene. So, various electronic devices, to include all the cellular devices found inside the premises

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Report Classification  
Investigation X  
Intelligence  
Preliminary Inquiry

**Report Of Investigation**  
State Attorney's Office  
Criminal Investigations Division  
Miami-Dade County, Florida

Case #: 64-14-30  
First Report Date: 07/11/14.62  
Page 9 of 10 Pages

were itemized and relinquished to Ponzi. All non- electronic devices and other documents were transported and held by D'Ambrosia in temporary evidence at the MDSAO-CID section for review.

Note: all the devices and property initially seized that was identified to Guzman's brother Noe Levi Carcache was initially seized and after an initial examination turned back over to Guzman. Also, as all other communication devices were being seized under the warrant for examination, one (1) additional cellular device was turned back over to Guzman, which was his grandmothers cellular (flip-styled) phone for safety and security reasons. Those items returned were so noted on the receipts of the property after they were initially removed from the premises.

Guzman also requested of D'Ambrosia two (2) telephone numbers which he could not remember and were located inside his seized Apple I-Phone (IMEI#) which were the telephone numbers for:

Michael Grieco (Attorney at Law)

Ken Gilmore (Webiotic Web Solutions Inc.)

D'Ambrosia retrieved the requested telephone numbers for the names provided by Guzman from the I-Phone which was under examination by Arias and wrote them on a piece of paper and subsequently handed the paper to Guzman. The numbers came from the contact list inside Guzman I-Phone which was under seizure.

Then residence was cleared of all PCTF investigators and turned back over to the Carcache-Guzman-Amador family.

At approximately 1115 hours:

Guzman along with Vilchez and his mother Maria were observed in the south parking lot of the 11180 SW 107th Street building. D'Ambrosia approached Guzman and asked for verbal consent to search the Honda that was associated to him. Guzman sent his family members back towards the house and had a one-on-one conversation with D'Ambrosia wherein Guzman questioned D'Ambrosia about whether D'Ambrosia had a search warrant for the car. D'Ambrosia told Guzman, "no", he did not, but he could probably get one, that in the "spirit of cooperation" Guzman had previously exhibited that Guzman might allow the search. Guzman declined departed, eventually returning with his family members, all entered the Honda, Guzman driving, and at approximately 1120 hours all drove off. The PCTF investigators were still in the south parking lot.

At approximately 1123 hours:

All investigators departed the complex. Note: Castillo had departed earlier than the remaining investigators after the premises were secured and after the start of the initial search.

On this date, D'Ambrosia and Kennedy took the original Affidavits for Search Warrants (11180 SW 107th Street, Apt. 113, Miami, FL. 33176 and David Alberto Carcache-Guzman/Apple I-Phone 305-975-2300); Search Warrants for each; Return of Inventory; Motions & Orders to Seal SW Affidavit/SW to the Miami-Dade County Criminal Clerks Office (9th Floor) Gerstein Justice Building and filed all the original documents with the on-duty clerk and obtained receipts for the documents.

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Report Classification	
Investigation	X
Intelligence	
Preliminary Inquiry	

**Report Of Investigation**  
State Attorney's Office  
Criminal Investigations Division  
Miami-Dade County, Florida

Case #: 64-14-30
First Report Date: 07/11/14.62
Page 10 of 10 Pages

---

D'Ambrosia secured the transported non-electronic evidence at the MDSAO-CID temporary evidence storage lock-up.

On 12/15/2014 D'Ambrosia met with DHS S/A C. Torres and was provided the original CD-R/Compact Disks for the video and digital still photographs Torres took on the scene of the search warrant on 12-11-2014. All documents made pursuant to the execution of the warrant including a copy of the search warrants were placed into the related items section of the case file to include sketches, evidence logs, receipts, operational plan, DVD-CD's of video and still photography taken for future review (RI#78).

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Report Classification  
 Investigation X  
 Intelligence  
 Preliminary Inquiry

**Report Of Investigation**  
 State Attorney's Office  
 Criminal Investigations Division  
 Miami-Dade County, Florida

Case #: 64-14-30  
 First Report Date: 7/11/2014.63  
 Page 1 of 2 Pages

**Case/File Title:** DIAZ, Daniel Miami-Dade Community Council #12/123 Candidate 2014/Evidence-Property Review 11180 SW 107th Street, Apt. 113, Miami FL 33176

**Narrative:**

This report is predicated upon the ongoing gathering of criminal intelligence and investigative information related to criminal allegations of perjury and false swearing under oath (a violation of FSS 104.011 a 3rd Degree Felony) for candidate(s) seeking to qualify and run for election to the Miami-Dade County Community Council Area #12, Sub-Area #123 to-wit: the East Kendall area of Miami-Dade County.

On Monday 12/15/2014 Miami-Dade State Attorney's Office (MDSAO) Public Corruption Task Force (PCTF) Investigator Michael D'Ambrosia along with Miami-Dade County (MDC) Office of the Inspector General (OIG) Special Agent James Kennedy retrieved and reviewed the items of evidence seized pursuant to a search warrant expected on 12/11/2014 at the home residence of David Alberto Carcache-Guzman (hereinafter referred to as Guzman). The items generally had been itemized on Miami-Dade Police Department Property/Evidence forms/receipts and a copy had been providing to Guzman upon departure by the investigator. The examination D'Ambrosia and Kennedy performed was more detailed and examined each item that was not turned over to the USSS (SA Ponzi) on 12/11/2014 for content and other retrievable data.

The examination performed by the investigators revealed the following non-electronic items (not submitted for USSS Cyber Crime Forensic Analysis) in evidentiary possession:

Area D (Central Hallway Area @ 11180):

- Royal Point Land Surveyors Inc. SMK II Enterprises LLC, Boundary Survey RE: 17555 South Dixie Hwy, Palmetto, Bay, FL 33157 (2013)
- SMK II Retail Center Construction Permit Package, Site Plan and General Notes, 17555 South Dixie Hwy (2013)
- CD 2002 Winter Olympics Torch Run photos
- CD Audio various musical artists
- CD of Microsoft Photo Shop 7 Software
- CD of photos of the 8th Annual Gift of Hope Luncheon (2008)
- Lease Agreement 1201 NW 54th Street Real Property Care, Gerpy Fermin, Danilo Ferman

Submitted By: \_\_\_\_\_ Date: 12/19/14  
 Michael D'Ambrosia, Investigator, MDSAO-PCTF

Reviewed By: \_\_\_\_\_ Date: \_\_\_\_\_

Reviewed By: \_\_\_\_\_ Date: \_\_\_\_\_

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Report Classification  
Investigation X  
Intelligence  
Preliminary Inquiry

**Report Of Investigation**  
State Attorney's Office  
Criminal Investigations Division  
Miami-Dade County, Florida

Case #: 64-14-30  
First Report Date: 7/11/2014.63  
Page 2 of 2 Pages

- CD West Kendall Academy Charter School 14731 SW 112 Terrace, Miami 33196 By-Laws and related documents (2009)
- CD photographs of the NW97th Avenue Overpass at SR 836 with various dignitaries during a ribbon cutting ceremony.
- Black notebook with red ribbon tie with various CC member names, CC district names/numbers, dates, etc.

Area C (Carcache-Guzman's Bedroom @ 11180):

- West Brook Park Site Analysis Map and Site Palm (MDC Parks)
- Poll worker parking pass, MDC Letter, Pay-Stub RE: Mercedes Vilchez (11-23-2014)
- State of Florida letter to Carlos Alberto Bolanos RE: unpaid parking tickets/citations
- Cannon Power Shot A540 camera (no photos on the memory stick saved)
- Money order receipts, car payments, individual payment stubs
- A personal check made out by Barbara Marques to Michael Grieco's election campaign (2013)
- Letter to Webiotic Web Solutions from City of Miami, Univision Debit Card, Juliana Velez Blank Campaign Checks (State Rep 119, 12973 SW 112 Street, #257, Miami 33186)
- Numerous money USPS money order receipts, name tags
- Sony Cyber Shot camera, uncharged (data card removed-could not operate no power source)
- Various documents: 2012 US tax return, Bolanos Honda discount tickets, business cards-numerous, DUI curriculum agenda, MDC press kit on Immigration Reform
- Boxes for: I-Phone Life proof case (pink or chartreuse), Go-Phone Box (IMEI# 3566960544792453, Nokia 520-RM AT&T PIB-Black, Sun Pass Transponder# [REDACTED] I-Phone Box (IMEI# 013880003130168 later identified as the phone in the possession of Mercedes Vilchez based on the IMEI number) photographs of Guzman and others, Jackson MH ID card, State of Florida Senate ID card# 28507 (expired), 3x5" note card booklet.
- A green ledger/notebook with numerous names, dates, names, etc.

Copies of these records were placed into the related items section of the case file (RI#79). The original items were re-secured in a temporary evidence locker under the control of D'Ambrosia.

On 12-16-2014 D'Ambrosia made a comparison of the IMEI number taken from the seized Apple I-Phone and compared it to the AT&T cellular telephone records received via subpoena on Guzman and the numbers matched (IMEI-ESN# 013972002613946/IMSI# 310410718256659) for AT&T cellular telephone number 305-975-2300 being billed under Maria Amador at 11180 SW 107th Street, Miami, FL 33176.

Additionally, a cursory review of the forensic extract of the Guzman mobile device data revealed that several of the case subjects personal, business and other data was stored on the device in some form. There were Facebook connections; Whats-Up-App connections; chats; text messages; photographs; videos; contact data and all the identifying data on the device as well. A supplemental subpoena request was sent out for the ICC.ID data stored on the devices as well in order to attempt to compare any connectivity to any other devices that had separate IMEI numbers and difference cellular telephone numbers but used the same ICC.ID numbers which per the examiner, would indicate that the computer chip/sim-card (subscriber identification module) was being swapped with into other devices.

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Report Classification  
 Investigation X  
 Intelligence  
 Preliminary Inquiry

**Report Of Investigation**  
 State Attorney's Office  
 Criminal Investigations Division  
 Miami-Dade County, Florida

Case #: 64-14-30  
 First Report Date: 07/11/2014.64  
 Page 1 of 3 Pages

**Case/File Title:** DIAZ, Daniel Miami-Dade Community Council #12/123 Candidate 2014/Interview of Gerardo Rodriguez at 5925 SW 87<sup>th</sup> Avenue residence

**Narrative:**

This report is predicated upon the ongoing gathering of criminal intelligence and investigative information related to criminal allegations of perjury and false swearing under oath (a violation of FSS 104.011 a 3rd Degree Felony) for candidate(s) seeking to qualify and run for election to the Miami-Dade County Community Council Area #12, Sub-Area #123 to-wit: the East Kendall area of Miami-Dade County.

On Tuesday 12/23/2014 at approximately 0700 hours Miami-Dade State Attorney's Office (MDSAO) Public Corruption Task Force (PCTF) Investigator Michael D'Ambrosia and Miami-Dade County (MDC) Office of the Inspector General (OIG) Special Agent James Kennedy approached the current home address of Gerardo Rodriguez at 5925 SW 87th Avenue, Miami, FL 33173 which was suspected of being his current permanent address and not the address used on Rodriguez's Miami-Dade Election Department Community Council 10/101 qualifying documents, which was 534 SW 96th Court, Miami, FL 33174-2124. Rodriguez swore that he resided at the 534 address which would be a potential violation of FSS 104.011(1) False Swearing by a Candidate.

The purpose of the interview was an attempt by the investigators to solicit Rodriguez's cooperation on the investigation and to assist in understanding any scheme involving the community councils wherein David Alberto Carcache-Guzman (hereinafter referred to as Guzman) was involved.

The investigators possessed various records which would be shown to Rodriguez to aid them in their questioning and gauge the veracity of Rodriguez's responses.

The investigators as they approached observed previously associated cars used by the Rodriguez family parked about the property: Black Land Rover, white KIA; White panel van and a dark Mazda. The investigators knocked and announced their presence at the front door and got no response after several moments. Kennedy then called the cellular telephone number that the investigators had on file for Rodriguez, which Rodriguez answered. Kennedy told Rodriguez that D'Ambrosia and himself were outside the front door of his home and asked if he would speak with them. Rodriguez verbally agreed and subsequently unlocked the front (west) door and allowed the investigator into the home.

Submitted By: \_\_\_\_\_ Date: 12/23/14  
 Michael D'Ambrosia, Investigator, MDSAO-PCTF

Reviewed By: \_\_\_\_\_ Date: \_\_\_\_\_

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Case Status:  Open  Closed Indexed By: \_\_\_\_\_ Date: \_\_\_\_\_

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Report Classification  
Investigation X  
Intelligence  
Preliminary Inquiry

**Report Of Investigation**  
State Attorney's Office  
Criminal Investigations Division  
Miami-Dade County, Florida

Case #: 64-14-30  
First Report Date: 07/11/2014.64  
Page 2 of 3 Pages

D'Ambrosia was carrying a digital tape recorder and had initiated the recording device prior to walking to the front door. The entire approach, interaction/interview with Rodriguez and departure was recorded for future review.

Once inside the home, Rodriguez invited the investigators to sit with him in the living room area whereupon D'Ambrosia initiated the questioning as it related to the false swearing/address related issues on Rodriguez's MDED qualifying documents. The specifics of the questions and answers as they were recorded would not be transcribed in full to the report, however, certain synopsisized conversations were placed in the report as they related to Guzman and any other data which was verified or explained by Rodriguez concerning Rodriguez's interactions with the community council, Guzman and the campaign.

Synopsisized excerpts of interest were as follows:

That Rodriguez ran unopposed for the CC10/101. Rodriguez has served on the CC since 2012 (the last Presidential Election).

That Rodriguez had initial help from a lobbyist/consultant named "David" and later showed the investigators the contact list in his cellular telephone and provided the "David" contact data, which was listed under "David Guzman" and "David Lobbyist" telephone number 305-975-2300 with an Email of [dcg69@bellsouth.net](mailto:dcg69@bellsouth.net).

That Rodriguez hired Guzman based on advice from a Miguel Diaz, a former CC member. Rodriguez explained that later Diaz had issues with Guzman related to emails that were sent out by Guzman who was pretending to be Diaz. That caused a rift between them.

Rodriguez when questioned specifically about his qualifying address stated that at the time he qualified that the 534 address was his residence and it wasn't until after submitting his MDED doceumtns that he moved to the current address to assist his mother, then notified the MDC-RER of the residency issue, was directed to the MDC-COE and sent an email on the matter (Audio Tape Marker 18:50+).

That Guzman told Rodriguez that he (Guzman) would never tell Rodriguez how to vote on matters, however there came a time when Guzman had sent a text to Rodriguez supporting a particular perosn on an item and Rodriguez stated he never responded to the text as he was bothered by it.

Rodriguez initially had trouble remembering who this "David" was and appeared to be searching his memory for the name of the person, then when the investigators observed the cell-phone/communications device that was possessed by Rodriguez, Rodriguez had the name listed in the contact list as "David Guzman" and "David Lobbyist". This appeared to be a bit more personal than Rodriguez initially admitted.

Additionally there were several text message/chats between Rodriguez and Guzman between 10/28/2014 and 12/04/2014. The text messages/chats surrounded several issues/items.

The following synopsisizes the text conversations photographed on Rodriguez's mobile device by D'Ambrosia:  
Voting; David Guzman and Ken Gilmore invite; election reports for Rodriguez; Guzman's grandmothers death; Rodriguez requests Guzman call him; MSB (Municipal Services Bureau-Tallahassee) letter of a possible fine from one of

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Report Classification	
Investigation	X
Intelligence	
Preliminary Inquiry	

**Report Of Investigation**  
State Attorney's Office  
Criminal Investigations Division  
Miami-Dade County, Florida

Case #:	64-14-30
First Report Date:	07/11/2014.64
Page 3 of 3 Pages	

Rodriguez's elections runs; discuss the fine and what to do; Guzman supports Blanco; Rodriguez supports Eddy Gonzales; Thanksgiving wishes; Guzman was out of the Miami area.

That Rodriguez had some financial filing problems on his most recent campaign and allowed Guzman access to his MDED candidate email account for Guzman to send in and correct the issues, which Rodriguez said Guzman did. When asked about the address discrepancies, Rodriguez explained that he was separated from his wife at the time and that his daughter was dating Ariel Crespo and that the Crespo's (Luis/Ariel) allowed him and his daughter to reside at the 534 SW 96th Court address. That Rodriguez had the CC kits sent to that address as he did in fact reside there at one point in time, but since his mother had gotten sick he moved to the 5925 SW 87th Ave address to help care for her. Since then he and his wife had reconciled and the family now resided at the 5925 address.

That as all this had occurred and he was in the midst of the election and address switches, Rodriguez had sent an email to the Miami-Dade County Commission on Ethics to clarify his address issues and obtain an opinion on the address changes. That was done at the direction of the Miami-Dade RER Department and their point person was "Franklin" and that he (Rodriguez) had also spoken at some point in time with "Felix". Subsequently Rodriguez at the request of the investigators produced the email in question and forwarded it to the investigators government email addresses for review.

The investigators also asked to see any text messages between Rodriguez and Guzman, which Rodriguez produced from his Samsung Smart phone. D'Ambrosia photographed all texts messages that Rodriguez had retained in the phone by taking photos of the screens while scrolling through the messages.

Rodriguez agreed to cooperate with the investigators on any future matters related to his involvement on the CC and the issues at hand should the investigators need to re-interview him.

Rodriguez also asked what he should do to resolve the issue of the address and the investigators told him to re-contact the MDC-COE and at his next CC10 meeting to locate and talk to the on-staff MDC attorney and describe his address situation with them to attempt to get a definitive answer on the issues. Rodriguez acknowledged that direction.

The investigators departed at approximately 0819 hours.

The recording, photographs and email collected as part of this interview were placed to the related items section the case file for future review (RI#80).

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Report Classification	
Investigation	X
Intelligence	
Preliminary Inquiry	

**Report Of Investigation**  
 State Attorney's Office  
 Criminal Investigations Division  
 Miami-Dade County, Florida

Case #: 64-14-30
First Report Date: 07/11/2014.65
Page 1 of 10 Pages

**Case/File Title:** DIAZ, Daniel Miami-Dade Community Council #12/123 Candidate 2014/Interview of Elkin Cabrera aka Elkin Somarriba

**Narrative:**

This report is predicated upon the ongoing gathering of criminal intelligence and investigative information related to criminal allegations of perjury and false swearing under oath (a violation of FSS 104.011 a 3rd Degree Felony) for candidate(s) seeking to qualify and run for election to the Miami-Dade County Community Council Area #12, Sub-Area #123 to-wit: the East Kendall area of Miami-Dade County.

On Tuesday, January 6th, 2015 from approximately 1508 hours to 1641 hours Miami-Dade State Attorney's Office (MDSAO) Public Corruption Task Force (PCTF) Investigator Michael D'Ambrosia and Miami-Dade County (MDC) Office of the Inspector General (OIG) Special Agent James Kennedy met with and interviewed Elkin Ernesto Cabrera also known as Elkin Ernesto Somarriba, W/H/M, DOB: [REDACTED] SSN: [REDACTED] POB: Nicaragua, Immigration Status: Resident Alien, LKA: 1043 Obispo Avenue, Coral Gables, FL 33134, former of: 555 NE 15th Street, Unit 14G, Miami, FL (rental apt), Cellular Telephone Number [REDACTED] E-Mail Address: [REDACTED] Occupation: Real Estate Agent and owner of AAgro Solutions LLC (a commercial pressure washing business/company), Owner of: Rio Verde Cafeteria located at 3305 NW 32nd Avenue, Miami, FL 33142.

The purpose of the interview was to attempt to verify and collect additional evidence and information on David Carcache-Guzman (herin after referred to as Guzman) stemming from text message exchanges that Cabrera had with Guzman which were collected pursuant to a search warrant to examine Guzman's mobile communications device (Apple I-Phone 5S) and which text communication located in the device went as follows (Note: Guzman's device #305-975-2300 and Cabrera's device #305-733-6462):

10/15/2014 7:07:44 PM (UTC+0), +13057336462

This payments have not posted to our checking account..."Bank was closed, but will take care of it today. \$30.00 – Acura \$155.00 – Progressive \$220.00 – SunPass \$405.00"

10/15/2014 7:07:44 PM (UTC+0), +13057336462

And what's the status with the traffic ticket?

Submitted By:	_____	Date:	1/9/15
	Michael D'Ambrosia, Investigator, MDSAO-PCTF		
Reviewed By:	_____	Date:	_____
Reviewed By:	_____	Date:	_____

Case Status:	<input checked="" type="checkbox"/> Open	<input type="checkbox"/> Closed	Indexed By:	_____	Date:	_____
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Report Classification	
Investigation	X
Intelligence	
Preliminary Inquiry	

**Report Of Investigation**  
State Attorney's Office  
Criminal Investigations Division  
Miami-Dade County, Florida

Case #: 64-14-30
First Report Date: 07/11/2014.65
Page 2 of 10 Pages

10/15/2014 7:09:50 PM (UTC+0), +13057336462

I also need proof of insurance. My liability is huge if you're not covered and I can't take your word I need proof of insurance asap for the upcoming month.

10/15/2014 7:11:43 PM(UTC+0), +13057336462

The car payment is late and now they are charging a late fee for incomplete payment of \$350. \$30 short.

10/15/2014 7:13:53 PM(UTC+0), +13059752300

Made a payment/deposit of: \$150 yesterday. Making payment/deposit of: \$255 today. As soon as I get out of my grandma doctor's appt.

10/15/2014 7:15:37 PM (UTC+0), +13059752300

Contacted the Parking Division, first thing this morning and it's been resolved. Will forward you proof.

10/15/2014 8:22:24 PM (UTC+0), +13057336462

Roderick is out. He's not moving forward with the port or AAGRO. He's selling his shares of the company as of this minute. Too much wasted time. I knew it.

10/15/2014 8:22:24 PM (UTC+0), +13057336462

I got other bigger and better plans.

10/16/2014 2:58:08 PM (UTC+0), +13057336462

David, I just got off the phone with the internal affairs executive from the department of Water & Sewer. This man just spoke to Director Bill Johnson. He still works for the WASA, not the Port Miami and he has no plans to be transferred. Roderick Collins is filing a federal case against me for fraud. You lied to me, unless you have something say on your defense. Bill Jonson was at his desk as we were speaking. This is not good.

10/16/2014 3:00:19 PM (UTC+0), +13059752300

What? Call you soon

10/16/2014 3:00:41 PM (UTC+0), +13059752300

I have no need to lie to anyone about anything

10/16/2014 3:03:28 PM (UTC+0), +13057336462

Now prove it. They just did.

10/16/2014 3:04:32 PM (UTC+0), +13057336462

Roderick's attorneys are calling Bill Johnson

10/16/2014 3:19:57 PM (UTC+0), +13059752300

Ok, he doesn't work well with threats and We don't know what agreement is there between you and Roderick. You have always said you are the decision maker not Roderick. What can be done in order to resolve? Do we need to contact Roderick directly?

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Report Classification  
Investigation X  
Intelligence  
Preliminary Inquiry

**Report Of Investigation**  
State Attorney's Office  
Criminal Investigations Division  
Miami-Dade County, Florida

Case #: 64-14-30  
First Report Date: 07/11/2014.65  
Page 3 of 10 Pages

10/16/2014 3:25:52 PM(UTC+0), +13057336462

Oh no David. There are no threats against Bill Johnson. Roderick is an investor that invested in AAGRO. I'm the decision maker but he is the investor. This is federal, intent to commit fraud charges. You lied to about BJ moving to the port., that was all a lie. The trip to Bimini was bullshit. All the "FW:" texts were also bullshit. All those encounters with you and BJ was a lie. I indirectly lied to my partner based on you bogus stories. You and I are in hot water for trying to deceive others. You still haven't proved you know Bill Johnson how you always pretended.

10/16/2014 3:28:00 PM(UTC+0), +13057336462

The award ceremony at the Fontainebleau was a lie. Because of you I lied to my partner. 184

10/16/2014 3:35:34 PM (UTC+0), +13059752300

Wait! 1- the trip Bimini, is not a lie 2- the Fontainebleau event, is not a lie 3- BJ moved to port, is not a lie And I don't need to pretend anything, feel free to contact the county mayor of the 29th floor and ask who I am, let's see if they know. I have been in this business 9 years already. If we can help to resolve with Roderick, then we can contact him directly and resolve. What is it that he wants?

10/16/2014 3:45:04 PM (UTC+0), +13057336462

The Inspector General just called me. Bill Johnson just reported to them not having any close contact with you or ever saying he's moving to the port. They are on there way to interview me. You still lying.

10/16/2014 3:48:42 PM(UTC+0), +13057336462

The cops are at my house David!!!!????

10/16/2014 3:52:02 PM(UTC+0), +13059752300

Don't understand. Calling you now.

10/16/2014 5:36:00 PM(UTC+0), +13057336462

You tried to rip me and eventually Roderick off! Bill Johnson was never going back to the Port of Miami. The detectives know him and spoke to him earlier. I need you to return my car immediately. You're not even a registered lobbyist and you also tried to Rip off Mark Lukin. You asked for money for people in politics. David you live a double life, you have no remorse and you still deny everything. Even in the phone you were still lying. You ripped me off... Watch the ripple effect! Bring back my car immediately.

10/16/2014 5:42:09 PM(UTC+0), +13059752300

I have never rip-off you or anyone, Roderick or Mark. I have no problem returning the car, that I have made monthly payments on it, I was not driving the car for free. I will do so ASAP.

10/16/2014 5:46:05 PM(UTC+0), +13057336462

You're a fucking prick! You're not even a lo burst and bill Johnson has nothing to do with you! Fuck you you little piece of shit! I'm filing fraud charge charges against you! And calling your family right this minute. I told you not to fuck with me. You took \$2500 and you tried to take money from Mark Lukin acting as a lobbyist and you are not even registered. They just called Sunshine and verified. That money I gave for the politicians I wanted back. Everything!

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Report Classification  
Investigation X  
Intelligence  
Preliminary Inquiry

**Report Of Investigation**  
State Attorney's Office  
Criminal Investigations Division  
Miami-Dade County, Florida

Case #: 64-14-30  
First Report Date: 07/11/2014.65  
Page 4 of 10 Pages

10/16/2014 5:55:45 PM(UTC+0), +13059752300

I never tired to take any money from Mark, and of you want a refund for your donation, you will get your refund as soon as possible

10/16/2014 5:59:28 PM(UTC+0), +13057336462

How about that meeting in my office when you told mark how much it would cost to hire you? Don't worry kid any bad pain you experienced till now is nothing compared to what's next. Lobbyist, fucking liar? That was deceiving to with the intent to rip people off! And that's federal. You came to me for money in a lobbyist acting role and that is also illegal... Sunshine is now involve. An investigation is now in process. And you're still lying.

10/16/2014 6:00:34 PM(UTC+0), +13059752300

Ok- both my sister and mother just called me, it will be resolve immediately

10/16/2014 8:50:29 PM(UTC+0), +13059752300

Made payment/deposit for Tolls, going to drop off your car.

10/16/2014 10:46:10 PM(UTC+0), +13059752300

Your car was drop off at your place: 555 NE 15th Street Miami, Florida 33132 Unit 14G, Parking #98

The excerpts are self-explanatory and based on the conversation the investigators wanted to interview Cabrera to determine the reasoning behind the discourse and if it related to the current investigative efforts of Guzman.

D'Ambrosia called Cabrera prior to the interview on the cell number listed (305) 733-6462 from the text messages and Cabrera answered the phone. D'Ambrosia verbally identified himself as a criminal investigator with the MDSAO and asked if he was in fact Elkin Cabrera. Cabrera stated "yes". D'Ambrosia then explained that the MDSAO had received a complaint involving Guzman and if D'Ambrosia could arrange a time and day to interview Cabrera. Cabrera stated that he would be willing to be interviewed (voluntarily) and was currently meeting with real estate clients and if he could call D'Ambrosia back in twenty-minutes. D'Ambrosia stated yes, and provided Cabrera with his desk telephone number. Cabrera did provide a short explanation about wanting to file a complaint on Guzman and had spoken to some other governmental organization about the complaint but was directed to law enforcement and never followed up with local police authorizes.

Thereafter Cabrera did call back and D'Ambrosia provided Elkin with additional contacts numbers and the address for the MDSAO and E-Mailed it to Cabrera via the address Cabrera provided to D'Ambrosia: elkin00@hotmail.com.

Cabrera then called D'Ambrosia and advised that he was on his way to the MDSAO and would be arriving shortly. At approximately 1500 hours D'Ambrosia met Cabrera in the lobby of the MDSAO and escorted Cabrera to a PCU conference room on the 5th Floor.

At approximately 1515 hours D'Ambrosia was joined by Kennedy for the interview. Prior to Kennedy's arrival D'Ambrosia started the interview process. Initially, D'Ambrosia requested to digitally tape record the interview, but Cabrera did not want it recorded and went on to state "my attorney said not to".

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Report Classification	
Investigation	X
Intelligence	
Preliminary Inquiry	

**Report Of Investigation**  
State Attorney's Office  
Criminal Investigations Division  
Miami-Dade County, Florida

Case #: 64-14-30
First Report Date: 07/11/2014.65
Page 5 of 10 Pages

D'Ambrosia commenced the interview to confirm various pieces of information collected from the current investigation asking Cabrera to verify them. Cabrera confirmed that he was also known as Elkin Ernesto Somarriba (with a felony criminal history on file). That the telephone number D'Ambrosia had called him on was his cellular number (305-733-6462), that he currently resided at the listed Coral Gables address and had recently moved from an apartment at the 555 NE 15th Street address back into the home with his wife. D'Ambrosia asked about the domestic issues between him and his wife and as to whether they had been resolved. Cabrera stated yes, they had. Although a current inquiry prior to the interview revealed a "domestic injunction order" outstanding against him. Cabrera verbally confirmed he was a "resident alien" although he did not have his INS card with him.

D'Ambrosia advised Cabrera that he "was not the subject of the investigation", that Guzman was. That there were various other witnesses/complainants interviewed so far related to issues and complaints against Guzman, so in that vein, Cabrera was another witness and might possess information which would help the investigators determine if crimes had been committed. Cabrera understood and acknowledged that statement.

Cabrera was initially curious as to how the investigator had his name. The electronic discourse between Cabrera and Guzman was not revealed and D'Ambrosia simply put it that through interviewing other witnesses, Cabrera's name had surfaced.

At approximately 1515 hours Kennedy arrived and sat in the interview. During the interview Cabrera stated in substance the following prompted by questions from D'Ambrosia and Kennedy:

**FAMILY CONNECTIVITY:**

That Cabrera and Guzman were cousins. Cabrera was a direct cousin to Maria Amador, Guzman's mother.

That from time to time Cabrera's family and Guzman's family spent holidays together due to the family connectivity.

That Cabrera and Guzman grew up in Nicaragua as children.

That Guzman was very religious but did not specify which religion.

The primary connection was via Esperanza Guzman, whom both shared as a grandmother and her current health issues.

David Guzman was a caretaker for Esperanza.

Mercedes Vilchez was Guzman's sister and a "sweet" girl and worked at Toys R Us.

Cabrera owns the Rio Verde Cafeteria and has for years. His mother runs the business and there was a time when he had to go before the local community council for a zoning variance.

That Cabrera filed all the paperwork himself and spoke before the CC and received the variance. That Guzman was there only as support.

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Report Classification	
Investigation	X
Intelligence	
Preliminary Inquiry	

**Report Of Investigation**  
State Attorney's Office  
Criminal Investigations Division  
Miami-Dade County, Florida

Case #: 64-14-30
First Report Date: 07/11/2014.65
Page 6 of 10 Pages

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**PERSONAL BACKGROUND KNOWLEDGE OF DAVID GUZMAN and HOW THEY BECAME CONNECTED:**

That Cabrera and Guzman were connected over the internet via Facebook for a time, when all of the sudden Guzman "unfriended" Cabrera. Cabrera could not understand that, but knew Guzman liked to keep his business side and social side closely guarded. Guzman would not let other family members onto his Facebook page.

During a family gathering Cabrera and Guzman had conversations revolving around Cabrera business venture with his company AAgro Solutions LLC. That was a company Cabrera had established to pressure wash commercial properties.

The business was unique in that it re-used the dirty water by filtering it and not dumping it onto the ground or elsewhere. Cabrera had wanted to obtain a City of Miami and/or Miami-Dade County "Vendors License" to do business in both venues. It was during this conversation that Guzman offered his services as stated by Cabrera as a "lobbyist" to help Cabrera with attaining the license and further discussed spreading donations around to some of the influential people that Guzman knew for their political campaigns.

Cabrera from all this understood Guzman to be a "lobbyist" but never did any research on that statement or position as offered by Guzman.

That Guzman had worked at Jackson Memorial Hospital for a time and had some influence with doctors at the facility when it came to seeing specialist and or getting appointments for health related issues, especially when it came to his grandmother Esperanza. That there was a time when Cabrera had a kidney stone and Guzman had facilitated a doctor's visit outside the normal process to get Cabrera an appointment with a specialist who resolved the medial issue. Cabrera thought that Guzman was well connected at JMH.

Guzman told Cabrera that he normally gets from \$9000-\$12000.00 to consult and facilitate that type of work, but they verbally agreed that Guzman would facilitate the license and set up some meetings with MDC politicians for \$2500.00. Cabrera was trying to set his commercial business to both clean condominiums and streets/sidewalks/asphalt areas in the City of Miami and MDC.

The timing of all this was approximately March 2014.

Guzman stated that he could get the application for the license quicker and went to work as agreed upon.

Within 90 days, Cabrera had a license to operate the pressure cleaning business in MDC. Cabrera had purchased trucks and equipment and was ready to operate. Cabrera also since buying the equipment and other business vehicles had his personal car a black 4 door Acura TL sitting around his house unused. Cabrera offered it to Guzman as a loaner so long as Guzman would make the car payment. Guzman agreed and would send electronic transfers of money from Guzman's sisters account (Vilchez) to the car loan company to pay the bill. Cabrera also wanted to promote his business venture in MDC and Guzman and he discussed the promotional aspects of the business and the meetings with MDC and City of Miami leaders that would need to occur. Guzman stated that he could facilitate these initially.

During this time Cabrera had the idea to use his pressure washing business to clean large container trucks at the Port of Miami (POM), to set up a cleaning station, wash trucks, wash port areas and to generally operate at the POM and be a part of the expansion and provide a viable business venture at the POM.

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Report Classification  
Investigation X  
Intelligence  
Preliminary Inquiry

**Report Of Investigation**  
State Attorney's Office  
Criminal Investigations Division  
Miami-Dade County, Florida

Case #: 64-14-30  
First Report Date: 07/11/2014.65  
Page 7 of 10 Pages

Cabrera pitched the idea to Guzman and Guzman told Cabrera that he (Guzman) could get Cabrera meeting with POM Director William "Bill" Johnson to sell his idea on the POM. Cabrera thought that was a good idea and agreed with Guzman to continue on with the venture and attempts to meet POM officials and grab some business at the POM. The time frame for these processes approximately July 2014.

Guzman had also explained that Cabrera would need to make contribution of money to some of the local Politian's who could also assist in supporting Cabrera's POM deal as well as the general business venture of the power washing. Guzman asked for and received approximately \$2000-\$2500.00 donation from Cabrera for a US Congressman named Schock's campaign. Cabrera wrote a personal check for that donation. The license fee/"lobbyist fee" for the vendor license and for Guzman's assistance was written off of the AAgro Solutions LLC business account.

A public records search revealed there were only two (2) US Congressmen named Schock:

[http://en.wikipedia.org/wiki/Aaron\\_Schock](http://en.wikipedia.org/wiki/Aaron_Schock)

Clayton Schock

Again Guzman told Cabrera "donations get things done"; hence Cabrera made the congressional donation and gave the check to Guzman to be delivered to the Schock's campaign (either Clayton or Aaron). Cabrera said he received a thank you card from a Schock for the donation later on. Cabrera did not remember the first name of the congressman. The specific amount was for \$2000.00 paid by Cabrera and recorded by the Aaron Schock campaign.

A public records search revealed the donation was made to Aaron Jon Schock as per the US Department of Election database information.

Cabrera said that Guzman had said he was working on getting Cabrera a meeting with Johnson (POM Director) and learned from public announcements that Johnson had been moved from the POM to the MDC Waste and Sewer Department (WASA) to take charge. Cabrera now wondered if there would be a meeting between him and Johnson due to the move. Guzman assured Cabrera that he was arranging the meeting and it was going to take place. In the meantime a new POM director was appointed.

Cabrera wrote a letter directly to Johnson (at WASD) believing that Johnson still possessed influence in MDC government as well as at the POM describing his business and his desire to set up operation at the POM. Cabrera E-Mailed the letter to Guzman, who later stated he delivered it to Johnson.

Cabrera eventually got a response from which he believed was Johnson acknowledging receipt of the letter but no definitive meeting was set up and no other contacts occurred and a tentative meeting was slated for July 2014 sometime the specific date he could not remember.

The E-Mail that Cabrera sent the letter to was Guzman's at: [dcg69@bellsouth.net](mailto:dcg69@bellsouth.net).

Cabrera stated that the primary means for Guzman to communicate was via "text messages" and Cabrera assumed because you could delete and destroy them better than E-Mails. That Guzman stayed away from E-Mails.

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Report Classification	
Investigation	X
Intelligence	
Preliminary Inquiry	

**Report Of Investigation**  
State Attorney's Office  
Criminal Investigations Division  
Miami-Dade County, Florida

Case #: 64-14-30
First Report Date: 07/11/2014.65
Page 8 of 10 Pages

November 2014 +/-: Cabrera eventually shows up at the POM for the meeting and discovers that no one knows who he is, no meeting had been scheduled and that Johnson was not at the POM and at WASA. The POM director's office spoke with Cabrera and allowed him to drive around the POM to examine where he might want to operate his business and gave him some maps and other POM information. Cabrera never met with anyone in authority at the POM. It was then that he had an epiphany about the entire venture which Guzman had stated he arranged, that it was false and that he had been a victim of possible fraud by Guzman the entire time.

Cabrera confronted Guzman on the issue about the meeting and Guzman told Cabrera that he had just personally met with Johnson and discussed the venture with Johnson. That Guzman was "hanging out" with Johnson. In fact that Johnson had invited Guzman and now Cabrera to a trip to Bimini for the weekend as a business/pleasure trip and wanted Cabrera to clear his schedule to make the trip. Cabrera did. The trip never occurred; Guzman told Cabrera that Johnson had to cancel because the MDC Mayor (Jimenez) had called Johnson back for an important meeting that weekend. Guzman however continues to string Cabrera on about future meetings with Johnson, which never occur.

There were some periods of talk about a meeting with Johnson and or the new POM director, but they never occurred and around election time in November 2014, Guzman became tied up with elections campaigning and the pressure washing venture and the POM meeting fell to the wayside.

Guzman eventually tells Cabrera that Johnson was going back to the POM and Cabrera gets his hopes of a meeting and selling his idea to the POM for the pressure cleaning venture, but Johnson never does.

Cabrera starts his own investigation into the Guzman accounts and E-Mails WASD to ask about Johnson and determine if Johnson is going back to the POM. They reply to the E-Mails and state that they never heard of any such return to the POM for Johnson. Cabrera E-Mailed a "Gerald"-LNU at WASD to ask the question and Gerald replied.

Gerald LNU directed Cabrera to the MDC-OIG to file a complaint on the Guzman alleged fraud matter. Cabrera stated he called the MDC-OIG due to the amount was referred to the local police to file a complaint, but he never pursued it. Cabrera recalled Guzman talking about a "race car" driver that Guzman said he knew who would be very interested in the business venture attempted by Cabrera. Cabrera became upset and said he did not want anyone stealing his idea and told Guzman to be careful about whom he discussed the ideas with. (Mark Lukin was a person involved in pressure cleaning as well and a potential competitor for Cabrera).

Cabrera stated that he knew then that Guzman was a "fake".

Cabrera confront Guzman via E-Mail (as described above) and demand the return of the black 4 door Acura that he had loaned to Guzman so long as Guzman made the payments on it. Guzman returned the car and though Cabrera did not file a complaint with the police he did attempt to determine if Guzman was a lobbyist as Guzman had stated by making a request to an organization in Tallahassee, FL, which he could not remember, and they told Cabrera that Guzman was not registered as a lobbyist in Florida.

On 01-04-2015 Cabrera got a text message from Guzman from telephone number 305-975-2300 which simply stated "Hi". Cabrera did not respond as he was still upset over the entire episode and wanted to "wash my hands" of Guzman. Cabrera was unaware of any other victims or other witness that the investigators could talk to about Guzman's activities.

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Report Classification X  
Investigation  
Intelligence  
Preliminary Inquiry

**Report Of Investigation**  
State Attorney's Office  
Criminal Investigations Division  
Miami-Dade County, Florida

Case #: 64-14-30  
First Report Date: 07/11/2014.65  
Page 9 of 10 Pages

Cabrera said that any moneys he gave to Guzman via check were typically deposited into his sister's account (Mercedes Vilchez's account) based on records he reviewed.

The investigator asked Cabrera if he possessed other documents, financial, electronically held, text messages, E-Mails, correspondence or otherwise which could support the complaint. Cabrera stated that he did and would attempt to retrieve them later and E-Mail to the investigators.

At approximately 1641 hours the interview was concluded and Cabrera departed. Note that after approximately an hour into the interview ASA Luis Perez-Medina arrived and listened to the remaining portion of the interview.

On 01-07-2015 D'Ambrosia received the following E-Mail from Cabrera and wrote the listed response:

Dear Mr. Cabrera,

I am in receipt of your response. I cannot speak to the issue you have described. No person identified as a competitor of yours has made this complaint. I was upfront and straight forward on why we asked to speak with you. I am sorry for your misunderstanding of the matter we are looking into. Thank you for your response and I understand your position.

Respectfully,

Michael D'Ambrosia  
Criminal Investigator  
Miami-Dade State Attorney's Office  
1350 NW 12th Avenue  
Miami, FL 33136-2102  
E-Mail: MichaelDAmbrosia@MiamiSAO.com  
Desk: 305-547-0633  
Main: 305-547-0669

From: Elkin Cabrera [mailto: ]  
Sent: Tuesday, January 06, 2015 6:21 PM  
To: Michael D'Ambrosia  
Subject: Re: Meeting

Mr. D'Ambrosia,

You should have told me it was one of my "competitors" who put your department up to this because of the information on our website to stop environmental violations from various pressure cleaning companies. About David, I don't want anything to do with him. Yes, he lied but he did not get to the point of committing a crime against me because I stopped it. For me to help you please be more upfront and honest with me. I gave you all I know about David. Moving forward I don't want him at any family event or near my immediate family.

"Does the name Lukin sounds familiar?" You tell me. Incredible. You'll be surprised how many people are violating environmental laws in our county and they are concerned about me.

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Report Classification	
Investigation	X
Intelligence	
Preliminary Inquiry	

**Report Of Investigation**  
State Attorney's Office  
Criminal Investigations Division  
Miami-Dade County, Florida

Case #: 64-14-30
First Report Date: 07/11/2014.65
Page 10 of 10 Pages

Please call me if there's anything else to discuss but at this point my position within my family is very difficult. If others have enough evidence to convict David that is fine by me but for \$2500 services rendered the pain I'm about to put on my entire family is not worth it.

Kind regards,  
Elkin Cabrera  
Via iPhone

On Jan 6, 2015, at 2:02 PM, Michael D'Ambrosia <MichaelDAmbrosia@MiamiSAO.com> wrote:

Dear Sir,

Below is my name and address and contact information. When you arrive at our building drive to one of the access gates and buzz the security guards. Tell them you are here to visit me in the investigation unit and you have an appointment, they will grant you access. Call beforehand and I will meet you in our lobby after you go through the security check point. No weapons of any type are allowed in the building in the event you have license to carry a firearm or other weapon. The building is across the street from UM Health and the criminal courthouse and is a 5 story pinkish-beige in color building.

Based on our last conversation I would anticipate your arrival at approximately 4:00pm. If you need to re-set this please call me.

Respectfully,  
Michael D'Ambrosia  
Criminal Investigator  
Miami-Dade State Attorney's Office  
1350 NW 12th Avenue  
Miami, FL 33136-2102  
E-Mail: MichaelDAmbrosia@MiamiSAO.com  
Desk: 305-547-0633  
Main: 305-547-0669  
Cell: [REDACTED]

NFI/MJD

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Report Classification  
 Investigation X  
 Intelligence  
 Preliminary Inquiry

**Report Of Investigation**  
 State Attorney's Office  
 Criminal Investigations Division  
 Miami-Dade County, Florida

Case #: 64-14-30  
 First Report Date: 07/11/2014.66  
 Page 1 of 2 Pages

**Case/File Title:** DIAZ, Daniel Miami-Dade Community Council #12/123 Candidate 2014/Resignation of Gerardo Rodriguez from CC10/101

**Narrative:**

This report is predicated upon the ongoing gathering of criminal intelligence and investigative information related to criminal allegations of perjury and false swearing under oath (a violation of FSS 104.011 a 3rd Degree Felony) for candidate(s) seeking to qualify and run for election to the Miami-Dade County Community Council Area #12, Sub-Area #123 to-wit: the East Kendall area of Miami-Dade County.

On January 9th, 2015 Miami-Dade State Attorneys' Office (MDSAO) Public Corruption Task Force (PCTF) Investigator Michael D'Ambrosia and Miami-Dade County (MDC) Office of the Inspector General Special Agent James Kennedy received the below listed message which was part of an E-Mail string of correspondence between Gerardo Rodriguez, Community Councilman for CC10/Sub-Area 101 tendering his resignation on the community council. The timing of the resignation was suspect based on the current investigation. The resignation was tendered in close proximity of investigators determining that Rodriguez did not in fact reside at a proper address in order to qualify for the current community council posting as well as determining Rodriguez's connectivity to David Carcache-Guzman (herein after referred to as Guzman). A recent interview of another current Community Council member named Javier Gonzalez-Abreu revealed a connection between Guzman and Rodriguez on a business venture being initiated by Rodriguez involving the attainment of a license to operate a swingers club in the Falls area of Miami-Dade County (US 1 and SW 136<sup>th</sup> Street and surrounding vicinity) and specifically in the Community Council 12 area of oversight. Guzman had texted Abreu about supporting Rodriguez on his endeavor in the CC12 area knowing that Abreu was an active sitting CC12 member (See Abreu's statement to investigators dated 01/09/2015).

NFI/MJD

Submitted By: \_\_\_\_\_ Date: 1/12/15  
 Michael D'Ambrosia, Investigator, MDSAO-PCTF

Reviewed By: \_\_\_\_\_ Date: \_\_\_\_\_

Reviewed By: \_\_\_\_\_ Date: \_\_\_\_\_

Case Status:  Open  Closed Indexed By: \_\_\_\_\_ Date: \_\_\_\_\_

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Investigation X  
Intelligence  
Preliminary Inquiry

**Report Of Investigation**  
State Attorney's Office  
Criminal Investigations Division  
Miami-Dade County, Florida

Case #: 64-14-30  
First Report Date: 07/11/2014.66  
Page 2 of 2 Pages

12/24/2014

Mr. Gutierrez (RER),

On July 8th 2014, I contacted Felix Acosta (RER) in reference to living an unknown length of time at the 5925 (district 10) my mother's residence, Mr. Acosta transferred my call to your office. After speaking with you in reference to the unknown length of time stay at 5925 (district 10) residence you made the verbal recommendation to me to send an email to the Ethics Dept and provided the email address. On July 8, 2014 at 12:56.PM I wrote and submitted an email to the Ethics Dept (see attachment A) which I never received a phone call or a response to my email from the Ethics dept. On December 23, 2014 at 8:27 AM I resubmitted the same email to the Ethics Dept and your office (see attachment B). As of today I have not received an email response, I did however received a verbal phone call from Mr. Gutierrez which we discussed the change of location stay for an unknown length of time and the Ethics Dept not responding to my email. Mr. Gutierrez advised/explained that if I was going to continue the stay at 5925 residence I would have to resign from my seat. After hearing Mr. Gutierrez recommendation, **I Gerardo Rodriguez resign from my seat on the Community Council Board District 10 sub area 101 effective immediate.** Could you please email me any documents that I would have to submit? Thank you for the opportunity to have severed my community. Happy Holidays.

Regards,  
  
Gerardo Rodriguez.

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Report Classification  
 Investigation X  
 Intelligence  
 Preliminary Inquiry

**Report Of Investigation**  
 State Attorney's Office  
 Criminal Investigations Division  
 Miami-Dade County, Florida

Case #: 64-14-30  
 First Report Date: 07/11/2014.67  
 Page 1 of 25 Pages

**Case/File Title:** DIAZ, Daniel Miami-Dade Community Council #12/123 Candidate 2014/Document-Telephone Data Review RE Guzman

**Narrative:**

This report is predicated upon the ongoing gathering of criminal intelligence and investigative information related to criminal allegations of perjury and false swearing under oath (a violation of FSS 104.011 a 3rd Degree Felony) for candidate(s) seeking to qualify and run for election to the Miami-Dade County Community Council Area #12, Sub-Area #123 to-wit: the East Kendall area of Miami-Dade County.

REVIEW AND INTERPERTATION OF RETRIEVED EXTRACTED TELEPHONE DATA:

In reviewing the extracted data from the seized Apple I-Phone IMEI# 013972002613946; IMSI# 310410718256659; ICC.ID# 89014103277182566591 (hereinafter referred to as the original I-Phone 5S) from David Carcache-Guzman (herein after referred to as Guzman) it was noted that there were certain "gaps" in the sending/receiving of text data from that particular telephone (seized pursuant to the warrant). The investigators suspected that there was the possibility of other mobile cellular telephone device in use by Guzman. In order to identify any other suspected device(s) associated to Guzman, the investigators were advised by Miami Beach Police Department Detective and Technical Telephone Specialist Ricardo Arias to execute a subpoena on AT&T for any mobile cellular devices associated with the currently seized(original) I-Phone 5S's ICC-ID number (ICCID = Integrated Circuit Card ID. This is the identifier of the actual SIM card itself - i.e. an identifier for the SIM chip. It is possible to change the information contained on a SIM including the IMSI but the identity of the SIM itself remains the same). This would be an identifier that might be an added device associated to the same billing address or Guzman himself. Hence at that direction, a subpoenas duces tecum was served on AT&T for the ICC number located on the seized device.

On Friday December 26<sup>th</sup>, 2014 AT&T returned the requested data request which revealed that:

ICC-ID number 89014103277182566591 which had been subpoenaed was affixed to telephone number 305-975-2300 and another device which was not in the possession of the investigators and which bore IMEI# 013970004221632, MSISDN# 305-975-2300; IMSI# 310410724767392; ICC.ID# 89014103277247673929 and was billed to Maria Amador at 11180

Submitted By: \_\_\_\_\_ Date: 1/12/15  
 Michael D'Ambrosia, Investigator, MDSAO-PCTF

Reviewed By: \_\_\_\_\_ Date: \_\_\_\_\_

Reviewed By: \_\_\_\_\_ Date: \_\_\_\_\_

Case Status:  Open  Closed Indexed By: \_\_\_\_\_ Date: \_\_\_\_\_

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Report Classification  
Investigation X  
Intelligence  
Preliminary Inquiry

**Report Of Investigation**  
State Attorney's Office  
Criminal Investigations Division  
Miami-Dade County, Florida

Case #: 64-14-30  
First Report Date: 07/11/2014.67  
Page 2 of 25 Pages

SW 107<sup>th</sup> Street, Apt. 113, Miami, FL 33176 with a contact E-Mail of: [DCG69@ATT.NET](mailto:DCG69@ATT.NET) activated on 09/15/2010 under AT&T Account 1676159.

Those identifiers were not attached to any cellular mobile device which was seized under the authority of the search warrant (Guzman's; Vilchez's and several other devices under inspection of the USSS Electronic/Cyber Crime Task Force via SA Greg Ponzi) hence there was another device belonging to suspect Guzman that was being used and not in the possession of the investigators.

In reviewing the "gaps" previously identified, SA Kennedy in comparing the gaps from the AT&T cellular bills received previously on the telephone number 305-975-2300 for the original Apple I-Phone5S observed that there were forwarding telephone numbers from that device and below are the numbers that calls to the original device were found forwarded too, which were subsequently subpoenaed:

Phone: 786-266-8988

Phone: 305-975-6305

Phone: 305-458-2107

There were contact data and text messages extracted from the mobile device which will be made a part of a separate extraction report, suffice to say that the contact data, cellular telephone numbers and some email identifiers were listed in the seized Apple I-Phone 5S which included but was not limited to several current MDC Community Council members (recently elected) which were suspected of have some connectivity to Guzman the exact manner of which has yet to be determined until interviews of the council persons are completed.

REVIEW AND INTERPERTATION OF RETRIEVED DOCUMENTS AND RECORDS ATTAINED FROM THE SEARCH WARRANT AT 1180 SW 107<sup>TH</sup> STREET, APT. 113, MIAMI, FL 33176:

There were several notations of interest related to community councils which were of interest in the investigation and listed below from a journal/ledger seized from the Guzman residence:

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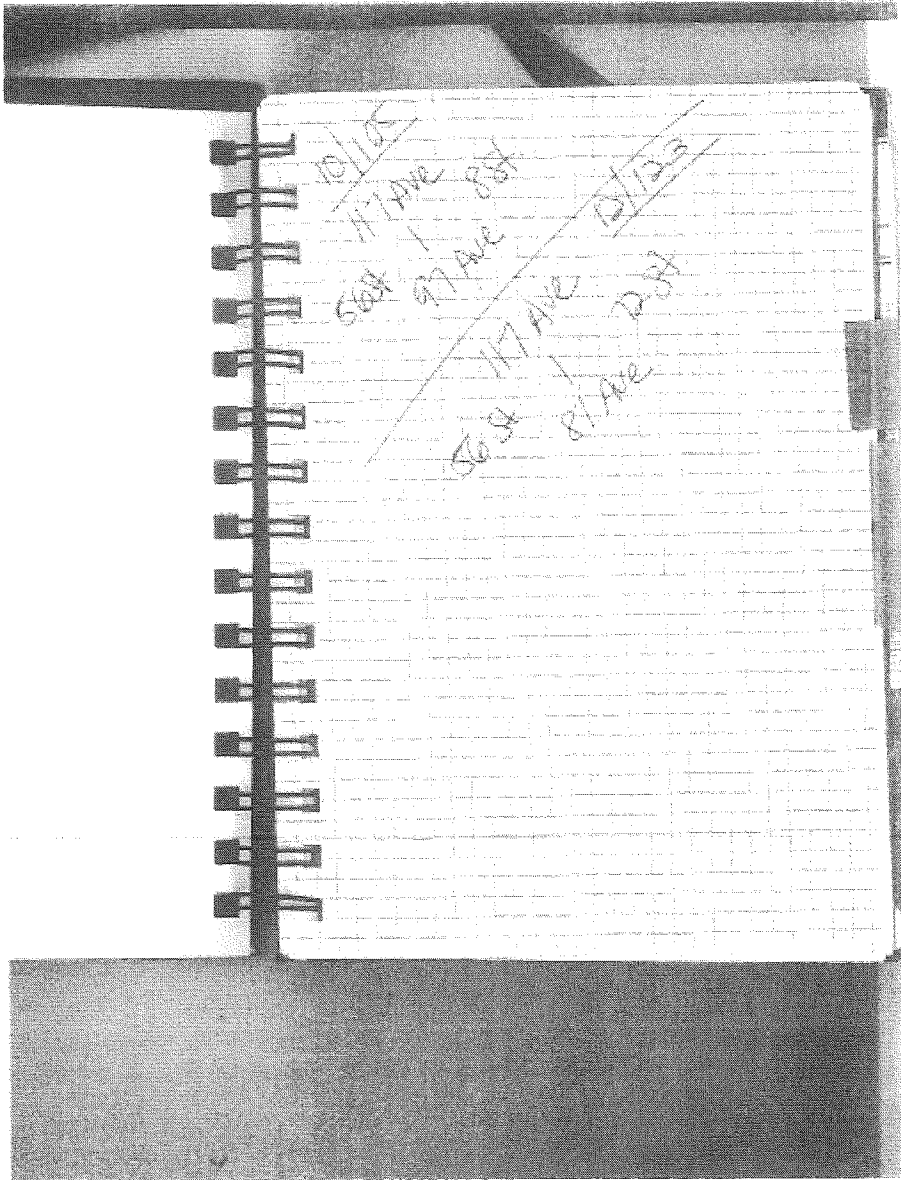
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Report Classification X  
 Investigation  
 Intelligence  
 Preliminary Inquiry

**Report Of Investigation**  
 State Attorney's Office  
 Criminal Investigations Division  
 Miami-Dade County, Florida

Case #: 64-14-30  
 First Report Date: 07/11/2014.67  
 Page 3 of 25 Pages



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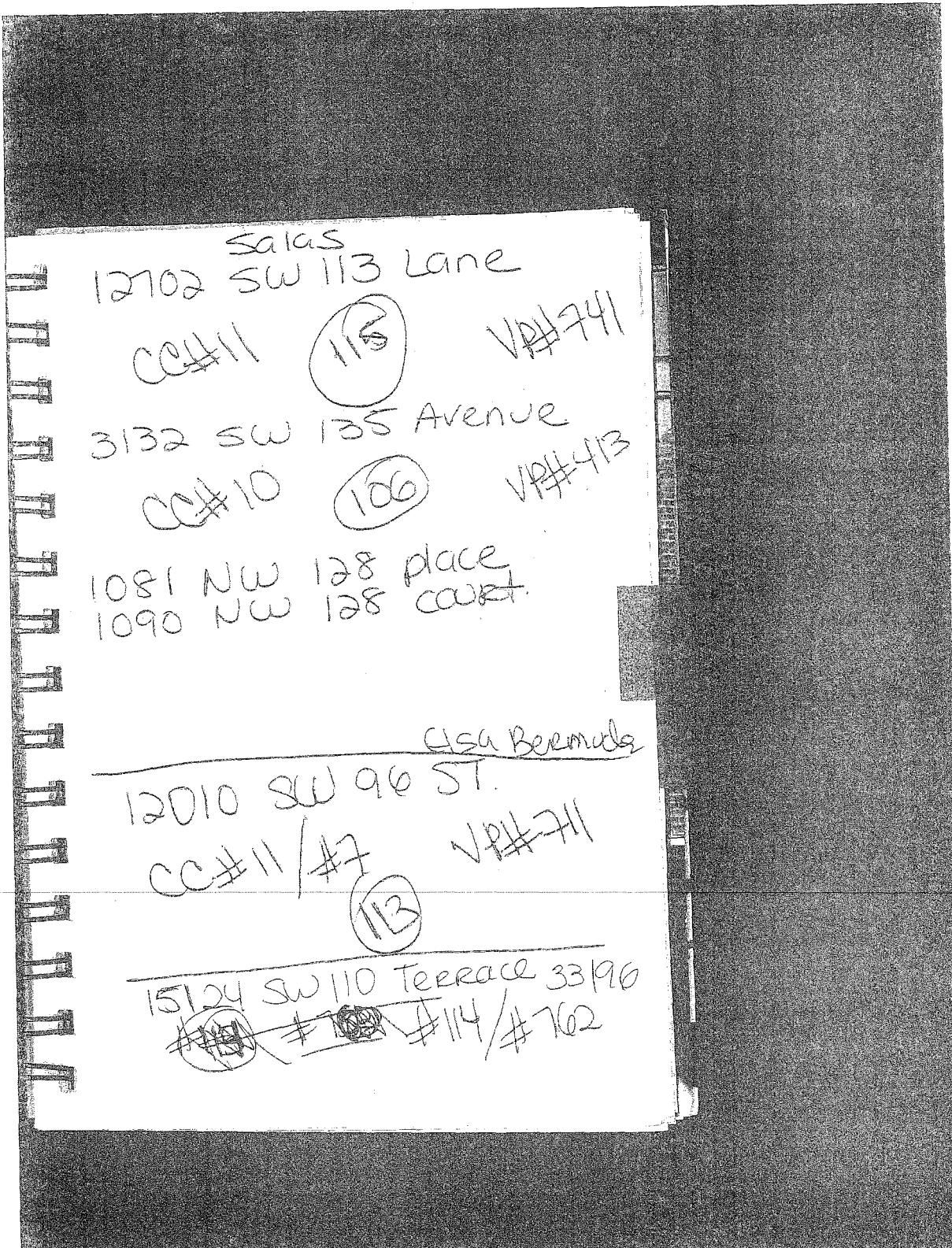
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Report Classification X  
 Investigation  
 Intelligence  
 Preliminary Inquiry

**Report Of Investigation**  
 State Attorney's Office  
 Criminal Investigations Division  
 Miami-Dade County, Florida

Case #: 64-14-30  
 First Report Date: 07/11/2014.67  
 Page 4 of 25 Pages



Salas  
 12702 SW 113 Lane  
 CC#11 (113) VP#741

3132 SW 135 Avenue  
 CC#10 (106) VP#413

1081 NW 128 place  
 1090 NW 128 COURT.

---

Alsa Bermudez  
 12010 SW 96 ST.  
 CC#11/#7 (113) VP#711

---

15124 SW 110 Terrace 33196  
~~#114/#762~~

OR  
 NED



Report Classification  
Investigation X  
Intelligence  
Preliminary Inquiry

**Report Of Investigation**  
State Attorney's Office  
Criminal Investigations Division  
Miami-Dade County, Florida

Case #: 64-14-30  
First Report Date: 07/11/2014.67  
Page 5 of 25 Pages

10-101 / Rodriguez  
10-103 / Gomez  
\* 10-105 / Caceres

---

\* 11-112 / Vacant  
Parker 11-113 / Diaz  
Alvarez 11-114 / Reichbaum  
Salas 11-115 / Suarez  
A Large

---

12-121 / Brodeur  
\* 12-123 / Santana  
12-125 / Zack  
\* 12-126 / Vacant





Report Classification  
Investigation X  
Intelligence  
Preliminary Inquiry

**Report Of Investigation**  
State Attorney's Office  
Criminal Investigations Division  
Miami-Dade County, Florida

Case #: 64-14-30  
First Report Date: 07/11/2014.67  
Page 6 of 25 Pages

2495 NW 87 Ave  
33172

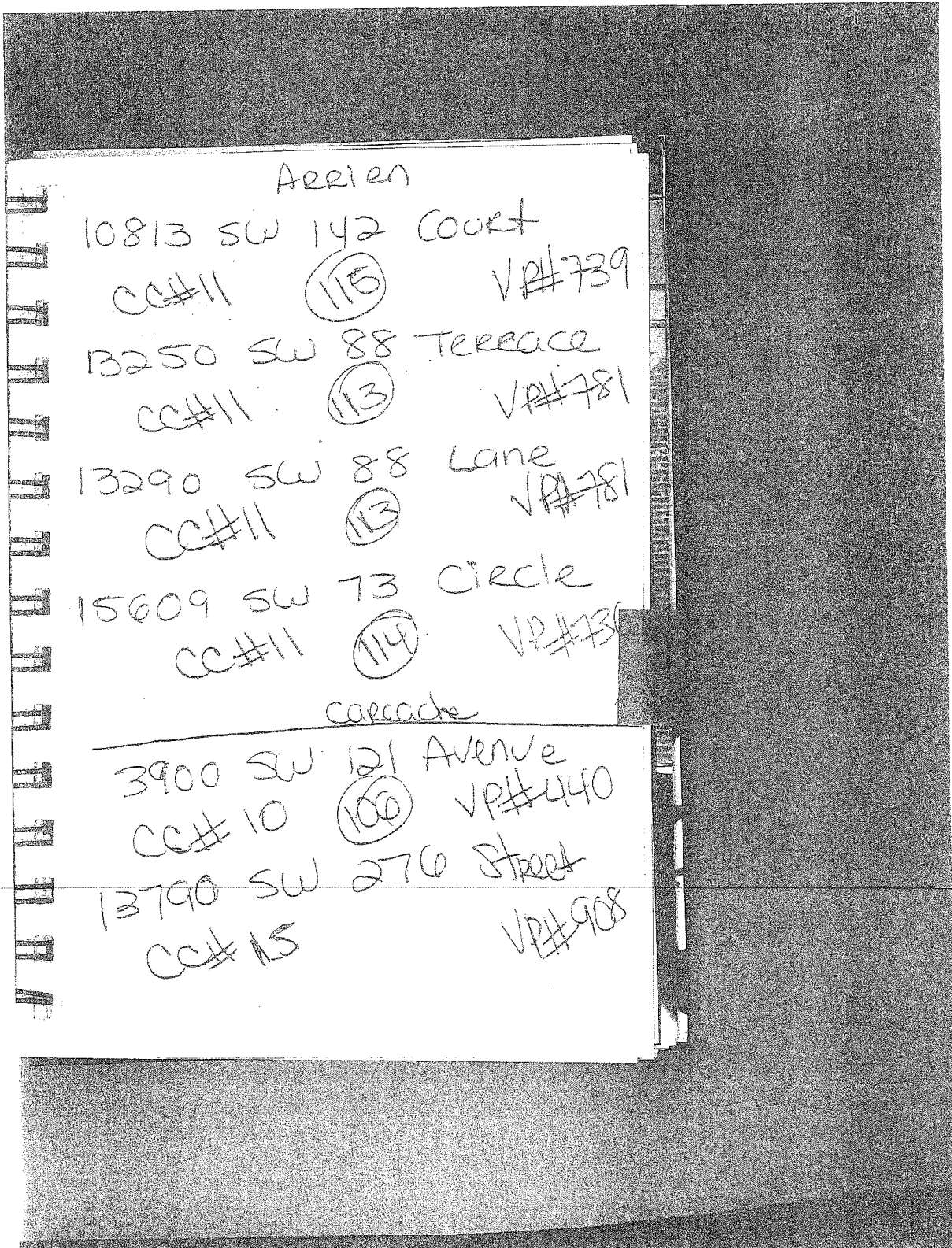
OR  
LINED



Report Classification X  
 Investigation  
 Intelligence  
 Preliminary Inquiry

**Report Of Investigation**  
 State Attorney's Office  
 Criminal Investigations Division  
 Miami-Dade County, Florida

Case #: 64-14-30  
 First Report Date: 07/11/2014.67  
 Page 7 of 25 Pages



Arrien

10813 SW 142 Court  
 CC#11 (115) VP#739

13250 SW 88 Terrace  
 CC#11 (113) VP#781

13290 SW 88 Lane  
 CC#11 (113) VP#781

15609 SW 73 Circle  
 CC#11 (114) VP#736

Carcade

3900 SW 121 Avenue  
 CC#10 (100) VP#440

13790 SW 276 Street  
 CC#15 VP#908

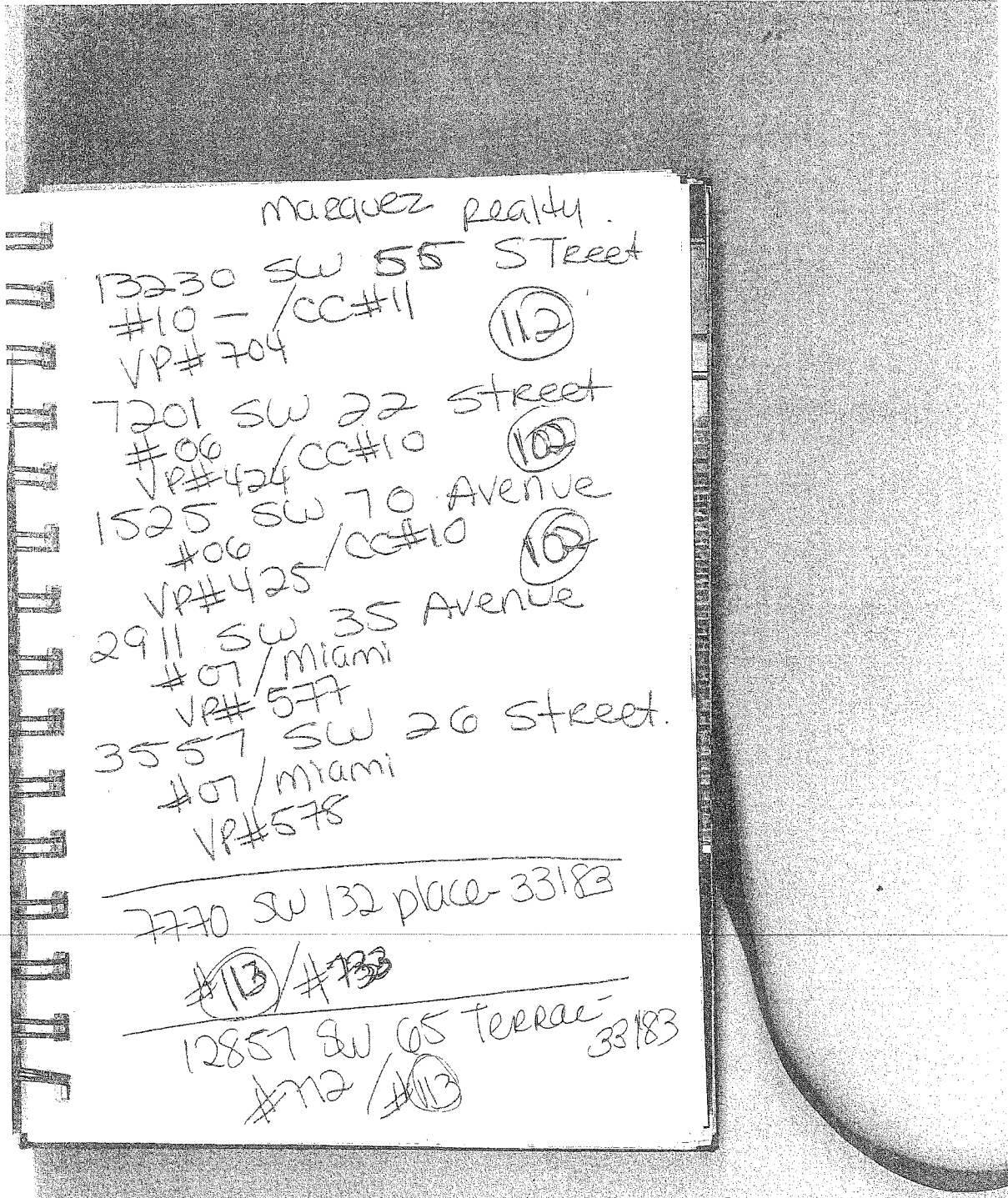
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 NED



Report Classification X  
 Investigation  
 Intelligence  
 Preliminary Inquiry

**Report Of Investigation**  
 State Attorney's Office  
 Criminal Investigations Division  
 Miami-Dade County, Florida

Case #: 64-14-30  
 First Report Date: 07/11/2014.67  
 Page 8 of 25 Pages



marquez realty.

13230 SW 55 Street  
 #10 - /CC#11 (112)  
 VP# 704

7201 SW 22 street  
 #06 /CC#10 (102)  
 VP# 424

1525 SW 70 Avenue  
 #06 /CC#10 (102)  
 VP# 425

2911 SW 35 Avenue  
 #07 /Miami  
 VP# 577

3557 SW 20 Street.  
 #07 /Miami  
 VP# 578

7770 SW 132 place- 33183

~~#113 / #133~~

12857 SW 05 Terrace- 33183  
 #712 / #113

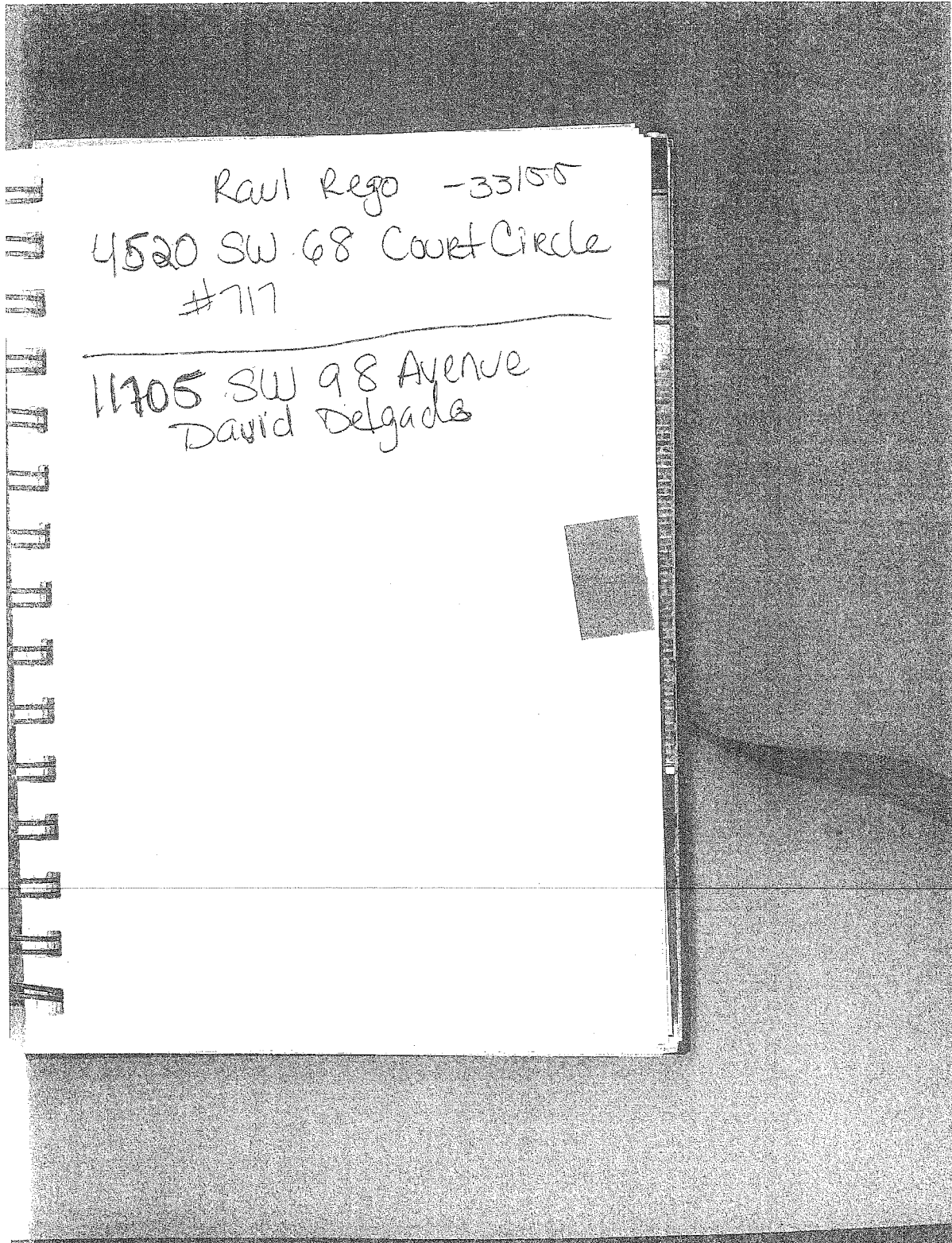




Report Classification X  
Investigation  
Intelligence  
Preliminary Inquiry

**Report Of Investigation**  
State Attorney's Office  
Criminal Investigations Division  
Miami-Dade County, Florida

Case #: 64-14-30  
First Report Date: 07/11/2014.67  
Page 9 of 25 Pages



Raul Rego -33/55  
4520 SW 68 Court Circle  
#717  

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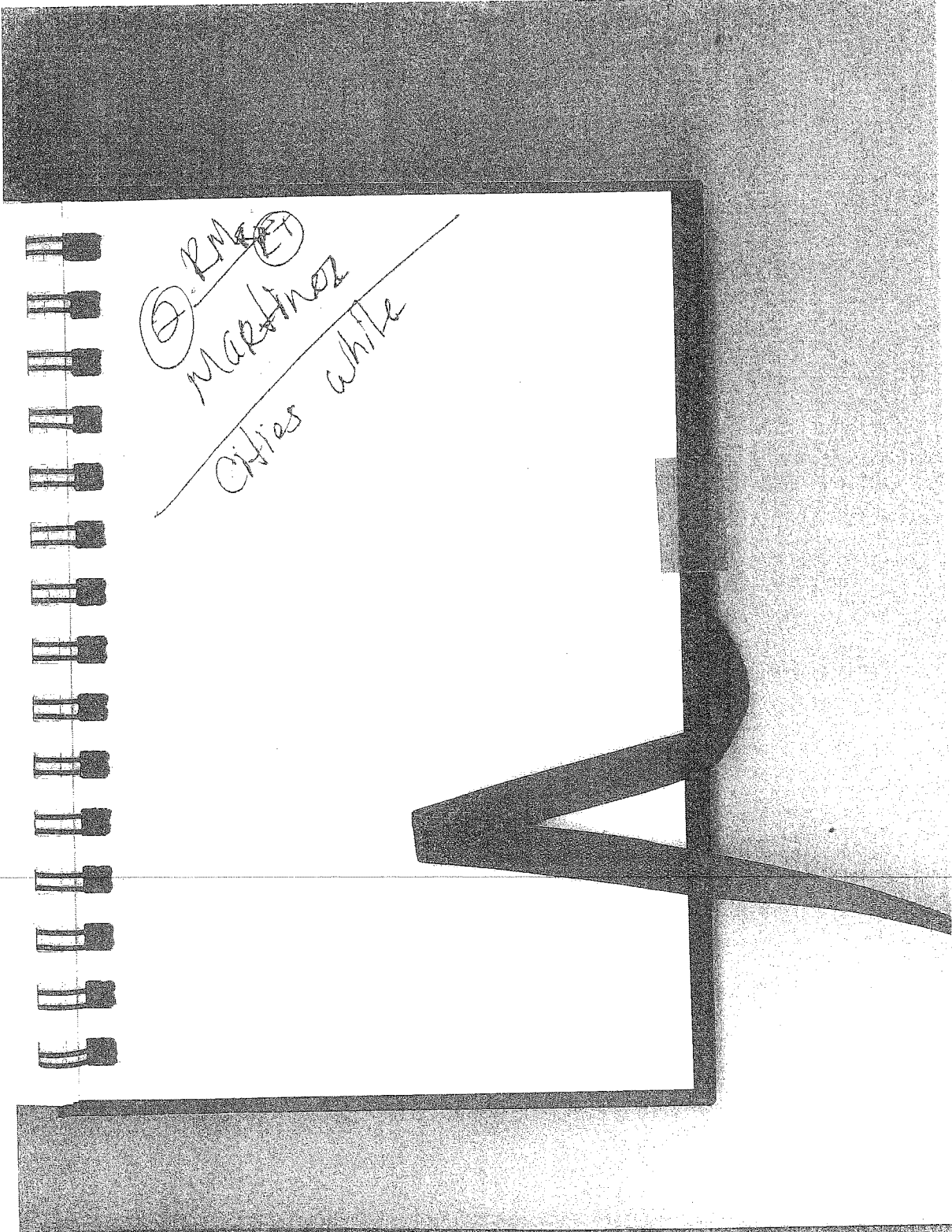
11705 SW 98 Avenue  
David Delgado



Report Classification X  
Investigation  
Intelligence  
Preliminary Inquiry

**Report Of Investigation**  
State Attorney's Office  
Criminal Investigations Division  
Miami-Dade County, Florida

Case #: 64-14-30  
First Report Date: 07/11/2014.67  
Page 10 of 25 Pages



RM  
Martinez  
Cities White

A



Report Classification X  
 Investigation  
 Intelligence  
 Preliminary Inquiry

**Report Of Investigation**  
 State Attorney's Office  
 Criminal Investigations Division  
 Miami-Dade County, Florida

Case #: 64-14-30  
 First Report Date: 07/11/2014.67  
 Page 11 of 25 Pages

Nov. \$60-\$75K.  
 (law park) ~~\$32K~~  
~~\$45K~~

TU/Radio

#118-Artiles

~~\$32K~~

VL  
 AS  
 MG  
 DR  
 TH

OR  
 NED



Report Classification  
Investigation X  
Intelligence  
Preliminary Inquiry

**Report Of Investigation**  
State Attorney's Office  
Criminal Investigations Division  
Miami-Dade County, Florida

Case #: 64-14-30  
First Report Date: 07/11/2014.67  
Page 12 of 25 Pages

(smiro12@gmail.com)

05/17

DERM - No water issue  
2016 (Krome Avenue).  
Green Leech

\* Additions motion are  
\* Traffic

Water Flow to the Golf

K-8 grade level  
29 yrs - 14 yrs. 294 student

Church -  
parking 71 space

School hours  
7 am - 3 pm.  
7 - 11 classroom

DROP - OFF / PICK-UP

142 Avenue -  
184 Street

98 Trees  
181 Streets -

DERM  
789 ft.

\* (Pre-K - K) = 7000  
27 student per grade level  
1-6 - 730 student







Report Classification  
Investigation X  
Intelligence  
Preliminary Inquiry

**Report Of Investigation**  
State Attorney's Office  
Criminal Investigations Division  
Miami-Dade County, Florida

Case #: 64-14-30  
First Report Date: 07/11/2014.67  
Page 14 of 25 Pages

Michael Kolber. PHD, MD  
Lilian Abbo MD  
Marisa Alcaide MD

Gio Baracco MD  
Rafael Campo MD  
Jose Castro MD  
Susanne Lewis MD

Luis Espinoza MD  
Paola Lichtenberger

Paul Mariani

Allan Rodriguez - MD  
305-243-3011

Isabella Cunha MD  
Escort  
Escort

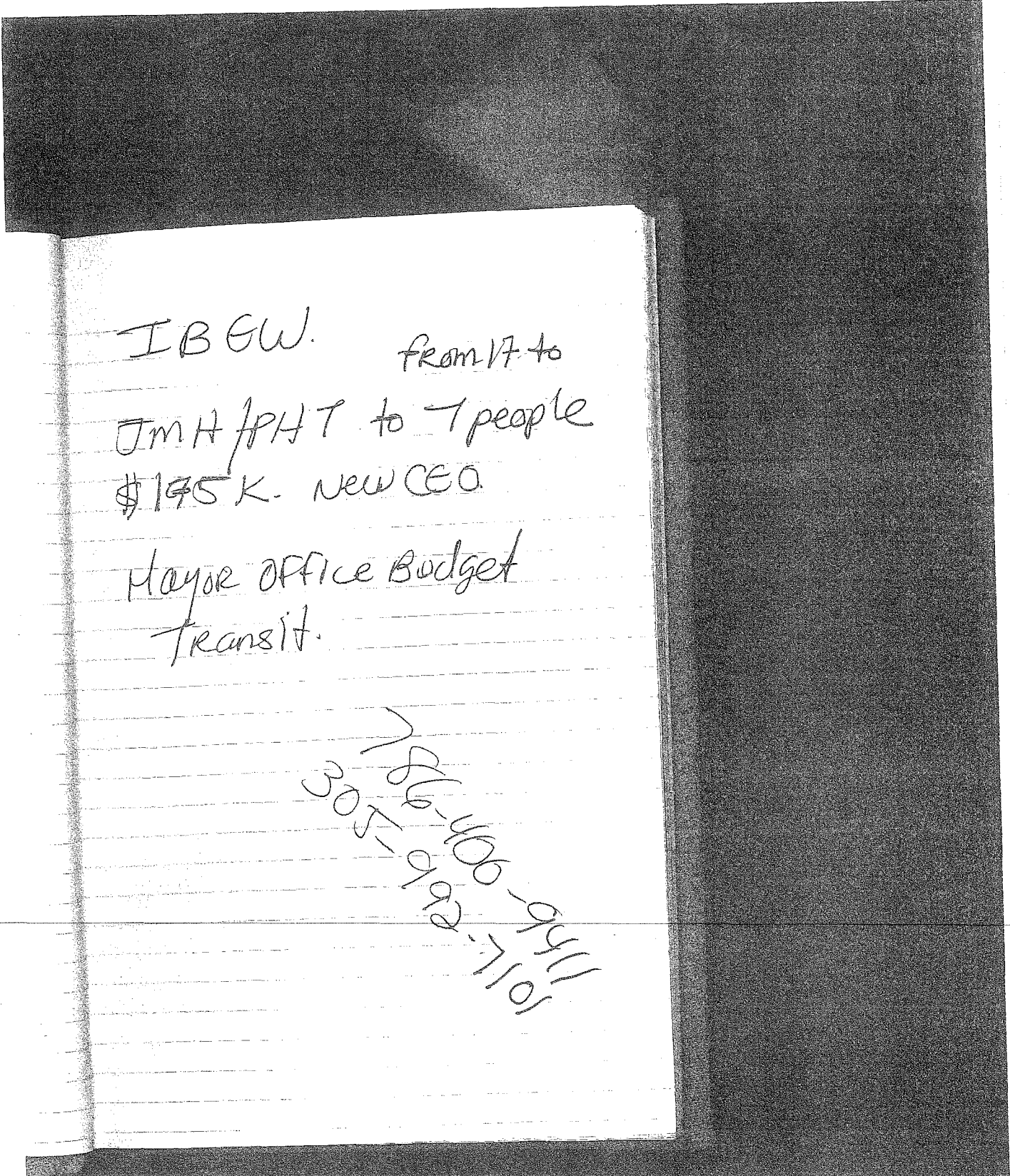
Infectious Diseases



Report Classification  
 Investigation X  
 Intelligence  
 Preliminary Inquiry

**Report Of Investigation**  
 State Attorney's Office  
 Criminal Investigations Division  
 Miami-Dade County, Florida

Case #: 64-14-30  
 First Report Date: 07/11/2014.67  
 Page 15 of 25 Pages



IBEW. from VT to  
 JmH /PH T to 7 people  
 \$175 K. New CEO  
 Mayor Office Budget  
 Transit.

10/11/14 266-992-7101  
 305-406-9411



Report Classification  
 Investigation X  
 Intelligence  
 Preliminary Inquiry

**Report Of Investigation**  
 State Attorney's Office  
 Criminal Investigations Division  
 Miami-Dade County, Florida

Case #: 64-14-30  
 First Report Date: 07/11/2014.67  
 Page 16 of 25 Pages

Women's - P # 7353 <sup>Dr. Rosa</sup>

PCA-356 / 3-348-7353

Robert Stempel College  
 of Public Health and  
 Social Work

Mario de la Rosa MD

~~Ramiro Martinez MD~~

~~Jesus Sanchez MD~~

~~Guillermo Prado PhD~~

~~Daniel Santisteban PhD~~  
 305-243-3659

Samuel Martinez MD

Frank Dillon

Arnoldo Gonzalez

Vidal, Rafael, Andrea

No Community

Budget Request

Greg

Yes General  
 Reserve Dollars





Report Classification  
Investigation X  
Intelligence  
Preliminary Inquiry

**Report Of Investigation**  
State Attorney's Office  
Criminal Investigations Division  
Miami-Dade County, Florida

Case #: 64-14-30  
First Report Date: 07/11/2014.67  
Page 17 of 25 Pages

West Miami - \$5M budget

Pinewood 10075

9500/9600 - 97 Avenue

Felipe Pardo \$10080

Miller  
3/445 - 4555

Gus Exposito #08-136

Cemeja #09174



Report Classification X  
 Investigation  
 Intelligence  
 Preliminary Inquiry

**Report Of Investigation**  
 State Attorney's Office  
 Criminal Investigations Division  
 Miami-Dade County, Florida

Case #: 64-14-30  
 First Report Date: 07/11/2014.67  
 Page 18 of 25 Pages

12/07/10. Tuesday.

Day Care do the North  
 E/S to the East

70 parking space / 110 (AS)  
 150 KES  
 200 total  
 18 teacher  
 22 ← 4

→  
 25 MDC PS  
 principal - Ed Hobbie  
 Education

Monday - Friday  
 7 AM - 6 PM  
 Traffic → Study



Report Classification X  
 Investigation  
 Intelligence  
 Preliminary Inquiry

**Report Of Investigation**  
 State Attorney's Office  
 Criminal Investigations Division  
 Miami-Dade County, Florida

Case #: 64-14-30  
 First Report Date: 07/11/2014.67  
 Page 19 of 25 Pages

Sweetwater 12/15/10

City Budget  
 Projects =

New - to the city

Current stay with the county

police

19 police officers

2 full time  
 per shift

15 to 20 new police officers

9 new cars ✓

2 code enforce / to 5

9 bikes for 2 yrs \$2M

to the  
 county  
 from the  
 City



Report Classification X  
 Investigation  
 Intelligence  
 Preliminary Inquiry

**Report Of Investigation**  
 State Attorney's Office  
 Criminal Investigations Division  
 Miami-Dade County, Florida

Case #: 64-14-30  
 First Report Date: 07/11/2014.67  
 Page 20 of 25 Pages

9511  
 9513 NW  
 9512 7th Avenue  
 #22  
 80  
 Upon - M - ~~Hand~~ BANK  
 DAN BANKERS



Report Classification  
Investigation X  
Intelligence  
Preliminary Inquiry

**Report Of Investigation**  
State Attorney's Office  
Criminal Investigations Division  
Miami-Dade County, Florida

Case #: 64-14-30  
First Report Date: 07/11/2014.67  
Page 21 of 25 Pages

3170 NW 82 Ave  
#600-

B/ 894-2877



Report Classification  
 Investigation X  
 Intelligence  
 Preliminary Inquiry

**Report Of Investigation**  
 State Attorney's Office  
 Criminal Investigations Division  
 Miami-Dade County, Florida

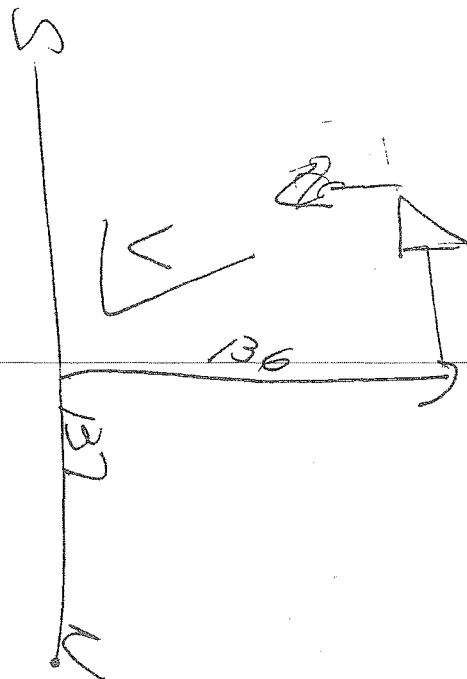
Case #: 64-14-30  
 First Report Date: 07/11/2014.67  
 Page 22 of 25 Pages

3/378-0677  
 3/375-5218

Quisquella  
 Restaurant.

~~Valentine's~~

3/694-2779 Fina  
 3/375-4833  
 MDC#02







Report Classification  
 Investigation X  
 Intelligence  
 Preliminary Inquiry

**Report Of Investigation**  
 State Attorney's Office  
 Criminal Investigations Division  
 Miami-Dade County, Florida

Case #: 64-14-30  
 First Report Date: 07/11/2014.67  
 Page 23 of 25 Pages

~~Cancio meetings~~

Cancio - fund raisee.  
 Early Voting 05/09.

Thursday - 04/21  
 Key Biscayne

Thursday - 05/12  
 Real com ARE - Feast.

04/27  
 05/09

05/22  
 Cancio

12/10  
 04/21

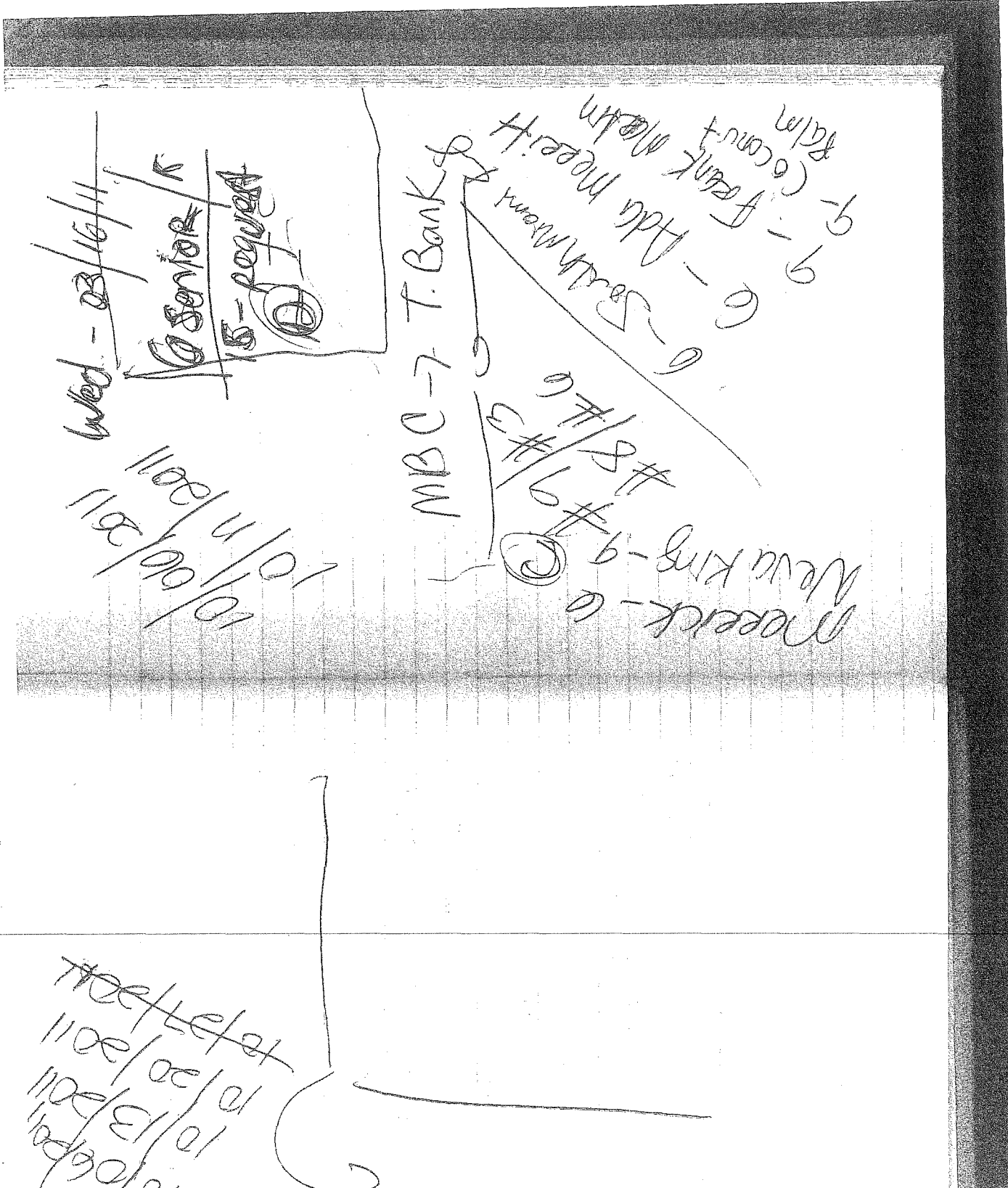
Who will co-host  
 05/21/14



Report Classification X  
 Investigation  
 Intelligence  
 Preliminary Inquiry

**Report Of Investigation**  
 State Attorney's Office  
 Criminal Investigations Division  
 Miami-Dade County, Florida

Case #: 64-14-30  
 First Report Date: 07/11/2014.67  
 Page 24 of 25 Pages



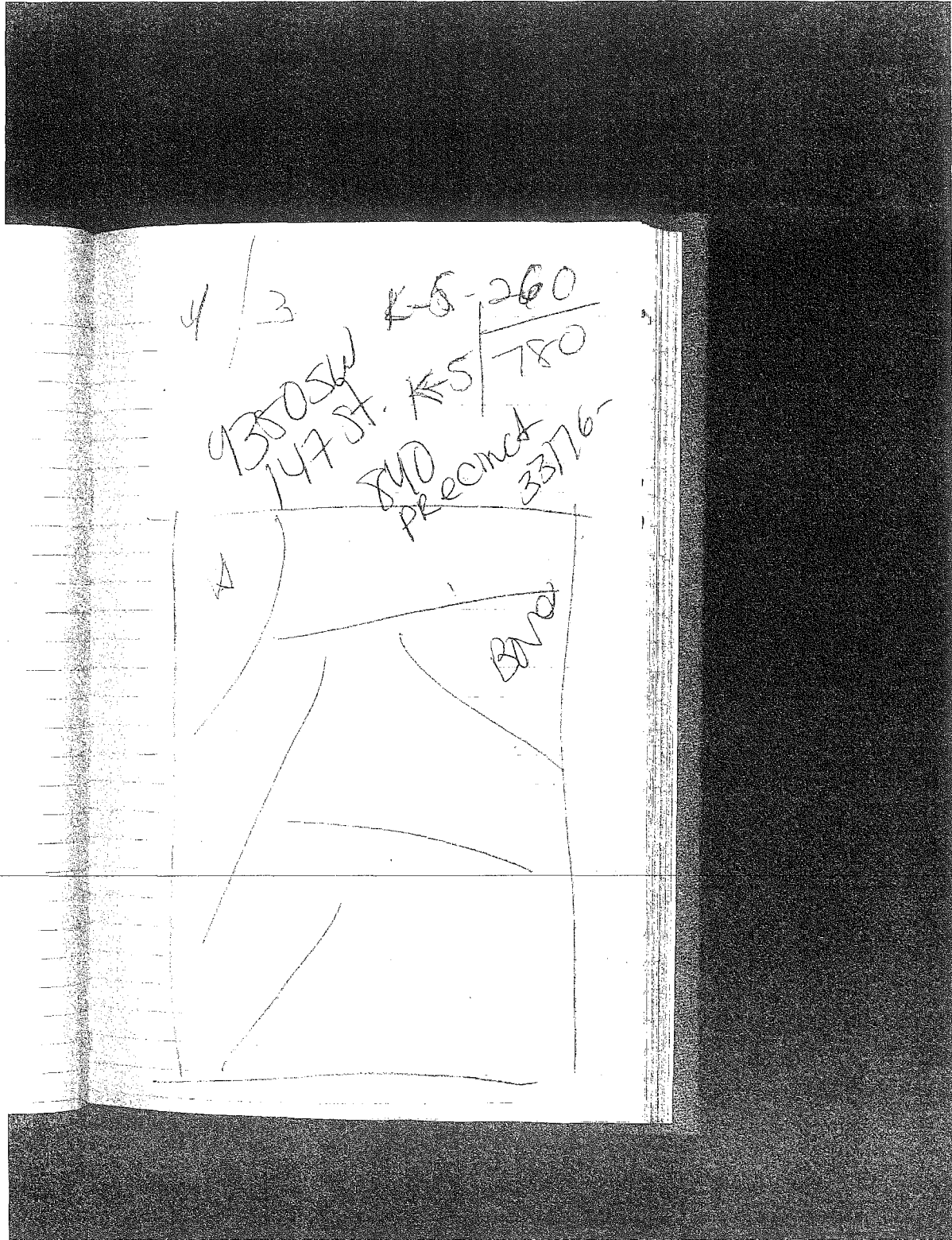




Report Classification  
 Investigation X  
 Intelligence  
 Preliminary Inquiry

**Report Of Investigation**  
 State Attorney's Office  
 Criminal Investigations Division  
 Miami-Dade County, Florida

Case #: 64-14-30  
 First Report Date: 07/11/2014.67  
 Page 25 of 25 Pages



OR  
 NED



Report Classification X  
 Investigation  
 Intelligence  
 Preliminary Inquiry

**Report Of Investigation**  
 State Attorney's Office  
 Criminal Investigations Division  
 Miami-Dade County, Florida

Case #: 64-14-30  
 First Report Date: 07/11/2014.68  
 Page 1 of 5 Pages

**Case/File Title:** DIAZ, Daniel Miami-Dade Community Council #12/123 Candidate 2014/Omar E. Fernandez Statement

**Narrative:**

This report is predicated upon the ongoing gathering of criminal intelligence and investigative information related to criminal allegations of perjury and false swearing under oath (a violation of FSS 104.011 a 3rd Degree Felony) for candidate(s) seeking to qualify and run for election to the Miami-Dade County Community Council Area #12, Sub-Area #123 to-wit: the East Kendall area of Miami-Dade County.

On Tuesday January 20, 2015 between the hours of 1100 and 1155 Miami-Dade State Attorney's Office (MDSAO) Public Corruption Task Force (PCTF) Investigator Michael D'Ambrosia and Miami-Dade County (MDC) Office of the Inspector General (OIG) Special Agent James Kennedy met with and interviewed Omar Eluid Fernandez pursuant to the on-going criminal investigation into the alleged election/false swearing violations surrounding various MDC Community Council (CC) candidates and the activities of David Alberto Carcache-Guzman. Fernandez was under a MDSAO issued witness subpoena. Present during the interview was the MDSAO court reporter and Assistant State Attorney (ASA) Luis Perez-Medina. The Fernandez interview and statements were recorded by a digital audio recorder for future review and transcription and were made under oath.

Fernandez answered a set of questions related to his qualifying and related circumstances surrounding the CC and his unopposed victory to CC#10/Sub-Area 105. As the statement was recorded the substance of the Fernandez's statement was as follows:

Fernandez currently resided at 2950 SW 113 Ave, Miami, FL 33165 and provided the following telephonic contact information:

\_\_\_\_\_ cell  
 \_\_\_\_\_ home  
 \_\_\_\_\_

That he had been a resident at the home address from 1999 to present, owns the home with his wife and grandparents. That his occupation was as a private business owner DBA Affordable Environmental Services which preformed septic

Submitted By: \_\_\_\_\_ Date: 1/23/15  
 Michael D'Ambrosia, Investigator, MDSAO-PCTF

Reviewed By: \_\_\_\_\_ Date: \_\_\_\_\_

Reviewed By: \_\_\_\_\_ Date: \_\_\_\_\_

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Report Classification  
Investigation X  
Intelligence  
Preliminary Inquiry

**Report Of Investigation**  
State Attorney's Office  
Criminal Investigations Division  
Miami-Dade County, Florida

Case #: 64-14-30  
First Report Date: 07/11/2014.68  
Page 2 of 5 Pages

tank cleaning. He has been in that business for the last 2 -3 years.

Thus far he has appeared at 3 CC meetings so far. This was his first run for election of any type.

He never thought about running for election before having spoken with David Comasaneos (phonetic) called and asked about him getting into politics.

Comasaneos recommended Fernandez to Guzman. He, Comasaneos and David Guzman all attended Coral Park Baptist Church.

Comasaneos directed Fernandez to Guzman and Guzman explained the CC position to him.

Guzman described the purpose of CC was for zoning issues, etc. and Fernandez agreed to run.

Comasaneos was a Miami-Dade Police Dept. Officer.

According to Fernandez, Guzman had asked Comasaneos if he knew anyone interested in running for CC and Fernandez's name came up.

David Comasaneos's father was the pastor at the church for years and they knew each other from the church.

The conversation about CC came up in June/July 2014 just before the cutoff date to apply for CC qualifying when Fernandez agreed to run.

Fernandez talked with Guzman on the phone then they personally met and Guzman explained the CC in detail. Fernandez conducted his own research on the CC's and had an idea on what to do.

Fernandez provided Guzman's telephone contact information as: number 305-975-2300 with that number they communicated and text messaged.

CC10/105 was in Fernandez area and residence hence he ran in that CC as was proper.

Guzman explained all the zoning items would come before the CC. That the CC's were vacancy a lot of time and he (Guzman) wanted honest people on the boards.

Guzman did not agree to perform any work for Fernandez's campaign.

Guzman's help to Fernandez revolved around the paperwork filing and campaign account questions.

Guzman performed the accounting with the MDED by submitting the MDED documents to reconcile the campaign account for Fernandez.

The financial documents were set up on line and the email account belonged to Fernandez. That was his Gmail account used on the MDED qualifying docs and treasure documents.

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Report Classification	
Investigation	X
Intelligence	
Preliminary Inquiry	

**Report Of Investigation**  
State Attorney's Office  
Criminal Investigations Division  
Miami-Dade County, Florida

Case #: 64-14-30
First Report Date: 07/11/2014.68
Page 3 of 5 Pages

Fernandez reviewed the MDED doceumtns and verified his signature and stated that he did not type the documents up, he thought it was defaulted to that font. The E-mail on the MDED docs was his unused email account.

Fernandez stated that the forms were printed out before he got to the MDED. Fernandez met Guzman at the Dunkin Donuts and he could not remember if Guzman handed the documents to him or not. He recalled partially typing the documents up.

At the time he turned the documents in, Guzman accompanied him into the MDED lobby. It was completed at the MDED in a back room with the help of an unknown MDED employee with Guzman there. He hid not remember who the female employee was but thought it might be the notary listed on the MDED documents he submitted. It was the same MDED employee who was assisting other people attempting to qualify.

Fernandez did not recall which email to use and had a lot of questions for the MDED employee about the process. The campaign account was opened right down the street from the MDED, though Guzman recommended a bank, Fernandez used a bank he was familiar with and used by his business.

Fernandez was shown a photograph of Guzman and identified the photo as "David Guzman".

Fernandez was shown the photo of the CC swearing in ceremony and he recognized: Harvey Ruvn, Jerry" (Gerardo Rodriguez) the Chairman of CC10 but did not recall the name.

Fernandez mentioned Mimi (Planas).

Fernandez stated he had treasury report questions and the election cycle time frame questions. Fernandez stated that he was a bit confused about the on-line election document process so he called Guzman. This was prompted by a letter from MDED about not having submitted his financial reports. Fernandez talked about the certified letters from MDED. He called Guzman and questioned Guzman about the on-line financial document submissions, Guzman and Fernandez then straighten it out as they spoke over the telephone on various occasions. Guzman was the submitter. Guzman told Fernandez he (Guzman) had taken care of it. The MDED went from Guzman's computer. Guzman resolved it on-line. Fernandez stated the report submissions were done before they were due from his recollection.

Fernandez remembered the forms but did not type them up.

The phone number of the form was correct, but it seemed that the MDED could still not get ahold of him using the Google voice telephone number. They (MDED) were sending communication to the email address without using the "24" in the address, so it did not go through so the MDED reverted to certified mailers to notify him of the financial doceumtns submission issues.

Fernandez started doing the financial docs on his own, had problems and then used Guzman to correct the problems. At some point in time the elections docs got submitted and Fernandez did to have any more issues.

Guzman agreed to help Fernandez for no fee. Fernandez thought that Guzman was generally concerned about politics and he was a person who wanted to help and that he was a "lobbyist" but never had any business cards. Guzman was looking for people who would fit the bill to sit on the CC's.

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Report Classification  
Investigation X  
Intelligence  
Preliminary Inquiry

**Report Of Investigation**  
State Attorney's Office  
Criminal Investigations Division  
Miami-Dade County, Florida

Case #: 64-14-30  
First Report Date: 07/11/2014.68  
Page 4 of 5 Pages

That text messages were the primary means of communications and Fernandez had numerous text messages from Guzman, and subsequently showed them to the investigators and agreed to send them via email from screen shots (roughly 30 pages of text messages). The messages went from June 10, 2014 to January 13, 2015.

Never interacted with any other CC members however, Guzman was having a party that according to Fernandez never happen, which Fernandez was invited too on or around October 19, 2014 (a Sunday) as he recalled. It was at the Biscayne Brewery during the heart of the campaign. Fernandez met Mimi Planas and they talked. He did not recall if Guzman introduced them. A US Congressman, Senator Aaron Schock was there and it was a fundraiser for him and Carlos Curbelo. Fernandez donated \$50.00 to Curbelo's campaign at the gathering and Fernandez was introduced to him. Schock was introduced as a Senator from Illinois.

Guzman got to the gathering later and was by himself and Fernandez did not see him come in.

Planas was the Chairperson on CC10. They chatted about both being on CC10.

Fernandez knew of others Guzman worked with and identified Andres Alvarez CC11; Daniel Diaz, CC12 and Diana Richardson, CC15 based on the Email congratulating his (Guzman's) candidates for winning. Also, Guzman provided various pointers on who to vote for via text.

Fernandez was asked about any quid pro quo between him and Guzman and stated he was never offered anything. Never received any text messages while on the dais. Had not seen Guzman at the CC meetings either.

Fernandez did not hear any issues or complaints about Guzman from CC10. Fernandez has not spoken about any agenda items with anyone as a CC person.

Fernandez spoke with the county staff about how CC works and was directed to go and view other meetings. With relation to any promises by Guzman, Fernandez's understanding was Guzman was genuine and honest. That Guzman never asked him for anything or promised him anything. Guzman was a voting advocate. Fernandez was a friend of Guzman's on Facebook.

Fernandez got an invite to the MDC-BCC installation ceremony sent by Guzman. Fernandez attended.

Fernandez stated that he did not have any communications with Guzman about the subpoena under which he was there this date.

Guzman sent Fernandez a text message to remind Fernandez that he had a CC meeting on a specific date in January. That "Jerry" started with a "G", owned a building or something and Jerry/Gerry asked Fernandez about some plumbing issues and a stoppage issue at the building. Could not recall the address, but nothing came from it. Fernandez attempted to called Jerry/Gerry one day and was told Jerry/Gerry did not show up for CC and was told that Jerry had moved out of the area (suspected of being Gerardo Rodriguez).

Guzman was very insistent about opening accounts and submitting paperwork and the campaign fund raising items and seemed very involved in politics.

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Report Classification	
Investigation	X
Intelligence	
Preliminary Inquiry	

**Report Of Investigation**  
State Attorney's Office  
Criminal Investigations Division  
Miami-Dade County, Florida

Case #: 64-14-30
First Report Date: 07/11/2014.68
Page 5 of 5 Pages

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A copy of the statement audio and photographs shown to Fernandez were place in to the related items section of the case file (RI#88).

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Report Classification  
 Investigation X  
 Intelligence  
 Preliminary Inquiry

**Report Of Investigation**  
 State Attorney's Office  
 Criminal Investigations Division  
 Miami-Dade County, Florida

Case #: 64-14-30  
 First Report Date: 07/11/2014.69  
 Page 1 of 4 Pages

**Case/File Title:** DIAZ, Daniel Miami-Dade Community Council #12/123 Candidate 2014/Jesus A Salas Statement

**Narrative:**

This report is predicated upon the ongoing gathering of criminal intelligence and investigative information related to criminal allegations of perjury and false swearing under oath (a violation of FSS 104.011 a 3rd Degree Felony) for candidate(s) seeking to qualify and run for election to the Miami-Dade County Community Council Area #12, Sub-Area #123 to-wit: the East Kendall area of Miami-Dade County.

On Tuesday January 20, 2015 between the hours of 1356 and 1435 Miami-Dade State Attorney's Office (MDSAO) Public Corruption Task Force (PCTF) Investigator Michael D'Ambrosia and Miami-Dade County (MDC) Office of the Inspector General (OIG) Special Agent James Kennedy met with and interviewed Jesus Antonio Salas pursuant to the on-going criminal investigation into the election violations surrounding various MDC Community Council (CC) candidates and the activities of David Alberto Carcache-Guzman (hereinafter referred to as Guzman). Fernandez was under a MDSAO issued witness subpoena. Present during the interview was the MDSAO court reporter and Assistant State Attorney (ASA) Luis Perez-Medina. The Salas interview and statements were recorded by a digital audio recorder for future review and transcription and were made under oath. Salas was accompanied by his private attorney Robert Tunkey who was present in the room.

Salas answered a set of questions related to qualifying and related circumstances surrounding the CC and his failure to qualify. As the statement was recorded the substance of the Salas's statement was as follows:

Jesus Antonio Salas, DOB [REDACTED].  
 Current address: 3132 SW 135th Ave, Miami, FL 33175 and has resided there for 4 years and provided a telephonic contact of [REDACTED] and Email: [REDACTED] The address was he same location where the subpoena was served.

Salas has worked for a Spanish broadcasting systems since 2010

Salas had no prior involvement with CC's. It was through Alex Duran a doctor/chiropractor who introduced Guzman to Salas for CC information. Guzman sought Salas out after speaking with Duran.

Submitted By: \_\_\_\_\_ Date: 1/23/15  
 Michael D'Ambrosia, Investigator, MDSAO-PCTF

Reviewed By: \_\_\_\_\_ Date: \_\_\_\_\_

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Report Classification  
Investigation X  
Intelligence  
Preliminary Inquiry

**Report Of Investigation**  
State Attorney's Office  
Criminal Investigations Division  
Miami-Dade County, Florida

Case #: 64-14-30  
First Report Date: 07/11/2014.69  
Page 2 of 4 Pages

Salas also knew Guzman in 2011 from a party where they met (it was a birthday party).

Salas's reasoning for wanting to run for CC was to be able to help the community and be a part of the political community and wanting to be more involved.

Guzman mentioned the CC to Salas and explained it and Salas said he would be interested in a bid. Salas did not recall if the conversations took place in person or on the phone.

Salas provided Guzman's contact number as 305-975-2300 and Guzman's email address as: umdave@bellsouth.com  
The primary means of communications was text messages.

When questioned, Salas stated that he had spoken to Guzman briefly this morning (the day of the interview) and told Guzman he was subpoenaed. Guzman stated that were doing a backgrounds on the people Guzman worked with. Salas stated he did not qualify, but explained the process by which he came to submit the MDED documents and that Guzman prepared all the documents and submitted them for Salas. Salas was show the MDED qualify documents and verified the signature on all the documents and that he did not personally go in a submitted the documents he was shown. Salas verified the telephone number on the docs, but did not know the laleylive@gmail.com email address or who it belonged too.

Salas did not remember whether it was typed as it was shown, but that Guzman simply had him sign it.

Salas did not recall specifically writing a check for the qualifying fee, but might have. Salas said he would check his bank records.

It was mid last year (2014) when Salas turned the MDED docs in. All the docs were in Guzman's possession when they were handed to him. Guzman had him signed them. Guzman turned them in to elections. Guzman handled everything else as well with MDED. Salas never went to the MDED.

The CC areas were the at large area and one was in another sub area where he thought he could qualify.

Salas wound up filing for CC11/115; Guzman said it would be better for him to run in a smaller area.

Salas owns other properties. Since Salas was not going to reside at the address on the documents he decided not run, but this was after the documents were submitted by Guzman. The address was that of his parents and he simply was not going to reside there.

Guzman discussed other address that Salas could qualify at and Guzman selected the address based on the property ownership. The actual discussion was done in face to face meetings and over the phone with Guzman on the doc preparation.

Salas vacated the election bid as he had to live at the address to run, Guzman told him he had to live at the address to run, and since Salas was not going to live there, he said he couldn't run. Salas had a personal conversation with Guzman on the matter; however, it was Salas who made the decision to remove himself.

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Report Classification  
Investigation X  
Intelligence  
Preliminary Inquiry

**Report Of Investigation**  
State Attorney's Office  
Criminal Investigations Division  
Miami-Dade County, Florida

Case #: 64-14-30  
First Report Date: 07/11/2014.69  
Page 3 of 4 Pages

Salas stated he had numerous text and email messages between him and Guzman and Salas that he would provide them via his attorney.

Salas asking Guzman to provide a letter from Bush (Salas did not state which Bush either the governor or president) for a radio related promotion or campaign.

Salas researched the his personal phone in the investigators presence and found a variety of text messages and emails from Guzman between approximately May to the present on CC related matters and agreed to send them to the investigators.

There had been social interactions with Guzman by Salas. Guzman had personally been to Salas home at 3132. Guzman knew that 3132 was Salas' home. Guzman knew Salas had other addresses, and asked about other address prior to filling out the MDED qualifying documents but knew Salas lived at the 3132 address.

Salas knew Alex Durant from high school and Guzman worked with Duran on Duran's CC campaign.

Salas did not know anyone elected to CC except Duran.

Salas was never approached about complaints on Guzman.

Salas told Guzman he was not interested in running and Guzman was to handle the cancellation or retraction of the application based on Salas decision.

The documents which Salas would have received from the MDED about removing himself from the campaign would have gone to his mother's address which was the address on the MDED qualifying documents.

Salas never accessed the MDED web site for candidates and never used it.

Guzman explained vaguely to Salas what the CC did and that Guzman would not be working with Salas on matters before the council.

Guzman never discussed with Salas any quid-pro-quo.

Salas's MDC voter's registration was at 3132 his home address, but he had been registered at some point in time at his mother's address. Guzman advised Salas to re-register at his mother's address once he qualified.

Salas recognized the Guzman photograph and initialed it when presented. Salas did not recognize any others in the other CC ceremony photographs presented.

Salas had several other properties in Miami-Dade County

8101 SW 15th Street  
1081 NW 128th Place  
1090 NW 128Court

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Report Classification	
Investigation	X
Intelligence	
Preliminary Inquiry	

**Report Of Investigation**  
State Attorney's Office  
Criminal Investigations Division  
Miami-Dade County, Florida

Case #:	64-14-30
First Report Date:	07/11/2014.69
Page 4 of 4 Pages	

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None of these addresses were discussed with Guzman even through Salas own or has some interactions with them.

Subsequent research of the email address used on the Salas MDED qualifying documents identified as laleylive@gmail.com was as follows:

The email address listed on Salas's candidate qualifying records was laleylive@gmail.com. Salas stated Guzman filed all the candidate qualifying and reporting records on Salas' behalf.

Based upon records obtained by investigators from Google Mail, this email address (laleylive@gmail.com) listed aamador7@hotmail.com as a recovery email address. The same recovery email address was listed on candidate email accounts submitted to MDED on behalf of Daniel Diaz, Andres Alvarez and Javier Abreu. In previous interviews with investigators, Diaz and Abreu also stated they were not familiar with and never accessed the candidate email accounts on record with MDED. Diaz and Abreu stated Guzman filed or assisted in filing all the candidate qualifying and reporting records on their behalf.

La Ley Law and La Ley Live were business ventures owned and or operated by Miami area private attorney John Ruiz. The connectivity between Guzman and laleylive@gmail.com was unknown; suffice to say that the Email address was used on the above identified qualifying documents for Jesus Salas, with a recovery Email listed as belonging to Maria Amador at 11180 SW 107th Street, Apt. 113, Miami, FL 33176 the home residence of Guzman, and Guzman's mother (Maria Amador). A John Ruiz's name was observed in the contact data list from extraction data removed from Guzman's Apple I-Phone under a search warrant.

A copy of the statement audio and photographs shown to Salas were placed in to the related items section of the case file (RI#89).

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Report Classification X  
 Investigation  
 Intelligence  
 Preliminary Inquiry

**Report Of Investigation**  
 State Attorney's Office  
 Criminal Investigations Division  
 Miami-Dade County, Florida

Case #: 64-14-30  
 First Report Date: 07/11/2014.70  
 Page 1 of 2 Pages

**Case/File Title:** DIAZ, Daniel Miami-Dade Community Council #12/123 Candidate 2014/Elkin Cabrera Theft Complaint

**Narrative:**

This report is predicated upon the ongoing gathering of criminal intelligence and investigative information related to criminal allegations of perjury and false swearing under oath (a violation of FSS 104.011 a 3rd Degree Felony) for candidate(s) seeking to qualify and run for election to the Miami-Dade County (MDC) Community Council Area #12, Sub-Area #123 to-wit: the East Kendall area of Miami-Dade County.

On Thursday January 22, 2015 at approximately 1355 hours Miami-Dade State Attorney's Office (MDSAO) Public Corruption Task Force (PCTF) Investigator Michael D'Ambrosia received an Email correspondence message from Elkin Cabrera from Cabrera's Email address of: [REDACTED]

The Email message was in response to a prior telephone call from Cabrera to D'Ambrosia, wherein Cabrera stated that he had recently become aware of the possible theft of a check in the amount of \$385.14 by Mercedes Vilchez and/or David Guzman related to an insurance claim Cabrera had made. That Cabrera had been talking to a Progressive Insurance claims adjuster named Devin W. Duelsler related to a claim Cabrera had filed on damages to a 2012 black Acura TL that he was leasing. The Acura was the same vehicle that Guzman had been observed operating from prior surveillances and which at the time was being loaned to Guzman by Cabrera (as determined from an interview of Cabrera by D'Ambrosia and Kennedy previously). That there had been a hit and run collision by an unidentified restaurant patron in the parking lot of Cabrera's restaurant Rio Verde back in mid-2014 involving the Acura. The Progressive Insurance claim number was 144933498.

Cabrera had filed the claim for the bumper damage to the vehicle and minus any deductible was owed \$385.14, which Progressive Insurance subsequently sent via check issued off of their claim service bank account, check # 482843752 in the amount specified.

The check was sent to 1043 Obispo Avenue, Coral Gables, FL 33143, Cabrera's home address that he owns with his wife. At the time Cabrera's was estranged from his wife and was residing at another location, but the check was sent to his home in Coral Gables and not to Cabrera's temporary apartment. It was not until Cabrera's was following up on the status of the claim that Cabrera was told that the claim had been paid. Upon being shown the electronic version of the

Submitted By: \_\_\_\_\_ Date: 1/26/15  
 Michael D'Ambrosia, Investigator, MDSAO-PCTF

Reviewed By: \_\_\_\_\_ Date: \_\_\_\_\_

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Report Classification	
Investigation	X
Intelligence	
Preliminary Inquiry	

**Report Of Investigation**  
State Attorney's Office  
Criminal Investigations Division  
Miami-Dade County, Florida

Case #:	64-14-30
First Report Date:	07/11/2014.70
Page 2 of 2 Pages	

---

documentation and check being sent to the Coral Gables address, that Cabrera realized that the signatures on the check, both endorsement and the payee were not his signatures. Cabrera stated that it looked like Mercedes Vilchez's signature. Cabrera reaffirmed that neither signature was his and that he had not authorized anyone to sign the check for him, make any deposit of the check or money to any account or any reason.

It was Cabrera's intention of pursue the complaint for any criminal charges that might result from an investigation of the matter.

The documents attached to the Email were placed into the related items section of the case file (RI#92).

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Report Classification  
 Investigation X  
 Intelligence  
 Preliminary Inquiry

**Report Of Investigation**  
 State Attorney's Office  
 Criminal Investigations Division  
 Miami-Dade County, Florida

Case #: 64-14-30  
 First Report Date: 07/11/2014.71  
 Page 1 of 2 Pages

**Case/File Title:** DIAZ, Daniel Miami-Dade Community Council #12/123 Candidate 2014/Interview of Leasing Mgr Sun Pointe Apartments RE Guzman Apt.

**Narrative:**

This report is predicated upon the ongoing gathering of criminal intelligence and investigative information related to criminal allegations of perjury and false swearing under oath (a violation of FSS 104.011 a 3rd Degree Felony) for candidate(s) seeking to qualify and run for election to the Miami-Dade County (MDC) Community Council Area #12, Sub-Area #123 to-wit: the East Kendall area of Miami-Dade County.

On Friday January 23, 2015 at approximately 1615 hours Miami-Dade State Attorney's Office (MDSAO) Public Corruption Task Force (PCTF) Investigator Michael D'Ambrosia met with and interviewed Adelsi M. Aguirre the on-site Leasing Manager for Sun Pointe Rentals located at 11180 SW 107th Street, Miami, FL 33176, office contact telephone number 305-273-9634. The purpose of the interview was to determine if there was a lease agreement between the rental company and the occupants of Apartment #113, the home residence of the Guzman/Amador family which included David Alberto Carcache-Guzman, Mercedes Vilchez (Guzman's sister), Maria Amador (Guzman's mother) and Esperanza Guzman (David Guzman's grandmother) all of whom lived in the apartment.

Pursuant to D'Ambrosia's questioning about the lease and obtaining a copy, Aguirre informed D'Ambrosia that:

- There was no written lease.
- The occupants paid cash on a monthly basis.
- That the owner of the entire property was Jose Reboredo & W Lissette (a subsequent corporate search revealed the following address: 2831 SW 128 Ave, Miami, FL known as Sun Point Rentals Inc.
- Jose Reboredo contact telephone number was [REDACTED]
- That owner Reboredo was friends with the father (the name was unknown to her) of the Guzman family and allowed them to pay monthly with no lease.

Submitted By: \_\_\_\_\_ Date: 1/26/15  
 Michael D'Ambrosia, Investigator, MDSAO-PCTF

Reviewed By: \_\_\_\_\_ Date: \_\_\_\_\_

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Report Classification  
Investigation X  
Intelligence  
Preliminary Inquiry

**Report Of Investigation**  
State Attorney's Office  
Criminal Investigations Division  
Miami-Dade County, Florida

Case #: 64-14-30  
First Report Date: 07/11/2014.71  
Page 2 of 2 Pages

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- That the Guzman's have occupied that apartment since at least 1996.
  - That there were no receipts kept related to the payments and that the owner dealt with that apartment directly with no interactions from the leasing/rental office.

At approximately 1630 hours D'Ambrosia concluded the interview and departed.

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Report Classification  
 Investigation X  
 Intelligence  
 Preliminary Inquiry

**Report Of Investigation**  
 State Attorney's Office  
 Criminal Investigations Division  
 Miami-Dade County, Florida

Case #: 64-14-30  
 First Report Date: 07/11/2014.72  
 Page 1 of 4 Pages

**Case/File Title:** DIAZ, Daniel Miami-Dade Community Council #12/123 Candidate 2014/Interview of Mauricio Rodriguez-Varela

**Narrative:**

This report is predicated upon the ongoing gathering of criminal intelligence and investigative information related to criminal allegations of perjury and false swearing under oath (a violation of FSS 104.011 a 3rd Degree Felony) for candidate(s) seeking to qualify and run for election to the Miami-Dade County (MDC) Community Council Area #12, Sub-Area #123 to-wit: the East Kendall area of Miami-Dade County.

On Tuesday 01/27/2015 between the hours of 1150 and 1345 Miami-Dade State Attorney's Office (MDSAO) Public Corruption Task Force (PCTF) Investigator Michael D'Ambrosia and Miami-Dade County (MDC) Office of the Inspector General (OIG) Special Agent James Kennedy met with and interviewed Mauricio Rodriguez-Varela (hereinafter referred to as Varela) pursuant to the on-going criminal investigation into the alleged election/false swearing violations surrounding various MDC Community Council (CC) candidates and the activities of David Alberto Carcache-Guzman. Varela was under a MDSAO issued witness subpoena. Present during the interview was the MDSAO court reporter and Assistant State Attorney (ASA) Luis Perez-Medina. The Varela interview and statements were recorded by a digital audio recorder for future review and transcription and were made under oath.

Varela stated in substance the following:

That his current contact information was: [REDACTED] and [REDACTED]

That's his occupation was as a free-lance work writing and analyst who worked with his girlfriend's uncle who started a consulting firm and he does research for the firm.

That his current residence was at 6890 SW 76 Street (note Varela stated "Street" when in fact it was "Terrace" it was corrected later in the interview) additionally he resided from time to time at 7000 SW 80th street apt110, Miami, FL. Also, there was his brother's residence at 7770 SW 132 Place, Miami, FL (7770 residence) which he visited from time to time and stayed.

That he became involved with the community council (CC) as an inclination to be involved in public service and it was

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 Michael D'Ambrosia, Investigator, MDSAO-PCTF

Reviewed By: \_\_\_\_\_ Date: \_\_\_\_\_

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Report Classification  
Investigation X  
Intelligence  
Preliminary Inquiry

**Report Of Investigation**  
State Attorney's Office  
Criminal Investigations Division  
Miami-Dade County, Florida

Case #: 64-14-30  
First Report Date: 07/11/2014.72  
Page 2 of 4 Pages

suggested to him by David Guzman, who encouraged Varela to run after making Varela aware of what the CC were. Varela described Guzman as a friend. That prior to his run to CC he and Guzman had met and interacted at area social events. It was at a meeting in April or May of 2014 when he became aware of the CC positions and decided to run. That he met Carcache while as a student intern for FL State Representative Dwight Bullard at the UM LGBT event in Miami Sept. 2013.

They sat at the same table at an event and talked. Guzman offered his assistance in networking and could jump start his career after college. That Guzman represented himself as a lobbyist for a company called DC Group.

Varela did not know Guzman as Carcache only as Guzman, and was given a card but stated he threw it away.

Varela reconnected with Guzman because he was graduating from college and wanted Guzman to help him find a job in the political field.

Varela was shown the MDED Qualifying documents he submitted for CC 11/113. Varela verified his signature on the documents submitted on 06/13/2014.

That David Guzman created the email address as Varela professional email address for the CC and placed on the MDED documents.

The MDED Candidate Oath form he did not sign the document in front a notary although it was his signature.

It was sometime in June 2014 that Guzman presented the document's already typed up and all he did was sign them.

That Guzman stated he would take care of the filing the documents (Leobel Montes de Oca was the notary). Varela did know or recognize the name of the notary public.

That he did not primarily reside at the 7770 address. His primary residence 6890 SW 76 Street (Terrace) and at his father's home in North Miami, FL on NW 125th

The check for the MDED qualifying fee was given to Guzman.

The 7770 resident address was where his brother and sister lived (Carlos Rodriguez, Bianca Rodriguez). Varela stated he oscillated between addresses, but that the 6890 SW 76th Terrace address was and is his current primary address. Guzman knew the correct address for Varela was the 6890 residence as they had discussed the different residences. Guzman informed Varela that 6890 and the North Miami address were not viable as qualifying address to run for CC. Varela was interested in staying close to his father due to health issues on the father's part. Guzman had initiated a conversation which revolved around residency and about where Varela actually lived.

Varela gave Guzman the address for his brothers the 7770 address and Guzman said he could run for CC by officially stating he lived at his bothers address at 7770. Varela had no idea about the actual qualifying time frames for CC.

Guzman was aware that Varela lived at 6890, but said that if he ever stayed at his brother's house it would qualify as a residence.

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Report Classification  
Investigation X  
Intelligence  
Preliminary Inquiry

**Report Of Investigation**  
State Attorney's Office  
Criminal Investigations Division  
Miami-Dade County, Florida

Case #: 64-14-30  
First Report Date: 07/11/2014.72  
Page 3 of 4 Pages

Guzman commented that there were no CC seats at the address that Varela actually lived at.

Guzman collected the 3 address and told him that the 7770 address could be used, and discounted the other addresses. He had the following contact information for Guzman: Tele# 305-975-2300 and an email address of: [umdave@bellsouth.net](mailto:umdave@bellsouth.net)

The last and most recent communication he had with Guzman was in January on a WhatsApp (a communication software program used in mobile devices) saying Varela missed the Miami Heat basketball game.

Varela stated he spoke to Guzman before coming to the interview, as Varela suspected something was wrong and that Guzman might be concealing something from him and when they spoke Varela asked Guzman for his opinions on what he should do. Guzman said that there was nothing wrong. Guzman told Varela what the residency definition was and then Varela spoke with Attorney Palomares on the same residency question and was given a Florida Attorney General's opinion on residency from Palomares. Guzman told Varela he was subpoenaed as well.

Varela learned that other people on the CC's were subpoenaed. . Varela stated that he suspected that Guzman might have transgressed a law.

According to Varela Guzman took care of all the documents, recalling Guzman stating, "I'll take care of it" and that it wasn't a problem for him to do it. Varela relied on Guzman's expertise.

As it related to the Nov 4, 2014, financial reports Varela stated he simply passed the information along to Guzman verbally. Varela thought Guzman had access to the MDED candidate account, since Guzman had created the email account.

That Varela attending a gathering in South Miami after being invited by Guzman to meet with Frank Artilles at Shula's Restaurant. Artilles was telling the attendees (including Andres Alvarez) that they serve on CC11 and that they would be "in the line of fire". That Artilles was not there to sway anyone's decision making one way or the other and they would have to make decisions on contentious issues in the CC area.

That Guzman echoed what Artilles said. They weren't there to tell anyone what to do or how to make decisions, only for support.

Varela had gone to only one meeting and Guzman was not there, however, Guzman sent a text message to Varela while Varela was at the CC11 meeting and told Varela to read the information on the reports/applications and use your best judgment.

Varela said that he was reluctant to take much of Guzman's advice because he felt that there would be a cost to doing that. There were 3 other CC members there at Shula's a talking to them about what to expect.

Guzman had others he consulted, he was not sure if the other got charged as Varela did not get charged for Guzman's services. Varela thought Guzman was doing it as a friend by not charging him.

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Report Classification  
Investigation X  
Intelligence  
Preliminary Inquiry

**Report Of Investigation**  
State Attorney's Office  
Criminal Investigations Division  
Miami-Dade County, Florida

Case #: 64-14-30  
First Report Date: 07/11/2014.72  
Page 4 of 4 Pages

Varela talked to Guzman before the swearing in ceremony and may have given Varela the run down on the events on the agenda for the ceremony and training session. He recognized one CC member at the training session but did not talk with him

Varela was shown photo of Guzman and identified him as "David Guzman". As for the CC group photograph Varela recognized 3 men and 1 woman. Varela did not remember the names specifically, just the faces. Remembered Andres (Alvarez), Alex, Soto and Beatrice. Remembered Andres, Soto and Varela (himself) were at the Shula's meeting. Varela did not pay for the meal, it was paid for and he did not remember by whom.

Guzman used the WhatsApp, text messaging service/program. Varela deleted much of the text communications to keep space on his phone.

Varela communicated with Guzman on Facebook back in in 2013 and 2014 and stopped using Facebook thereafter and moved to other forms of mobile device communications like WhatsApp.

Recently Varela's father was contacted by good friend of his from the days that they both worked at Eastern Airlines in Miami. The friend's first name was identified as "Felix. That Felix-LNU worked for Miami-Dade County. They were neighbors and best friends and Varela's father Luis Rodriguez, talked with Felix regularly. Eventually, Felix-LNU mentioned to Luis that he thought he saw a man on the CC that looked like Luis. Luis told Felix, that his son Mauricio recently won election to CC11. After that Luis passed the phone to Mauricio and Felix talked about Guzman as a warning. According to Varela Felix did not discuss any investigation, only that he should not have given any money to Guzman.

After an investigator went to the brother's house at 7770, his brother notified Varela and Varela went over to questions Carlos and thereafter Guzman. Guzman knew the residency question had come up which prompted Varela changed his voter registration card to 7770 SW 132 Place in July 2014 and his Florida Driver's License. Everything dl and voters residence need to match.

Guzman had asked Varela if Varela's current (at the time) voter's registration was at Varela bother's address before Varela signed any MDED documents. Varela said Guzman knew Varela lived at 6890 SW 76th Terrace in South Miami, FL. Then Guzman encouraged the address changes on the license and voters registration card in order to add legitimacy to the documents submitted to the MDED.

Varela described the change and what may have prompted the consolation of the addresses and Guzman indirectly said he should do that and encouraged it.

A copy of the statement audio recording was placed into the related items section of the case file (RI#93).

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Report Classification X  
 Investigation  
 Intelligence  
 Preliminary Inquiry

**Report Of Investigation**  
 State Attorney's Office  
 Criminal Investigations Division  
 Miami-Dade County, Florida

Case #: 64-14-30  
 First Report Date: 07/11/2014.IR73  
 Page 1 of 4 Pages

**Case/File Title:** Contact & Interview of Daniel DIAZ

**Narrative:**

On Wednesday September 3<sup>rd</sup>, 2014 between the hours of 1630 and 2100 hours Miami-Dade State Attorney's Office (MDSAO) Public Corruption Task Force (PCTF) Investigator Michael D'Ambrosia along with Miami-Dade County (MDC) Office of the Inspector General Special Agent James Kennedy and Supervisory Special Agent James Mazer participated in a visual surveillance of Daniel Diaz's home residence located at 8180 Geneva Court, Apartment #329, Doral, FL 33166 (hereinafter referred to as "8180").

The surveillance of Daniel Diaz had started on this day at approximately 0600 hours by other task force members and was to be reported on separately. Of interest was that Daniel Diaz had been surveilled from his apartment in the dark blue Nissan Altima he operated to the Miami-Dade Elections Department (MDED) earlier in the day. Surveillance investigators observed Diaz make contact with MDED officials in order to resign or vacate his newly elected post on CC12/Sub-Area 123. Investigators had gotten close enough to Diaz to overhear his conversations that he was requesting to terminate/resign from his position. Diaz had been directed to MDC officials at the Regulatory and Economic Resources (RER) Department in order to facilitate the termination process. Diaz departed thereafter.

For the time frame that the listed investigators participated in the surveillance they were situated in the southern parking lot area of the 8180 complex. The following events occurred at the approximate times indicated:

At approximately 1730 hours:

D'Ambrosia, Kennedy and MDSAO-PCTF Investigator Sergio Diez were situated inside an unmarked police vehicle parked in the vicinity of apartment 329 on the south side of the 8180 complex. S. Diez was the driver.

At approximately 1800 hours:

D'Ambrosia, Kennedy and Diez were notified by police radio that other surveillance units made up of investigators from the MDSAO-PCTF had observed Diaz arrived at the 8180 complex and drive towards the back, south parking lot. It was then that D'Ambrosia, Kennedy and Diez observed the Diaz vehicle make a turn towards apartment 329. Diaz parked his Nissan Altima in a slot facing east, near the 8180 building and while parking could be observed speaking on a cellular telephone. S. Diez drove the police vehicle and parked it behind Diaz's vehicle facing north. No other vehicles

Submitted By: \_\_\_\_\_ Date: 09/04/2014  
 Michael D'Ambrosia, Investigator, MDSAO-PCTF

Reviewed By: \_\_\_\_\_ Date: \_\_\_\_\_

Reviewed By: \_\_\_\_\_ Date: \_\_\_\_\_

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Report Classification  
Investigation X  
Intelligence  
Preliminary Inquiry

**Report Of Investigation**  
State Attorney's Office  
Criminal Investigations Division  
Miami-Dade County, Florida

Case #: 64-14-30  
First Report Date: 07/11/2014.IR73  
Page 2 of 4 Pages

approached, there were no marked police cars used and all other accompanying unmarked police vehicles stayed clear of the area during this approach period. There were no uniformed police officers present and no task force investigator or the MDCOIG was wearing marked police uniforms or paraphernalia, all were in plain clothes.

D'Ambrosia exited the vehicle driven by Diez, Kennedy stayed seated inside the back seat of the police vehicle and D'Ambrosia opened the front passenger car door and approached Diaz who had opened the driver's door of the Nissan and was talking on a cellular telephone using an ear piece and had a handful of grocery bags. As Diaz turned to exit the car, Diaz observed D'Ambrosia standing in-between the cars towards the back of Diaz's car (south). When Diaz looked up and observed D'Ambrosia, Diaz terminated his telephone call and D'Ambrosia identified himself by stating:

MD: "Daniel Diaz?"

DD: "Yes"

MD: "My name is Michael D'Ambrosia, I'm an investigator with the Miami-Dade State Attorney's Office, would you mind if we talked to you for a few minutes?"

DD: "Sure, yeah" (Diaz exits the drivers position of his car clutching bags of groceries in both hands).

MD: "Would you mind sitting in my car?"

DD: "Ok"

Thereafter Diaz asked if he could put his grocery bags into his car and D'Ambrosia responded "sure, go ahead" and after that was done Diaz locked his car and turned and got into the police vehicle and sat in the back right seat of the vehicle. D'Ambrosia took up the front right passenger seat, Diez was the driver and Kennedy sat in a left back passenger seat. D'Ambrosia closed the door on Diaz's side before entering the right front passenger seat. S. Diez then drove the police vehicle with the listed passengers to a parking spot in the southwest corner of the parking lot. As the vehicle was being driven, D'Ambrosia stated the following to Diaz:

MD: "First, your not under arrest"

MD: "Do you know why we are here, you know why we are here don't you?"

DD: "It's about the election?"

MD: "Yes, we've had a complaint"

DD: "Ok"

MD: "Yes, there are some issues we need to talk to you about and we need your help"

Thereafter, D'Ambrosia told Diaz that we needed his help in clearing up issues surrounding his candidacy and the documents he submitted to run for the office as a Council Person in the CC12/123 including his address.

Diaz started to talk (prior to being recorded) about how his friend and landlord Michael Spaulounci had called him earlier and started questioning him about his candidacy and of how Spaulounci had been telephoned by a "state attorney" with the MDSAO asking about a "lease" for Diaz at the current apartment for which Spaulounci was the landlord and Diaz was the tenant. Spaulounci was worried about the inquiry because he did not want to be caught up in any criminal investigation and asked Diaz to get it cleared up.

Thereafter, D'Ambrosia asked Diaz if the investigators could conduct a voluntary recorded interview of Diaz and have Diaz explain the acts and circumstances which led up to Diaz's running for CC12/123. Diaz verbally agreed to the interview and to be recorded as they sat in the police vehicle. At its conclusion D'Ambrosia maintained sole possession of

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Report Classification  
Investigation X  
Intelligence  
Preliminary Inquiry

**Report Of Investigation**  
State Attorney's Office  
Criminal Investigations Division  
Miami-Dade County, Florida

Case #: 64-14-30  
First Report Date: 07/11/2014.IR73  
Page 3 of 4 Pages

the original digitally recorded statement which was transferred to a compact disk and was made a part of the case file for future reference (RI#29).

The digital recording was subsequently submitted for transcription, some of the highlights extracted from the interview were as follows:

- All the election documents were prepared by Carcache-Guzman (typed entries) and not Diaz. Diaz only provided the signatures required on the election documents.
- The way the campaign accounts were set up was done by Carcache-Guzman.
- The Email address on the election documents was established by Carcache-Guzman and not Diaz. Diaz was not aware that election documents he signed contained a typed entry listing an email address.
- The 9735 address was established by Carcache-Guzman as a way to establish a residence for Diaz to qualify for CC12/123. Carcache-Guzman told Diaz that he had a relative who resided there.
- Carcache-Guzman directed Diaz with regard to where to go and who to see at the MDC Elections Headquarters as he registered to vote and submitted election documents to qualify as a candidate for Community Council.
- Carcache-Guzman was working with other candidates on the community councils.
- After the election if Diaz won, Carcache-Guzman would work with Diaz, the specifics of which were not explained in detail at the time.
- Diaz mentioned that his friend Michael Spaulonci had told Diaz that Spaulonci had been contacted by a State Attorney (he did not say it was an investigator, however, it was D'Ambrosia who provided Spaulonci with all his telephone contact information and work email address) and that the State Attorney was asking about the 8180 Apartment 329 lease<sup>1</sup>.

During the recorded interview D'Ambrosia showed a security camera photograph taken by the camera installed at the front door of 9735 SW 73<sup>rd</sup> Street, Miami, FL the home of Bruno Diaz which showed an UNSUB (known to the investigators as David Alberto Carcache-GUZMAN). But as of this date no independent witness could verify the UNSUB's identity. Diaz looked at the photograph and immediately stated that it was "it's David GUZMAN" (Diaz knew David Alberto Carcache-Guzman as "David GUZMAN). Diaz was requested to place his signature; date and time on the photograph which he did the photo was witnessed by D'Ambrosia and Kennedy. The original printed photograph was placed in the related items section of the case file for future reference (RI#31).

Thereafter once the interview was concluded, D'Ambrosia requested consent to search the content of Diaz's cellular telephone (Apple I-Phone device # [REDACTED]). Diaz provided written consent to the investigators to extract the content of his Apple I-Phone. The original written/voluntary consent form was placed into the related items section of the case file for future review (RI#30).

Once the consent was signed the cellular telephone was turned over MDSAO-PCTF Investigator Ricardo Arias who was specially trained to examine cellular devices and began the extraction process. There were backup photographs taken (similar to screen shots) by using a digital camera operated by MDSAO-PCTF Investigator Adriana Canaves. D'Ambrosia subsequently received copies of the photographs for future review which were made part of the case file (RI#36).

Diaz made the decision during the interview to continue to cooperate on future investigative endeavors with the MDSAO-PCTF and the MDCOIG on the current investigation into David A. Carcache-Guzman alleged criminal activities (based

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Report Classification	
Investigation	X
Intelligence	
Preliminary Inquiry	

**Report Of Investigation**  
State Attorney's Office  
Criminal Investigations Division  
Miami-Dade County, Florida

Case #: 64-14-30
First Report Date: 07/11/2014.IR73
Page 4 of 4 Pages

on the current investigation and statement of Diaz: False Swearing by a Candidate a violation of FSS 104.011(1) a 3<sup>rd</sup> Degree Felony). No promises to avoid or terminate arrest or prosecution were made to Diaz for his voluntary cooperation. Diaz stated that he would help because he thought that Guzman had gotten him into his current violations/troubles and also had failed to pay the Diaz relatives who had volunteered to work on Diaz's campaign. Diaz's cooperation was subsequently related to MDSAO ASA Luis Medina-Perez via telephone.

A cursory review of Diaz's text messages to Guzman and the back and forth between the both of them evidences the conflict over paying the campaign workers. Diaz had asked if Carcache-Guzman had paid a least 2 workers and Carcache-Guzman had stated yes, however, when Diaz personally checked with the workers, they had not been paid.

Subsequent to the recorded interview through 2100 hours:

Daniel Diaz was waiting in the area for the cellular telephone extraction process to be completed and as he was not under arrest, was allowed to travel back and forth to his apartment to put his groceries away and meet company who had arrived to visit him. Once the extraction was completed, Diaz was given back his telephone and he departed back to his apartment. All on-scene investigators departed the area and concluded the surveillance.

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<sup>i</sup> Of note on this highlight was that D'Ambrosia had been telephonically contacted at his MDSAO desk telephone twice by during the preceding week by unknown persons who hung up after D'Ambrosia answered and telephone and identified himself.

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Report Classification  
 Investigation X  
 Intelligence  
 Preliminary Inquiry

**Report Of Investigation**  
 State Attorney's Office  
 Criminal Investigations Division  
 Miami-Dade County, Florida

Case #: 64-14-30  
 First Report Date: 07/11/2014.73  
 Page 1 of 4 Pages

**Case/File Title:** DIAZ, Daniel Miami-Dade Community Council #12/123 Candidate 2014/Gerardo Rodriguez Statement

**Narrative:**

This report is predicated upon the ongoing gathering of criminal intelligence and investigative information related to criminal allegations of perjury and false swearing under oath (a violation of FSS 104.011 a 3rd Degree Felony) for candidate(s) seeking to qualify and run for election to the Miami-Dade County Community Council Area #12, Sub-Area #123 to-wit: the East Kendall area of Miami-Dade County.

On Monday 02/02/2015 between the hours of 1030 and 1230 Miami-Dade State Attorney's Office (MDSAO) Public Corruption Task Force (PCTF) Investigator Michael D'Ambrosia and Miami-Dade County (MDC) Office of the Inspector General (OIG) Special Agent James Kennedy met with and interviewed Gerardo Rodriguez (hereinafter referred to as Rodriguez) pursuant to the on-going criminal investigation into the alleged election/false swearing violations surrounding various MDC Community Council (CC) candidates and the activities of David Alberto Carcache-Guzman. Rodriguez was not under a witness subpoena and voluntarily appeared based on a letter sent by the MDSAO requesting Rodriguez appear for a statement in order to determine if criminal charges should be filed against him (also known as a "Prior to Letter"). Present during the interview was the MDSAO court reporter and Assistant State Attorney (ASA) Luis Perez-Medina. The Rodriguez interview and statements were recorded by a digital audio recorder for future review and transcription and were made under oath.

Rodriguez stated in substance the following:

- That he ran in 2014 for CC10/101 unopposed in the last election cycle (June 2014).
- That his current cellular telephone number was [REDACTED]
- That he resided at 5925 SW 87th Ave, Miami, FL.
- That he worked at Horizons Community Mental Health Center at 1469 NW 36th Street, Miami, FL
- That the 5925 SW 87th Ave, Miami FL (hereinafter referred to as the 5925 residence) home telephone number

Submitted By: \_\_\_\_\_ Date: 2/3/15  
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Reviewed By: \_\_\_\_\_ Date: \_\_\_\_\_

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Report Classification  
Investigation X  
Intelligence  
Preliminary Inquiry

**Report Of Investigation**  
State Attorney's Office  
Criminal Investigations Division  
Miami-Dade County, Florida

Case #: 64-14-30  
First Report Date: 07/11/2014.73  
Page 2 of 4 Pages

was [REDACTED] (a land-line).

- That he does not pay rent because his aunt pays the rent there (Maria & Julian Payada)
- That he, his wife, two daughters and mother and live at the 5925 address.
- That there were additionally two efficiency apartments affixed to the 5925 residence. That his grandmother who recently died lived inside one of the efficiency apartments, paid for by his aunt.
- That the June 13, 2014 MDED documents he submitted which stated that his address was 534 SW 96th Court, Miami, FL (hereinafter referred to as the 534 residence) were considered by him to be his permanent address as well. He relied on the excuse of having marital issues with his wife hence from time to time he lived at the 534 residence. That Ariel Crespo and his daughter (Jessenia Rodriguez) had been in a relationship and had a child together (common law). That during Gerardo's separation from his wife, he stayed at the Crespo home of 534 and kept personal belongings there and was allowed to do so with Ariel's permission and with the knowledge of his daughter Jessenia Rodriguez. That Ariel Crespo and Jessenia Rodriguez, share custody of a child, his grandchild.
- That to evidence the connectivity between he and Ariel Crespo, Rodriguez explained that together they bought a time share together using the 534 address on the purchase documents. Ultimately the time share went into foreclosure, but many of his personal connections with other entities, such as insurance, boat registration, etc. were tied to the 534 residence and to this day he continues to get mail at the 534 residence as his residency at the 5925 can be tenuous depending on how his wife feels.
- He paid no expense at the 534 address.
- The bulk of his time was spent at 5925 residence where he ultimately stated was his permanent residence.
- That the MDC-Regulatory and Economic Resource Dept. (RER) who oversees the Miami-Dade County Community Council's administration knew about his address issues. Rodriguez mentioned Franklin-LNU (Gutierrez-an RER administrator) knowing about the address issues and Rodriguez stated he talked to FNU (Felix) Acosta about it. Explaining that he was not staying permanently at the 534 address but at both addresses. Rodriguez stated that he was told that as long as he considered 534 his permanent address that MDC had no problems. Thereafter Rodriguez stated he sent an email to the Miami-Dade Commission on Ethics (COE) explaining the address issue and never got a response. He also mentioned it to the on-site CC meeting staff at a CC10 meeting and they told they him that since no one want to be on CC it would not be an issue. That occurred about 10-15 days after qualifying for CC 10/101 election cycle in June/July 2014.
- By June 2014 he never slept regularly at the 534 address but was sleeping at the 5925 residence. Going back into May 2014, Rodriguez used the 5925 residence as his home address. He kept the 534 address in case he had to leave the 5925 residence. At least three months prior to the election he lived at 5925 address. By the beginning of 2014 he had returned the key of the 534 residence to Crespo.

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Report Classification  
Investigation X  
Intelligence  
Preliminary Inquiry

**Report Of Investigation**  
State Attorney's Office  
Criminal Investigations Division  
Miami-Dade County, Florida

Case #: 64-14-30  
First Report Date: 07/11/2014.73  
Page 3 of 4 Pages

- In 2012 the first time Rodriguez ran for CC, David Guzman helped him. Miguel Diaz directed Rodriguez to Guzman after Rodriguez showed an interest in wanting to partake on the CC. Diaz told Rodriguez that Guzman was a consultant. Rodriguez recalled meeting Guzman at a Starbucks on Miller Road and Guzman brought all the MDED applications and explained what the role of the CC was.
- Rodriguez made payment arrangements with Guzman for the consulting services and had an invoice to evidence the payment plan. They talked about the mayor appointing Rodriguez to the CC 10 as the seat Rodriguez was qualifying for was vacant. Guzman and Diaz said they would try to get the mayor to appoint Rodriguez to the vacant seat as allowed, but that appointment never came to fruition.
- Rodriguez only gave Guzman the 534 residency address as his permanent address on the first run to CC in 2012.
- The 5925 residence lease was signed for his mom and his grandmother. The family was helping the grandmother to reside in a location where other family members could oversee her welfare.
- Rodriguez did not sign the lease as it was not he who was paying the rent. The lease agreement that the investigators received from the 5925 residence management representative did in fact have Rodriguez and his wife's name listed on the lease, but Rodriguez looking at the signature on the lease stated that it was not his signature. Rodriguez provided the original lease application to the investigators which they copied for the case file. A cursory examination of the signature from Rodriguez's Florida Driver's License and other documents in the hands of the investigators appeared to support Rodriguez's claim that the signature on the lease in investigators hand was not his signature.
- Rodriguez stated that the lease with his signature showing his name was supposed to be under his aunt and uncle's name and he had called previously to complain about that, which was changed later.
- That he had also lived 15230 SW 7th Street for about 2 years where he rented. His grandmother was getting sick and he needed to move her out of the residence he was living at, his aunt said that she was going to help the grandmother and mother to stay together and take care of each other. He did not consider the 5925 addresses permanent because of his marital issues but always thought that the 534 address was a more permanent address. He would check the mail at 534 and might stay there from time to time on a futon. The CC kit packages were left at the 534 address
- He knew Guzman as David Guzman but listed him in his phone as "David Lobbyist".
- When asked for the contact number again from the cellular telephone (Samsung) Rodriguez possessed, Rodriguez stated he must have deleted the number. The last contact was via text reminding Rodriguez of an upcoming CC 10 meeting.
- Rodriguez talked about Guzman and that he was introduced to Guzman by Miguel Diaz and that Guzman had helped a Kevin Cabrera on an unsuccessful bid to the CC wherein Cabrera had paid Guzman \$1400.00 for the consulting work and failed to solidify the seat and basically defrauded Cabrera out of the money. Rodriguez requested that the investigators speak with Cabrera to get the full back-story on the issue.

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Report Classification  
Investigation X  
Intelligence  
Preliminary Inquiry

**Report Of Investigation**  
State Attorney's Office  
Criminal Investigations Division  
Miami-Dade County, Florida

Case #: 64-14-30  
First Report Date: 07/11/2014.73  
Page 4 of 4 Pages

- D'Ambrosia showed Rodriguez all the MDED documents and he stated that he filled all the documents out and signed them himself.
- As it related to the 2014 MDED candidacy financial documents he stated that he had Guzman submit them because there were some corrections that need to be submitted and he had issues with the submission. Rodriguez called Guzman and explained the problems and then provided Guzman the user name and password to go into the MDED website and correct the issues with the financial documents for the 2014 elections cycle. Guzman submitted the documents under Rodriguez authority and the issues were apparently corrected as he never heard from the MDED again on the matter.
- Rodriguez identified David Guzman from the photo presented to him during the interview. Rodriguez was shown a few other photos and he stated he recognized Carolina Blanco and a few others but not all the names. About Carolina he recalled running into her husband and did not recall his name, but met him at a fundraiser of another political campaign/candidate in Miami.
- Rodriguez recalled that one time he had gotten a cellular text message from Guzman who said, "I really don't like that guy". Rodriguez said he did not respond and could not recall the specific person it referred too and that it made him feel uncomfortable. It occurred one time when he was on his way to a CC meeting.
- That he had no other communications with Guzman until he had the MDED financial document issues and then he called Guzman to help him fix it.
- Guzman called him some time back and told him that the County (no-one specifically described) was coming around checking addresses on CC candidates. Guzman told him he didn't have to even open the door for them.
- Guzman told Rodriguez in 2012 to provide the address where he lived and Guzman would handle the rest of the paperwork with MDED. Rodriguez thought he told Guzman that he was using another address and Guzman told him that it would qualify him for the CC10.
- Guzman did meet Rodriguez at the MDED to submit the qualifying documents back in 2012 and Guzman seemed to know everyone there.
- As it related to the Flirts Club there was no need to run any business issues in front of the CC in area 12. It was already zoned to operate as an approved business.

The audio CD and related documents used during the interview were placed into the related items section of the case file (RI#95).

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Report Classification	
Investigation	X
Intelligence	
Preliminary Inquiry	

**Report Of Investigation**  
 State Attorney's Office  
 Criminal Investigations Division  
 Miami-Dade County, Florida

Case #:	64-14-30
First Report Date:	07/11/2014.75
Page 1 of 2 Pages	

**Case/File Title:** DIAZ, Daniel et al/JP Morgan-Chase Notary Complaint by Varela-Alvarez

**Narrative:**

This report is predicated upon the ongoing gathering of criminal intelligence and investigative information related to criminal allegations of perjury and false swearing under oath (a violation of FSS 104.011 a 3rd Degree Felony) for candidate(s) seeking to qualify and run for election to the Miami-Dade County Community Council Area #12, Sub-Area #123 to-wit: the East Kendall area of Miami-Dade County.

On and about 02-04-2015 D'Ambrosia and Kennedy had attempted to determine if the previous statement made by Mauricio Rodriguez-Varela and Andres F. Alvarez revolving around their statement that neither signed the MDED Oath of Candidate in front of a Notary Public were true and correct. During the sworn statement of both when shown their MDED candidacy election documents, both stated that they did not sign the Oath of Candidate in front of a notary public.

That information led the investigators to follow-up on whether or not the notary publics whose names and commissions were stamped on the documents had followed the proper signatory procedures when authenticating a person's signature and the person who was attesting to the documents.

The investigator determines that both notaries identified as:

Rosa H. Ameneiro

[Redacted]  
 Miami, FL 33183

Leobel Montes De Oca (Jr.)

[Redacted]  
 Miami, FL 33182

worked for JP Morgan-Chase Bank at its Town and Country Branch located at 11895 Sheri Lane, Miami (Kendall) FL. An attempt to interview them at their residences proved negative and business cards were left at the homes either on the door or with a family member. Subsequently, D'Ambrosia received telephone calls from Ameneiro and Montes De Oca

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	Michael D'Ambrosia, Investigator, MDSAO-PCTF		
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Report Classification	
Investigation	X
Intelligence	
Preliminary Inquiry	

**Report Of Investigation**  
State Attorney's Office  
Criminal Investigations Division  
Miami-Dade County, Florida

Case #:	64-14-30
First Report Date:	07/11/2014.75
Page 2 of 2 Pages	

(Sr.) and tried to arrange interviews.

When D'Ambrosia explained the purpose of the interview, Amenerio stated she would need the permission of her bank supervisor to be allowed to conduct the interview as her notary duties were bank related. Thereafter D'Ambrosia received telephone calls from the local JP Morgan-Chase investigative representative inquiring about the purpose of the interviews.

Subsequently D'Ambrosia had issued subpoenas for the bank records revolving around the notarized documents in an attempt to determine if in fact Varela and Alvarez were correct or if they had not remembered signing the documents identified.

D'Ambrosia ultimately received an Email and photocopy of the JP Morgan-Chase Bank notary logs for both Ameneiro and Montes De Oca. The signatures of Varela and Alvarez for notary services appeared on their face to be their signatures. That comparison was based on numerous other official documents collected by the investigators throughout the course of the investigation.

In an abundance of caution, the investigators also requested any surveillance video recordings on the dates and times indicated on the log records from the notaries and the preceding one (1) hour, so that they could review the video data and attempt to identify Varela and Alvarez at the bank branch and put the allegations to rest.

Documents collected from the bank (notary logs, etc.) were placed into the related items section of the case file (RI#98).

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Report Classification	
Investigation	X
Intelligence	
Preliminary Inquiry	

**Report Of Investigation**  
 State Attorney's Office  
 Criminal Investigations Division  
 Miami-Dade County, Florida

Case #:	64-14-30
First Report Date:	07/11/2014.76
Page 1 of 1 Pages	

**Case/File Title:** DIAZ, Daniel et al/Vilchez Alleged Theft-Forgery Complaint

**Narrative:**

This report is predicated upon the ongoing gathering of criminal intelligence and investigative information related to criminal allegations of perjury and false swearing under oath (a violation of FSS 104.011 a 3rd Degree Felony) for candidate(s) seeking to qualify and run for election to the Miami-Dade County Community Council Area #12, Sub-Area #123 to-wit: the East Kendall area of Miami-Dade County.

On and about February 4, 2015 D'Ambrosia attempted to verify the chain of events which surrounded the alleged forgery of Elkin Cabrera's signature on the endorsement side of a PNC Bank NA check # 482843742 issued to Elkin Cabrera for damages sustained from a traffic collision on a 2012 Acura sedan in 2014. Previously Cabrera had stated then provided an affidavit via Email (copy) that the signature on the endorsement side of the Progressive Insurance claim payment of \$385.14 was not his and appeared to be that of Mercedes Vilchez based on his inspection of the document. Cabrera stated that his signature was forged and further that the secondary endorsement appeared to be Mercedes Vilchez's signature, who was an extended family member and the sister of David Alberto Carcache-Guzman.

In the effort to verify the signature, subpoenas were sent to both Progressive Insurance Company of Cleveland, Ohio and upon deciphering the account data from the reverse side of the cashed check, to TD Bank NA for both account information on the deposit as well as the surveillance photographs from the teller window where the check was cashed and/or deposited into based on the date and time stamp data.

The information would assist in discerning if Vilchez did in fact cash and/or deposit the check and provide evidence of a possible forgery on Vilchez's part in passing the instrument for cashing or otherwise.

On 03-04-2015 D'Ambrosia sent an Email message to Elkin Cabrera requesting he forward the original affidavit to the MDSAO Offices as part of the follow-up investigation.

Documents collected (Cabrera Affidavit-copy, check copy, etc.) related to the forgery allegations were placed into the related items section of the case file (RI#99).

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Report Classification	
Investigation	X
Intelligence	
Preliminary Inquiry	

**Report Of Investigation**  
 State Attorney's Office  
 Criminal Investigations Division  
 Miami-Dade County, Florida

Case #: 64-14-30
First Report Date: 07/11/2014.77
Page 1 of 10 Pages

**Case/File Title:** DIAZ, Daniel Miami-Dade Community Council #12/123 Candidate 2014/David A. Carcache-Guzman Proffer Interview

**Narrative:**

This report is predicated upon the ongoing gathering of criminal intelligence and investigative information related to criminal allegations of perjury and false swearing under oath (a violation of FSS 104.011 a 3rd Degree Felony) for candidate(s) seeking to qualify and run for election to the Miami-Dade County Community Council Area #12, Sub-Area #123 to-wit: the East Kendall area of Miami-Dade County.

On Tuesday April 14, 2015 from 1317 to 1600 hours Miami-Dade State Attorney's Office (MDSAO) Investigator Michael D'Ambrosia, ASA Luis Perez-Medina, Miami-Dade County Office of the Inspector General (MDOIG) Special Agent James Kennedy and private attorney Alejandro David De Varona sat with David Alberto Carcache-Guzman at the MDSAO PCU area conference room and interviewed Guzman concerning information Guzman was proffering through an immunity agreement on various pieces of information Guzman had knowledge of related to alleged public corruption, bribery, cash kick-back schemes and related criminal intelligence in the Miami-Dade County area.

Guzman through his private attorney had stated that he possessed personal knowledge of elected officials on the Miami-Dade Community Councils who were involved with lobbyists in bribery or kick-back schemes involving projects presented to the local community council's boards and that for fees would sell their vote to approve zoning and planning project applications presented to the boards.

Prior to the interview by D'Ambrosia and Kennedy, ASA Medina and De Varona explained the proffer offered. Guzman acknowledged that he understood the parameters of the agreement (which was in writing) and the two attorneys signed the written agreement in front of the attendees.

That it would be to Guzman's benefit prior to being charged with any crimes if he could provide information related to public corruption committed by individuals or public servants. Anything outside his case that he could provide information on would not be used against him unless he committed perjury.

It was explained to Guzman that the case started from Guzman's arrival at the Bruno and Daniel Diaz house and a photograph that was taken at the front door by their security system

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Report Classification	
Investigation	X
Intelligence	
Preliminary Inquiry	

**Report Of Investigation**  
State Attorney's Office  
Criminal Investigations Division  
Miami-Dade County, Florida

Case #: 64-14-30
First Report Date: 07/11/2014.77
Page 2 of 10 Pages

That the picture was of Guzman, De Varona lawyer acknowledged that was the picture of "you" and Guzman make a non-verbal affirmative admission of "ah, hum" that the photo was of Guzman.

ASA Medina explained the Daniel Diaz case and the various aspects of the investigation.

Community Council (hereinafter referred to as "CC") members taking money and asked Guzman to explain the information he had. Guzman had sent an Email to his lawyer which explained that the following alleged criminal acts were occurring:

An elected official on CC 10 gets cash kickbacks for her vote.

2 lobbyists who are aligned with MDC BCC Juan Zapata get kickbacks for using their alliance with Zapata to solicit business.

CC11 council person gets cash kickbacks for his vote.

2 lobbyists who are aligned with MDC BCC Soto get kickback for using their alliance with Soto to solicit business.

De Varona stated that he has held the information confidential and secret

Based on the above listed general allegations, Guzman was interview at some length about the specific of what he personally knew, observed or engaged in. Guzman stated in substance the following:

Community Council #11 Information:

Beatrice Suarez the current chairperson for CC11 and her husband Michael-LNU (Beatriz did not take her husband's surname) that works at the Costco at 137th avenue meets with lobbyist at their home to allegedly collect money to buy Beatriz's vote on the CC.

Guzman stated that most of the information he derived on these pay-off matters was from Holland and Knight Lobbyist/Consultant Juan Mayol Jr. (hereinafter referred to as "Mayol"). That Mayol has given Beatrice Suarez and her husband Michael money. From the Holland and Knight Law firm to ensure that Suarez voted the way they wanted on a project.

That on multiple occasions Guzman has told council members how to vote on CC10, 11 and the reason was a favor to Mayol Jr. He told them how to vote but he did it in public forum most of the time as an advocate for or against a project. Guzman did admit that he had private personal conversations with CC members at times and provided his view on particular projects (Matthew Larsh was one CC person with whom Guzman had such discussions).

That Guzman and Mayol have a relationship and meet one a month for lunch and Mayol would ask Guzman if he would be able to talk to the CC members Guzman knew and discuss a particular project to try to influence the way the a CC person would vote on a particle application coming up for a vote. The relationship Guzman had with certain CC officials stemmed from Guzman connectivity through helping some of them on their elections campaigns.

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Report Classification  
Investigation X  
Intelligence  
Preliminary Inquiry

**Report Of Investigation**  
State Attorney's Office  
Criminal Investigations Division  
Miami-Dade County, Florida

Case #: 64-14-30  
First Report Date: 07/11/2014.77  
Page 3 of 10 Pages

Guzman was not personal friends with Beatrice Suarez only that they knew each other from the CC activities and Guzman's participation in the elections.

Mayol told Guzman he had to go meet with Michael-LNU as Michael had asking for \$5000 on a particular vote and that Mayol has been to the Suarez house. Guzman never saw a pay-off and does not know if that action actually occurred. Guzman was reporting what Mayol told him about his (Mayol's) activities.

There were projects that Beatrice Suarez was involved in that were being presented before the CC and that Michael-LNU knowing that a project would need Beatriz's vote would solicit the applicants for cash to get Beatrice to vote a certain way.

There was a project at Sunset Road (SW 72nd Street) and SW 127 Avenue inside the horse country area of Kendall and Mayol wanted to get the zoning changed to build a shopping center. The application had come before the CC at various times before and was very contentious to the area residents who wanted the application disapproved. The owner of the property was a company named Pan America which was allegedly owned by Carlos Lopez Cantera Sr. the father of the current (2015) Florida Lieutenant Governor Carlos Cantera (Junior). The time frame was about a year ago. Mayol was representing the applicant (Pan American) and ultimately the application was denied by the CC. That the homeowners association in "horse country" was organized and prepared to fight the zoning change.

In the past five (5) months Guzman has not attended any meetings due to the investigation, he was getting questioned about is disappearance. Guzman has stayed away from the CC meetings in recent months due to the current criminal investigation on him, which a lot of high profile MDC politicians knew about (Grieco, Suarez et al).

Mayol Jr told Guzman about the money and they would have lunch at the Capitol Grill and they would discuss agenda items and applications for the impending CC meetings that Mayol represented and needed Guzman's help on.

Mayol told Guzman that Michael-LNU had called Mayol and asked him for \$5000.00 to get Beatrice Suarez to vote on an item for approval in this case the horse country land use/business use zoning change project. That project application was submitted about a year ago. Guzman said there were no text communications between him and Mayol on that meeting or the alleged pay-off. It was a personal meeting.

That Mayol knows that Guzman is under investigation.

Guzman has known Mayol for about 12-15 years. Guzman described Mayol as an honest person and they developed a friendship from there.

Guzman would reach out for Mayol to assist Guzman's political campaigns. In other words for Guzman helping to convince CC officials on a particular project's approval, Mayol would contribute donations to candidates of Guzman's choosing. That Mayol has never given cash to a political campaign he does it by check and it's documented.

It was Guzman's perception that each election cycle Guzman was consulting election candidates and his candidates were winning, so Mayol saw that and he befriended Guzman.

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Report Classification  
Investigation X  
Intelligence  
Preliminary Inquiry

**Report Of Investigation**  
State Attorney's Office  
Criminal Investigations Division  
Miami-Dade County, Florida

Case #: 64-14-30  
First Report Date: 07/11/2014.77  
Page 4 of 10 Pages

Guzman would ask Mayol to hire Guzman for the applications as a consultant. Mayol Jr thought it would be too obvious of a conflict if he hired Guzman directly, so instead he would fundraise for Guzman's candidates.

Guzman was unsure or did not know if Mayol actually paid Michael the cash or otherwise. He heard it but did not witness it or have any data on that.

Mayol never paid Guzman for anything. Guzman did have conversations about the applications Mayol was representing and questioned the projects and applications before he would ask the CC members to vote a particular way.

The horse country application for a mix use/business use project application was attended by the homeowners association who were outspoken on the entire application and project. The association felt that the Lt Governor was using his political power to advance the horse country zoning application. The CC deferred the application to the MDC-BCC to review and vote on the application. He thinks it was denied and died for the time being.

That there was no connectivity between Mayol and the Guzman PAC money which was uncovered being contributed to Andres Alvarez's campaign and Daniel Diaz's campaign. There were times when Mayol did not give to Guzman's campaign candidates but he gave to opposing candidates. Guzman questioned Mayol as to why. Mayol said that MDC-BCC Juan Zapata told Mayol not to give to Guzman candidates but to give to Zapata candidates and Mayol told Guzman that Mayol needed to do what Zapata wanted. Mayol had an application coming before the BCC so he needed to do what Zapata wanted to garner a vote of approval.

Guzman explained that Zapata told Mayol he needed to hire Castillo (Jose Luis Castillo-Green Point Consulting). Guzman did not know about Green Point Consulting. D'Ambrosia knew about Green Point Consulting from a prior investigation that he had conducted which involved Jose Luis Castillo and Green Point Consulting working for Town of Cutler Bay city council candidate Eduardo Wolmers, who had hired Castillo as his campaign manager. D'Ambrosia uncovered various contributions collected from Green Point Consulting which flowed into Wolmers campaign account. Two (2) such contributions were from Mayol and another Holland and Knight attorney named Hugo Arza. Mayol and Arza were the consultant/lobbyists on a project located in the TOCB located at the intersection of SW 184th Street and Old Cutler Road which was another zoning application which was contested by residents and some TOCB city commissioners due to the environmentally sensitive area and the application being for a mixed use zoning variance request.

According to Guzman any applications and projects in CC11 if you want to get them approved you have to hire Jose Castillo and Steve Ferreiro (Esteban Ferreiro Jr.) (also ran the campaign for Juan Zapata or assisted). These two attend every meeting of the CC11 and they watch and allegedly influence the vote to let the application die or be denied. Then they target the clients (applicant) or the property owner and approach them and say if you want your application to be approved you have to hire us for a fee (Jose Luis Castillo and Steve Ferreiro).

Guzman discussed appeals and motions and denials and those denials could wind up in front of the MDC-BCC's.

Guzman was connected to Carolina Blanco as a friend. Originally Guzman discussed with Omar Blanco the possibility of running for CC but as Omar was a county employee (fireman) he could not run for the CC and the discussions turned to Carolina Palomares-Blanco and that Guzman would work on her campaign pro-bono and he convinced her to run for

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Report Classification  
Investigation X  
Intelligence  
Preliminary Inquiry

**Report Of Investigation**  
State Attorney's Office  
Criminal Investigations Division  
Miami-Dade County, Florida

Case #: 64-14-30  
First Report Date: 07/11/2014.77  
Page 5 of 10 Pages

election. Guzman ran Carolina's campaign. Guzman said he did not to make a public disclosure on his assistance to Blanco.

Castillo and Ferreiro told everyone that they did Carolina Blanco's campaign, when Guzman actually did it. They used her victory as a selling point to hire their services for election campaigns.

Guzman knows Lorenzo "Larry" Palomares the father of Carolina and they are friends.

On CC11 no one else other than the Suarez's was possible corruption related.

Guzman discussed Miguel Diaz as he had assisted him with some financial reports when he was running for office.

Guzman stated that he never told CC officials or candidates how to vote. That Miguel Diaz failed to do his annual financial report and he was noticed by MDED and Guzman was blamed by Miguel Diaz for the failure to file the financial report that created discord between them.

There has been some adversary issues stemming from the Miguel Diaz's financial reports and he ultimately resigned from the CC. Guzman said he did not send any nefarious emails from Diaz's email account, which he admitted he created though he did have some control over it (access password). Guzman stated he never sent any emails from that email address to anyone.

That what created the rift between he and Miguel Diaz was that Miguel Diaz was on a fund raising host committee and an invitation was sent out to many contacts to attend. Ben Fernandez and his law firm got an invitation as did Melissa-LNU, Jeff-LNU of the Bercow Law Firm (Jeffrey Bercow | Bercow Radell & Fernandez Law Firm Miami) and RSVP'd and it had Guzman's contact information and they sent emails to Guzman acknowledging they were attending or not. They sent a copy of a the city ordinance which said they were not allowed to contribute, Jeff-LNU wanted to have a meeting with Miguel Diaz on a CC issue and Guzman advised him about the FL Sunshine Laws and all communications were open to the public. It was of the Bercow/Fernandez Law Firm but Guzman had access to the Miguel Diaz's account and the law firm wanted to meet with Miguel Diaz about a CC application. Guzman replied on the email and reminded them about the Florida Sunshine Laws.

Miguel Diaz argued with Guzman about why he (Guzman) was responding for Diaz and Guzman told him to go ahead and respond to them if he wanted. Guzman stated that the Diaz's lost their pharmacy business.

Guzman had no knowledge about Miguel Diaz talking about receipt of money from anyone or for voting on certain applications; only about the Bercow Law Firm trying to reach out to Diaz on an application and Diaz did not identify the application.

Beatriz Suarez and Michael Tauben

Juan Mayol Jr

Horse Country land use deal

No knowledge on money being exchanged for the land deal.

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Report Classification  
Investigation X  
Intelligence  
Preliminary Inquiry

**Report Of Investigation**  
State Attorney's Office  
Criminal Investigations Division  
Miami-Dade County, Florida

Case #: 64-14-30  
First Report Date: 07/11/2014.77  
Page 6 of 10 Pages

Guzman heard that Michael Tauben was initially asking to assist on campaigns and that he could help them fundraise, then it turned to Tauben allegedly asked for money to have Beatriz support a particular application.

That Michael Tauben was soliciting money to influence the vote using his wife's position.

Another project that Guzman suggested was Suarez/Tauben influenced was the memorial planned cemetery on Krome Avenue about 2 years ago (2012).

Michael would reach out to the CC zoning applicants and ask for money and for the payment so his wife would vote to approve the application.

Guzman spoke briefly about some jewelry store applications in 11 and 12 did not know much about it because Angela Vasquez voted against the applications to change zoning and it never resurfaced.

Guzman did not use text messages to communicate with CC members on how to vote. Guzman only communicated with those whose campaigns he worked on. Never to ask them to vote a certain way. Guzman said he would speak publically at the meeting on an application and would support an item one way or the other based on his conversations with Mayol.

Mayol Jr. never paid Guzman directly, only a quid pro quo as Mayol would support a campaign that Guzman was working on as repayment of the favor for Guzman's support. Mayol would send or give contributions to Guzman's causes outside areas that Mayol typically represented, like Miami Beach.

Guzman stated the following as it related to CC10:

Guzman stated the name of Richard Gomez.

The only person he suspected of being bribed was Gomez who had been on that CC for a few years.

Gomez works with Carlos Mandrique (phonetic) and Sergio Garigo (phonetic) both were alleged surrogates to MDC-BCC Javier Soto. At Coral Way and 27th Avenue there was a BJ's wholesale store zoning application that had come before the CC10 for review and approval.

Guzman stated Mayol told Guzman that Richard Gomez had reached out to Mayol and they to approve the application Gomez need to be taken care of with funds.

Carols Lopez Cantera Sr owns that property (BJ's constriction site) and Gomez was the Vice President at the construction company who built the BJ's.

All the CC10 project of large consequences were being built by the construction firm that Gomez was involved with and Gomez sits on the CC10 and approves the projects for the company possibly D/B/A PSG or PSB Construction Company

Gomez was the Chairperson for CC10 for 1 or 2 terms; now it's Mimi Planas.

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Investigation X  
Intelligence  
Preliminary Inquiry

**Report Of Investigation**  
State Attorney's Office  
Criminal Investigations Division  
Miami-Dade County, Florida

Case #: 64-14-30  
First Report Date: 07/11/2014.77  
Page 7 of 10 Pages

Mayol did not know how much money Gomez received that he was going to avoid interaction with Gomez, about a year + on the building of BJ's.

Mayol passed the information to Guzman about Gomez and it's was not first-hand to Guzman from Gomez, but through Juan Mayol Jr.

Guzman was questioned about Gerardo Rodriguez and the swingers club Rodriguez was trying to open. Gerardo planned the club with friends of his. Guzman was asked to help by Rodriguez and Guzman said when he saw the project that it would not be approved. That CC10 would not approve it. Guzman told Rodriguez that it was not a good business to present to the CC10.

Guzman spoke with Matthew Larsh Sr CC11 council person and if there was a swingers club and Larsh said he would not approve it.

Guzman admitted he did send text messages regarding the swingers club to Jose Abreu (now a CC11 Councilperson) at first he did not recall but then recalled he did send out supporting text messages about the project before Abreu was elected.

Guzman discussed CC10 and the surrogates of Richard Carlos Mandrique (phonetic) and Jose Garrido or Garrigo or Garrido or Garrigo who used to be a council member previously but lost an election.

Guzman said there was a council member that knows about it Gomez as well and identified him as (Jose) Caceres. Caceres would complain and specifically ask zoning applicants about anyone reaching out to them and to pay them or hire them for your applications to be approved. Caceres knew what was going on. Caceres allegedly got upset with applications specifically one from a Home Depot which had gotten approved then it was switched to a Wal-Mart. Caceres had voted for a Home Depot not a Wal-Mart. The applications got switched and he fought the county on the issue. That it was related to Guzman that a vote on an application was taken the meeting was adjourned and once some to CC11 members left they re-open the meeting and took another vote and approve it. On one application Alex De La Portilla was the lobbyist

Matthew Larsh Sr was introduced to Guzman by Omar Blanco and they are friends.

Related to Peggy Brouder and Matthew Larsh, Guzman stated he never paid either any money. With Larsh he stated he emailed, texted and telephoned him and did communicate his positions on applications. Did not remember if Larsh voted the way Guzman wanted but he did communicate with him and his portion on an application.

Guzman explained about the freshman CC members elect they were unfamiliar right the protocol and procedures to vote or not vote and that was a problem.

Beatrice Suarez was not to be the chair, however, she voted for herself, and someone second it. The county attorney said we have someone (Beatriz Suarez) already when others questioned that process they were shut down by the county attorney with regard to further discussions. The county attorney shut everyone off and stated Beatrice Suarez was now the chairperson.

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Intelligence  
Preliminary Inquiry

**Report Of Investigation**  
State Attorney's Office  
Criminal Investigations Division  
Miami-Dade County, Florida

Case #: 64-14-30  
First Report Date: 07/11/2014.77  
Page 8 of 10 Pages

Guzman stated he did not currently know anyone on CC12.

With regard to Diane Richardson Guzman supported her campaign, did not fundraiser for her during early voting. The guy who ran against her was Farias who also ran against Mimi Planas and Farias bounced around to different boards.

Regarding the CC11 meeting at Shula's for members newly elected candidates, Guzman was there they had dinner. Nothing was addressed about the CC on how to vote or not and they said they made it clear they had to do their homework prior to a vote.

Before the actual swearing in ceremony they had the meeting at Shula it was not organized, he could not remember who planned it he invited these CC members he called Frank Artilles and he was there. Said that if anyone told the investigators that there was other things discussed other than it being a welcoming meeting that they are lying.

Miguel Diaz, Matthew Larsh Sr and Gerardo Rodriguez, he would see them at birthday parties and at other events.

Guzman has seen Matthew Larsh at Omar's Blanco's house, Rodriguez at Miguel Diaz house.

Gerardo Rodriguez met MDC-BCC Edmonson through Rodriguez's work place.

Guzman wanted to be in Tallahassee but he's held off doing things because of this investigation. Guzman was willing to help the investigators to work proactively as needed. That he would need to work himself back into the circuit.

With regard to the surveillance issues and circumstances, Guzman stated that he made the surveillance. Then he called Grieco. Grieco said go someplace public, so Guzman goes to the area of SW 87th Avenue and Sunset Road (72nd Street SW) and then drove to Miller Road (SW 56th Street) and onto SR 826 north. Guzman kept communicating with Grieco.

The second time Guzman wound up at Grieco's office and was there for a while. Guzman noticed Grieco went out on the street in front of his office he reached out (a telephone call) and a city commissioner from another city told Grieco that Guzman was being followed. Grieco told Guzman that Commissioner Francis Suarez told Grieco that the City of Miami was involved in the surveillance.

When Guzman went to the court house and met Grieco they both left and they did not exchange anything according to Guzman. Guzman thought the police were gone, at that time they did not see them and then when they left the courthouse they were going to Grieco office. Guzman went to Grieco's office. Grieco advised Guzman to think about why he was being followed. Grieco did not make any calls in Guzman presence, did not discuss the stop and left Guzman in the office. Grieco told him to relax. Guzman said he got the license plates of all that the police cars he thought were following him and Grieco told him to save them. Guzman said he sent the plates to Grieco via text. Grieco told him it was just traffic violation related. Both knew they were being followed. Grieco offered to drive Guzman home or get Ken Gilmore to come get him. The traffic stop was not discussed in front of Guzman. Suarez called Michael Grieco and advised him Guzman was being followed.

Guzman was asked how Grieco knew it was the city of Miami police who were following him. Guzman did not know. If Grieco knew about the surveillance the Coral Gables Commissioner Vince Lagos and Commissioner Francis Suarez know and Xavier Suarez knew as well, they were all connected.

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Report Classification  
Investigation X  
Intelligence  
Preliminary Inquiry

**Report Of Investigation**  
State Attorney's Office  
Criminal Investigations Division  
Miami-Dade County, Florida

Case #: 64-14-30  
First Report Date: 07/11/2014.77  
Page 9 of 10 Pages

Guzman's relationship with Francis Suarez was that they were still friends. Grieco was willing to do it pro-bono work for Guzman on this case but because he's an elected official he wanted to avoid a conflict and directed him to Alex De Varona as the new attorney.

The last time he saw Grieco was on Sunday 04-12-15 the location was not asked or tendered.

Guzman was asked about the \$3000.00 in donations from the PAC of David Ramba. Guzman stated he fund raised contributions for Vince Lagos and Francis Suarez and David Richardson and Patrick Murphy and had those kinds of contacts and could call up David Ramba and ask for the donations and received them. Ramba was asked by Guzman and he donated, that have met several times in Tallahassee as friends

Did he have to show money into those account Diaz and Alvarez, 3 PACs financial report show loans as well into the accounts but no bank activity-the checks that were given by the PACs to Diaz and Alaverz he said he did not have access to their bank accounts surrounding the MDED financial reports, Guzman just to create credibility even through there was no money in the actual account, it was a falsehood on the MDED reporting.

Full force campaign on one of the other campaign candidates and no in kind but he had everything. He was connected to Zapata and Castillo and Ferreiro did his campaign, CC11 lost his bid. Shirts signs mailers, Zapata pumped the money into via Castillo.

Dark Horse Strategies, no money from them, they did robo calls and actually did the calls.

Area 11 2014, Ortega was a Zapata front. \$9000 Humberto Ortega he had full force and it did not get elected he had that kind of financial backing. Possible falsehoods to MDED.

Has a good relationship with Francis Suarez could call him and Suarez would answer the phone.

Grieco, Lagos and Suarez are standing off now due to the investigation.

Check and money order to Vilchez and not reported on the Diaz or Alaverz campaign report to MDED. He reported it that way. Guzman was evasive on him reporting and ultimately he did make those reports out and submitted them to MDED.

Guzman said there were invoices for all the work that was done. Diaz and Alaverz something else was put and that was it. Falsehoods/misrepresentations/ were recorded.

CC11 Zapata surrogates were: Humberto Ortega, Patricia Davis and Valdez were being funded by Zapata.

Juan Mayol gave a 1000 Judy Vesinburg 1000 and others

Asked about the cell phones: thought his cell phones were tapped. Told by someone your phones are tapped. The original iPhone and sister's phone and the other phones were his brother's phones. Did he have drop phones his brother's phones.

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Report Classification  
Investigation X  
Intelligence  
Preliminary Inquiry

**Report Of Investigation**  
State Attorney's Office  
Criminal Investigations Division  
Miami-Dade County, Florida

Case #: 64-14-30  
First Report Date: 07/11/2014.77  
Page 10 of 10 Pages

Switching SIM cards he stated he did not. All text messages and other data should be on his only phone that we had. He was being evasive about the data on his phone. No other phones being used. If there were other phones being used that was the only phone the one which was seized. He stated he deleted text messages all the time when asked about the gaps in his messaging.

That he helped them filed their CC documents he would type out their data on the forms and they verified and they signed and they submitted. He would use the laptop that we seized was the laptop that he used to send the data to the MDED for the various candidates.

Alleged grand theft Issues related to Guzman's cousin Elkin Cabrera and that Guzman needed to pay the money back before it became a criminal matter. It was Guzman's understanding that that money had been paid back and according to Cabrera it had not.

On issues related to the notaries for two candidates Diaz and Alvarez. They were notarized by a Chase Bank employee. That Guzman has never signed anyone's name on an election document for anyone or any form and never notarized any form. Both of them went to the Chase Bank and got them noticed and they told Guzman that they had the docs albert helped them. They told Guzman they went there and got them noticed and he never took the paperwork to a notary outside premise and got them notarized.

About Diaz's qualifying check, Guzman stated he gave Diaz the check off of Vilchez's account, Guzman did not remember what the reason was but he gave Diaz the check.

Guzman said he fundraises and he was earning a living doing it.

Approximate total run time: 1'58" to the end.

The immunity agreement and a copy of the digitally recorded proffered statement of Guzman were placed into the related items section of the case file (RI# 103, 104).

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Report Classification	
Investigation	X
Intelligence	
Preliminary Inquiry	

**Report Of Investigation**  
 State Attorney's Office  
 Criminal Investigations Division  
 Miami-Dade County, Florida

Case #: 64-14-30
First Report Date: 7/11/2014.78
Page 1 of 3 Pages

**Case/File Title:** DIAZ, Daniel Miami-Dade Community Council #12/123 Candidate 2014/David A. Carcache-Guzman Proffer Interview2

**Narrative:**

This report is predicated upon the ongoing gathering of criminal intelligence and investigative information related to criminal allegations of perjury and false swearing under oath (a violation of FSS 104.011 a 3rd Degree Felony) for candidate(s) seeking to qualify and run for election to the Miami-Dade County Community Council Area #12, Sub-Area #123 to-wit: the East Kendall area of Miami-Dade County.

On Tuesday 05-05-2015 from 1318 to 1435 hours Miami-Dade State Attorney's Office (MDSAO) Investigator Michael D'Ambrosia, ASA Luis Perez-Medina, Miami-Dade County Office of the Inspector General (MDOIG) Special Agent James Kennedy and private attorney Alejandro David De Varona sat with David Alberto Carcache-Guzman at the MDSAO PCU area conference room and interviewed Guzman concerning information Guzman was proffering through an immunity agreement on various pieces of information Guzman had knowledge of related to alleged public corruption, bribery, cash kick-back schemes and related criminal intelligence in the Miami-Dade County area.

This was the second interview of Guzman by the investigators who had requested the interview to focus in on the specific allegations that Guzman had made previously during the first statement on 04-14-2015.

Guzman through his private attorney had stated that he possessed personal knowledge of elected officials on the Miami-Dade Community Councils who were involved with lobbyists in bribery or kick-back schemes involving projects presented to the local community council's boards and that for fees would sell their vote to approve zoning and planning project applications presented to the boards.

Prior to the interview by D'Ambrosia and Kennedy, ASA Medina and De Varona explained the proffer offered which still stood from the prior interview.

Guzman stated in substance except for issues arising out of any current or prior privileged communications between he and his privately retained lawyers (in this case De Varona and formerly Michael C. Grieco) the following:

Guzman upon being questioned reiterated the events surrounding the SAPCTF surveillances conducted of him on

Submitted By:	_____	Date:	05/11/2015
	Michael D'Ambrosia, Investigator, SAPCTF		
Reviewed By:	_____	Date:	_____
Reviewed By:	_____	Date:	_____

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Report Classification  
Investigation X  
Intelligence  
Preliminary Inquiry

**Report Of Investigation**  
State Attorney's Office  
Criminal Investigations Division  
Miami-Dade County, Florida

Case #: 64-14-30  
First Report Date: 7/11/2014.78  
Page 2 of 3 Pages

07/29/2014 and 07/30/2014. Guzman took D'Ambrosia through the same set of events and actions on his part and Grieco's upon their meetings on 07/29/2014 and 07/30/2014.

That during both days Guzman eventually wound up in Michael Grieco's office on Miami Beach. That there may have been a personal assistant present but he could not specifically recall.

That Grieco was his retained lawyer from a prior DUI and that Grieco through a "verbal" agreement was his lawyer on the current criminal case initially, but then told Guzman that he had a conflict and had to pass his representation on to another lawyer. The reasoning as Guzman stated was that he was a City Commissioner for Miami Beach and since they were not sure what the investigation entailed, Grieco decided it would be a conflict or potential conflict of interest for him to be Guzman's lawyer. D'Ambrosia did recall that during the execution of the search warrant on Guzman's apartment in the Kendall area that Guzman called Grieco and D'Ambrosia personally spoke to Grieco (or a person who identified himself as Grieco) from Guzman's cellular telephone while inside the residence explaining the reasons behind the execution of the warrant at the location to that person.

Guzman confirmed Francis Suarez's cellular telephone number of 305-996-3342 and Suarez's email of ffxsuarez@aol.com based on the last information Guzman had on file from his current cellular telephone and from his personal knowledge of the data.

That the specific context of the conversation that Grieco had with Guzman about how Grieco had learned that one of the SAPCTF members was a Miami Police Officer/Detective came from Francis Suarez and the statement from Grieco to Guzman was:

"Francis Suarez told me it was the City of Miami Police following you" and Grieco then stated: "Don't ask me anything else about it". That this conversation took place in early August when Guzman had personally run into Grieco and did not recall where. So, the time frame for the conversations between Grieco and Suarez could have occurred after 07/30/2014. The mechanism of how that conversation might have taken place was unknown to Guzman (whether personally or via electronic devices).

When questions arose from the conversations between Guzman and Grieco, DeVarona voiced his concern over "privileged communications" between Guzman and his verbal contractual hiring of Grieco at that time. ASA Perez-Medina and De Varona had a sidebar conversation about the questioning and it was openly communicated that the client could break the privilege if they wanted too but DeVarona cautioned Guzman against it. Guzman stated that he would not give up that privilege, but would discuss in generalities answers to the investigators questions. It was observably apparent that Guzman was sensitive as it related to questions surrounding his interactions with Grieco; however, no such sensitivity was apparent when SA Kennedy delved into the questions surrounding the Community Council allegations which were well away from any connectivity between Guzman and those CC parties.

Guzman reiterated the information about the CC allegations surrounding Beatriz Suarez and her husband Michal Tauben and the conversations that Guzman had with Juan Mayol Jr.

Kennedy focused his questions on the prior allegations of the Community Councils which surrounded the following reasons for questioning:

The Horse Country (West Kendall area) re-zoning application presented by Pan American Company.

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Report Classification	
Investigation	X
Intelligence	
Preliminary Inquiry	

**Report Of Investigation**  
State Attorney's Office  
Criminal Investigations Division  
Miami-Dade County, Florida

Case #: 64-14-30
First Report Date: 7/11/2014.78
Page 3 of 3 Pages

Humberto Ortega's CC11/114 bid for election (2014) and his campaign contributions and expenditures which Guzman alleged were never reported from the onset of his election bid, but well after and a violation of elections laws. Ortega as Guzman stated would have been non-complaint with the campaign account reporting timetable and deadlines. That Ortega had gone on to purchase campaign material prior to ever filing a campaign report of contributions and any expenditure on campaign material a possible election law violation. Guzman stated that he was going to report the possible violation to the MDED but that the SAPCTF had seized much of his written material during the execution of a search warrant. Additionally, the alleged campaign violations Guzman spoke of took place in the 2014 election cycle for Ortega. However, in the end, Ortega subsequently reported all his expenses as per the MDED candidate records on file. Ortega also lost his bid for an elected seat on the council to Andres Felipe Alvarez (one of the subjects of investigation # PCU64-14-30 who was cleared). Alvarez was a Guzman promoted candidate.

That there were other candidates who had mirror image campaign contribution and expenditure reports who had run in CC11 area and Guzman thought that was suspicious.

That the password Guzman always used when establishing his candidate accounts was: **miamidade**. As to whether the accounts were active he did not know.

That back in 2014 some time there was a CC8 councilperson who he alleged tried to solicit campaign donations from Guzman for City of Miami Mayor Regalado's campaign and in turn the CC8 UNSUB (who Guzman described as a B/M who might have worked for the City of Miami or another local government entity) might vote to approve a re-zoning/extended hours requested from an area business that Guzman had supported previously. The applicant was the owner of a local CC8 area restaurant/café business located in the vicinity of NW 27th Avenue and 72nd Street, Miami, FL. Guzman stated that the applicant was unaware of the alleged solicitation. That Guzman had run into the UNSUB B/M while at the City of Miami Hall exiting the building. The UNSUB B/M stated that if Regalado's campaign received a contribution from the denied applicant that the UNSUB would make sure to assist on the application in the future if it were re-submitted. The application had been denied and it was never re-submitted by the applicant according to Guzman. That there was a contributor to various election campaigns named Judy Wieselberg and that Guzman suspected that she was a pass through for campaign contributors who did not want their names disclosed. That Guzman's review of Wieselberg's contributions showed that she gave multiple thousands of dollars to various candidates and that when he called Wieselberg and queried her about her donating to Guzman's candidates she refused, hence, Guzman became suspicious of those contributions.

Based on the forgoing statements made by Guzman, the investigator subsequently broke out the investigative leads needed for follow-up and reporting in an effort to determine the validity of the information which was the purpose behind why Guzman was engaged in a proffer prior to being charged with any crimes, to aid in mitigating any criminal sanctions potentially imposed at a future date.

The Guzman proffer was digital audio recorded for future review and placed into the related items section of the case file (RI#107).

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Report Classification	
Investigation	X
Intelligence	
Preliminary Inquiry	

**Report Of Investigation**  
 State Attorney's Office  
 Criminal Investigations Division  
 Miami-Dade County, Florida

Case #: 64-14-30
First Report Date: 07/11/2014.79
Page 1 of 3 Pages

**Case/File Title:** DIAZ, Daniel Miami-Dade Community Council #12/123 Candidate 2014/Interview Richard M. Gomez CC10

**Narrative:**

This report is predicated upon the ongoing gathering of criminal intelligence and investigative information related to criminal allegations of perjury and false swearing under oath (a violation of FSS 104.011 a 3rd Degree Felony) for candidate(s) seeking to qualify and run for election to the Miami-Dade County Community Council Area #12, Sub-Area #123 to-wit: the East Kendall area of Miami-Dade County.

On Tuesday May 12, 2015 between the hours of 0905 and 0922 Miami-Dade State Attorney (MDSAO) Public Corruption Task Force (PCTF) Investigator Michael D'Ambrosia and Miami-Dade County (MDC) Special Agent (SA) James Kennedy met with and interviewed Richard Mathew Gomez, Community Council 10 council member as it related to any conflicts of interest or other generally complaints involving CC10 where Gomez had been elected in 2010 and reelected in 2014. The interview took place at Gomez's business office located at 1301 West 68th Street, Hialeah, Florida 33014 doing business as TGSV Enterprise Incorporated (herein after referred to as "TGSV") a general contracting and construction company where Gomez listed himself as the Vice President.

The interview was digital audio recorded pursuant to an ongoing criminal investigation as allowed under FSS. That David Alberto Carcache-Guzman had alleged previously during a proffer statement to the investigators that Gomez a principal owner/operator of the listed construction company had voted in favor of two applications which had been presented to the CC10 planning and zoning board (2013to 2014) wherein TGSV Enterprises Inc. had a contractual interest/monetary interest in approving an application presented by the BJ's Wholesale Club Inc. on a construction project. That Gomez failed to disclose his principle ownership and direct involvement in TGSV Enterprises Inc. which was the construction company hired to do the work for BJ's Wholesale Club. That Gomez while a TGSV principal had voted in favor of approving the application and made no public disclosure of the connectivity between his business involvement at TGSV and his CC10 duties which would have given rise to a conflict of interest disclosure and possibly a recusal from a vote on approving the zoning/building application for BJ's Wholesale Club where TGSV was slated to do the construction work.

The investigators questioned Gomez in generalities and made no specific accusations against Gomez, but in broad terms, questioned any knowledge Gomez possessed about such conflicts of interest and of what should be done should one arise.

Submitted By:	_____	Date:	5/13/15
	Michael D, Investigator, SAPCTF		
Reviewed By:	_____	Date:	_____
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Report Classification  
Investigation X  
Intelligence  
Preliminary Inquiry

**Report Of Investigation**  
State Attorney's Office  
Criminal Investigations Division  
Miami-Dade County, Florida

Case #: 64-14-30  
First Report Date: 07/11/2014.79  
Page 2 of 3 Pages

Gomez stated in substance the following when questioned about CC10 and council person conflicts and any of his own from prior historical experiences:

- Conflicts of interest were described to Gomez by D'Ambrosia and Gomez understood the general parameters. That the complaint revolved around CC members who might have a vested interest in the applications and voting on them without advising anyone of their interest or connection to the project.
- Gomez had not heard of or was aware of any of those issues and he had recused himself on prior occasions when such conflicts arose.
- That Gomez had previously asked about such conflicts on his own behalf and queried the MDC County Attorney assigned to CC10 and was told that if he (Gomez) felt uncomfortable with an issue he was going to vote on to talk to the county attorney and they would render an opinion. Those conversations were usually unrecorded and similar to a "sidebar" conversation.
- That on occasion he and other council members spoke on the record (audio recorded) that maybe an applicant was a neighbor of a CC10 council person and they would make a public statement about it.
- Gomez stated that sometimes he stepped away from votes because of conflicts. Gomez could not specially describe another council member that he thought had such conflict where they stepped away from a vote.
- Gomez described prior historical issues on the CC with such conflicts and that there were watchdogs (those who felt any conflict should be disclosed and recorded) on the CC to ensure there were no quid pro quo's and described a former CC10 member named FNU-Caceres.
- D'Ambrosia asked if he had ever voted on an application that he had a conflict on. Gomez stated "No". That there was a prior item at a high school (Belen Jesuit) and he could not remember the other issue but that he had recused himself from those votes due to a conflict.
- Gomez described how a typical recusal works and that it's done on the public record (on audio) no written record or form to be filled out, just read it into the record. Gomez recalls that he had a couple of side bar conversations with the county attorney and was told that if he felt awkward or uncomfortable on a vote that he could recuse himself and make a note to the record. The county attorney said if he felt OK with his vote that he could vote accordingly.
- Gomez described his involvement with MDC projects as limited if at all.
- Around 2009 or 2010, Gomez called the COE to request an opinion on whether or not he could run for the Community Council #10/103 area due to TGSV contracting with the County for construction projects Mr. Gomez was concerned there might have been a conflict of interest. Mr. Gomez stated a recording of his phone call to the COE could be located by a Google search.

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Report Classification	
Investigation	X
Intelligence	
Preliminary Inquiry	

**Report Of Investigation**  
State Attorney's Office  
Criminal Investigations Division  
Miami-Dade County, Florida

Case #: 64-14-30
First Report Date: 07/11/2014.79
Page 3 of 3 Pages

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At approximately 0922 hours the interview was concluded and the investigator departed. D'Ambrosia maintained a copy of the recorded conversation and related Gomez data in the related items section of the case file for future review (RI#108).

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Report Classification  
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 Preliminary Inquiry X

**Report Of Investigation**  
 State Attorney's Office  
 Criminal Investigations Division  
 Miami-Dade County, Florida

Case #: IN-15-12  
 First Report Date: 07/1/2014.80  
 Page 1 of 2 Pages

**Case/File Title:** Spin-Off 64-14-30 Carcache-Guzman, D RE: GOMEZ, Richard CC10 MDC B&Z Records Research

**Narrative:**

This report is predicated upon the ongoing gathering of criminal intelligence and investigative information related to criminal allegations of perjury and false swearing under oath and conflicts of interest which were not disclosed to the public by an elected official.

In this particular instance David Carcache-Guzman had provided a proffer of information a portion of which related to Richard M. Gomez and his construction companies involvement with BJ's Wholesale Club Inc. and was a spin-off from the primary main investigative effort.

On Wednesday, May 27th, 2015 from approximately 1200 to 1500 hours Miami-Dade County (MDC) State Attorney's Office (MDSA) Public Corruption Task Force (PCTF) Investigator Michael D'Ambrosia researched Miami Dade County Building and Zoning micro-film records related to building and zoning permits issued for the construction of the BJ's Wholesale Club located at 7050 SW 24th Street (Coral Way) Miami, FL. The purpose was to determine whether Richard Gomez, a council person on MDC-CC10 and an employee of the construction company D/B/A TGSV Enterprises Inc. which oversaw the construction of the BJ's was involved directly or indirectly in the approval of the planning and zoning processes as a TGSV employee and in conflict with his duties as a CC10 council person where the BJ's Wholesale was built. That a review of the records was in order to determine if Gomez had any direct oversight of the project and/or signatory authority for TGSV Enterprises Inc. on the permits or other records that might evidence a conflict for which Gomez failed to recuse himself.

Previously MDC-OIG Special Agent James Kennedy had conducted an extensive search of the MDC-B&Z historical permitting records on the project and there were several other files which were outstanding and required a review.

D'Ambrosia having those file numbers in hand and the micro-film having been pulled by the MDC-B&Z historical records unit, conducted the search of the BJ's Wholesale Store project at the MDC B&Z micro-film area at their main facility off at 11805 SW 26th Street, Miami, FL 33175.

D'Ambrosia's review of those outstanding records failed to reveal any documents, plans or otherwise that Gomez signed

Submitted By: \_\_\_\_\_ Date: 05/27/2015  
 Michael D'Ambrosia, Investigator, SAPCTF

Reviewed By: \_\_\_\_\_ Date: \_\_\_\_\_

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Report Classification  
Investigation  
Intelligence  
Preliminary Inquiry      X

**Report Of Investigation**  
State Attorney's Office  
Criminal Investigations Division  
Miami-Dade County, Florida

Case #:            IN-15-12  
First Report Date: 07/1/2014.80  
Page 2 of 2 Pages

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or approved as a directing authority for TGSV Enterprises Inc. All the signatures located on those permit applications as the TGSV representative were of Roy Rodriguez, the current president of TGSV, though Gomez was a TGSV Enterprise Inc. corporate principal as per the FL. Dept. of State corporate records.

Records used to research the micro-film files and permits were placed into the related items section of the case file (RI#2/109).

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Report Classification  
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 Intelligence  
 Preliminary Inquiry      X

**Report Of Investigation**  
 State Attorney's Office  
 Criminal Investigations Division  
 Miami-Dade County, Florida

Case #: 64-14-30.81  
 First Report Date: 07/11/2014  
 Page 1 of 3 Pages

**Case/File Title:** Interview of GRIECO, Michael C RE: David A. Carcache-Guzman and Ernesto Rodriguez Interactions

**Narrative:**

The following investigative report was predicated upon the on-going gathering of criminal investigative information and intelligence related to public officials and the alleged misuse of authority and governmental positions for personal or other benefit and/or releasing confidential criminal investigative information in violation of Florida State Statutes 838.21.

On Wednesday, August 5, 2015 at approximately 1015 hours Miami Dade State Attorney's Office (MDSAO) Public Corruption Task Force (PCTF) Investigator Michael D'Ambrosia along with MDSAO Assistant State Attorney (ASA) Luis Perez-Medina met with and interviewed Michael C. Grieco (a current City of Miami Beach FL City Councilman) related to the release of confidential investigative material/information.

Present during the interview (which was not recorded electronically in any manner) were Grieco's privately retained criminal defense lawyers: Israel Reyes and Manual Alvarez.

During probative questions asked by both Perez-Medina and D'Ambrosia, Grieco stated in substance the following:

- That he was appearing of his own volition and had not asked for a witness subpoena and that he would answer any and all questioned posed to him unless there were attorney-client communications that he could not discuss with regard to Guzman.
- That he has known David Guzman since approximately 2012 where he met Guzman during a silent auction to raise funds for a private cause.
- That Guzman and Grieco as well as Grieco's wife became friendly with Guzman as time went on especially since Guzman was devoted to LGBT causes (Lesbian-Gay-Bisexual-Transgender) and Grieco supported the same.
- That Grieco has represented Guzman as a private criminal defense attorney on two (2) cases previously: a DUI case and a filing a false report case.

Submitted By: \_\_\_\_\_ Date: 8/5/15  
 Michael D'Ambrosia, Investigator, SAPCTF

Reviewed By: \_\_\_\_\_ Date: \_\_\_\_\_

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Report Classification  
Investigation  
Intelligence  
Preliminary Inquiry X

**Report Of Investigation**  
State Attorney's Office  
Criminal Investigations Division  
Miami-Dade County, Florida

Case #: 64-14-30.81  
First Report Date: 07/11/2014  
Page 2 of 3 Pages

- With regard to the incident currently under investigation, Grieco recall that Guzman had called him via telephone (07-29-2014) to advise Grieco that he (Guzman) though he was being followed by unknown people in regular cars, describing the cars as a Jeep Cherokee and a BMW. That Grieco thought Guzman was wrong as he could not conclude why anyone would be following Guzman.
- That on the second day (07-30-2014) when Guzman had called Grieco again, he advised Guzman to drive to the Miami Dade County Criminal Courthouse because there were a lot of police in the area at that location. There they met inside the courthouse, walked around a bit and departed.
- Grieco told Guzman that they would drive to his office on Miami Beach and the two proceeded to do that. That upon departing the courthouse Grieco believed he observed the same cars as described start to follow Guzman and now him and became concerned and that Guzman's information might be plausible.
- Grieco described being concerned and deciding on whether to call 9-1-1 to report the activity, but that it would generate a record of the call and his name would be attached to it and he felt that it wasn't warranted at that time. Grieco became concerned, enough so that when he and Guzman got to the Miami Beach area that he (Grieco) went home and retrieved a personal firearm.
- Thereafter Grieco "ran into" a police officer friend of his and described the observed activities of the unmarked cars and expressed his concern to the officer (Ernesto Rodriguez). Rodriguez was observed eating a Paleo Foods (a health food restaurant) across the street from Grieco's office, that Grieco knew Rodriguez from a prior criminal incident involving an unrelated victim at or near the port/harbor area of Miami Beach where Rodriguez had participated on the investigation or had some interaction on the investigation.
- That the conversation with Rodriguez was as Grieco being a "concerned citizen" and not as a commissioner.
- Grieco told Rodriguez of the observed activities and Rodriguez went off to search the area for the vehicles based upon Grieco's personal concerns for his client/friend.
- That Rodriguez reported back to Grieco that they "were police". Rodriguez never stated any agency in particular. That Grieco upon hearing that, he tried to wave one of the vehicles down to speak with them to "invoke Guzman's privilege" (his right to counsel and remain silent) but they (the unknown surveillance officers) had departed.
- The following day Grieco had an impromptu dinner with Francis Suarez and Suarez's brother but there were no discussions about who Sergio Diez was or as to why any City of Miami Police were involved with being on Miami Beach and following Guzman. That Grieco did discuss his meeting Suarez with Guzman as both he and Suarez knew Guzman from fund raising efforts.
- Grieco stated that he "did not call Francis Suarez" on 07-30-2014 or have any conversation with Suarez about the identity of Diez and never had a communication or conversation with Guzman about the officer who had been stopped being from the City of Miami Police Department.

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Report Classification  
Investigation  
Intelligence  
Preliminary Inquiry      X

**Report Of Investigation**  
State Attorney's Office  
Criminal Investigations Division  
Miami-Dade County, Florida

Case #: 64-14-30.81  
First Report Date: 07/11/2014  
Page 3 of 3 Pages

- 
- That Grieco spoke to Ernesto Rodriguez about three (3) weeks ago as a courtesy to let him know that the police and/or the State attorney's office might be attempting to contact with him on the traffic stop matter.
  - ASA Perez-Medina asked Grieco to swear to the statement he had just provided and Grieco stated that "yes, I swear that what I have told you was true and correct".

At approximately 1045 hours the interview was concluded. Documents prepared and used during the interview were placed into the related items section of the case file (RI#110 RE: Case 64-14-30 and/or RI# 8 Case IN-15-14)

NFI/MJD

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Report Classification  
 Investigation X  
 Intelligence  
 Preliminary Inquiry

**Report Of Investigation**  
 State Attorney's Office  
 Criminal Investigations Division  
 Miami-Dade County, Florida

Case #: 64-14-30.82  
 First Report Date: 07/11/2014  
 Page 1 of 2 Pages

**Case/File Title:** Arrest Warrant Executed RE: David Alberto Carcache-Guzman

**Narrative:**

This report is predicated upon the ongoing gathering of criminal intelligence and investigative information related to criminal allegations of perjury and false swearing under oath (a violation of FSS 104.011 a 3rd Degree Felony) for candidate(s) seeking to qualify and run for election to the Miami-Dade County Community Council Area #12, Sub-Area #123 to-wit: the East Kendall area of Miami-Dade County.

On Monday 09-21-2015 Miami Dade State Attorney's Office (MDSAO) Public Corruption Task Force (PCTF) Investigator Michael D'Ambrosia and Miami-Dade County Office of the Inspector General (OIG) Special Agent James Kennedy obtained an arrest warrant for David Alberto Carcache AKA David Guzman after presenting an affidavit for to obtain the warrant to the Honorable Miami-Dade Circuit Court Judge Stephen Milan. The specifics of the warrant were included herein.

On Tuesday 09-22-2015 Miami-Dade State Attorney's Office Assistant State Attorney Luis Medina-Perez arranged with Carcache's privately retained attorney Alejandro D. DeVarona to turn himself in at the MDSAO.

Carcache arrived with DeVarona at the MDSAO at approximately 0900 hours where he was taken into custody and the warrant executed by D'Ambrosia, Kennedy and MDSAO-PCTF Detective Sergeant Sergio Diez and Miami Police Department Officer Nathaniel Cruz (# 41735). Cruz processed Carcache and transported Carcache to the MDC Turner-Guildford-Knight Corrections Facility at approximately 1003 hours.

The only possession that Carcache had were the clothes he was wearing (with a belt), his glasses and a Florida Driver's License with his data on it. Miranda warnings were not read to Carcache as no questions were asked of him.

Submitted By: \_\_\_\_\_ Date: 9/22/15  
 Michael D'Ambrosia, Investigator, SAPCTF

Reviewed By: \_\_\_\_\_ Date: \_\_\_\_\_

Reviewed By: \_\_\_\_\_ Date: \_\_\_\_\_

Case Status:  Open  Closed Indexed By: \_\_\_\_\_ Date: \_\_\_\_\_

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US SECRET SERVICE  
MIAMI ELECTRONIC CRIMES TASK FORCE  
DIGITAL FORENSICS LABORATORY



MEMORANDUM FOR Investigator Michael D'Ambrosia September 26, 2014  
(Note to Readers: Please click on Blue Hyperlinks to Access)

**FROM:** Ricardo Arias  
Detective, Digital Forensic Examiner  
10350 NW 112<sup>th</sup> Ave.  
Miami, FL 33178

**SUBJECT:** Forensic Media Analysis Report  
SUBJECT: Daniel Diaz  
Miami Dade State Attorneys Case Number: 64-14-30  
Exam Number: 64-14-30-1

1. **Support Requested:**

This examination was completed upon a request from Investigator D'Ambrosia of the Miami Dade State Attorney's Office. The request was to retrieve any digital information obtainable from the submitted media. This request was supported by written consent to search forms. The investigation is regarding an ongoing public corruption investigation into election fraud.

2. **Status:** Closed

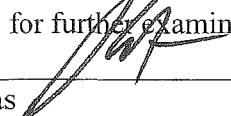
3. **Please Note:**

This is a report regarding the analysis of digital evidence that was submitted to our agency for forensic examination. The data contained in this report and data extractions should not be regarded as the evidence, but rather a report concerning that data. Contact the examiner to obtain the evidentiary data. Date and time stamps on data extracted from the original media may contain a different date / time stamp than when it was on the original media. Refer to the information contained within the case report for the date / time stamps from the original media. Electronic evidence recovered is based on current technology. Results could vary based on new search criteria and/or new technology.

Data contained in this report may be sensitive, confidential, or in some cases offensive. It is intended for viewing only by those involved in the investigation, prosecution, defense, and adjudication of this case. Any other viewing is not authorized.

It is the decision of the working case agent/officer to determine if the extracted data has any evidentiary value.

If investigation warrants or if additional leads are generated, further analysis of the media can be performed. Other not recovered evidentiary data may exist.

Requests for further examination may be directed to Ricardo Arias, Miami Electronic Crimes  
Released By  Date 9/26/14  
Ricardo Arias  
Detective/Examiner

Task Force, telephone number (305) 863-5000, or at email address Ricardoarias@miamibeachfl.gov.

*Should a decision be made to make an arrest, initiate a prosecution, or initiate some administrative proceeding that may result in an adverse effect on the subject or target of this examination, based on information contained in this report, the decision maker is strongly advised to first discuss the findings contained herein with the examiner so as to avoid misinterpretation of the information.*

#### **4. Report Instructions**

Please read the report instructions before proceeding. Most important is to not have your computer connected to the Internet when viewing the forensic results.

The main report cannot be printed so a copy has been provided for your use, and additional ones can be provided by contacting MECTF. Please also note the main report does not allow any cutting, pasting, or other changes. The additional referenced reports can be printed as needed unless they are also secured due to their contents.

Included on this HD is Irfan-View. This software will let you see all the graphics to include ones from Adobe Photoshop. Please click here to install and make it your default graphics viewer if needed.

There may be videos in this report that you may have trouble viewing with your current software. In order to view them please click here and install the VLC Player (freeware) if needed. If you have QuickTime installed (free program) this will also play most videos in this report.

Click here to view definitions of items as needed.

#### **5. Summary of Findings:**

Information was found in the nature of on bluetooth devices; calendar; call logs; chats; contacts; cookies; installed applications; IP connections; locations; MMS Messages; notes; SMS Messages; timeline; user accounts; web bookmarks; web history; wireless networks; audio files; image files; phone analytics; Skype; WhatsApp

My examination included:

System # 64-14-30-1: iPhone 5 Cellular Phone IMEI: 990002724280324

Media # 64-14-30-1: Internal Memory 32GB

The media can be viewed here.

#### **6. Supplemental Reports**

- a. 64-14-30-1 CelleBrite Advanced Logical Report containing information on bluetooth devices; calendar; call logs; chats; contacts; cookies; installed applications; IP connections; locations; MMS Messages; notes; SMS Messages; timeline; user accounts; web bookmarks; web history; wireless networks; audio files; image files; phone analytics; Skype; WhatsApp

- b. 64-14-30-2 Photos taken on scene by Detective A. Canavas of text messages between D. Guzman and D. Diaz

7. **Relevant Software:**

**Analysis Software:**

<u>Program Name/Version</u>	<u>Program Description</u>
Microsoft 7	Operating System
UFED PA v3.9.8.7	Forensic Analysis Tool

8. **Items Provided:**

Printed Report  
1 HD with Report and evidentiary items



Fwd: Daniel Diaz response case no FEC 15-336  
danieldee2084  
to:  
donna.malphurs  
01/09/2017 08:58 PM  
Hide Details  
From: danieldee2084 <danieldee2084@gmail.com>  
To: donna.malphurs@myfloridalegal.com

Sent from my T-Mobile 4G LTE Device

----- Original message -----

From: danieldee2084 <danieldee2084@gmail.com>  
Date: 1/9/17 8:55 PM (GMT-05:00)  
To: fec@myfloridalegal.com  
Subject: Daniel Diaz response case no FEC 15-336

Hi Donna,

Sorry for the late response. I had a lot going on this past year with losing my father and financial issues without his support. I thought this case was dismissed because investigators were working on it and they told me that they were going to take care of it since David Carcache-Guzman had forged my information and use me as a puppet to steal money which he has already been charged with. I had no idea what was going on and he hid a lot of stuff from me as I am easily gullible and found him quite nice and trusting. He told me everything is fine and legal. Of course I had no idea who I was dealing with and thought I was helping out the community for a good cause. I helped investigators for about 2 months to help get information about him, that's what led me to believe everything was taken care of. The investigators knew I did not spend one penny of the campaigns money from which David Carcache-Guzmam had received from the campaign. He made me open up an account to supposedly buy flyers and pay the campaign helpers. If the commission needs to settle this in court I'm willing to testify as best as I can. But I can assure you I'm innocent of all this.

Sent from my T-Mobile 4G LTE Device





Fwd: Daniel Diaz response case no FEC 15-336  
danieldee2084  
to:  
donna.malphurs  
01/09/2017 08:58 PM  
Hide Details  
From: danieldee2084 <danieldee2084@gmail.com>  
To: donna.malphurs@myfloridalegal.com

Sent from my T-Mobile 4G LTE Device

----- Original message -----

From: danieldee2084 <danieldee2084@gmail.com>  
Date: 1/9/17 8:55 PM (GMT-05:00)  
To: fec@myfloridalegal.com  
Subject: Daniel Diaz response case no FEC 15-336

Hi Donna,

Sorry for the late response. I had a lot going on this past year with losing my father and financial issues without his support. I thought this case was dismissed because investigators were working on it and they told me that they were going to take care of it since David Carcache-Guzman had forged my information and use me as a puppet to steal money which he has already been charged with. I had no idea what was going on and he hid a lot of stuff from me as I am easily gullible and found him quite nice and trusting. He told me everything is fine and legal. Of course I had no idea who I was dealing with and thought I was helping out the community for a good cause. I helped investigators for about 2 months to help get information about him, that's what led me to believe everything was taken care of. The investigators knew I did not spend one penny of the campaigns money from which David Carcache-Guzmam had received from the campaign. He made me open up an account to supposedly buy flyers and pay the campaign helpers. If the commission needs to settle this in court I'm willing to testify as best as I can. But I can assure you I'm innocent of all this.

Sent from my T-Mobile 4G LTE Device



**FLORIDA ELECTIONS COMMISSION**

**107 W. Gaines Street,  
Suite 224 Collins Building  
Tallahassee, Florida 32399-1050  
Telephone: (850) 922-4539  
Fax: (850) 921-0783**

February 1, 2017

Daniel Diaz  
8180 Geneva Court, Apt. 329  
Doral, FL 33166-7845

**RE: Case No.: FEC 15-336; Respondent: Daniel Diaz**

Dear Mr. Diaz:

On January 23, 2017, we received your letter of response to the Staff's Recommendation in this matter. Included with your response was a flash drive. However, we were unable to read any data on it.

Please note that the deadline for submission of documents to be included in the materials provided to the members of the Commission is February 10<sup>th</sup>. Documents submitted after this date will be made available at the meeting but it is at their discretion whether they review the documents submitted after the deadline.

If you have any questions, please let me know.

Sincerely,

*Donna Ann Malphrus*

Agency Clerk

/dam

cc: Stephanie Cunningham, Assistant General Counsel

The thumb Drive

has the whole

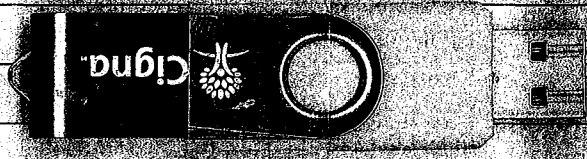
investigation on

Car cache. For David

RECEIVED

2017 JAN 31

STATE OF FLORIDA  
SOLICITOR GENERAL



Florida Elections Commission

107 West Gaines Street

Suite 224

Tallahassee, Florida 32399

Attention Stephanie Cunningham

RE: FEC Case Number 15-336

RECEIVED

2017 JAN 23 P 1:16

STATE OF FLORIDA  
ELECTIONS COMMISSION

To the Florida Election Commission and Ms. Cunningham,

My name is Daniel Diaz and I am in receipt of the notice of hearing where I am the defendant in the referred FEC administrative case.

I am requesting and imploring the FEC to review the investigative documents I have enclosed in considering whether to charge me administratively and ask that the case be dismissed even if a finding of probable cause is found as I am a victim stemming from the criminal actions and activities of David Carcache-Guzman. Upon learning from law enforcement that I was potentially in violation of the Florida laws surrounding my candidacy in Miami Dade County, I resigned my position and cooperated fully with the Miami-Dade State Attorney's Office on their criminal investigation into Carcache-Guzman's activities.

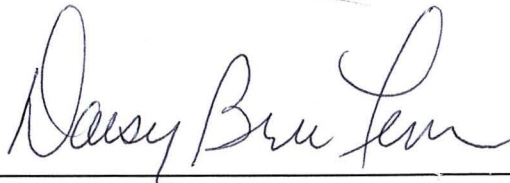
Again, I ask that you please consider all the facts and circumstances surrounding the actions and consider dismissing the case against me.

I swear and affirm that the foregoing statement by me is true and correct.

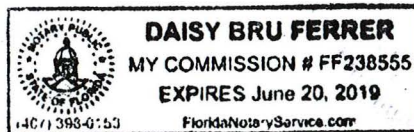
Respectfully submitted,



Daniel Diaz



Notary



Diaz Daniel

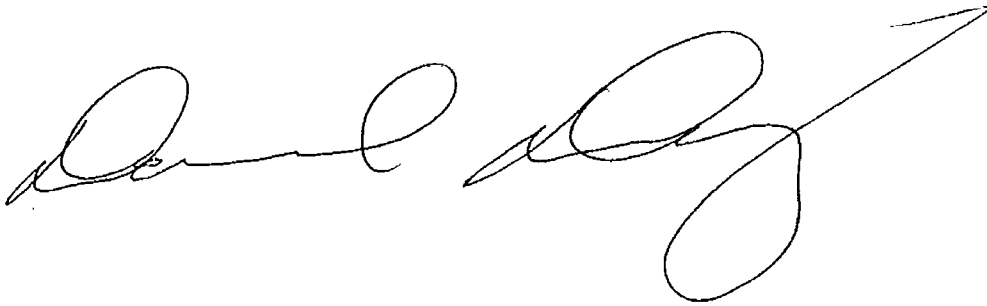
---

Daniel Diaz  
786-477-3973  
[Danieldee2084@hotmail.com](mailto:Danieldee2084@hotmail.com)

09/08/2014

Dear Franklin Gutierrez

I would like to withdraw my position for the councilman for the boardmembers position for sub area #123 for personal reasons.

A handwritten signature in black ink, appearing to read "Daniel Diaz". The signature is fluid and cursive, with a long, sweeping underline that extends to the right.

8/09/2014

**STATE OF FLORIDA  
FLORIDA ELECTIONS COMMISSION**

**In Re: Daniel Diaz**

**Case No.: FEC 15-336**

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**STAFF RECOMMENDATION FOLLOWING INVESTIGATION**

Pursuant to Section 106.25(4)(c), Florida Statutes, undersigned staff counsel files this written recommendation for disposition of the complaint in this case recommending that there is **probable cause** to charge Respondent with violating **Sections 106.141(1)**, and **106.19(1)(c)**, **Florida Statutes**. Based upon a thorough review of the Report of Investigation submitted on December 2, 2016, the following facts and law support this staff recommendation:

1. On April 28, 2015, the Florida Elections Commission (“Commission”) received a sworn complaint from Penelope Townsley (“Complainant”), alleging that Daniel Diaz (“Respondent”) violated Chapter 106, Florida Statutes.

2. Respondent was a 2014 candidate for Miami Dade County Community Council Area 12, Sub Area 123. Respondent’s Statement of Candidate form (“DS-DE 84”) was signed on June 16, 2014. (ROI Exhibit 9)<sup>1</sup>

3. By letter dated June 2, 2016, the Executive Director notified Respondent that Commission staff would investigate the following statutory provisions:

**Section 106.141(1), Florida Statutes:** Respondent failed to timely file his 2014 Termination Report (TR-P14) reflecting the disposition of all remaining campaign funds, as alleged in the complaint.

**Sections 106.19(1)(c), Florida Statutes:** Respondent falsely reported or deliberately failed to include information required by Chapter 106, as alleged in the complaint.

4. On June 16, 2014, Respondent acknowledged that it was his responsibility to read, understand, and follow the requirements set forth in the Candidate Qualifying Handbook provided on the Miami-Dade County Elections Department’s website. The handbook included information on State Laws and Handbooks, the Election Laws of the State of Florida, County Laws and Handbooks, Qualifying Information, Electronic Reporting Dates and Procedures, Important Candidate Information, and Recent Legislative Changes. (ROI Exhibit 8, page 6)

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<sup>1</sup> The Report of Investigation is referred to herein as “ROI.”

**Alleged Violation: Section 106.141(1), Florida Statutes**

5. Complainant alleged that Respondent violated Florida's election laws by failing to file the campaign's 2014 Termination Report (TR-P14).

6. On August 26, 2014, Respondent was elected to office. Respondent was required to file the campaign's 2014 Termination Report reflecting the disposition of all remaining campaign funds within 90 days after being elected to office.

7. On June 24, 2014, the Miami-Dade Elections Department mailed a letter to Respondent notifying him of the designated due date for the campaign's 2014 Termination Report, i.e., November 24, 2014. (ROI Exhibit 2) Respondent failed to file the report on the designated due date.

8. On December 18, 2014, and January 30, 2015, the Miami-Dade Elections Department sent letters notifying Respondent that the report had not been received. (ROI Exhibits 3 & 4) On April 1, 2015, the Miami-Dade Elections Department sent an email to Respondent reminding him that the report had not been received. (ROI Exhibit 5)

9. Respondent was given multiple opportunities to respond to Commission staff's investigation, but failed to do so. (Attachment A)

10. A subpoena was issued to Respondent's designated campaign depository to ascertain whether any financial activity occurred during the relevant reporting period, i.e., August 22, 2014 – November 24, 2014. The financial institution had no record of an account in Respondent's name. (ROI Exhibit 7) It is unknown whether Respondent had a campaign account at a financial institution that was not disclosed to his filing officer, if he did not open a campaign account despite reporting \$7,650 in financial activity, or if his campaign funds were deposited into a personal bank account.

11. Based upon a review of Respondent's 2014 campaign treasurer's reports, the campaign reported having a surplus of funds in the amount of \$2,850 as of the reporting period immediately preceding the 2014 termination reporting period. (ROI Exhibit 6) Therefore, Respondent was required to file the campaign's 2014 Termination Report reflecting the disposition of all remaining campaign funds within 90 days after being elected to office, but failed to do so.

**Alleged Violation: Section 106.19(1)(c), Florida Statutes**

12. Complainant alleged that Respondent violated Florida's election laws by falsely reporting or deliberately failing to include information required by Chapter 106, Florida Statutes.

13. Based on the above analysis, Respondent reported having surplus campaign funds as of the reporting period immediately preceding the 2014 termination reporting period. Therefore, Respondent was required to disclose the disposition of his surplus campaign funds in the campaign's 2014 Termination Report. As of November 30, 2016, Respondent had not



disclosed \$2,850 in expenditures needed to exhaust his campaign account. (Attachment A, Phone Log Entry 16) Respondent deliberately failed to include information required by Chapter 106, Florida Statutes, on the campaign's 2014 Termination Report.

14. "Probable Cause" is defined as reasonable grounds of suspicion supported by circumstances sufficiently strong to warrant a cautious person in the belief that the person has committed the offense charged. *Schmitt v. State*, 590 So. 2d 404, 409 (Fla. 1991). Probable cause exists where the facts and circumstances, of which an [investigator] has reasonably trustworthy information, are sufficient in themselves for a reasonable man to reach the conclusion that an offense has been committed. *Department of Highway Safety and Motor Vehicles v. Favino*, 667 So. 2d 305, 309 (Fla. 1st DCA 1995).

15. The facts set forth above show that Respondent was a 2014 candidate for Miami Dade County Community Council Area 12, Sub Area 123. Respondent failed to file the campaign's 2014 Termination Report within 90 days after being elected to office. Respondent deliberately failed to include information required by Chapter 106, Florida Statutes, on the campaign's 2014 Termination Report.

Based upon these facts and circumstances, I recommend that the Commission find **probable cause** to charge Respondent with violating the following:


**Count 1:**

On or about November 24, 2014, Daniel Diaz violated Section 106.141(1), Florida Statutes, when he failed to file the campaign's 2014 Termination Report (TR-P14) reflecting the disposition of all remaining campaign funds within 90 days after being elected to office.

**Count 2:**

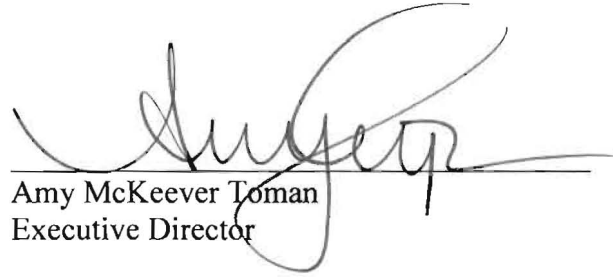
On or around November 24, 2014, Daniel Diaz violated Section 106.19(1)(c), Florida Statutes, when he deliberately failed to include information required by Chapter 106, Florida Statutes, on the campaign's 2014 Termination Report (TR-P14).

Respectfully submitted on January 3, 2017.

  
\_\_\_\_\_  
Stephanie J. Cunningham  
Assistant General Counsel



I reviewed this Staff Recommendation this 3rd day of January 2017.



Amy McKeever Toman  
Executive Director

**FLORIDA ELECTIONS COMMISSION  
PHONE LOG  
Case No.: FEC 15-336**

**Respondent: Daniel Diaz**

**Complainant: Penelope Townsley**

1. **Date and time:** November 12, 2015 @ 12:40 pm  
**Name:** Respondent  
**Phone #:** (786) 205-9111  
**Summary:** I attempted telephone contact to make initial contact. I left a message to return my call to address his response to not being the alleged Respondent for this case.  
**Memo to File?** No  
**Entered by:** CKO
  
2. **Date and time:** November 12, 2015 @ 12:50 pm  
**Name:** Respondent  
**Phone #:** (786) 205-9111  
**Summary:** I had telephone contact from Respondent in response to message left on his behalf. Respondent reiterated that he has been residing outside of Florida since 2010 and he has never filed to run for any political office. I explained that I would need to get that statement in writing and notarized before I could push to get this case dismissed. I requested that he send me a notarized email as well as a hard copy of his statement. Respondent obtained my information and advised me that he would get this information to me ASAP.  
**Memo to File?** No  
**Entered by:** CKO
  
3. **Date and time:** 05/05/16  
**Name:** Daniel Diaz  
**Phone #:** Respondent called in.  
**Summary:** Respondent called to speak with me about a complaint he received. He stated that he thought this case was over because it had been pending since last year. I then asked him what the case number was and when he received it. He replied that he had received the letter and copy of the complaint the day before (5/4/16). He asked what he was supposed to do with it because he thought this case was dismissed. I then asked him if he was the candidate Daniel Diaz and he replied that he was. I began to explain the process of our cases and that he should reply to the complaint if he wanted and that he could do that by email if he wanted to. He said "oh good, I can reply by email". I explained that if legal sufficiency was found in his case, that he could request to settle and the case would be forwarded over to the attorney handling his case to discuss and that if a settlement was not reached that the case would be forwarded to the investigator. I explained that if his case got to a probable cause hearing that the commission and staff always appreciate cooperation and responses from the correspondence sent to the respondent and that it may help the commission understand and make a decision in his case. Caller seemed satisfied with the information that was given and I told him to call back, if he had any other questions.  
**Memo to File?** No

**Entered by:** Erin Riley, Deputy Agency Clerk

4. **Date and time:** July 6, 2016 @ 11:42 am  
**Name:** Penelope Townsley/Vanessa Innocent—FO  
**Phone #:** (305) 499-8509/ (305) 499-8683/ (305) 499-8342  
**Summary:** I had telephone contact to determine the best method to send the filing officer questionnaire-affidavit. I was instructed to email the request to Vanessa Innocent.  
**Memo to File?** No  
**Entered by:** CKO
5. **Date and time:** August 1, 2016 @ 11:11 am  
**Name:** Patsy—Bank Asst Manager  
**Phone #:** (305) 270-1011  
**Summary:** I had telephone contact to inquire about the best method to send subpoena. I was instructed to call 1-888-751-9000 to obtain this information.  
**Memo to File?** No  
**Entered by:** CKO
6. **Date and time:** August 1, 2016 @ 11:15 am  
**Name:** Shawn—Bank representative  
**Phone #:** (888) 751-9000  
**Summary:** I had telephone contact to inquire about the best method to send subpoena. I was instructed to fax it to (207) 761-9562/attn.: subpoena department. I thanked him for his attention to this matter.  
**Memo to File?** No  
**Entered by:** CKO
7. **Date and time:** August 2, 2016 @ 2:35 pm  
**Name:** Jer—Bank representative  
**Phone #:** (305) 270-1011  
**Summary:** I attempted telephone contact to speak with a manager/supervisor to determine the best method to send subpoena. I left a message to have a manager/supervisor return my call.  
**Memo to File?** No  
**Entered by:** CKO
8. **Date and time:** August 3, 2016 @ 11:15 am  
**Name:** Patsy—Bank Asst Manager  
**Phone #:** (305) 270-1011  
**Summary:** I had telephone contact to again inquire about the method to send subpoena. I was informed that she would research and get back with me.  
**Memo to File?** No  
**Entered by:** CKO
9. **Date and time:** August 3, 2016 @ 11:32 am  
**Name:** Patsy—Bank Asst Manager  
**Phone #:** (305) 270-1011

**Summary:** I was instructed to mail the subpoena to TD Bank Levy Department, P.O. Box 1880, Cherry Hill, NJ 08034.

**Memo to File?** No

**Entered by:** CKO

10. **Date and time:** August 10, 2016 @ 2:45 pm  
**Name:** Bob Capriollia—Bank rep  
**Phone #:** (856) 580-3648  
**Summary:** I had telephone contact from Mr. Capriollia informing me that he was unable to locate any information on Respondent. I requested that he send me documentation of this in writing for me to place in my records. He verified that he would comply with this request.  
**Memo to File?** No  
**Entered by:** CKO
11. **Date and time:** August 10, 2016 @ 3:00 pm  
**Name:** Respondent  
**Phone #:** (786) 477-3973  
**Summary:** I attempted telephone contact to inquire about complaint allegations. I left a message to return my call.  
**Memo to File?** No  
**Entered by:** CKO
12. **Date and time:** October 13, 2016 @ 9:00 am  
**Name:** Respondent  
**Phone #:** (786) 477-3973  
**Summary:** I attempted telephone contact to complete final interview. I left a message to return my call.  
**Memo to File?** No  
**Entered by:** CKO
13. **Date and time:** November 8, 2016 @ 3:00 pm  
**Name:** Respondent  
**Phone #:** (786) 477-3973  
**Summary:** I attempted telephone contact to complete final interview. I was unable to leave a message due to voice mailbox being full.  
**Memo to File?** No  
**Entered by:** CKO
14. **Date and time:** November 23, 2016 @ 1:50 pm  
**Name:** Vanessa Innocent—Filing Officer  
**Phone #:** (305) 499-8342  
**Summary:** I had telephone contact to see if Respondent had filed his 2014 TR Report or a report waiver for the reporting period. I was advised that Respondent hasn't filed either of them at this time. Ms. Innocent also expressed concerns that Respondent has failed to pay a previous fine from them and ordered by the FEC. I told her that I would make note of this in the file.  
**Memo to File?** No

**Entered by:** CKO

15. **Date and time:** November 28, 2016 @ 8:10 am  
**Name:** Respondent  
**Phone #:** (786) 477-3973  
**Summary:** I attempted telephone contact to complete final interview. I left a message to return my call.  
**Memo to File?** No  
**Entered by:** CKO
  
16. **Date and time:** November 30, 2016 @ 10:00 am  
**Name:** Vanessa Innocent—Filing Officer  
**Phone #:** (305) 499-8342  
**Summary:** I had telephone contact to inquire if Respondent had filed anything since our last contact. I was advised that Respondent still hasn't filed anything. I thanked her for her assistance with this issue.  
**Memo to File?** No  
**Entered by:** CKO
  
17. **Date and time:** December 1, 2016 @ 1:05 pm  
**Name:** Respondent  
**Phone #:** (786) 477-3973  
**Summary:** I attempted telephone contact to go over investigative findings. I left a message to return my call.  
**Memo to File?** No  
**Entered by:** CKO
  
18. **Date and time:** December 2, 2016 @ 10:20 am  
**Name:** Yolanda/Jeannine Rodriguez/Rosa Pastrana—SOE staff  
**Phone #:** (305) 499-8342  
**Summary:** I had telephone contact to inquire if the current FO, Christina White, was employed at the SOE office during the 2014 election cycle. I was advised that she was employed at the SOE office at that time. I was informed that she has been an SOE employee for the past 10 years. I thanked Ms. Pastrana for her assistance with this matter.  
**Memo to File?** No  
**Entered by:** CKO

**FLORIDA ELECTIONS COMMISSION**  
**REPORT OF INVESTIGATION**  
**Case No.: FEC 15-336**

**Respondent: Daniel Diaz**  
Counsel for Respondent: n/a

**Complainant: Penelope Townsley**  
Counsel for Complainant: n/a

On April 28, 2015, the Florida Elections Commission (“Commission”) received a sworn complaint alleging that Respondent violated Chapter 106, Florida Statutes. Commission staff investigated whether Respondent violated the following statutes:

Section 106.141(1), Florida Statutes, failure of a candidate to dispose of funds remaining in his campaign account within 90 days after he withdrew, became unopposed, was eliminated, or elected and to file a report reflecting the disposition of all remaining funds; and

Section 106.19(1)(c), Florida Statutes, prohibiting a person or organization from falsely reporting or deliberately failing to report information required by Chapter 106, Florida Statutes.

**I. Preliminary Information:**

1. Respondent was a candidate for Community Council 12/Subarea 123 in the August 26, 2014 primary election. Respondent won his bid for election by capturing 61.38 percent of the popular vote.

2. At the time of the complaint, Complainant was the Supervisor of Elections for Miami-Dade County, Florida; she served as Respondent’s Filing Officer for his 2014 election campaign.

**II. Alleged Violation of Section 106.141(1), Florida Statutes:**

3. I investigated whether Respondent violated this section of the election laws by not filing a 2014 Termination Report (TR), due by November 24, 2014.

4. On June 16, 2014, Respondent filed an original Appointment of Campaign Treasurer and Designation of Campaign Depository form (DS-DE 9) with his filing officer<sup>1</sup>. Respondent appointed himself as his own campaign treasurer. To review a copy of Respondent’s DS-DE 9 form, refer to exhibit 1.

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<sup>1</sup> On June 17, 2014, Respondent filed a second DS-DE 9 form with his filing officer. This form included Respondent’s telephone number.

5. On June 24, 2014, Respondent's filing officer sent him a letter via certified mail acknowledging that he was now considered a qualified candidate for the Miami-Dade County Community Council Area/Subarea 12/123 position. This letter also included a copy of the 2014 Calendar of Reporting Dates. To review a copy of the June 24, 2014 acknowledgement letter along with the delivery confirmation receipt, refer to exhibit 2.

6. On December 18, 2014, Respondent's Filing Officer mailed him a failure-to-file letter via certified mail informing him that a 2014 TR Report had not been received. This letter was sent to the address Respondent provided on his DS-DE 9 forms (Exhibit 1). To review a copy of the December 18, 2014 failure-to-file letter with delivery confirmation, refer to exhibit 3.

7. On January 30, 2015, Respondent's Filing Officer mailed him a "second and final notice" via certified mail informing him that a 2014 TR Report still had not been received. This letter was also sent to the address Respondent provided on his DS-DE 9 forms (Exhibit 1). To review a copy of the January 30, 2015 failure-to-file letter with delivery confirmation receipt, refer to exhibit 4.

8. On March 31, 2015, Respondent's Filing Officer sent him a failure-to-file email regarding the 2014 TR Report. The email stated, "I also wanted to bring to your attention that as of today we still have not received the TR-P14 Report which was due on 11/24/14. Please note that this is a violation of Florida Statutes. We urge you to promptly resolve that matter. Your prompt attention will be highly appreciated." To review a copy of the March 31, 2015 failure-to-file email, refer to exhibit 5.

9. In a November 30, 2016 telephone interview with Respondent's Filing Officer, I was advised that there is no record that Respondent has filed a 2014 TR report.

10. During the course of the investigation, I reviewed all of Respondent's filed campaign reports/waivers. Respondent's 2014 P7 Report (the report filed right before the 2014 TR Report was due) reflects a balance of \$2,850.00 in surplus funds. The disposal of these funds should have been reported in a 2014 TR Report. To review a copy of all of the reports/waivers filed by Respondent during the 2014 election cycle, refer to exhibit 6.

11. There is no record that Respondent has previously been investigated for violating this section of the election laws.

### **III. Alleged Violation of Section 106.19(1)(c), Florida Statutes:**

12. I investigated whether Respondent violated this section of the election laws by falsely reporting or deliberately failing to include information required by Chapter 106, Florida Statutes, when he failed to file a treasurer's report, or written notice to the filing officer that no report would be filed due to lack of reportable activity during the 2014 TR reporting period, on the prescribed reporting date.

13. On August 3, 2016, I subpoenaed Respondent's campaign account records from TD Bank, the campaign depository listed on Respondent's current DS-DE 9 forms (Exhibit 1). In an August 11, 2016 response letter, FEC staff was advised, "In response to the above-mentioned Subpoena and in lieu of appearing in accordance with the same, despite an extensive

search, TD Bank, N.A. (“TD Bank”) was unable to locate any records with the information provided in the request.” To review a copy of the August 11, 2016 response letter, refer to exhibit 7.

14. For information pertaining to Respondent’s failing to report information required by Chapter 106, refer to paragraph 10 of this report of investigation.

15. There is no record that Respondent has previously been investigated for violating this section of the election laws.

#### **IV. FEC History:**

16. Respondent has been involved in one prior FEC investigation. In FEC 14-504, Respondent was fined \$312.50 as a result of an automatic fine default final order. As of the date of this report, this fine has not been paid.

#### **Conclusion:**

17. Respondent was offered several opportunities to make comments regarding the findings of this investigation. Respondent did not respond to any of these attempts.

18. In a July 26, 2016 questionnaire-affidavit, Respondent’s current Filing Officer advised FEC staff that Respondent was advised to download copies of Chapter 106, Florida Statutes, and the 2013 Candidate and Campaign Treasurer Handbook from the Division of Elections’ website<sup>2</sup>. Respondent also signed copies of the Miami-Dade County Electronic Filing Requirements Form, a post-qualifying letter that included the 2014 Calendar of Reporting Dates, and the Miami-Dade County Elections Department Guidelines to Successful Campaign Treasurer’s Reports (Per Chapter 106, F.S.) for his election campaign. To review a copy of the Filing Officer questionnaire-affidavit as well as the various election documents signed by Respondent, refer to exhibit 8.

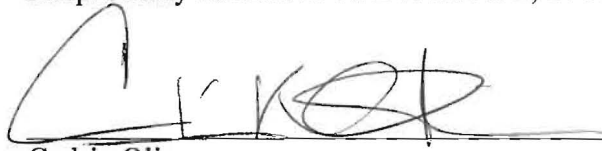
19. On June 16, 2014, Respondent filed his Statement of Candidate for Miami Dade County Community Council #12/123 acknowledging that he had been provided access to read and understand the requirements of Chapter 106, Florida Statutes. To review a copy of the Statement of Candidate, refer to exhibit 9.

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<sup>2</sup> In a December 2, 2016 telephone interview, FEC staff was advised that Ms. Christina White has been employed at the Miami-Dade SOE’s office for the past 10 years.



Respectfully submitted on December 2, 2016.



Cedric Oliver  
Investigation Specialist

**Current address of Respondent**

Mr. Daniel Diaz  
8180 Geneva Court, Apt 329  
Doral, Fl 33166-7845

**Current address of Complainant**

The Honorable Penelope Townsley  
2700 NW 87<sup>th</sup> Avenue  
Doral, Fl 33172

**Name and Address of Filing Officer:**

The Honorable Christina White  
Supervisor of Elections  
2700 NW 87<sup>th</sup> Avenue  
Doral, Fl 33172

Copy furnished to: Mr. David Flagg, Investigations Manager

**FLORIDA ELECTIONS COMMISSION**  
**REPORT OF INVESTIGATION**  
**Daniel Diaz -- FEC 15-336**

<b>LIST OF EXHIBITS</b>	
<b>Exhibits #s</b>	<b>Description of Exhibits</b>
Exhibit 1	Respondent's DS-DE 9 forms
Exhibit 2	June 24, 2014 Acknowledgement Letter
Exhibit 3	December 18, 2014 failure-to-file letter with delivery confirmation receipt
Exhibit 4	January 30, 2015 failure-to-file letter with delivery confirmation receipt
Exhibit 5	March 31, 2015 failure-to-file email
Exhibit 6	All of Respondent's campaign reports/waivers filed during the 2014 election cycle
Exhibit 7	August 11, 2016 response letter from TD Bank
Exhibit 8	Filing Officer questionnaire-affidavit with various signed election documents pertaining to Respondent
Exhibit 9	Statement of Candidate

APPOINTMENT OF CAMPAIGN TREASURER AND DESIGNATION OF CAMPAIGN DEPOSITORY FOR CANDIDATES (Section 106.021(1), F.S.)

(PLEASE PRINT OR TYPE)

RECEIVED

2014 JUN 16 AM 8:17

MIAMI-DADE COUNTY ELECTIONS DEPARTMENT

NOTE: This form must be on file with the qualifying officer before opening the campaign account.

OFFICE USE ONLY

1. CHECK APPROPRIATE BOX(ES): [X] Initial Filing of Form Re-filing to Change: [ ] Treasurer/Deputy [ ] Depository [ ] Office [ ] Party

2. Name of Candidate (in this order: First, Middle, Last) DANIEL DIAZ 3. Address (include post office box or street, city, state, zip code) 9735 SW 73 STREET MIAMI, FLORIDA 33173 4. Telephone ( ) 5. E-mail address DDCCEK123@GMAIL.COM

6. Office sought (include district, circuit, group number) MIAMI DADE COUNTY COMMUNITY COUNCIL #12/123 7. If a candidate for a nonpartisan office, check if applicable: [ ] My intent is to run as a Write-In candidate.

8. If a candidate for a partisan office, check block and fill in name of party as applicable: My intent is to run as a [ ] Write-In [ ] No Party Affiliation [ ] Party candidate.

9. I have appointed the following person to act as my [X] Campaign Treasurer [ ] Deputy Treasurer

10. Name of Treasurer or Deputy Treasurer DANIEL DIAZ

11. Mailing Address 9735 SW 73 STREET 12. Telephone ( )

13. City MIAMI 14. County DADE 15. State FLORIDA 16. Zip Code 33173 17. E-mail address DDCCEK123@GMAIL.COM

18. I have designated the following bank as my [X] Primary Depository [ ] Secondary Depository

19. Name of Bank TD BANK 20. Address 11480 NORTH KENDALL DRIVE

21. City MIAMI 22. County DADE 23. State FLORIDA 24. Zip Code 33176

UNDER PENALTIES OF PERJURY, I DECLARE THAT I HAVE READ THE FOREGOING FORM FOR APPOINTMENT OF CAMPAIGN TREASURER AND DESIGNATION OF CAMPAIGN DEPOSITORY AND THAT THE FACTS STATED IN IT ARE TRUE.

25. Date 06/16/2014 26. Signature of Candidate [Signature]

27. Treasurer's Acceptance of Appointment (fill in the blanks and check the appropriate block) I, DANIEL DIAZ, do hereby accept the appointment (Please Print or Type Name) designated above as: [X] Campaign Treasurer [ ] Deputy Treasurer. Date 06/16/2014 [Signature] Signature of Campaign Treasurer or Deputy Treasurer

EXHIBIT | (10f2)

RECEIVED

2014 JUN 17 AM 11:51

MIAMI-DADE COUNTY  
ELECTIONS DEPARTMENT

APPOINTMENT OF CAMPAIGN TREASURER  
AND DESIGNATION OF CAMPAIGN  
DEPOSITORY FOR CANDIDATES  
(Section 106.021(1), F.S.)

(PLEASE PRINT OR TYPE)

NOTE: This form must be on file with the qualifying  
officer before opening the campaign account.

OFFICE USE ONLY

1. CHECK APPROPRIATE BOX(ES):

Initial Filing of Form    Re-filing to Change:  Treasurer/Deputy     Depository     Office     Party

2. Name of Candidate (in this order: First, Middle, Last)  
DANIEL DIAZ

3. Address (include post office box or street, city, state, zip  
code)

9735 SW 73 STREET  
MIAMI, FLORIDA 33173

4. Telephone  
(786 ) 477-3973

5. E-mail address  
DDCCEK123@GMAIL.COM

6. Office sought (include district, circuit, group number)  
MIAMI DADE COUNTY  
COMMUNITY COUNCIL #12/123

7. If a candidate for a nonpartisan office, check if  
applicable:  
 My intent is to run as a Write-In candidate.

8. If a candidate for a partisan office, check block and fill in name of party as applicable: My intent is to run as a  
 Write-In     No Party Affiliation     \_\_\_\_\_ Party candidate.

9. I have appointed the following person to act as my  Campaign Treasurer     Deputy Treasurer

10. Name of Treasurer or Deputy Treasurer  
DANIEL DIAZ

11. Mailing Address  
9735 SW 73 STREET

12. Telephone  
( 786 ) 477-3973

13. City  
MIAMI

14. County  
DADE

15. State  
FLORIDA

16. Zip Code  
33173

17. E-mail address  
DDCCEK123@GMAIL.COM

18. I have designated the following bank as my  Primary Depository     Secondary Depository

19. Name of Bank  
TD BANK

20. Address  
11480 NORTH KENDALL DRIVE

21. City  
MIAMI

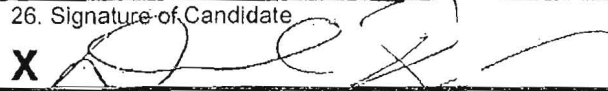
22. County  
DADE

23. State  
FLORIDA

24. Zip Code  
33176

UNDER PENALTIES OF PERJURY, I DECLARE THAT I HAVE READ THE FOREGOING FORM FOR APPOINTMENT OF CAMPAIGN TREASURER AND  
DESIGNATION OF CAMPAIGN DEPOSITORY AND THAT THE FACTS STATED IN IT ARE TRUE.

25. Date  
06/16/2014

26. Signature of Candidate  
 

27. Treasurer's Acceptance of Appointment (fill in the blanks and check the appropriate block)  
I, DANIEL DIAZ, do hereby accept the appointment  
(Please Print or Type Name)

designated above as:  Campaign Treasurer     Deputy Treasurer.

06/16/2014  
Date

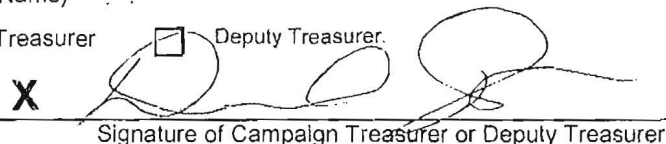
  
Signature of Campaign Treasurer or Deputy Treasurer

EXHIBIT 1(2 of 2)



miamidade.gov

#4

Elections
2700 NW 87th Avenue
Miami, Florida 33172
T 305-499-8683 F 305-499-8547
TTY 305-499-8480

June 24, 2014

Mr. Daniel Diaz
9735 SW 73 Street
Miami, FL 33173

Dear Mr. Diaz,

Congratulations on becoming a qualified candidate for Miami-Dade County Community Council Area/Subarea 12/123. As such, this office will appear on the August 26, 2014 Primary Election ballot. As referenced in the attached 2014 Calendar of Reporting Dates, you are required to file the following Campaign Treasurer's Reports:

Table with 4 columns: Report, From, To, Due Date. Rows include 2014-P1 through 2014-TRP with corresponding dates.

Per Section 12-17 of the Code of Miami-Dade County, campaign finance reports must be submitted through the Miami-Dade Elections Department website at www.miamidade.gov/elections/campaignreports. To sign-in, please use ID Number "1346" and the default password is "password." When submitting your campaign reports, you will be required to use an electronic signature pin. Your temporary signature pin is "1234" and your campaign treasurer's signature pin is "5678". As a security measure, please consider updating the password once you have successfully logged in and resetting your pins to unique four-digit signature pins.

Reports must be received no later than midnight of the day designated. Any report that is received electronically after the designated date will be considered late and shall be subject to a fine in accordance with Florida Statute 106.07.

In accordance with Section 12-14.1 of the Code of Miami-Dade County, candidates running for the offices of Miami-Dade County Mayor, Commissioner, Property Appraiser, Clerk of the Circuit Courts, and Community Council must file a separate campaign report (MD-ED 26) to disclose the names of paid campaign workers engaged in absentee ballot activities. Once the report has been completed, submit a signed electronic copy to campaigns@miamidade.gov. For quicker processing, the email header should include the name of the candidate, the report name, and reference the type of report submitted (i.e. Jane Doe, 2014-M01 AB Campaign Report). The form may be found online at http://www.miamidade.gov/elections/Library/run\_for\_office/md-ed26.pdf and it is due at the same time as the Campaign Treasurer's Reports.

Within 90 days after having withdrawn, becoming unopposed, being eliminated or elected to office, each candidate shall dispose of all funds in the campaign account and file a termination report in accordance with Florida Statute 106.141. We are taking this opportunity to also provide you with a resource entitled "Guidelines to Successful Campaign Treasurer's Reports." Utilizing these tips will help reduce errors and the need for additional reporting on your end.

EXHIBIT 2(1 of 5)

Mr. Daniel Diaz  
Page 2

We also encourage you to familiarize yourself with the Miami-Dade County Candidate Qualifying Handbook, available online at <http://www.miamidade.gov/elections/qual-handbook.asp>. It includes election laws and other pertinent information for your campaign.

If you have any questions, please do not hesitate to contact the Candidate Services Unit at 305-499-8410.

Sincerely,



Carolina D. Lopez  
Deputy Supervisor of Elections  
Miami-Dade Elections Department

Certified No: 7008 1830 0003 9579 6145

Enclosures

EXHIBIT 2(2 of 5)

## 2014 Calendar of Reporting Dates for Miami-Dade County Candidates

### Monthly Reports:

Reports shall be filed on the 10<sup>th</sup> day following the end of a calendar month from the time the campaign treasurer is appointed, except that if the 10<sup>th</sup> day following the end of a calendar month occurs on a Saturday, Sunday, or legal holiday, the report shall be filed on the next following day that is not a Saturday, Sunday, or legal holiday. [F.S. 106.07(1)]

Report	From	To	Due Date	Notes
2013-M12	12-01-13	12-31-13	01-10-14	Monthly Report
2014-M01	01-01-14	01-31-14	02-10-14	Monthly Report
2014-M02	02-01-14	02-28-14	03-10-14	Monthly Report
2014-M03	03-01-14	03-31-14	04-10-14	Monthly Report
2014-M04	04-01-14	04-30-14	05-12-14	Monthly Report
2014-M05	05-01-14	05-31-14	06-10-14	Monthly Report

### Reports Prior to the Primary and General Elections:

On the 60<sup>th</sup> day immediately preceding the primary election and biweekly on each Friday thereafter through and including the 4<sup>th</sup> day immediately preceding the general election, with additional reports due on the 25<sup>th</sup> and 11<sup>th</sup> day before the primary election and the general election. [F.S. 106.07(1)(b)]

Prior to the Primary Election				
Report	From	To	Due Date	Notes
2014-P1	06-01-14	06-20-14	06-27-14	Report due on 60 <sup>th</sup> day prior to Primary
2014-P2	06-21-14	07-04-14	07-11-14	Bi-Weekly Report prior to Primary
2014-P3	07-05-14	07-18-14	07-25-14	Bi-Weekly Report prior to Primary
2014-P4	07-19-14	07-25-14	08-01-14	Report due on 25 <sup>th</sup> day prior to Primary
2014-P5	07-26-14	08-01-14	08-08-14	Bi-Weekly Report prior to Primary
2014-P6	08-02-14	08-08-14	08-15-14	Report due on 11 <sup>th</sup> day prior to Primary
2014-P7	08-09-14	08-21-14	08-22-14	Bi-Weekly Report prior to Primary

Prior to the General Election				
Report	From	To	Due Date	Notes
2014-G1	08-22-14	08-29-14	09-05-14	Report due on 60 <sup>th</sup> day prior to General
2014-G2	08-30-14	09-12-14	09-19-14	Bi-Weekly Report prior to General
2014-G3	09-13-14	09-26-14	10-03-14	Bi-Weekly Report prior to General
2014-G4	09-27-14	10-03-14	10-10-14	Report due on 25 <sup>th</sup> day prior to General
2014-G5	10-04-14	10-10-14	10-17-14	Bi-Weekly Report prior to General
2014-G6	10-11-14	10-17-14	10-24-14	Report due on 11 <sup>th</sup> day prior to General
2014-G7	10-18-14	10-30-14	10-31-14	Bi-Weekly Report prior to General

### Termination Reports:

Within 90 days after having withdrawn, become unopposed, been eliminated or elected to office, each candidate shall dispose of all funds in the campaign account and file a termination report. [F.S. 106.141(1)]

Report	From	To	Due Date	File one based on when candidacy terminated:
TR-QJ14	05-01-14	07-31-14	07-31-14	At the end of candidate qualifying, on 05/02/14
TR-QC14	06-01-14	09-15-14	09-15-14	At the end of candidate qualifying, on 06/17/14
TR-QS14	06-01-14	09-18-14	09-18-14	At the end of candidate qualifying, on 06/20/14
TR-P14	08-22-14	11-24-14	11-24-14	After the 08/26/14 Primary Election
TR-G14	10-31-14	02-02-15	02-02-15	After the 11/04/14 General Election

### Additional Information:

Campaign Treasurer's Reports must be filed with the Miami-Dade County Supervisor of Elections online at <http://www.miamidade.gov/elections/campaignreports>. Online submissions must be received no later than midnight of the day designated, per Florida Statute 106.0705(3). Reports not filed by midnight of the day designated are late and are subject to a fine in accordance with Florida Statute 106.07(8)(b).

The Miami-Dade County Candidate Qualifying Handbook, Inclusive of the Florida Election Laws and the Candidate and Campaign Treasurer Handbook, is available on the Elections Department website at <http://www.miamidade.gov/elections/candidates.asp>. If you have any questions, contact the Candidate Services Unit at 305-499-8410 or via email at [campaigns@miamidade.gov](mailto:campaigns@miamidade.gov).



**Miami-Dade County Elections Department**  
**Guidelines to Successful Campaign Treasurer's Reports**  
**(Per Chapter 106, Florida Statutes)**

**Contributions**

1. Contributions entered must fall within the time period covered by the report.
2. All Contributions must have complete itemized information including the date, name, complete address, contribution type, occupation (if over \$100) and dollar amount.
3. Occupation needs to be specific. Do not use "Businessman/woman, Business Owner, Salesman/woman, Sales," etc. Examples of acceptable occupations include Car Sales, Printing Shop Owner, Bank Manager, Attorney, etc.
4. There is no contribution limit to a political committee.
5. The maximum cash contribution per election is \$50. A cashier's check is considered as cash.
6. The contribution limit to a candidate is \$1,000 per election. For reporting purposes, a credit card, debit card, money order, or Paypal contribution is considered a check.
7. Contributions collected via Paypal or a third-party vendor to collect contributions must be reported in full (transaction fees are not deducted from the contribution amount, but rather reflected as an expenditure).
8. The person signing the check is the contributor, except for a company check that is a "Business" entity.
9. In-kind contributions are subject to contribution limitations (\$1,000 per election, per contributor).
10. Candidates cannot accept contributions from an Electioneering Communications Organization (ECO).

**Expenditures**

1. Expenditures entered must fall within the time period covered by the report.
2. All expenditures must have complete itemized information including the date, name, complete address, purpose of expenditure, and dollar amount.
3. A reimbursement from the campaign account is allowable directly to an individual/organization that has incurred approved expenses on behalf of the campaign. The report must include the full name, full address, specific purpose, and amount of reimbursement.
4. Campaign accounts may not provide a direct payment to the credit card of an individual/organization as a form of reimbursement.
5. Poll workers should be paid with a campaign check and each poll worker paid should be itemized.
6. Bank fees and fees assessed by Paypal or a third-party vendor to collect contributions must be reported as expenditures (not deducted from the contribution amount).
7. ECCs are limited to electioneering communications and may not make contributions to candidates or political parties.

**Petty Cash**

1. The Petty Cash Withdrawn limit is \$500 per calendar quarter prior to the end of qualifying. Thereafter, \$100 per week.
2. It shall be spent only in amounts less than \$100 and only for office supplies, transportation expenses and other necessities.
3. Petty Cash may not be used for time, space, or services from communications media.

4. The Petty Cash Withdrawn must be reported in the period that it was withdrawn from the bank.
5. The Petty Cash Spent must also be reported in the period that it was spent. Petty Cash Spent does not impact the Total Expenditures for the period, only when it is withdrawn.
6. Petty Cash Withdrawn and Petty Cash Spent must equal at the end of the campaign.

**Notices**

1. You will be notified of any deficiencies or violations.
2. Typical violations include late filing, fine due, and incomplete information on a campaign report.
3. ***Following these guidelines will reduce notices sent to you and thus the number of amendment reports that will need to be filed.***

**Amending a Report**

1. To make any changes to a submitted report, click on the "amend" button of the Original Report to create an Amendment Report.
2. In the Amendment Report, first click on the type of transaction to amend (i.e. "Enter Contributions", etc):
  - To add new item, add a new sequence.
  - To amend existing item, click "Amend Item from Orig Report" to view list of all items previously submitted. Click on desired sequence, enter edits, and click submit. This will display two transactions (one to "delete" original item and one to "add" new item).
  - To delete existing item, click "Amend Item from Orig Report", click on desired sequence, and just click submit. This will display two transactions (one to "delete" original item and one to "add" new item). Delete the "add" sequence, leaving only the "delete" sequence.

**Fines**

1. **Fines assessed to candidates must be paid from candidate's personal funds.**
2. Fines assessed to political parties, political action committees, electioneering communication organizations, and "independent expenditures over \$5,000" are to be paid from their campaign account.
3. Fines must be paid to the filing officer within 20 days after receipt of the notice of payment due, unless an appeal is made to the Florida Elections Commission within 20 days after receipt of the notice of payment due.
4. If fine was appealed to the Florida Elections Commission, and the fine is upheld, payment is due to the Elections Department as stated in the Final Order.
5. Reference Florida Statute 106.07(8)(b) for fine amounts.

**Termination Report**

1. At the end of the campaign, or when closing out a political committee, the "Total Contributions to Date" and the "Total Expenditures to Date" on the Termination Report must equal; and, the campaign account must be closed.
2. Prior to closing the campaign account, any remaining funds must be disposed of according to F.S. 106.141 (for candidates) and F.S. 106.03 (for political committees).



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# USPS Tracking™



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Tracking Number: 7008183000395796145

## Product & Tracking Information

## Available Actions

Postal Product:

Features:  
Certified Mail™

Text Updates

Email Updates

DATE/TIME	STATUS OF ITEM	LOCATION
July 5, 2014, 10:54 am	Delivered	MIAMI, FL 33173

Your item was delivered at 10:54 am on July 5, 2014 in MIAMI, FL 33173.

July 4, 2014, 3:22 am	Processed through USPS Sort Facility	MIAMI, FL 33152
July 3, 2014, 11:46 pm	Processed through USPS Sort Facility	MIAMI, FL 33152
July 3, 2014, 10:43 pm	Depart USPS Sort Facility	MIAMI, FL 33152

## Track Another Package

What's your tracking (or receipt) number?

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Terms of Use >  
FOIA >  
No FEAR Act/EEO Data >

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7008 1830 0003 9579 6145

Postage	\$	Postmark Here
Certified Fee		
Return Receipt Fee (Endorsement Required)		
Restricted Delivery Fee (Endorsement Required)		
<b>Total Postage:</b>	<b>7008 1830 0003 9579 6145</b>	
Sent To	Mr. Daniel Diaz 9735 SW 73 Street Miami, FL 33173	
Final Apt. No. or PO Box No. City, State, ZIP		



miamidade.gov

Elections  
2700 NW 87th Avenue  
Miami, Florida 33172  
T 305-499-8683 F 305-499-8547  
TTY 305-499-8480

December 18, 2014

Mr. Daniel Diaz  
9735 SW 73 Street  
Miami, FL 33173

**FAILURE TO FILE NOTICE**  
**Daniel Diaz**  
**TR-P14 Campaign Treasurer's Report**  
**Due Date: 11/24/2014**  
**Period Covered: 8/22/2014 – 11/24/2014**

Dear Mr. Diaz,


A review of our files indicates that you failed to file your Campaign Treasurer's Report due on 11/24/2014. For a Termination Report, Florida Statute 106.07 (8)(b) states that:

Upon determining that a report is late, the filing officer shall immediately notify the candidate or chair of the political committee as to the failure to file a report by the designated due date and that a fine is being assessed for each late day...the fine shall be \$50 per day for each late day, not to exceed 25% of the total receipts or expenditures, whichever is greater, for the period covered by the late report. Upon receipt of the report, the filing officer shall determine the amount of the fine which is due and shall notify the candidate or chair..."

As such, I urge you to promptly respond to this matter to limit additional fines; and in accordance with Florida Statute 106.07(8)(d), we will be required to notify the Florida Elections Commission of your failure to file.

If you have any questions regarding this matter, please feel free to contact the Candidate Services Unit at 305-499-8410.

Sincerely,

  
Carolina D. Lopez  
Deputy Supervisor of Elections  
Miami-Dade Elections Department

Certified No: 7012 0470 0001 2807 3763

**EXHIBIT** 3 (1 of 2)

English

Customer Service

USPS Mobile

Register / Sign In



# USPS Tracking™



Customer Service  
Have questions? We're here to help.

Tracking Number: 7012047000128073763

## Product & Tracking Information

DATE & TIME	STATUS OF ITEM	LOCATION
December 24, 2014, 11:00 am	Delivered	MIAMI, FL 33173

Your item was delivered at 11:06 am on December 24, 2014 in MIAMI, FL 33173

December 23, 2014, 3:31 am	Departed USPS Facility	MIAMI, FL 33152
December 22, 2014, 11:34 pm	Arrived at USPS Facility	MIAMI, FL 33152

## Available Actions

- Text Updates
- Email Updates
- Return Receipt After Mailing

## Track Another Package

Tracking (or receipt) number

Track It



7012 0470 0001 2807 3763

Postage	\$
Certified Fee	
Return Receipt Fee (Endorsement Required)	
Insured Delivery Fee (Endorsement Required)	
<b>Total Postage &amp; Fees</b>	<b>\$</b>

Postmark Here

7012 0470 0001 2807 3763  
 Mr. Daniel Diaz  
 9735 SW 73 Street  
 Miami, FL 33173

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**EXHIBIT** 3 (of 2)



miamidade.gov

Elections  
2700 NW 87th Avenue  
Miami, Florida 33172  
T 305-499-8683 F 305-499-8547  
TTY 305-499-8480

January 30, 2015

Mr. Daniel Diaz  
9735 SW 73 Street  
Miami, FL 33173

**FAILURE TO FILE NOTICE - SECOND AND FINAL NOTICE**  
**Daniel Díaz**  
**TR-P14 Campaign Treasurer's Report**  
**Due Date: 11/24/2014**  
**Period Covered: 8/22/2014 – 11/24/2014**

Dear Mr. Diaz,

A review of our files indicates that you failed to file your Campaign Treasurer's Report due on 11/24/2014. Florida Statute 106.07 (8)(b) states that:

Upon determining that a report is late, the filing officer shall immediately notify the candidate or chair of the political committee as to the failure to file a report by the designated due date and that a fine is being assessed for each late day ... For reports required under s. 106.141(8), the fine [for termination reports] is \$50 per day for each late day, not to exceed 25 percent of the total receipts or expenditures, whichever is greater, for the period covered by the late report. Upon receipt of the report, the filing officer shall determine the amount of the fine which is due and shall notify the candidate or chair or registered agent of the political committee..."

You were previously notified of this failure to file on 12/18/2014. This is your second and final notice, so I urge you to promptly respond to this matter to limit additional fines. Otherwise, in accordance with Florida Statute 106.07 (8)(d), the Florida Elections Commission will be notified of this failure to file.

If you have any questions regarding this matter, please feel free to contact the Candidate Services Unit at 305-499-8410.

Sincerely,

Carolina D. Lopez  
Deputy Supervisor of Elections  
Miami-Dade Elections Department

Certified No: 7012 0470 0001 2807 3947

**EXHIBIT** 4(1 of 2)

English

Customer Service

USPS Mobile

Register / Sign In



USPS Tracking™



Customer Service  
Have questions? We're here to help.

Tracking Number: 70120470000128073947

Product & Tracking Information

DATE & TIME	STATUS OF ITEM	LOCATION
February 5, 2015, 12:30 pm	Delivered	MIAMI, FL 33183
Your item was delivered at 12:30 pm on February 5, 2015 in MIAMI, FL 33183.		
February 4, 2015, 10:55 am	Notice Left (No Authorized Recipient Available)	MIAMI, FL 33173
February 4, 2015, 2:41 am	Departed USPS Facility	MIAMI, FL 33152
February 2, 2015, 11:37 pm	Arrived at USPS Facility	MIAMI, FL 33152

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**OFFICIAL USE**

7012 0470 0001 2807 3947

Certified Fee		Postmark Here
Return Receipt Fee (Endorsement Required)		
Restricted Delivery Fee (Endorsement Required)		
Total Postage & Fees	\$	

Sent to  
Mr. Daniel Diaz  
Street, Apt. No.,  
or PO Box No. 9735 SW 73rd Street  
City, State, ZIP+4 Miami, FL 33173

PS Form 3800, August 2008 See Reverse for Instructions

Track Another Package

Tracking (or receipt) number

Track It

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Search or Enter a Tracking Number

EXHIBIT 4 (2 of 2)

**From:** Innocent, Vanessa (Elections)  
**To:** Daniel Diaz ([ddccek123@gmail.com](mailto:ddccek123@gmail.com))  
**Cc:** Lopez, Carolina D. (Elections); Acosta, Maria (Elections); Suarez, Vivian (Elections)  
**Subject:** Payment of Late Filing Fees affirmed by the FEC - Daniel Diaz  
**Date:** Wednesday, April 01, 2015 6:35:00 PM  
**Attachments:** [3-31-15 FEC - Final Order to pay fine for 2014-P7.pdf](#)  
**Importance:** High

---

Good afternoon Mr. Diaz:

This is a reminder for the payment of the late filing fine for the 2014-P7 report. As specified in the attached final order case #14-504 of the Florida Elections Commission, the assessed fine of \$312.50 has been affirmed. The check should be made payable to "Miami-Dade County" and should be paid from your personal funds. Said fine must be received by our office at 2700 NW 87<sup>th</sup> Avenue, Miami, FL 33172.

On a separate note, I also wanted to bring to your attention that as of today we still have not received the TR-P14 Report which was due on 11/24/2014. Please note that this is a violation of Florida Statutes. We urge you to promptly resolve that matter.

Your prompt attention will be highly appreciated.

Sincerely,

**Vanessa Innocent**  
**Elections Department**  
(305) 499-8342  
[www.miamidade.gov](http://www.miamidade.gov)  
*"Delivering Excellence Every Day"*

EXHIBIT 5

## CAMPAIGN TREASURER'S REPORT SUMMARY

(1) Daniel Diaz  
 Name  
 (2) 9735 SW 73 Street  
 Address (number and street)  
Miami, FL 33173  
 City, State, Zip Code

**OFFICE USE ONLY**  
**ONLINE SUBMISSION**  
 [1074441]

Submitted on:  
 8/23/2014 09:19:35 (eastern)

Check here if address has changed (3) ID Number: 1346

(4) Check appropriate box(es):  
 Candidate Office Sought: Community Council 12/123  
 Political Committee (PC)  Check here if PC or ECO has disbanded  
 Electioneering Communications Org. (ECO)  Check here if PTY has disbanded  
 Party Executive Committee (PTY)  Check here if no other IE or EC reports will be filed  
 Independent Expenditure (IE) (also covers an individual making electioneering communications)

### (5) Report Identifiers

Cover Period: From 8 / 9 / 2014 To 8 / 21 / 2014 Report Type: 14P7  
 Original  Amendment  Special Election Report

**(6) Contributions This Report**

Cash & Checks	\$	___	,	___	,	___	,	___	.00
Loans	\$	___	,	___	,	___	,	___	.00
Total Monetary	\$	___	,	___	,	___	,	___	.00
In-Kind	\$	___	,	___	,	___	,	___	.00

**(7) Expenditures This Report**

Monetary Expenditures	\$	___	,	___	,	___	,	___	.00
Transfers to Office Account	\$	___	,	___	,	___	,	___	.00
Total Monetary	\$	___	,	___	,	___	,	___	.00

**(8) Other Distributions**  
 \$ \_\_\_ , \_\_\_ , \_\_\_ 0 . 00

**(9) TOTAL Monetary Contributions To Date**  
 \$ \_\_\_ , \_\_\_ 5 , 250 . 00

**(10) TOTAL Monetary Expenditures To Date**  
 \$ \_\_\_ , \_\_\_ 2 , 400 . 00

### (11) Certification

**It is a first degree misdemeanor for any person to falsify a public record (ss. 839.13, F.S.)**

I certify that I have examined this report and it is true, correct, and complete:

(Type name) \_\_\_\_\_  
 Individual (only for IE or electioneering comm.)  Treasurer  Deputy Treasurer  
**X** \_\_\_\_\_  
 Signature

(Type name) \_\_\_\_\_  
 Candidate  Chairperson (only for PC and PTY)  
**X** \_\_\_\_\_  
 Signature

EXHIBIT 6 (1 of 17)

## CAMPAIGN TREASURER'S REPORT – ITEMIZED CONTRIBUTIONS

(1) Name Daniel Diaz (2) I.D. Number 1346

8/9/2014 through 8/21/2014

(3) Cover Period 8/9/2014 through 8/21/2014 (4) Page 1 of 1

(5) Date	(7) Full Name (Last, Suffix, First, Middle) Street Address & City, State, Zip Code	(8) Contributor Type Occupation		(9) Contribution Type	(10) In-kind Description	(11) Amendment	(12) Amount
8/9/2014 / /	Technology, GDI 13601 SW 143 CT MIAMI, FL 33186	B	it sales	CH			\$1,000.00
1							
8/21/2014 / /	Transport, ACE 14350 NW 56 CT MIAMI, FL 33054	B	general freight	CH			\$250.00
2							
/ /							
/ /							
/ /							
/ /							
/ /							
/ /							
/ /							
/ /							

EXHIBIT 6 (2 of 17)



## CAMPAIGN TREASURER'S REPORT - ITEMIZED EXPENDITURES

(1) Name Daniel Diaz

(2) I.D. Number 1346

(3) Cover Period 8/9/2014 through 8/21/2014

(4) Page 1 of 0

(5) Date	(7) Full Name (Last, Suffix, First, Middle) Street Address & City, State, Zip Code	(8) Purpose (add office sought if contribution to a candidate)	(9) Expenditure Type	(10) Amendment	(11) Amount
(6) Sequence Number					
/ /					
/ /					
/ /					
/ /					
/ /					
/ /					

EXHIBIT 6. (3 of 17)

## CAMPAIGN TREASURER'S REPORT SUMMARY

(1) Daniel Diaz  
 Name  
 (2) 9735 SW 73 Street  
 Address (number and street)  
Miami, FL 33173  
 City, State, Zip Code

**OFFICE USE ONLY**  
**ONLINE SUBMISSION**  
 [1072338]

Submitted on:  
 8/11/2014 20:57:03 (eastern)

Check here if address has changed

(3) ID Number: 1346

(4) Check appropriate box(es):

- Candidate Office Sought: Community Council 12/123
- Political Committee (PC)
- Electioneering Communications Org. (ECO)
- Party Executive Committee (PTY)
- Independent Expenditure (IE) (also covers an individual making electioneering communications)
- Check here if PC or ECO has disbanded
- Check here if PTY has disbanded
- Check here if no other IE or EC reports will be filed

### (5) Report Identifiers

Cover Period: From 8 / 2 / 2014 To 8 / 8 / 2014 Report Type: 14P6

Original  Amendment  Special Election Report

#### (6) Contributions This Report

Cash & Checks \$        ,        , 00 . 00

Loans \$        ,        , 00 . 00

Total Monetary \$        ,        , 00 . 00

In-Kind \$        ,        , 00 . 00

#### (7) Expenditures This Report

Monetary Expenditures \$        ,        , 300 . 00

Transfers to Office Account \$        ,        , 00 . 00

Total Monetary \$        ,        , 300 . 00

#### (8) Other Distributions

\$        ,        , 00 . 00

#### (9) TOTAL Monetary Contributions To Date

\$        , 4 , 000 . 00

#### (10) TOTAL Monetary Expenditures To Date

\$        , 2 , 400 . 00

### (11) Certification

**It is a first degree misdemeanor for any person to falsify a public record (ss. 839.13, F.S.)**

I certify that I have examined this report and it is true, correct, and complete:

(Type name)

Individual (only for IE or electioneering comm.)  Treasurer  Deputy Treasurer

**X**

Signature

(Type name)

Candidate  Chairperson (only for PC and PTY)

**X**

Signature

## CAMPAIGN TREASURER'S REPORT – ITEMIZED CONTRIBUTIONS

(1) Name Daniel Diaz (2) I.D. Number 1346

8/2/2014 through 8/8/2014

(3) Cover Period \_\_\_ / \_\_\_ / \_\_\_ through \_\_\_ / \_\_\_ / \_\_\_ (4) Page 1 of 0

(5) Date	(7) Full Name (Last, Suffix, First, Middle)	(8) Contributor		(9) Contribution	(10) In-kind Description	(11) Amendment	(12) Amount
(6) Sequence Number	Street Address & City, State, Zip Code	Type	Occupation	Type			
/ /							
/ /							
/ /							
/ /							
/ /							
/ /							

## CAMPAIGN TREASURER'S REPORT - ITEMIZED EXPENDITURES

(1) Name Daniel Diaz

(2) I.D. Number 1346

(3) Cover Period 8/2/2014 through 8/8/2014

(4) Page 1 of 1

(5) Date	(7) Full Name (Last, Suffix, First, Middle) Street Address & City, State, Zip Code	(8) Purpose (add office sought if contribution to a candidate)	(9) Expenditure Type	(10) Amendment	(11) Amount
8/8/2014 //	Concepts, Vision 8953 NW 23 Street Miami, FL 33172	flyers	MO		\$300.00
1					
//					
//					
//					
//					
//					
//					
//					
//					

## CAMPAIGN TREASURER'S REPORT SUMMARY

(1) Daniel Diaz  
 Name  
 (2) 9735 SW 73 Street  
 Address (number and street)  
Miami, FL 33173  
 City, State, Zip Code

**OFFICE USE ONLY**  
**ONLINE SUBMISSION**  
 [1070024]

Submitted on:  
 7/30/2014 15:12:40 (eastern)

Check here if address has changed

(3) ID Number: 1346

(4) Check appropriate box(es):

Candidate Office Sought: Community Council 12/123

Political Committee (PC)

Electioneering Communications Org. (ECO)

Party Executive Committee (PTY)

Independent Expenditure (IE) (also covers an individual making electioneering communications)

Check here if PC or ECO has disbanded

Check here if PTY has disbanded

Check here if no other IE or EC reports will be filed

### (5) Report Identifiers

Cover Period: From 7 / 26 / 2014 To 8 / 1 / 2014 Report Type: 14P5

Original

Amendment

Special Election Report

### (6) Contributions This Report

Cash & Checks \$        ,        , 00 . 00

Loans \$        ,        , 00 . 00

Total Monetary \$        ,        , 00 . 00

In-Kind \$        ,        , 00 . 00

### (7) Expenditures This Report

Monetary Expenditures \$        , 2,000 . 00

Transfers to Office Account \$        ,        , 00 . 00

Total Monetary \$        , 2,000 . 00

### (8) Other Distributions

\$        ,        , 00 . 00

### (9) TOTAL Monetary Contributions To Date

\$        , 4,000 . 00

### (10) TOTAL Monetary Expenditures To Date

\$        , 2,100 . 00

### (11) Certification

**It is a first degree misdemeanor for any person to falsify a public record (ss. 839.13, F.S.)**

I certify that I have examined this report and it is true, correct, and complete:

(Type name)

Individual (only for IE or electioneering comm.)  Treasurer  Deputy Treasurer

**X**

Signature

(Type name)

Candidate  Chairperson (only for PC and PTY)

**X**

Signature

## CAMPAIGN TREASURER'S REPORT – ITEMIZED CONTRIBUTIONS

(1) Name Daniel Diaz (2) I.D. Number 1346

7/26/2014 through 8/1/2014

(3) Cover Period \_\_\_\_\_ / \_\_\_\_\_ / \_\_\_\_\_ through \_\_\_\_\_ / \_\_\_\_\_ / \_\_\_\_\_ (4) Page 1 of 0

(5) Date	(7) Full Name (Last, Suffix, First, Middle) Street Address & City, State, Zip Code	(8) Contributor Type   Occupation		(9) Contribution Type	(10) In-kind Description	(11) Amendment	(12) Amount
/ /							
/ /							
/ /							
/ /							
/ /							
/ /							

EXHIBIT 6.8 of 17

## CAMPAIGN TREASURER'S REPORT – ITEMIZED EXPENDITURES

(1) Name Daniel Diaz

(2) I.D. Number 1346

(3) Cover Period 7/26/2014 through 8/1/2014

(4) Page 1 of 1

(5) Date	(7) Full Name (Last, Suffix, First, Middle) Street Address & City, State, Zip Code	(8) Purpose (add office sought if contribution to a candidate)	(9) Expenditure Type	(10) Amendment	(11) Amount
7/30/2014 //	Solutions, Webiotic 223 East Flagler Street Miami, FL 33131	campaign materials	MO		\$1,000.00
1					
7/30/2014 //	Strategies, Dark Horse 3663 SW 8 Street Miami, FL 33135	campaign developer	MO		\$1,000.00
2					
//					
//					
//					
//					
//					
//					
//					

## CAMPAIGN TREASURER'S REPORT SUMMARY

(1) Daniel Diaz  
 Name  
 (2) 9735 SW 73 Street  
 Address (number and street)  
Miami, FL 33173  
 City, State, Zip Code

**OFFICE USE ONLY**  
**ONLINE SUBMISSION**  
 [1070002]

Submitted on:  
 7/30/2014 14:09:45 (eastern)

Check here if address has changed (3) ID Number: 1346

(4) Check appropriate box(es):

Candidate Office Sought: Community Council 12/123

Political Committee (PC)

Electioneering Communications Org. (ECO)  Check here if PC or ECO has disbanded

Party Executive Committee (PTY)  Check here if PTY has disbanded

Independent Expenditure (IE) (also covers an individual making electioneering communications)  Check here if no other IE or EC reports will be filed

### (5) Report Identifiers

Cover Period: From 7 / 19 / 2014 To 7 / 25 / 2014 Report Type: 14P4

Original  Amendment  Special Election Report

**(6) Contributions This Report**

Cash & Checks \$        ,   3   ,   000   .   00  

Loans \$        ,        ,   0   .   00  

Total Monetary \$        ,   3   ,   000   .   00  

In-Kind \$        ,        ,   0   .   00  

**(7) Expenditures This Report**

Monetary Expenditures \$        ,        ,   0   .   00  

Transfers to Office Account \$        ,        ,   0   .   00  

Total Monetary \$        ,        ,   0   .   00  

**(8) Other Distributions**

\$        ,        ,   0   .   00  

**(9) TOTAL Monetary Contributions To Date**

\$        ,   4   ,   000   .   00  

**(10) TOTAL Monetary Expenditures To Date**

\$        ,        ,   100   .   00  

### (11) Certification

**It is a first degree misdemeanor for any person to falsify a public record (ss. 839.13, F.S.)**

I certify that I have examined this report and it is true, correct, and complete:

(Type name) \_\_\_\_\_

Individual (only for IE or electioneering comm.)  Treasurer  Deputy Treasurer

(Type name) \_\_\_\_\_

Candidate  Chairperson (only for PC and PTY)

**X** \_\_\_\_\_  
 Signature

**X** \_\_\_\_\_  
 Signature



## CAMPAIGN TREASURER'S REPORT – ITEMIZED CONTRIBUTIONS

(1) Name Daniel Diaz (2) I.D. Number 1346

7/19/2014 through 7/25/2014

(3) Cover Period    /    /    through    /    /    (4) Page 1 of 1

(5) Date	(7) Full Name (Last, Suffix, First, Middle) Street Address & City, State, Zip Code	(8) Contributor Type Occupation		(9) Contribution Type	(10) In-kind Description	(11) Amendment	(12) Amount
7/25/2014 / /	Southwest Florida, Strong Communities of 120 South Monroe Street Tallahassee, FL 32301	F	pc	CH			\$1,000.00
1							
7/25/2014 / /	Conservative Coalition, Nature Coast 120 South Monroe Street Tallahassee, FL 32301	F	pc	CH			\$1,000.00
2							
7/25/2014 / /	Transportation and Business, Committee for Justice 120 South Monroe Street Tallahassee, FL 32301	F	pc	CH			\$1,000.00
3							
/ /							
/ /							
/ /							
/ /							
/ /							
/ /							

EXHIBIT 6 (11 of 17)

## CAMPAIGN TREASURER'S REPORT – ITEMIZED EXPENDITURES

(1) Name Daniel Diaz

(2) I.D. Number 1346

(3) Cover Period 7/19/2014 through 7/25/2014

(4) Page 1 of 0

(5) Date	(7) Full Name (Last, Suffix, First, Middle) Street Address & City, State, Zip Code	(8) Purpose (add office sought if contribution to a candidate)	(9) Expenditure Type	(10) Amendment	(11) Amount
(6) Sequence Number					
/ /					
/ /					
/ /					
/ /					
/ /					
/ /					

EXHIBIT 6 (12 of 17)

# WAIVER OF REPORT

(Section 106.07(7), F.S.)

(PLEASE TYPE)

## ONLINE SUBMISSION

**Id: 1346** [1068319]

Submitted on:

7/18/2014 15:39:33 (eastern)

OFFICE USE ONLY

Daniel Diaz

Name

Community Council 12/123

Office Sought

9735 SW 73 Street

Address

Miami, FL 33173

City

State

Zip Code

Candidate

Political Committee

Electioneering Communications Organization

Party Executive Committee

Check here if address has changed since last report.

Check here if PC or ECO has DISBANDED and will no longer file reports.

### TYPE OF REPORT (Check Appropriate Box and Complete Applicable Line beneath Box)

MONTHLY REPORT

PRIMARY ELECTION

GENERAL ELECTION

OTHER REPORT TYPE

Indicate report #

M \_\_\_\_\_

Indicate report #

P \_\_\_\_\_

Indicate report #

G \_\_\_\_\_

Indicate report type and # as applicable:

14P3

TERMINATION REPORT

SPECIAL ELECTION

### NOTIFICATION OF NO ACTIVITY IN CAMPAIGN ACCOUNT FOR THE REPORTING PERIOD OF

7/5/2014

THROUGH

7/18/2014

X

Signature

Date

X

Signature

Date

#### REQUIRED SIGNATURES FOR:

##### Candidates:

Candidate and Campaign Treasurer or Deputy Treasurer (s. 106.07(5), F.S.)

##### Political Committees:

Chairman and Campaign Treasurer or Deputy Treasurer (s. 106.07(5), F.S.)

##### Electioneering Communications Organizations:

Treasurer (s. 106.0703(4)(c), F.S.)

##### Party Executive Committees:

Treasurer and Chairman (s. 106.29(2), F.S.)

In any reporting period when there has been no activity in the account (no funds expended or received) the filing of the required report is waived. However, the filing officer must be notified in writing on the prescribed reporting date that no report is being filed.

# WAIVER OF REPORT

(Section 106.07(7), F.S.)

(PLEASE TYPE)

## ONLINE SUBMISSION

Id: 1346 [1067109]

Submitted on:

7/7/2014 17:36:44 (eastern)  
OFFICE USE ONLY

Daniel Diaz

Name

Community Council 12/123

Office Sought

9735 SW 73 Street

Address

Miami, FL 33173

City

State

Zip Code

Candidate

Political Committee

Electioneering Communications Organization

Party Executive Committee

Check here if address has changed since last report.

Check here if PC or ECO has DISBANDED and will no longer file reports.

### TYPE OF REPORT (Check Appropriate Box and Complete Applicable Line beneath Box)

MONTHLY REPORT

PRIMARY ELECTION

GENERAL ELECTION

OTHER REPORT TYPE

Indicate report #

M \_\_\_\_\_

Indicate report #

P \_\_\_\_\_

Indicate report #

G \_\_\_\_\_

Indicate report type and # as applicable:

14P2

TERMINATION REPORT

SPECIAL ELECTION

### NOTIFICATION OF NO ACTIVITY IN CAMPAIGN ACCOUNT FOR THE REPORTING PERIOD OF

6/21/2014

THROUGH

7/4/2014

X

Signature

Date

X

Signature

Date

#### REQUIRED SIGNATURES FOR:

##### Candidates:

Candidate and Campaign Treasurer or Deputy Treasurer (s. 106.07(5), F.S.)

##### Political Committees:

Chairman and Campaign Treasurer or Deputy Treasurer (s. 106.07(5), F.S.)

##### Electioneering Communications Organizations:

Treasurer (s. 106.0703(4)(c), F.S.)

##### Party Executive Committees:

Treasurer and Chairman (s. 106.29(2), F.S.)

In any reporting period when there has been no activity in the account (no funds expended or received) the filing of the required report is waived. However, the filing officer must be notified in writing on the prescribed reporting date that no report is being filed.

## CAMPAIGN TREASURER'S REPORT SUMMARY

(1) Daniel Diaz  
 Name  
 (2) 9735 SW 73 Street  
 Address (number and street)  
Miami, FL 33173  
 City, State, Zip Code

**OFFICE USE ONLY**  
**ONLINE SUBMISSION**  
 [1065720]

Submitted on:  
 6/25/2014 06:44:27 (eastern)

Check here if address has changed (3) ID Number: 1346

(4) Check appropriate box(es):  
 Candidate Office Sought: Community Council 12/123  
 Political Committee (PC)  Check here if PC or ECO has disbanded  
 Electioneering Communications Org. (ECO)  Check here if PTY has disbanded  
 Party Executive Committee (PTY)  Check here if no other IE or EC reports will be filed  
 Independent Expenditure (IE) (also covers an individual making electioneering communications)

### (5) Report Identifiers

Cover Period: From 6 / 1 / 2014 To 6 / 20 / 2014 Report Type: 14P1  
 Original  Amendment  Special Election Report

**(6) Contributions This Report**

Cash & Checks \$        ,        , 0 . 00  
 Loans \$        , 1 , 000 . 00  
 Total Monetary \$        , 1 , 000 . 00  
 In-Kind \$        ,        , 0 . 00

**(7) Expenditures This Report**

Monetary Expenditures \$        ,        , 100 . 00  
 Transfers to Office Account \$        ,        , 0 . 00  
 Total Monetary \$        ,        , 100 . 00

**(8) Other Distributions**  
 \$        ,        , 0 . 00

**(9) TOTAL Monetary Contributions To Date**  
 \$        , 1 , 000 . 00

**(10) TOTAL Monetary Expenditures To Date**  
 \$        ,        , 100 . 00

### (11) Certification

**It is a first degree misdemeanor for any person to falsify a public record (ss. 839.13, F.S.)**

I certify that I have examined this report and it is true, correct, and complete:

(Type name) \_\_\_\_\_  
 Individual (only for IE or electioneering comm.)  Treasurer  Deputy Treasurer

(Type name) \_\_\_\_\_  
 Candidate  Chairperson (only for PC and PTY)

**X** \_\_\_\_\_  
 Signature

**X** \_\_\_\_\_  
 Signature

EXHIBIT 6 (15 of 17)

## CAMPAIGN TREASURER'S REPORT - ITEMIZED CONTRIBUTIONS

(1) Name Daniel Diaz (2) I.D. Number 1346

(3) Cover Period 6/1/2014 through 6/20/2014 (4) Page 1 of 1

(5) Date	(7) Full Name (Last, Suffix, First, Middle) Street Address & City, State, Zip Code	(8) Contributor Type   Occupation		(9) Contribution Type	(10) In-kind Description	(11) Amendment	(12) Amount
6/17/2014 / /	Diaz, Daniel 9735 SW 73 STREET MIAMI, FL 33173	S	account specialist	LO			\$1,000.00
1							
/ /							
/ /							
/ /							
/ /							
/ /							
/ /							
/ /							
/ /							

EXHIBIT 6 (16 of 17)

## CAMPAIGN TREASURER'S REPORT – ITEMIZED EXPENDITURES

(1) Name Daniel Diaz

(2) I.D. Number 1346

(3) Cover Period 6/1/2014 / 6/20/2014 through          /          /         

(4) Page 1 of 1

(5) Date	(7) Full Name (Last, Suffix, First, Middle) Street Address & City, State, Zip Code	(8) Purpose (add office sought if contribution to a candidate)	(9) Expenditure Type	(10) Amendment	(11) Amount
(6) Sequence Number					
6/17/2014 //	County, Miami-Dade 2700 NW 87 AVENUE MIAMI, FL 33172	qualifying fee	MO		\$100.00
1					
//					
//					
//					
//					
//					
//					
//					
//					

EXHIBIT 6 (17 of 17)



**TD Bank**  
**America's Most Convenient Bank®**  
Operations Center  
P.O. Box 1377  
Lewiston, ME 04243-1377  
T 888 751 9000

RECEIVED

tdbank.com

2016 AUG 16 A 9:13

STATE OF FLORIDA  
ELECTIONS COMMISSION

August 11, 2016

Cedric Oliver, Investigation Specialist  
Florida Election Commission  
107 W Gaines Street  
Collins Building Suite 224  
Tallahassee, Florida 32399-1050

**RE: CAMPAIGN ACCOUNT OF DANIEL DIAZ, ETC, REF # 120169**  
**Subpoena**

Dear Sir or Madam:

In response to the above-mentioned Subpoena and in lieu of appearing in accordance with the same, despite an extensive search, TD Bank, N.A. ("TD Bank") was unable to locate any records with the information provided in the request.

This completes the request at this time. TD Bank reserves its right to supplement its response to this request in the event that additional responsive documents are identified.

Please find a copy of the Subpoena enclosed for your reference. If you have any questions or concerns, please do not hesitate to contact Deanna Teixeira in our Subpoena Department at 1-800-494-9466 choose option 5.

Very truly yours,

Research Clerk

Enclosure

Sent Via:

EXHIBIT 7



**AFFIDAVIT OF FILING OFFICER**  
**Case Number: FEC 15-336**

**STATE OF FLORIDA**  
**County of Miami-Dade**

**Christina White, being duly sworn, says:**

1. This affidavit is made upon my personal knowledge.
2. I am of legal age and competent to testify to the matters stated herein. I am currently employed by Miami-Dade County as Supervisor of Elections.
3. Please provide copies of the listed items from the following candidate's campaign file: Daniel Diaz.

Check	ITEM
X	The Statement of Candidate form for 2014 election cycle.
X	Appointments of Treasurers and Designation of Campaign Depository form for 2014 election cycle.
X	Campaign treasurer's reports, waivers, and amendments for the 2014 election cycle.
N/A	Addendum requests and proof of compliance for the 2014 election cycle.
X	Any and/all checks issued by the candidate's campaign to your office (qualifying fee, etc.)

4. Please check each item provided to the candidate or his staff, and list the date(s) that the item was provided.

Check	ITEM	DATE
X	Chapter 106, Florida Statutes	06/16/2014

**EXHIBIT** 8 (1 of 7)

X	<i>Candidate and Campaign Treasurer Handbook</i> <u>Please indicate Year. &lt;2013&gt;</u>	06/16/2014
X	Other: <sup>1</sup> <i>Miami-Dade County Electronic Filing Requirements Form Post-Qualifying Letter including 2014 Calendar of Reporting Dates and the Miami-Dade County Elections Department Guidelines to Successful Campaign Treasurer's Reports (Per Chapter 106, F.S.)</i>	06/16-17/2014 06/24/2014

5. Relative to Chapter 106, *Florida Statutes* and the *Candidate and Campaign Treasurer Handbook*, how are these publications provided to the candidate and/or his staff?

- Publications are given directly to the candidate and/or his staff.
- Publications are available in the office, candidate and/or his staff are advised to pick-up the publications for themselves.
- Candidate and/or his staff are advised to download copies of the publications from our website or the Division of Elections' website.
- Other, please explain. \_\_\_\_\_

6. Did your office offer any candidate workshops or training seminars prior to the 2014 election?  Yes  No. If yes, please list all workshops/training seminars that were attended by the candidate and/or his staff, along with the date of attendance. If a staff member attended for the candidate, list his/her name and position. If available, please attach a copy of any attendance sheets from the workshops/training seminars and if available, please provide a copy of the syllabus and outline for the workshops/seminars.

Campaign Skills Seminars were held on 02/25/2014, 03/01/2014, and 05/16/2014. (See attached Training Agenda.) Our records do not reflect the candidate attending these sessions.

7. Does your office have any record of Daniel Diaz having sought elective office within your jurisdiction prior to the 2014 election?  Yes  No. If yes, please list the previous office(s) he ran for, the date(s) of the election(s), and the result(s) of the election(s).

\_\_\_\_\_

\_\_\_\_\_


<sup>1</sup> Any local publications relative to the Election laws that may have been provided in lieu of the Candidate and Campaign Treasurer Handbook published by the Division of Elections. If your office published the item(s), please send a copy of the item(s) with the affidavit.

8. Does your office have any record of Daniel Diaz having been named as a chairperson or campaign treasurer of a political committee or electioneering communication organization within your jurisdiction?  Yes  No. If yes, please list the name(s) of the committees.

9. Did you or any member from your staff have any conversations with Daniel Diaz concerning a provision of Chapter 106, Florida Statutes at any time during his 2014 campaign?  Yes  No. If yes, please indicate whether the conversation was in person, in writing, or by telephone and the subject matter of the conversation. If applicable, please provide copies documenting the discussion.

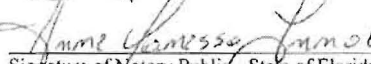
See attached copies of 2014-P7 Fine Letter; email forwarding copy of FEC Final Order to pay fine for 2014-P7 Report; TR-P14 Failure to file letter and miscellaneous conversation log.

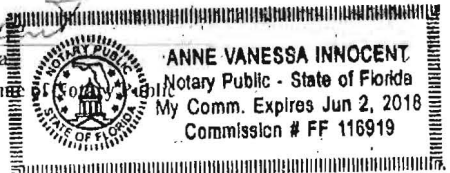
I SWEAR OR AFFIRM THAT THE INFORMATION CONTAINED IN THIS DOCUMENT IS COMPLETE AND ACCURATE TO THE BEST OF MY KNOWLEDGE.

  
\_\_\_\_\_  
Signature of Affiant

Sworn to (or affirmed) and subscribed before me this 26<sup>th</sup> day of

July, 2016

  
\_\_\_\_\_  
Signature of Notary Public - State of Florida  
Print, Type, or Stamp Commissioned Name



Personally Known  or Produced Identification \_\_\_\_\_

Type of Identification Produced: \_\_\_\_\_

Case investigator: CKO

EXHIBIT 8(3 of 7)

### Campaign Treasurer's Report Miami-Dade County Electronic Filing Requirements

Candidate (office sought): MDC COMMUNITY COUNCIL #12/123

Candidate's Florida Voter Registration Number: 121728040

Political Committee: \_\_\_\_\_

Party Executive Committee: \_\_\_\_\_

Other: \_\_\_\_\_

I, DANIEL DIAZ  
(Please print name of Candidate or Chairperson)

understand that Campaign Treasurer's Reports must be filed electronically via the Supervisor of Elections website by midnight of the day designated in order to comply with Miami-Dade County requirements. I also acknowledge that Sections 12-15 and 12-21 of the Code of Miami-Dade County regarding the filing of the campaign finance reports with the Supervisor of Elections were recently amended in that original signed hardcopies are no longer required.

I also understand that, in accordance with Section 12-14.1 of the Code of Miami-Dade County, Florida, candidates running for the Offices of Miami-Dade County Mayor, Commissioner, Property Appraiser, Clerk of the Circuit Courts, and Community Council must now file the Absentee Ballot Campaign Report (MD-ED 26) to disclose the names of paid campaign workers engaged in absentee ballot activities.



Signature of Candidate or Chairperson

06/16/2014

Date

Day Time Telephone Number: \_\_\_\_\_

Alternate Contact Number: \_\_\_\_\_

Email Address: \_\_\_\_\_

*This form must be filed with the qualifying officer within 10 days after the Appointment of Campaign Treasurer and Designation of Campaign Depository form is filed.*

RECEIVED  
2014 JUN 16 AM 11:17  
MIAMI-DADE COUNTY  
ELECTIONS DEPARTMENT



Access to Handbook and the Election Laws of the State of Florida

RECEIVED

2014 JUN 16 AM 8:17

MIAMI-DADE COUNTY ELECTIONS DEPARTMENT

Candidate/Chairperson:

DANIEL

DIAZ

First Name

Middle Name

Last Name

MIAMI DADE COUNTY COMMUNITY COUNCIL #12/123

Office Sought / Organization

I acknowledge that it is my responsibility to read, understand and follow the requirements described in the following resources available on the Miami-Dade County Elections Department Website:

- Candidate Qualifying Handbook (<http://www.miamidade.gov/elections/candidate.asp>)  
Contains information on State Laws and Handbooks, the Election Laws of the State of Florida, County Laws and Handbooks, Qualifying Information, Electronic Reporting Dates and Procedures, Important Candidate Information, and Recent Legislative Changes.
- Political Committee Handbook (<http://www.miamidade.gov/elections/pacs.asp>)  
Contains information on State Laws and Handbooks, the Election Laws of the State of Florida, County Laws and Handbooks, Electronic Reporting Dates and Procedures, Important Committee Information, and Recent Legislative Changes.

Acknowledged by: [Signature]  
Candidate / Chairperson Signature

Date: 06/16/2014

Primary Telephone Number: \_\_\_\_\_

Alternate Telephone Number: \_\_\_\_\_

E-mail address: \_\_\_\_\_

RECEIVED



Access to Handbook and the Election Laws of the State of Florida

2014 JUN 17 AM 11:51

MIAMI-DADE COUNTY ELECTIONS DEPARTMENT

Candidate/Chairperson:

DANIEL

DIAZ

First Name

Middle Name

Last Name

MIAMI DADE COUNTY COMMUNITY COUNCIL #12/123

Office Sought / Organization

I acknowledge that it is my responsibility to read, understand and follow the requirements described in the following resources available on the Miami-Dade County Elections Department Website:

Candidate Qualifying Handbook (<http://www.miamidade.gov/elections/candidate.asp>)  
Contains information on State Laws and Handbooks, the Election Laws of the State of Florida, County Laws and Handbooks, Qualifying Information, Electronic Reporting Dates and Procedures, Important Candidate Information, and Recent Legislative Changes.

Political Committee Handbook (<http://www.miamidade.gov/elections/pacs.asp>)  
Contains information on State Laws and Handbooks, the Election Laws of the State of Florida, County Laws and Handbooks, Electronic Reporting Dates and Procedures, Important Committee Information, and Recent Legislative Changes.

Acknowledged by:

Candidate / Chairperson Signature

Date: 06/16/2014

Primary Telephone Number: 786-477-3973

Alternate Telephone Number:

E-mail address: DDCCEK123@GMAIL.COM

Campaign Treasurer's Report  
Miami-Dade County Electronic Filing Requirements

2014 JUN 17 AM 11:51

Candidate (office sought): MDC COMMUNITY COUNCIL #12/123  
Candidate's Florida Voter Registration Number: 121728640

RECEIVED  
MIAMI-DADE COUNTY  
ELECTIONS DEPARTMENT

Political Committee: \_\_\_\_\_

Party Executive Committee: \_\_\_\_\_

Other: \_\_\_\_\_

I, DANIEL DIAZ  
*(Please print name of Candidate or Chairperson)*

understand that Campaign Treasurer's Reports must be filed electronically via the Supervisor of Elections website by midnight of the day designated in order to comply with Miami-Dade County requirements. I also acknowledge that Sections 12-17 and 12-21 of the Code of Miami-Dade County regarding the filing of the campaign finance reports with the Supervisor of Elections were recently amended in that original signed hardcopies are no longer required.

I also understand that, in accordance with Section 12-14.1 of the Code of Miami-Dade County, Florida, candidates running for the Offices of Miami-Dade County Mayor, Commissioner, Property Appraiser, Clerk of the Circuit Courts, and Community Council must now file the Absentee Ballot Campaign Report (MD-ED 26) to disclose the names of paid campaign workers engaged in absentee ballot activities.

 06/16/2014  
Signature of Candidate or Chairperson Date

Day Time Telephone Number: 786-477-3973

Alternate Contact Number: \_\_\_\_\_

Email Address: DDCCEK123@GMAIL.COM

*This form must be filed with the qualifying officer within 10 days after the Appointment of Campaign Treasurer and Designation of Campaign Depository form is filed.*

EXHIBIT 8 (7 of 7)

**STATEMENT OF  
CANDIDATE**

(Section 106.023, F.S.)  
(Please print or type)

OFFICE USE ONLY  
**RECEIVED**

2014 JUN 16 AM 8:17

MIAMI-DADE COUNTY  
ELECTIONS DEPARTMENT

I, DANIEL DIAZ ,

candidate for the office of MIAMI DADE COUNTY COMMUNITY COUNCIL #12/123 ;

have been provided access to read and understand the requirements of

Chapter 106, Florida Statutes.

X   
\_\_\_\_\_  
Signature of Candidate

06/16/2014  
\_\_\_\_\_  
Date

Each candidate must file a statement with the qualifying officer within 10 days after the Appointment of Campaign Treasurer and Designation of Campaign Depository is filed. Willful failure to file this form is a first degree misdemeanor and a civil violation of the Campaign Financing Act which may result in a fine of up to \$1,000, (ss. 106.19(1)(c), 106.265(1), Florida Statutes).





**FLORIDA ELECTIONS COMMISSION**

**107 W. Gaines Street,  
Suite 224 Collins Building  
Tallahassee, Florida 32399-1050  
Telephone: (850) 922-4539  
Fax: (850) 921-0783**

June 2, 2016

Daniel Diaz  
8180 Geneva Court, Apt. 329  
Doral, FL 33166-7845

**RE: Case No.: FEC 15-336; Respondent: Daniel Diaz**

Dear Mr. Diaz:

On April 28, 2015, the Florida Elections Commission received a complaint alleging that you violated Florida's election laws. I have reviewed the complaint and find that it contains one or more legally sufficient allegations. The Commission staff will investigate the following alleged violations:

**Section 106.141(1), Florida Statutes:** Respondent failed to timely file his 2014 Termination Report (TR-P14) reflecting the disposition of all remaining campaign funds, as alleged in the complaint.

**Sections 106.19(1)(c), Florida Statutes:** Respondent falsely reported or deliberately failed to include information required by Chapter 106, as alleged in the complaint.

You may respond to the allegations above by filing a notarized statement providing any information regarding the facts and circumstances surrounding the allegations. Your response will be included as an attachment to the investigator's report.

When we conclude the investigation, a copy of the Report of Investigation will be mailed to you at the above address. You may file a response to the report within 14 days from the date the report is mailed to you. Based on the results of the investigation, legal staff will make a written recommendation to the Commission on whether there is probable cause to believe you have violated Chapter 104 or 106, Florida Statutes. A copy of the Staff Recommendation will be mailed to you and you may file a response within 14 days from the date the recommendation is mailed to you. Your timely filed response(s) will be considered by the Commission when determining probable cause.

The Commission will then hold a hearing to determine whether there is probable cause to believe you have violated Chapters 104 or 106, Florida Statutes. You and the complainant will receive a

notice of hearing at least 14 days before the hearing. The notice of hearing will indicate the location, date, and time of your hearing. You will have the opportunity to make a brief oral statement to the Commission, but you will not be permitted to testify or call others to testify, or introduce any documentary or other evidence.

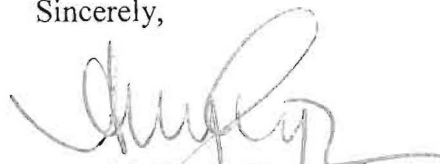
At any time before a probable cause finding, you may notify us in writing that you want to enter into negotiations directed towards reaching a settlement via consent agreement.

**The Report of Investigation, Staff Recommendation, and Notice of Hearing will be mailed to the above address as this letter. Therefore, if your address changes, you must notify this office of your new address. Otherwise, you may not receive these important documents. Failure to receive the documents will not delay the probable cause hearing.**

Under section 106.25, Florida Statutes, complaints, Commission investigations, investigative reports, and other documents relating to an alleged violation of Chapters 104 and 106, Florida Statutes, are confidential until the Commission finds probable cause or no probable cause. The confidentiality provision does not apply to the person filing the complaint. However, it does apply to you unless you waive confidentiality in writing. The confidentiality provision does not preclude you from seeking legal counsel. However, if you retain counsel, your attorney must file a notice of appearance with the Commission before any member of the Commission staff can discuss this case with him or her.

If you have any questions or need additional information, please contact **Cedric Oliver**, the investigator assigned to this case.

Sincerely,



Amy McKeever Toman  
Executive Director

AMT/enr

FILED  
16 MAR -3 AM 9:34  
STATE OF FLORIDA  
ELECTIONS COMMISSION

STATE OF FLORIDA  
FLORIDA ELECTIONS COMMISSION

In Re: Daniel Diaz

Case No.: FEC 15-336

ORDER RETURNING TO STAFF FOR FURTHER INVESTIGATION

**THIS MATTER** was heard by the Florida Elections Commission (Commission) at its regularly scheduled meeting on February 17, 2016, in Tallahassee, Florida.

The Commission considered staff's Motion to Dismiss. The Commission finds that this matter should be returned to staff for further investigation prior to a determination on staff's motion.

Therefore, it is

**ORDERED** that the case is returned to staff for further investigation.

**DONE AND ORDERED** by the Florida Elections Commission on February 17, 2016.



M. Scott Thomas, Chairman  
Florida Elections Commission

Copies furnished to:  
Stephanie J. Cunningham, Assistant General Counsel  
Miami-Dade County Supervisor of Elections, Complainant

**STATE OF FLORIDA  
FLORIDA ELECTIONS COMMISSION**

**In Re: Daniel Diaz**

**Case No.: FEC 15-336**

**MOTION TO DISMISS**

**COMES NOW**, Petitioner, FLORIDA ELECTIONS COMMISSION (“Commission”) by and through the undersigned counsel, and files this Motion to Dismiss and in support thereof states as follows:

1. On April 28, 2015, a complaint was filed with the Commission alleging that Respondent violated the Florida Election Code.

2. On November 5, 2015, the executive director of the Commission found the complaint to be legally sufficient and notified Respondent that Commission staff would investigate alleged violations of Sections 106.141(1) and 106.19(1)(c), Florida Statutes, in connection with Respondent’s 2014 Termination Report.

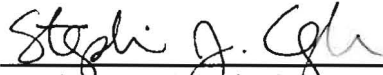
3. Respondent submitted a sworn statement stating that he is a physician living in Michigan, has never run for public office in Florida, and has not lived in Florida since 2010. Respondent is of the belief that someone was using his name and parent’s mailing address to run for public office. (Exhibit A)

4. In researching Respondent’s address, it was discovered that there is another individual named Daniel Diaz who appears to reside in Florida and has a driver’s license number that matches that of the person who submitted the Oath of Candidate to the Miami-Dade Elections Department. There may also be an ongoing criminal investigation associated with that individual.

5. It appears that the wrong person has been made a party to this proceeding and that there is no statutory authority allowing for the substitution of parties.

**WHEREFORE**, based upon the foregoing, the undersigned counsel requests this matter be dismissed.

Respectfully submitted on January 14, 2016 by:



Stephanie J. Cunningham  
Fla. Bar No.: 71389  
Assistant General Counsel  
Florida Elections Commission  
107 W. Gaines Street  
Collins Building, Suite 224  
Tallahassee, FL 32399-1050  
Phone Number: (850) 922-4539  
Fax Number: (850) 921-0783  
Stephanie.Cunningham@myfloridalegal.com;  
FEC@myfloridalegal.com

Copies furnished to:  
Stephanie J. Cunningham, Assistant General Counsel  
Daniel Diaz, Respondent

**A.T. STILL  
UNIVERSITY**

Daniel Diaz <dbdiaz@atsu.edu>

RECEIVED

**Daniel Diaz**  
1 message

2015 NOV 30 1 P 12: 18

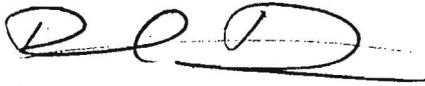
**Daniel Diaz** <dbdiaz@atsu.edu>  
To: fec@myfloridalegal.com

Wed, Jun 17, 2015 at 6:10 PM

Hello.

My name is Daniel Diaz and today I received certified mail from the Florida Elections Commission stating that a complaint was filed against me. Back in November I spoke on the phone with someone regarding this issue. I live in Michigan and am a physician. I haven't lived in Florida since Fall of 2010. It appeared that someone was using my name and my parents' address to run for some sort of office. I have no knowledge of this person or incident and was under the impression that it was resolved in the Fall. I am a little frustrated that I am now receiving mail about this at my address in Michigan. Once again- I have never run for any sort of office in Florida nor have I lived in Florida since 2010. Please can we resolve this issue once and for all.

Daniel Diaz  
786-205-9111



LINDA BURKE-HAYDEN  
NOTARY PUBLIC, STATE OF MI  
COUNTY OF OAKLAND  
MY COMMISSION EXPIRES Jan 2, 2021  
ACTING IN COUNTY OF *MACOMB*

*Linda Burke-Hayden*  
11-13-2015

**Exhibit A**

A.T. STILL  
UNIVERSITY

Daniel Diaz <dbdiaz@atsu.edu>

RECEIVED

**Daniel Diaz**

1 message

2015 NOV 30 P 12: 18

**Daniel Diaz** <dbdiaz@atsu.edu>  
To: fec@myfloridalegal.com

Wed, Jun 17, 2015 at 6:10 PM

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Daniel Diaz  
786-205-9111



LINDA BURKE-HAYDEN  
NOTARY PUBLIC, STATE OF MI  
COUNTY OF OAKLAND  
MY COMMISSION EXPIRES Jan 2, 2021  
ACTING IN COUNTY OF *MACOMB*

*Linda Burke-Hayden*  
*11-13-2015*

A.T. STILL  
UNIVERSITY

Daniel Diaz <dbdiaz@atsu.edu>

---

**Daniel Diaz**

1 message

---

Daniel Diaz <dbdiaz@atsu.edu>  
To: fec@myfloridalegal.com

Wed, Jun 17, 2015 at 6:10 PM

Hello.

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Daniel Diaz  
786-205-9111

LINDA BURKE-HAYDEN  
NOTARY PUBLIC, STATE OF MI  
COUNTY OF OAKLAND  
MY COMMISSION EXPIRES Jan 2, 2021  
ACTING IN COUNTY OF *MACOMB*



*Linda Burke-Hayden*  
*11-13-2015*





## FLORIDA ELECTIONS COMMISSION

107 W. Gaines Street,  
Suite 224 Collins Building  
Tallahassee, Florida 32399-1050  
Telephone: (850) 922-4539  
Fax: (850) 921-0783

November 5, 2015

Daniel Diaz  
4047 Woodmere Drive  
Waterford, MI 48329

**RE: Case No.: FEC 15-336; Respondent: Daniel Diaz**

Dear Mr. Diaz:

On April 28, 2015, the Florida Elections Commission received a complaint alleging that you violated Florida's election laws. I have reviewed the complaint and find that it contains one or more legally sufficient allegations. The Commission staff will investigate the following alleged violations:

**Section 106.141(1), Florida Statutes:** Respondent failed to timely file his 2014 Termination Report (TR-P14) reflecting the disposition of all remaining campaign funds, as alleged in the complaint.

**Sections 106.19(1)(c), Florida Statutes:** Respondent falsely reported or deliberately failed to include information required by Chapter 106, as alleged in the complaint.

You may respond to the allegations above by filing a notarized statement providing any information regarding the facts and circumstances surrounding the allegations. Your response will be included as an attachment to the investigator's report.

When we conclude the investigation, a copy of the Report of Investigation will be mailed to you at the above address. You may file a response to the report within 14 days from the date the report is mailed to you. Based on the results of the investigation, legal staff will make a written recommendation to the Commission on whether there is probable cause to believe you have violated Chapter 104 or 106, Florida Statutes. A copy of the Staff Recommendation will be mailed to you and you may file a response within 14 days from the date the recommendation is mailed to you. Your timely filed response(s) will be considered by the Commission when determining probable cause.

The Commission will then hold a hearing to determine whether there is probable cause to believe you have violated Chapters 104 or 106, Florida Statutes. You and the complainant will receive a

notice of hearing at least 14 days before the hearing. The notice of hearing will indicate the location, date, and time of your hearing. You will have the opportunity to make a brief oral statement to the Commission, but you will not be permitted to testify or call others to testify, or introduce any documentary or other evidence.

At any time before a probable cause finding, you may notify us in writing that you want to enter into negotiations directed towards reaching a settlement via consent agreement.

**The Report of Investigation, Staff Recommendation, and Notice of Hearing will be mailed to the above address as this letter. Therefore, if your address changes, you must notify this office of your new address. Otherwise, you may not receive these important documents. Failure to receive the documents will not delay the probable cause hearing.**

Under section 106.25, Florida Statutes, complaints, Commission investigations, investigative reports, and other documents relating to an alleged violation of Chapters 104 and 106, Florida Statutes, are confidential until the Commission finds probable cause or no probable cause. The confidentiality provision does not apply to the person filing the complaint. However, it does apply to you unless you waive confidentiality in writing. The confidentiality provision does not preclude you from seeking legal counsel. However, if you retain counsel, your attorney must file a notice of appearance with the Commission before any member of the Commission staff can discuss this case with him or her.

If you have any questions or need additional information, please contact **Cedric Oliver**, the investigator assigned to this case.

Sincerely,



Amy McKeever Toman  
Executive Director

AMT/enr

From the desk of



*Vanessa Innocent*

April 23, 2015

Donna Malphurs  
Florida Elections Commission  
107 West Gaines Street, Suite 224  
Tallahassee, FL 32399-1050

Ms. Malphurs:

Attached is the sworn complaint form against Mr. Daniel Diaz, a candidate for the office of Community Council Area/Subarea 12/123 during the 2014 election cycle.

We are reporting Mr. Diaz to the FEC because of his failure to file the TR-P14 Campaign Treasurer's Report. We have also attached copies of our correspondences related to that particular report.

Should you require any additional information, please feel free to contact our office.

Sincerely,

A handwritten signature in cursive script that reads "Vanessa Innocent".

Vanessa Innocent  
Miami-Dade Elections  
Tel: 305-499-8342

RECEIVED  
2015 APR 28 10 08 AM  
FLORIDA ELECTIONS COMMISSION

STATE OF FLORIDA  
FLORIDA ELECTIONS COMMISSION

107 West Gaines Street, Suite 224, Tallahassee, Florida 32399-1050  
Telephone Number: (850) 922-4539  
[www.fec.state.fl.us](http://www.fec.state.fl.us)

RECEIVED

2015 APR 28 A 8:48

CONFIDENTIAL COMPLAINT FORM

The Commission's records and proceedings in a case are confidential until the Commission rules on probable cause. A copy of the complaint will be provided to the person against whom the complaint is brought.

1. PERSON BRINGING COMPLAINT:

Name: Penelope Townsley Work Phone: (305) 499-8509  
Address: 2700 NW 87th Avenue Home Phone: ( )  
City: Doral County: Miami-Dade State: FL Zip Code: 33172

2. PERSON AGAINST WHOM COMPLAINT IS BROUGHT:

A person can be an individual, political committee, committee of continuous existence, political party, electioneering communication organization, club, corporation, partnership, company, association, or any other type of organization. (If you intend to name more than one individual or entity, please file multiple complaints.)

Name of individual or entity: Daniel Diaz  
Address: 9735 SW 73rd Street Phone: ( )  
City:  County: Miami-Dade State: FL Zip Code: 33173

If individual is a candidate, list the office or position sought: Community Council 12/123

Have you filed this complaint with the State Attorney's Office? (check one)  Yes  No

3. ALLEGED VIOLATION(S):

Please list the provisions of The Florida Election Code that you believe the person named above may have violated. The Commission has jurisdiction only to investigation the following provisions: **Chapter 104, Chapter 106, and Section 105.071, Florida Statutes.** Also, please include:

- ✓ The facts and actions that you believe support the violations you allege,
- ✓ The names and telephone numbers of persons you believe may be witnesses to the facts,
- ✓ A copy or picture of the political advertisements you mention in your statement,
- ✓ A copy of the documents you mention in your statement, and
- ✓ Other evidence that supports your allegations.

This individual failed to file the TR-P14 Report which was due on 11/24/2014. On 6/24/2014, Mr. Diaz received a post-qualifying letter which included a copy of the reporting schedule. A copy of this letter was also emailed to him on 6/24/2014. A failure to file reminder email was sent to Mr. Diaz on 12/15/2014. The candidate was notified via letter on 12/18/2014 and 1/30/2015. On 4/1/2015, this failure to file was once again mentioned on an email informing Mr. Diaz that the late filing fee for the 2014-P7 Report was upheld by FEC Order 14-504. Since this report has not been filed, we are reporting Mr. Diaz to the FEC in line with Florida Statute 106.07(8)(d). In addition, as of this date the fine upheld by FEC Order 14-504 for the 2014-P7 Report has still not been fulfilled.

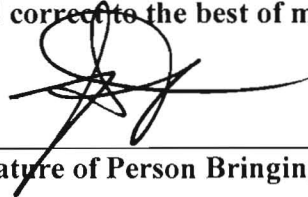
\_\_\_\_\_  
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Additional materials attached (check one)?  Yes  No

**4. OATH**

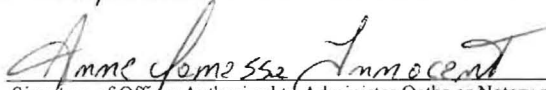
**STATE OF FLORIDA**  
**COUNTY OF** MIAMI-DADE

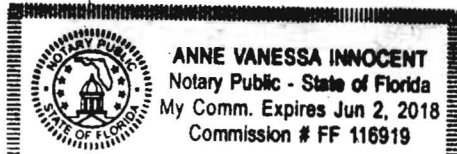
I swear or affirm, that the above information is true and correct to the best of my knowledge.



\_\_\_\_\_  
**Original Signature of Person Bringing Complaint**

Sworn to and subscribed before me this 22<sup>nd</sup> day of  
April, 20 15

  
Signature of Officer Authorized to Administer Oaths or Notary public.



(Print, type or stamp name and commission number in this space)

Personally known  Or Produced Identification \_\_\_\_\_

Type of Identification Produced \_\_\_\_\_

RECEIVED  
2015 APR 28 11 A 8:48  
ELE...

Any person who files a complaint while knowing that the allegations are false or without merit commits a misdemeanor of the first degree, punishable as provided in Sections 775.082 and 775.083, Florida Statutes.

From the desk of



*Vanessa Innocent*

April 23, 2015

Donna Malphurs  
Florida Elections Commission  
107 West Gaines Street, Suite 224  
Tallahassee, FL 32399-1050

RECEIVED  
2015 APR 28 10:08 AM  
ELECTIONS

Ms. Malphurs:

Attached is the sworn complaint form against Mr. Daniel Diaz, a candidate for the office of Community Council Area/Subarea 12/123 during the 2014 election cycle.

We are reporting Mr. Diaz to the FEC because of his failure to file the TR-P14 Campaign Treasurer's Report. We have also attached copies of our correspondences related to that particular report.

Should you require any additional information, please feel free to contact our office.

Sincerely,

A handwritten signature in cursive script that reads "Vanessa Innocent".

Vanessa Innocent  
Miami-Dade Elections  
Tel: 305-499-8342



miamidade.gov

Elections
2700 NW 87th Avenue
Miami, Florida 33172
T 305-499-8683 F 305-499-8547
TTY 305-499-8480

June 24, 2014

Mr. Daniel Diaz
9735 SW 73 Street
Miami, FL 33173

Dear Mr. Diaz,

Congratulations on becoming a qualified candidate for Miami-Dade County Community Council Area/Subarea 12/123. As such, this office will appear on the August 26, 2014 Primary Election ballot. As referenced in the attached 2014 Calendar of Reporting Dates, you are required to file the following Campaign Treasurer's Reports:

Table with 4 columns: Report, From, To, Due Date. Rows include 2014-P1 through 2014-TRP with corresponding dates.

Per Section 12-17 of the Code of Miami-Dade County, campaign finance reports must be submitted through the Miami-Dade Elections Department website at www.miamidade.gov/elections/campaignreports. To sign-in, please use ID Number "1346" and the default password is "password." When submitting your campaign reports, you will be required to use an electronic signature pin. Your temporary signature pin is "1234" and your campaign treasurer's signature pin is "5678". As a security measure, please consider updating the password once you have successfully logged in and resetting your pins to unique four-digit signature pins.

Reports must be received no later than midnight of the day designated. Any report that is received electronically after the designated date will be considered late and shall be subject to a fine in accordance with Florida Statute 106.07.

In accordance with Section 12-14.1 of the Code of Miami-Dade County, candidates running for the offices of Miami-Dade County Mayor, Commissioner, Property Appraiser, Clerk of the Circuit Courts, and Community Council must file a separate campaign report (MD-ED 26) to disclose the names of paid campaign workers engaged in absentee ballot activities. Once the report has been completed, submit a signed electronic copy to campaigns@miamidade.gov. For quicker processing, the email header should include the name of the candidate, the report name, and reference the type of report submitted (i.e. Jane Doe, 2014-M01 AB Campaign Report). The form may be found online at http://www.miamidade.gov/elections/Library/run for office/md-ed26.pdf and it is due at the same time as the Campaign Treasurer's Reports.

Within 90 days after having withdrawn, becoming unopposed, being eliminated or elected to office, each candidate shall dispose of all funds in the campaign account and file a termination report in accordance with Florida Statute 106.141. We are taking this opportunity to also provide you with a resource entitled "Guidelines to Successful Campaign Treasurer's Reports." Utilizing these tips will help reduce errors and the need for additional reporting on your end.

Mr. Daniel Diaz

Page 2

We also encourage you to familiarize yourself with the Miami-Dade County Candidate Qualifying Handbook, available online at <http://www.miamidade.gov/elections/qual-handbook.asp>. It includes election laws and other pertinent information for your campaign.

If you have any questions, please do not hesitate to contact the Candidate Services Unit at 305-499-8410.

Sincerely,



Carolina D. Lopez  
Deputy Supervisor of Elections  
Miami-Dade Elections Department

Certified No: 7008 1830 0003 9579 6145

Enclosures



## 2014 Calendar of Reporting Dates for Miami-Dade County Candidates

### Monthly Reports:

Reports shall be filed on the 10<sup>th</sup> day following the end of a calendar month from the time the campaign treasurer is appointed, except that if the 10<sup>th</sup> day following the end of a calendar month occurs on a Saturday, Sunday, or legal holiday, the report shall be filed on the next following day that is not a Saturday, Sunday, or legal holiday. [F.S. 106.07(1)]

Report	From	To	Due Date	Notes
2013-M12	12-01-13	12-31-13	01-10-14	Monthly Report
2014-M01	01-01-14	01-31-14	02-10-14	Monthly Report
2014-M02	02-01-14	02-28-14	03-10-14	Monthly Report
2014-M03	03-01-14	03-31-14	04-10-14	Monthly Report
2014-M04	04-01-14	04-30-14	05-12-14	Monthly Report
2014-M05	05-01-14	05-31-14	06-10-14	Monthly Report

### Reports Prior to the Primary and General Elections:

On the 60<sup>th</sup> day immediately preceding the primary election and biweekly on each Friday thereafter through and including the 4<sup>th</sup> day immediately preceding the general election, with additional reports due on the 25<sup>th</sup> and 11<sup>th</sup> day before the primary election and the general election. [F.S. 106.07(1)(b)]

Prior to the Primary Election				
Report	From	To	Due Date	Notes
2014-P1	06-01-14	06-20-14	06-27-14	Report due on 60 <sup>th</sup> day prior to Primary
2014-P2	06-21-14	07-04-14	07-11-14	Bi-Weekly Report prior to Primary
2014-P3	07-05-14	07-18-14	07-25-14	Bi-Weekly Report prior to Primary
2014-P4	07-19-14	07-25-14	08-01-14	Report due on 25 <sup>th</sup> day prior to Primary
2014-P5	07-26-14	08-01-14	08-08-14	Bi-Weekly Report prior to Primary
2014-P6	08-02-14	08-08-14	08-15-14	Report due on 11 <sup>th</sup> day prior to Primary
2014-P7	08-09-14	08-21-14	08-22-14	Bi-Weekly Report prior to Primary

Prior to the General Election				
Report	From	To	Due Date	Notes
2014-G1	08-22-14	08-29-14	09-05-14	Report due on 60 <sup>th</sup> day prior to General
2014-G2	08-30-14	09-12-14	09-19-14	Bi-Weekly Report prior to General
2014-G3	09-13-14	09-26-14	10-03-14	Bi-Weekly Report prior to General
2014-G4	09-27-14	10-03-14	10-10-14	Report due on 25 <sup>th</sup> day prior to General
2014-G5	10-04-14	10-10-14	10-17-14	Bi-Weekly Report prior to General
2014-G6	10-11-14	10-17-14	10-24-14	Report due on 11 <sup>th</sup> day prior to General
2014-G7	10-18-14	10-30-14	10-31-14	Bi-Weekly Report prior to General

### Termination Reports:

Within 90 days after having withdrawn, become unopposed, been eliminated or elected to office, each candidate shall dispose of all funds in the campaign account and file a termination report. [F.S. 106.141(1)]

Report	From	To	Due Date	File one based on when candidacy terminated:
TR-QJ14	05-01-14	07-31-14	07-31-14	At the end of candidate qualifying, on 05/02/14
TR-QC14	06-01-14	09-15-14	09-15-14	At the end of candidate qualifying, on 06/17/14
TR-QS14	06-01-14	09-18-14	09-18-14	At the end of candidate qualifying, on 06/20/14
TR-P14	08-22-14	11-24-14	11-24-14	After the 08/26/14 Primary Election
TR-G14	10-31-14	02-02-15	02-02-15	After the 11/04/14 General Election

### Additional Information:

Campaign Treasurer's Reports must be filed with the Miami-Dade County Supervisor of Elections online at <http://www.miamidade.gov/elections/campaignreports>. Online submissions must be received no later than midnight of the day designated, per Florida Statute 106.0705(3). Reports not filed by midnight of the day designated are late and are subject to a fine in accordance with Florida Statute 106.07(8)(b).

The Miami-Dade County Candidate Qualifying Handbook, inclusive of the Florida Election Laws and the Candidate and Campaign Treasurer Handbook, is available on the Elections Department website at <http://www.miamidade.gov/elections/candidates.asp>. If you have any questions, contact the Candidate Services Unit at 305-499-8410 or via email at [campaigns@miamidade.gov](mailto:campaigns@miamidade.gov).

**Miami-Dade County Elections Department**  
**Guidelines to Successful Campaign Treasurer's Reports**  
**(Per Chapter 106, Florida Statutes)**

**Contributions**

1. Contributions entered must fall within the time period covered by the report.
2. All Contributions must have complete itemized information including the date, name, complete address, contribution type, occupation (if over \$100) and dollar amount.
3. Occupation needs to be specific. Do not use "Businessman/woman, Business Owner, Salesman/woman, Sales," etc. Examples of acceptable occupations include Car Sales, Printing Shop Owner, Bank Manager, Attorney, etc.
4. There is no contribution limit to a political committee.
5. The maximum cash contribution per election is \$50. A cashier's check is considered as cash.
6. The contribution limit to a candidate is \$1,000 per election. For reporting purposes, a credit card, debit card, money order, or Paypal contribution is considered a check.
7. Contributions collected via Paypal or a third-party vendor to collect contributions must be reported in full (transaction fees are not deducted from the contribution amount, but rather reflected as an expenditure).
8. The person signing the check is the contributor, except for a company check that is a "Business" entity.
9. In-kind contributions are subject to contribution limitations (\$1,000 per election, per contributor).
10. Candidates cannot accept contributions from an Electioneering Communications Organization (ECO).

**Expenditures**

1. Expenditures entered must fall within the time period covered by the report.
2. All expenditures must have complete itemized information including the date, name, complete address, purpose of expenditure, and dollar amount.
3. A reimbursement from the campaign account is allowable directly to an individual/organization that has incurred approved expenses on behalf of the campaign. The report must include the full name, full address, specific purpose, and amount of reimbursement.
4. Campaign accounts may not provide a direct payment to the credit card of an individual/organization as a form of reimbursement.
5. Poll workers should be paid with a campaign check and each poll worker paid should be itemized.
6. Bank fees and fees assessed by Paypal or a third-party vendor to collect contributions must be reported as expenditures (not deducted from the contribution amount).
7. ECOs are limited to electioneering communications and may not make contributions to candidates or political parties.

**Petty Cash**

1. The Petty Cash Withdrawn limit is \$500 per calendar quarter prior to the end of qualifying. Thereafter, \$100 per week.
2. It shall be spent only in amounts less than \$100 and only for office supplies, transportation expenses and other necessities.
3. Petty Cash may not be used for time, space, or services from communications media.

4. The Petty Cash Withdrawn must be reported in the period that it was withdrawn from the bank.
5. The Petty Cash Spent must also be reported in the period that it was spent. Petty Cash Spent does not impact the Total Expenditures for the period, only when it is withdrawn.
6. Petty Cash Withdrawn and Petty Cash Spent must equal at the end of the campaign.

**Notices**

1. You will be notified of any deficiencies or violations.
2. Typical violations include late filing, fine due, and incomplete information on a campaign report.
3. ***Following these guidelines will reduce notices sent to you and thus the number of amendment reports that will need to be filed.***

**Amending a Report**

1. To make any changes to a submitted report, click on the "amend" button of the Original Report to create an Amendment Report.
2. In the Amendment Report, first click on the type of transaction to amend (i.e. "Enter Contributions", etc):
  - To add new item, add a new sequence.
  - To amend existing item, click "Amend Item from Orig Report" to view list of all items previously submitted. Click on desired sequence, enter edits, and click submit. This will display two transactions (one to "delete" original item and one to "add" new item).
  - To delete existing item, click "Amend Item from Orig Report", click on desired sequence, and just click submit. This will display two transactions (one to "delete" original item and one to "add" new item). Delete the "add" sequence, leaving only the "delete" sequence.

**Fines**

1. **Fines assessed to candidates must be paid from candidate's personal funds.**
2. Fines assessed to political parties, political action committees, electioneering communication organizations, and "independent expenditures over \$5,000" are to be paid from their campaign account.
3. Fines must be paid to the filing officer within 20 days after receipt of the notice of payment due, unless an appeal is made to the Florida Elections Commission within 20 days after receipt of the notice of payment due.
4. If fine was appealed to the Florida Elections Commission, and the fine is upheld, payment is due to the Elections Department as stated in the Final Order.
5. Reference Florida Statute 106.07(8)(b) for fine amounts.

**Termination Report**

1. At the end of the campaign, or when closing out a political committee, the "Total Contributions to Date" and the "Total Expenditures to Date" on the Termination Report must equal; and, the campaign account must be closed.
2. Prior to closing the campaign account, any remaining funds must be disposed of according to F.S. 106.141 (for candidates) and F.S. 106.03 (for political committees).

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# USPS Tracking™

Customer Service > Have questions? We're here to help.

Tracking Number: 70081830000395796145

## Product & Tracking Information

Postal Product: Features: Certified Mail™

## Available Actions

Text Updates  
Email Updates

DATE & TIME	STATUS OF ITEM	LOCATION
July 5, 2014, 10:54 am	Delivered	MIAMI, FL 33173

Your item was delivered at 10:54 am on July 5, 2014 in MIAMI, FL 33173

July 4, 2014, 3:22 am	Processed through USPS Sort Facility	MIAMI, FL 33152
July 3, 2014, 11:46 pm	Processed through USPS Sort Facility	MIAMI, FL 33152
July 3, 2014, 10:43 pm	Depart USPS Sort Facility	MIAMI, FL 33152

## Track Another Package

What's your tracking (or receipt) number?

LEGAL  
Privacy Policy >  
Terms of Use >  
FOIA >  
No FEAR Act/EEO Data >

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**7008 1830 0003 9579 6145**

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Return Receipt Fee (Endorsement Required)		
Restricted Delivery Fee (Endorsement Required)		
<b>Total Postage</b>	<b>7008 1830 0003 9579 6145</b>	

Sent To: **Mr. Daniel Diaz**  
**9735 SW 73 Street**  
**Miami, FL 33173**

Street, Apt. No.  
 PO Box No.  
 City, State, ZIP

8 Form 3800, August 2008 See Reverse for Instructions

7008 1830 0003 9579 6145

## **Innocent, Vanessa (Elections)**

---

**From:** Campaign Financing VR (Elections)  
**Sent:** Tuesday, June 24, 2014 7:05 PM  
**To:** ddccek123@gmail.com  
**Subject:** Post Qualifying Letter – Daniel Diaz (Community Council 12/123)  
**Attachments:** Post Qualifying letter 6-24-14.pdf

Good afternoon,

At the conclusion of qualifying last week, our records were updated to reflect you as a qualified candidate for the office of Community Council 12/123. As such, your name will appear on the August 26, 2014 Primary Election Ballot.

The next campaign finance report is due this Friday, June 27, 2014. This report would include any campaign finance activity from the date you opened the campaign account through June 20, 2014. A post-qualifying letter is being sent by postal mail this week, but in the interest of time, an electronic copy is attached for your information.

Should you have any questions, please feel free to contact our candidate services unit at 305-499-8410 or via email at [campaigns@miamidade.gov](mailto:campaigns@miamidade.gov).

Sincerely,

**Miami-Dade Elections Department**

Government Affairs Division

Campaign Services Unit

Office: 305-499-8410

[campaigns@miamidade.gov](mailto:campaigns@miamidade.gov)

[www.miamidade.gov](http://www.miamidade.gov)

"Delivering Excellence Every Day"



miamidade.gov

Elections
2700 NW 87th Avenue
Miami, Florida 33172
T 305-499-8683 F 305-499-8547
TTY 305-499-8480

June 24, 2014

Mr. Daniel Diaz
9735 SW 73 Street
Miami, FL 33173

Dear Mr. Diaz,

Congratulations on becoming a qualified candidate for Miami-Dade County Community Council Area/Subarea 12/123. As such, this office will appear on the August 26, 2014 Primary Election ballot. As referenced in the attached 2014 Calendar of Reporting Dates, you are required to file the following Campaign Treasurer's Reports:

Table with 4 columns: Report, From, To, Due Date. Rows include 2014-P1 through 2014-TRP with corresponding dates.

Per Section 12-17 of the Code of Miami-Dade County, campaign finance reports must be submitted through the Miami-Dade Elections Department website at www.miamidade.gov/elections/campaignreports. To sign-in, please use ID Number "1346" and the default password is "password."

Reports must be received no later than midnight of the day designated. Any report that is received electronically after the designated date will be considered late and shall be subject to a fine in accordance with Florida Statute 106.07.

In accordance with Section 12-14.1 of the Code of Miami-Dade County, candidates running for the offices of Miami-Dade County Mayor, Commissioner, Property Appraiser, Clerk of the Circuit Courts, and Community Council must file a separate campaign report (MD-ED 26) to disclose the names of paid campaign workers engaged in absentee ballot activities.

Within 90 days after having withdrawn, becoming unopposed, being eliminated or elected to office, each candidate shall dispose of all funds in the campaign account and file a termination report in accordance with Florida Statute 106.141. We are taking this opportunity to also provide you with a resource entitled "Guidelines to Successful Campaign Treasurer's Reports."

Mr. Daniel Diaz

Page 2

We also encourage you to familiarize yourself with the Miami-Dade County Candidate Qualifying Handbook, available online at <http://www.miamidade.gov/elections/qual-handbook.asp>. It includes election laws and other pertinent information for your campaign.

If you have any questions, please do not hesitate to contact the Candidate Services Unit at 305-499-8410.

Sincerely,



Carolina D. Lopez  
Deputy Supervisor of Elections  
Miami-Dade Elections Department

Certified No: 7008 1830 0003 9579 6145

Enclosures

## 2014 Calendar of Reporting Dates for Miami-Dade County Candidates

### Monthly Reports:

Reports shall be filed on the 10<sup>th</sup> day following the end of a calendar month from the time the campaign treasurer is appointed, except that if the 10<sup>th</sup> day following the end of a calendar month occurs on a Saturday, Sunday, or legal holiday, the report shall be filed on the next following day that is not a Saturday, Sunday, or legal holiday. [F.S. 106.07(1)]

Report	From	To	Due Date	Notes
2013-M12	12-01-13	12-31-13	01-10-14	Monthly Report
2014-M01	01-01-14	01-31-14	02-10-14	Monthly Report
2014-M02	02-01-14	02-28-14	03-10-14	Monthly Report
2014-M03	03-01-14	03-31-14	04-10-14	Monthly Report
2014-M04	04-01-14	04-30-14	05-12-14	Monthly Report
2014-M05	05-01-14	05-31-14	06-10-14	Monthly Report

### Reports Prior to the Primary and General Elections:

On the 60<sup>th</sup> day immediately preceding the primary election and biweekly on each Friday thereafter through and including the 4<sup>th</sup> day immediately preceding the general election, with additional reports due on the 25<sup>th</sup> and 11<sup>th</sup> day before the primary election and the general election. [F.S. 106.07(1)(b)]

Prior to the Primary Election				
Report	From	To	Due Date	Notes
2014-P1	06-01-14	06-20-14	06-27-14	Report due on 60 <sup>th</sup> day prior to Primary
2014-P2	06-21-14	07-04-14	07-11-14	Bi-Weekly Report prior to Primary
2014-P3	07-05-14	07-18-14	07-25-14	Bi-Weekly Report prior to Primary
2014-P4	07-19-14	07-25-14	08-01-14	Report due on 25 <sup>th</sup> day prior to Primary
2014-P5	07-26-14	08-01-14	08-08-14	Bi-Weekly Report prior to Primary
2014-P6	08-02-14	08-08-14	08-15-14	Report due on 11 <sup>th</sup> day prior to Primary
2014-P7	08-09-14	08-21-14	08-22-14	Bi-Weekly Report prior to Primary

Prior to the General Election				
Report	From	To	Due Date	Notes
2014-G1	08-22-14	08-29-14	09-05-14	Report due on 60 <sup>th</sup> day prior to General
2014-G2	08-30-14	09-12-14	09-19-14	Bi-Weekly Report prior to General
2014-G3	09-13-14	09-26-14	10-03-14	Bi-Weekly Report prior to General
2014-G4	09-27-14	10-03-14	10-10-14	Report due on 25 <sup>th</sup> day prior to General
2014-G5	10-04-14	10-10-14	10-17-14	Bi-Weekly Report prior to General
2014-G6	10-11-14	10-17-14	10-24-14	Report due on 11 <sup>th</sup> day prior to General
2014-G7	10-18-14	10-30-14	10-31-14	Bi-Weekly Report prior to General

### Termination Reports:

Within 90 days after having withdrawn, become unopposed, been eliminated or elected to office, each candidate shall dispose of all funds in the campaign account and file a termination report. [F.S. 106.141(1)]

Report	From	To	Due Date	File one based on when candidacy terminated:
TR-QJ14	05-01-14	07-31-14	07-31-14	At the end of candidate qualifying, on 05/02/14
TR-QC14	06-01-14	09-15-14	09-15-14	At the end of candidate qualifying, on 06/17/14
TR-QS14	06-01-14	09-18-14	09-18-14	At the end of candidate qualifying, on 06/20/14
TR-P14	08-22-14	11-24-14	11-24-14	After the 08/26/14 Primary Election
TR-G14	10-31-14	02-02-15	02-02-15	After the 11/04/14 General Election

### Additional Information:

Campaign Treasurer's Reports must be filed with the Miami-Dade County Supervisor of Elections online at <http://www.miamidade.gov/elections/campaignreports>. Online submissions must be received no later than midnight of the day designated, per Florida Statute 106.0705(3). Reports not filed by midnight of the day designated are late and are subject to a fine in accordance with Florida Statute 106.07(8)(b).

The Miami-Dade County Candidate Qualifying Handbook, Inclusive of the Florida Election Laws and the Candidate and Campaign Treasurer Handbook, is available on the Elections Department website at <http://www.miamidade.gov/elections/candidates.asp>. If you have any questions, contact the Candidate Services Unit at 305-499-8410 or via email at [campaigns@miamidade.gov](mailto:campaigns@miamidade.gov).



**Miami-Dade County Elections Department**  
**Guidelines to Successful Campaign Treasurer's Reports**  
**(Per Chapter 106, Florida Statutes)**

**Contributions**

1. Contributions entered must fall within the time period covered by the report.
2. All Contributions must have complete itemized information including the date, name, complete address, contribution type, occupation (if over \$100) and dollar amount.
3. Occupation needs to be specific. Do not use "Businessman/woman, Business Owner, Salesman/woman, Sales," etc. Examples of acceptable occupations include Car Sales, Printing Shop Owner, Bank Manager, Attorney, etc.
4. There is no contribution limit to a political committee.
5. The maximum cash contribution per election is \$50. A cashier's check is considered as cash.
6. The contribution limit to a candidate is \$1,000 per election. For reporting purposes, a credit card, debit card, money order, or Paypal contribution is considered a check.
7. Contributions collected via Paypal or a third-party vendor to collect contributions must be reported in full (transaction fees are not deducted from the contribution amount, but rather reflected as an expenditure).
8. The person signing the check is the contributor, except for a company check that is a "Business" entity.
9. In-kind contributions are subject to contribution limitations (\$1,000 per election, per contributor).
10. Candidates cannot accept contributions from an Electroneering Communications Organization (ECO).

**Expenditures**

1. Expenditures entered must fall within the time period covered by the report.
2. All expenditures must have complete itemized information including the date, name, complete address, purpose of expenditure, and dollar amount.
3. A reimbursement from the campaign account is allowable directly to an individual/organization that has incurred approved expenses on behalf of the campaign. The report must include the full name, full address, specific purpose, and amount of reimbursement.
4. Campaign accounts may not provide a direct payment to the credit card of an individual/organization as a form of reimbursement.
5. Poll workers should be paid with a campaign check and each poll worker paid should be itemized.
6. Bank fees and fees assessed by Paypal or a third-party vendor to collect contributions must be reported as expenditures (not deducted from the contribution amount).
7. ECOs are limited to electroneering communications and may not make contributions to candidates or political parties.

**Petty Cash**

1. The Petty Cash Withdrawn limit is \$500 per calendar quarter prior to the end of qualifying. Thereafter, \$100 per week.
2. It shall be spent only in amounts less than \$100 and only for office supplies, transportation expenses and other necessities.
3. Petty Cash may not be used for time, space, or services from communications media.

4. The Petty Cash Withdrawn must be reported in the period that it was withdrawn from the bank.
5. The Petty Cash Spent must also be reported in the period that it was spent. Petty Cash Spent does not impact the Total Expenditures for the period, only when it is withdrawn.
6. Petty Cash Withdrawn and Petty Cash Spent must equal at the end of the campaign.

**Notices**

1. You will be notified of any deficiencies or violations.
2. Typical violations include late filing, fine due, and incomplete information on a campaign report.
3. ***Following these guidelines will reduce notices sent to you and thus the number of amendment reports that will need to be filed.***

**Amending a Report**

1. To make any changes to a submitted report, click on the "amend" button of the Original Report to create an Amendment Report.
2. In the Amendment Report, first click on the type of transaction to amend (i.e. "Enter Contributions", etc):
  - To add new item, add a new sequence.
  - To amend existing item, click "Amend Item from Orig Report" to view list of all items previously submitted. Click on desired sequence, enter edits, and click submit. This will display two transactions (one to "delete" original item and one to "add" new item).
  - To delete existing item, click "Amend Item from Orig Report", click on desired sequence, and just click submit. This will display two transactions (one to "delete" original item and one to "add" new item). Delete the "add" sequence, leaving only the "delete" sequence.

**Fines**

1. **Fines assessed to candidates must be paid from candidate's personal funds.**
2. Fines assessed to political parties, political action committees, electroneering communication organizations, and "independent expenditures over \$5,000" are to be paid from their campaign account.
3. Fines must be paid to the filing officer within 20 days after receipt of the notice of payment due, unless an appeal is made to the Florida Elections Commission within 20 days after receipt of the notice of payment due.
4. If fine was appealed to the Florida Elections Commission, and the fine is upheld, payment is due to the Elections Department as stated in the Final Order.
5. Reference Florida Statute 106.07(8)(b) for fine amounts.

**Termination Report**

1. At the end of the campaign, or when closing out a political committee, the "Total Contributions to Date" and the "Total Expenditures to Date" on the Termination Report must equal; and, the campaign account must be closed.
2. Prior to closing the campaign account, any remaining funds must be disposed of according to F.S. 106.141 (for candidates) and F.S. 106.03 (for political committees).



## **Innocent, Vanessa (Elections)**

---

**From:** Campaign Financing VR (Elections)  
**Sent:** Monday, December 15, 2014 10:34 AM  
**To:** ddccek123@gmail.com  
**Subject:** Failure to File TR-P14 Report Due 11-24-14

**Follow Up Flag:** Follow up  
**Flag Status:** Completed

Good morning,

Our records indicate that we have not received your TR-P14 Report that was due on 11/24/14, which covers any campaign finance activity from 8/22/14 to 11/24/14.

As shared in the post-qualifying letter mailed to you at the end of June 2014, please note that per state law, you are incurring late fees for each day that the report is filed after the deadline; the fines are set at \$50 per day for each late day.

If you recently submitted your report, please disregard this notice. This is just a courtesy email.

Should you require additional information, please feel free to contact the Candidate Services Unit via email at [campaigns@miamidade.gov](mailto:campaigns@miamidade.gov) or via telephone at 305-499-8410.

Regards,

Miami-Dade Elections Department  
Governmental Affairs Division Campaign Services Unit  
Office: 305-499-8410  
[campaigns@miamidade.gov](mailto:campaigns@miamidade.gov)  
[www.miamidade.gov](http://www.miamidade.gov)  
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miamidade.gov

**Elections**  
2700 NW 87th Avenue  
Miami, Florida 33172  
T 305-499-8683 F 305-499-8547  
TTY 305-499-8480

December 18, 2014

Mr. Daniel Diaz  
9735 SW 73 Street  
Miami, FL 33173

**FAILURE TO FILE NOTICE**  
**Daniel Diaz**  
**TR-P14 Campaign Treasurer's Report**  
**Due Date: 11/24/2014**  
**Period Covered: 8/22/2014 – 11/24/2014**

Dear Mr. Diaz,

A review of our files indicates that you failed to file your Campaign Treasurer's Report due on 11/24/2014. For a Termination Report, Florida Statute 106.07 (8)(b) states that:

Upon determining that a report is late, the filing officer shall immediately notify the candidate or chair of the political committee as to the failure to file a report by the designated due date and that a fine is being assessed for each late day...the fine shall be \$50 per day for each late day, not to exceed 25% of the total receipts or expenditures, whichever is greater, for the period covered by the late report. Upon receipt of the report, the filing officer shall determine the amount of the fine which is due and shall notify the candidate or chair..."

As such, I urge you to promptly respond to this matter to limit additional fines; and in accordance with Florida Statute 106.07(8)(d), we will be required to notify the Florida Elections Commission of your failure to file.

If you have any questions regarding this matter, please feel free to contact the Candidate Services Unit at 305-499-8410.

Sincerely,

Carolina D. Lopez  
Deputy Supervisor of Elections  
Miami-Dade Elections Department

Certified No: 7012 0470 0001 2807 3763

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Your item was delivered at 11:00 am on December 24, 2014 in MIAMI, FL 33173		
December 23, 2014 , 3:31 am	Departed USPS Facility	MIAMI, FL 33152
December 22, 2014 , 11:34 pm	Arrived at USPS Facility	MIAMI, FL 33152

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7012 0470 0001 2807 3763  
 Mr. Daniel Diaz  
 9735 SW 73 Street  
 Miami, FL 33173

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**Elections**  
2700 NW 87th Avenue  
Miami, Florida 33172  
T 305-499-8683 F 305-499-8547  
TTY 305-499-8480

January 30, 2015

Mr. Daniel Diaz  
9735 SW 73 Street  
Miami, FL 33173

**FAILURE TO FILE NOTICE - SECOND AND FINAL NOTICE**  
**Daniel Diaz**  
**TR-P14 Campaign Treasurer's Report**  
**Due Date: 11/24/2014**  
**Period Covered: 8/22/2014 – 11/24/2014**

Dear Mr. Diaz,


A review of our files indicates that you failed to file your Campaign Treasurer's Report due on 11/24/2014. Florida Statute 106.07 (8)(b) states that:

Upon determining that a report is late, the filing officer shall immediately notify the candidate or chair of the political committee as to the failure to file a report by the designated due date and that a fine is being assessed for each late day ... For reports required under s. 106.141(8), the fine [for termination reports] is \$50 per day for each late day, not to exceed 25 percent of the total receipts or expenditures, whichever is greater, for the period covered by the late report. Upon receipt of the report, the filing officer shall determine the amount of the fine which is due and shall notify the candidate or chair or registered agent of the political committee..."

You were previously notified of this failure to file on 12/18/2014. This is your second and final notice, so I urge you to promptly respond to this matter to limit additional fines. Otherwise, in accordance with Florida Statute 106.07 (8)(d), the Florida Elections Commission will be notified of this failure to file.

If you have any questions regarding this matter, please feel free to contact the Candidate Services Unit at 305-499-8410.

Sincerely,

  
Carolina D. Lopez  
Deputy Supervisor of Elections  
Miami-Dade Elections Department

Certified No: 7012 0470 0001 2807 3947

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 or PO Box No. **9735 SW 73rd Street**  
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**Miami, FL 33173**

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## **Innocent, Vanessa (Elections)**

---

**From:** Innocent, Vanessa (Elections)  
**Sent:** Wednesday, April 01, 2015 6:35 PM  
**To:** Daniel Diaz (ddccek123@gmail.com)  
**Cc:** Lopez, Carolina D. (Elections); Acosta, Maria (Elections); Suarez, Vivian (Elections)  
**Subject:** Payment of Late Filing Fees affirmed by the FEC - Daniel Diaz  
**Attachments:** 3-31-15 FEC - Final Order to pay fine for 2014-P7.pdf

**Importance:** High

Good afternoon Mr. Diaz:

This is a reminder for the payment of the late filing fine for the 2014-P7 report. As specified in the attached final order case #14-504 of the Florida Elections Commission, the assessed fine of \$312.50 has been affirmed. The check should be made payable to "Miami-Dade County" and should be paid from your personal funds. Said fine must be received by our office at 2700 NW 87<sup>th</sup> Avenue, Miami, FL 33172.

On a separate note, I also wanted to bring to your attention that as of today we still have not received the TR-P14 Report which was due on 11/24/2014. Please note that this is a violation of Florida Statutes. We urge you to promptly resolve that matter.

Your prompt attention will be highly appreciated.

Sincerely,

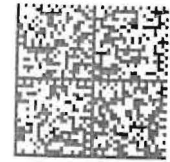
**Vanessa Innocent**  
**Elections Department**  
(305) 499-8342  
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