

**Warrant
IN THE COUNTY COURT**

INDIAN RIVER COUNTY, FLORIDA

2009-1332

The State of Florida

vs.

Dennis E. Williams, JR.
113 Marsh Street
Sebastian, FL 32958
DL:#: W452165874220
DOB: 11/22/1987
RACE/GENDER: Black/Male
HEIGHT/WEIGHT: 5ft 10in/130
HAIR/EYES: Brown/Brown
SS#: [REDACTED]

COUNT 1: FIRST DEGREE FELONY
MURDER (F-Capital)
NCIC
 DOMESTIC VIOLENCE

Agency#: 2009-006262
(VBPD)

SA#: 2009-027792

J. K. BARTON
CLERK OF CIRCUIT COURT
INDIAN RIVER COUNTY, FLA.

09 OCT 15 PM 12:14

FILED FOR RECORD
FELONY DIVISION

Defendant

In the name of the State of Florida -

To all and Singular Sheriffs of the State of Florida and to Any State Attorney Investigator - Greetings:

Whereas Sergeant Matt Monaco of the Vero Beach Police Dept. this day made oath before me that in the County aforesaid, one Dennis E. Williams, JR., on or about August 27, 2009 did unlawfully, while engaged in the perpetration of or in the attempt to perpetrate burglary or robbery, kill and murder Nestor Perez, a human being, in violation of Florida Statute 782.04(1)(a)2;

These Are Therefore to Command you to forthwith arrest and bring the above named defendant before me to be dealt with according to law.

Given under my hand and seal this 15 day of October, 2009, A.D.

Bail Bond is Fixed at \$ NONE.

Condition of Bond Release/Release on Recognizance:

No Contact With Victim: Until further order of the Court or the charge is dismissed by the State, the Defendant shall not directly or indirectly contact the Victim _____ in person, by mail, e-mail, fax, telephone, through another person, or in any other manner. This restriction shall include the following condition(s), if marked:

- Defendant may not knowingly come closer than 50 feet to the Victim at any public place, except for court proceedings, or within 500 feet of the Victim's residence or place of employment, or 100 feet of any vehicle regularly driven by the Victim;
- Defendant may go to Victim's residence one time with a law enforcement officer to get Defendant's clothing and personal effects;
- Defendant may speak to Victim on the telephone *only* to discuss sharing parental responsibility for their minor child(ren).
- If marked, Defendant shall be held without bond until the First Appearance Hearing.

(SEAL)
JUDGE

CET
10/15/09

**Warrant
IN THE COUNTY COURT**

INDIAN RIVER COUNTY, FLORIDA

2009-1332

The State of Florida

vs.

Dennis E. Williams, JR.
113 Marsh Street
Sebastian, FL 32958
DL:#: W452165874220
DOB: 11/22/1987
RACE/GENDER: Black/Male
HEIGHT/WEIGHT: 5ft 10in/130
HAIR/EYES: Brown/Brown
SS#: [REDACTED]

COUNT 2: BURGLARY OF A DWELLING
WITH AN ASSAULT OR BATTERY (F-1)
NCIC

DOMESTIC VIOLENCE

Agency#: 2009-00002362
(VBPD)

SA#: 2009-027792

FILED FOR RECORD
CRIMINAL DIVISION
09 OCT 15 PM 12:14
J. K. BARTON
CLERK OF CIRCUIT COURT
INDIAN RIVER COUNTY, FLA.

Defendant

In the name of the State of Florida -

To all and Singular Sheriffs of the State of Florida and to Any State Attorney Investigator - Greetings:

Whereas Sergeant Matt Monaco of the Vero Beach Police Dept. this day made oath before me that in the County aforesaid, one Dennis E. Williams, JR., on or about August 27, 2009 did unlawfully enter or remain in a dwelling, the property of Nestor Perez, as owner or custodian, with the intent to commit an offense therein, and in the course of committing the burglary did make an assault or battery upon Nestor Perez, in violation of Florida Statute 810.02(2)(a);

These Are Therefore to Command you to forthwith arrest and bring the above named defendant before me to be dealt with according to law.

Given under my hand and seal this 15 day of October, 2009, A.D.

Bail Bond is Fixed at \$ _____.

Condition of Bond Release/Release on Recognizance:

No Contact With Victim: Until further order of the Court or the charge is dismissed by the State, the Defendant shall not directly or indirectly contact the Victim _____ in person, by mail, e-mail, fax, telephone, through another person, or in any other manner. This restriction shall include the following condition(s), if marked:

- Defendant may not knowingly come closer than 50 feet to the Victim at any public place, except for court proceedings, or within 500 feet of the Victim's residence or place of employment, or 100 feet of any vehicle regularly driven by the Victim;
- Defendant may go to Victim's residence one time with a law enforcement officer to get Defendant's clothing and personal effects;
- Defendant may speak to Victim on the telephone *only* to discuss sharing parental responsibility for their minor child(ren).
- If marked, Defendant shall be held without bond until the First Appearance Hearing.



(SEAL)
JUDGE

CET
10/15/09



Complaint Affidavit

Vero Beach Police Department
1055 20th St.
Vero Beach, FL 32960
(772) 978-4600

Agency Case #: 2009-2362 **Detective:** Matthew Monaco

Offense Information

Date & Time: 08/27/09 21:30 – 22:11
Location: 1555 41st Avenue
In Violation of: **Count 1:** First Degree Felony Murder F.S.S. 782.04(1)(a)2
Count 2: Burglary of a Dwelling with a Battery 810.02(2)(a)

FILED FOR RECORD
FELONY DIVISION
09 OCT 15 PM 12: 14
J. K. BARTON
CLERK OF CIRCUIT COURT
INDIAN RIVER COUNTY, FLA.

Defendant Information

Name: Dennis Earl Williams Jr. **Social Security #** [REDACTED]
Alias: "Lil Dent" **Scars / Tattoos:** Tattoo R-A

Driver's License State & Number: W452-165-87-422-0

Race: Black **Sex:** Male **DOB:** 11/22/87 **Age:** 21
Hair: Black **Eyes:** Brown **Height:** 5'10" **Weight:** 130

Address: 113 Marsh St.
Sebastian Fl, 32958 **Phone:** NA

Employment: Unemployed **Phone:** NA

Victim Information

Name: Nestor Perez **Address:** 1555 41st Avenue **Phone:** Deceased

Witness Information

Name: **Address:** **Phone:**

Probable Cause:

On Friday, August 28, 2009, at about 7:27 a.m. Vero Beach Police Officers arrived to 1555 41st Avenue regarding a report of a male that appeared to have been beaten. Ofc. Megan DeWitt and Ofc. Sean Toole responded to the scene and found the resident, later identified as Nestor Perez, age 63, lying on the floor of the rear carport. Perez was unresponsive with an obvious head injury. He was found to have a pulse and shallow breathing. The officers reported that the victim appeared to have been struck in his head by an unknown object. Officer Toole observed that Perez was bleeding from a wound to his head. A concrete cinderblock was found on the engine compartment of the BMW where Perez was located. Perez was transported by EMS personnel to Indian River Medical Center, and then onto the Trauma Center at Lawnwood Medical Center in Fort Pierce.



Complaint Affidavit

Vero Beach Police Department
1055 20th St.
Vero Beach, FL 32960
(772) 978-4600

Due to the severity of Nestor Perez's injuries and the appearance that the residence had been burglarized, the officers sealed off the crime scene and posted police line tape to cordon off the area. Detectives and Crime Scene Investigators were summoned to the scene.

According to Ofc. DeWitt, the victim's estranged wife is Luisa Garcia, age 48. Luisa Garcia only spoke Spanish. Through assistance by a neighbor named Vanessa Acosta, Ofc. DeWitt learned that Luisa Garcia came over to Nestor's house when she could not get him on the phone. Luisa Garcia found Nestor's front door open and upon entering found the interior was in disarray. Garcia went to the neighbor's where she made contact with Shequita Brown and Vanessa Acosta. While Ms. Brown walked the exterior of Nestor's duplex, she found him lying on the carport beside his blue BMW.

A short time later, Det. Sgt. Terrance Nelson responded to the scene, along with Crime Scene Investigator Kelly Hare followed by your affiant, Det. Charles Moran and Det. Richard Chimenti. Cpl. Oscar Dominguez responded and provided assistance as a Spanish interpreter. Assistant State Prosecutors Chris Taylor and Brian Workman also responded.

According to Det. Charles Moran, he interviewed Luisa Garcia and learned that she last saw Nestor Perez when she left his house the previous evening at about 9:30 p.m. At that time, Nestor was packing for a road trip to Tampa as he was delivering his older BMW sedan to his son who lives there.

Luisa Garcia arrived to the residence at about 7:00 a.m. She went to Nestor's house and found the front door open. She also found the rear door leading to the carport wide open. She went inside the residence but was unable to locate Nestor. Luisa noticed that the interior of the house was in disarray, a luggage bag was dumped on the floor in the living room, a television was missing, Nestor's mattress was thrown off of his bed, and it appeared that the house had been rummaged through. When she could not locate Nestor, she went to known neighbors at 1545 41st Avenue, being the residence of Shequita Brown and Vanessa Acosta. Together the three of them walked the perimeter of Nestor's residence and it was then that Shequita found him on the ground.

Luisa Garcia found her husband's wallet on his kitchen table and it was empty of any money. She knew that he had cashed a check on 08-27-09 in the amount of \$384. Garcia knew that Perez spent approximately \$80 on parts for the vehicle. He gave her \$20, therefore there should have been approximately \$284 remaining in the wallet.

Ms. Garcia determined that Nestor's T-Mobile cellular phone 772-480-0357 and a Sprint cellular phone 772-713-3912 which belonged to her, were missing. She had recently given him her phone to use. Also missing was a new smaller flat screen television set from the living room.

The telephone numbers were forwarded to Det. Jim Kelly, who contacted the respective telephone providers to obtain activity logs for both phones.



Complaint Affidavit

Vero Beach Police Department
1055 20th St.
Vero Beach, FL 32960
(772) 978-4600

Det. Moran filed for a search warrant on the victim's residence and its curtilage to ensure all legal requirements were met for this investigation. During the service of the search warrant, CSI Kelly Hare collected an owner's manual for a 22 inch Sylvania brand flat screen television that was found in the living room; this being the paperwork for the stolen TV. Your Affiant will later detail the significance of this paperwork.

CSI K. Hare photographed and processed the scene. CSI Hare collected several items as evidence. A cinder block was located on the engine block of the blue BMW near where Nestor Perez' body was found.

Your affiant directed CSI Kelly Hare to a shoe impression that he located near the back door of Perez's residence and near where Garcia parked her SUV when she arrived to the duplex looking for her husband. In the dirt just to the north of the driveway at the south side of the duplex was a complete shoe impression that was not identified as being made by any of the individuals on scene. Partial shoe prints having similar characteristics as the complete shoe impression were observed in the dirt at the southwest area of the back yard next to a parked motor home. **Your Affiant will later detail the significance of the shoe print.**

According to CSI Kelly Hare, she examined the area immediately surrounding the location where Nestor Perez was found. She documented areas where blood had been deposited. CSI Hare reported that the blue BMW that was parked next to where Perez was found, was in such a condition that it suggests that Perez was probably performing maintenance on the car at the time he was attacked. The hood was partially raised up and a bottle of radiator additive was lying on its side next to the right front tire. The vehicle's radiator cap was on the floor a short distance away. Resting inside the opened engine compartment on the corner closest to the front passenger side of the vehicle, was half of a concrete cinder block. The block did not appear to be serving any purpose. The cinderblock did not serve as a prop for the hood.

According to CSI Kelly Hare, upon closer examination of the partial cinderblock, she found "stains" on its sides; which coupled with its odd placement, led her to believe that the cinderblock could have been used to inflict the injury to Mr. Perez. The cinderblock was collected as evidence, and upon a closer examination, a stain on the block tested positive for the presence of blood. CSI Hare also found on the cinderblock trace evidence which to her appeared to be human skin.

CSI Hare also collected Nestor Perez's wallet, which was later processed for the presence of latent fingerprints. On 09/09/09 CSI Hare developed one latent fingerprint from a bank deposit ticket in the wallet. **Your Affiant will later detail the significance of this print.**

Det. Kelly received telephone data on the T-Mobile cellular phone which revealed numerous calls to and from the victim's phone. The last phone call attributed to the victim occurred on 08-26-09 at 1:59 p.m.



Complaint Affidavit

Vero Beach Police Department
1055 20th St.
Vero Beach, FL 32960
(772) 978-4600

The phone activity log shows where the next series of calls began on 08-27-09 at 10:11 p.m.; with a call placed to a Frankfort, Kentucky exchange of 502-229-9553. That call was five minutes in duration. That phone number was called two more times within the next hour. At 20:58 p.m. for ten minute duration and again at 11:37 p.m. for five minute duration.

Det. Kelly found that the initial phone call that was placed at 10:11 p.m. was in close proximity to when the victim was last seen alive by his wife at about 9:30 p.m. Therefore, the initial call on Victim's phone to the Kentucky exchange came approximately 41 minutes later. **Your Affiant will show later in this affidavit where this information is relevant.**

The phone activity log shows were a series of four phone calls were placed to 772-501-2190, they begin at 10:19 p.m. and end at 10:20 p.m. The log shows four calls within two minutes. It appears to Your Affiant that the calls were not answered.

The T-Mobile cellular phone activity log revealed a local phone call to 772-501-5032 on 08-28-09 at 12:36 p.m.; that call was 11 minutes in duration. Det. Kelly sought subscriber information on that phone number.

The T-Mobile activity log revealed three local calls to 772-501-4235, that occurred on 08-28-09 at 10:13 a.m. for 1 minute, at 10:15 a.m. for 5 minutes and again at 1:01 p.m. for 3 minutes. Det. Kelly sought subscriber information on that phone number as well.

On 08-28-09, Det. Kelly received subscriber information on the two phone numbers:
772-501-5032 belonged to a Shurea Pound, of Vero Beach.
772-501-4235 belonged to a Tara Stone, of Vero Beach.

Det. Moran and Det. Kelly sought out Shurea Pound. Ms. Pound was located at her residence and questioned regarding the phone call. She confirmed that her phone number was 772-501-5032, and she confirmed receiving the call from her ex-boyfriend, who is also the father of her child. His name is William Peacock, also known as "Taz". She said he called her saying that he wanted to get back together. Ms. Pound allowed Det. Moran to inspect her cell phone history and Moran found the call in the phone history, marked as an Anonymous Call.

Det. Moran met with Tara Stone. She confirmed that her phone number is 772-501-4235. She stated that she received phone calls from phone number 772-480-0357. Det. Moran looked at Tara's phone and saw Nestor Perez' T-Mobile cellular phone number in the call history of the phone. Tara stated that her sister, Kristy Lovelace, had called her each time from that number. When Tara asked her sister whose phone she was using, she told her that she did not know.

Tara agreed to call the number and see if her sister would answer. Tara called the number but no one answered. A few seconds passed and Tara received a phone call. Det. Moran looked at the incoming number and noted that it was Nestor Perez' T-Mobile cellular phone number. Tara answered the phone and began talking with her sister. Tara asked her sister to come to her apartment. Her sister said that she would be on her way.



Complaint Affidavit

Vero Beach Police Department
1055 20th St.
Vero Beach, FL 32960
(772) 978-4600

At about 7:30 p.m., Kristy Lovelace arrived at Tara's apartment. Det. Moran asked her about her use of a cellular phone that day. Kristy stated that she went to the "This n That" corner store on 45th Street in Gifford with two black males known to her as "Taz" (Peacock) and "Redd" (Carhart). She stated that "Taz" real name was William Peacock but she did not know "Redd's" (Carharts) real name. Kristy stated that while she was at the store today a cellular phone was being passed around for everyone to use. Kristy stated that she made numerous calls from the phone including the calls to her sister. She stated that when the phone rang, whoever had the phone read the number aloud to see if anyone recognized the incoming call number. She claimed that she recognized her sister's phone number. She claimed that an unknown black male brought the cellular phone to the store. We asked her how she got to the apartment and she said that Peacock and "Redd" (Carhart) drove her in a small black car. She agreed to accompany police to the "This n That" corner store to try to identify the unknown black male.

While departing the parking lot of Tara Stone's apartment, Det. Moran and IRC SO Det. Foress encountered a black male, William Peacock, alias "Taz", in the southwest parking lot of the Lindsay Gardens apartment complex. Det. Moran and Det. Foress questioned Peacock about his activities during the day. The detectives told him that they had spoken with his girlfriend, Kristy Lovelace, regarding her activities for the day. The detectives specifically asked him about the phone he was making calls from during the day. Peacock stated that the phone was being passed around the "This n That" corner store and he used the phone to call his "baby's Momma." Det. Moran asked Peacock if her name was Shurea and he said, "Yeah." Peacock said that the phone was brought to the store by a small black male known to him only as "J." Peacock stated that he went to school with "J" but did not know his name. Peacock stated that "J" was wearing red shoes, a black shirt, and dark pants. Peacock stated that "J" might still be at the store. Peacock denied having the phone in his possession. Peacock began sweating profusely while being questioned and appeared nervous.

IRC SO Det. Stoll, IRC SO Det. Foress, VBP D Det. Kelly and Det. Moran went to the "This n That" store located on 45th Street at 25th Avenue in Gifford with Kristy Lovelace. A search of the area showed no one that matched the description of "J" and Kristy claimed that she did not see the black male who brought the phone to the store. Kristy agreed to come to the Indian River County Sheriff's Office for a more detailed interview.

Det. Moran and Det. Kelly interviewed Kristy Lovelace at the Indian River County Sheriff's Office. Kristy said she was staying with a roommate named Anthony Patti, and said that she was originally from Frankfort, Kentucky. Det. Moran asked what her cellular phone number was and she stated, "502-229-9553."

Det. Kelly checked Nestor Perez T-Mobile cellular phone records and found that on 08/27/09 at 10:11 p.m. a call was made to Kristy Lovelace' cellular phone. There was another call made at 10:58 p.m. There was a third call at 11:37 p.m. Det. Kelly and Det. Moran immediately confronted Kristy about her story surrounding the cellular phone.



Complaint Affidavit

Vero Beach Police Department
1055 20th St.
Vero Beach, FL 32960
(772) 978-4600

When asked about receiving calls at 10:11 p.m. and 10:58 p.m., Kristy said that those were calls from her boyfriend Peacock. She said the calls came up as an anonymous caller. When she answered the call, she found it was Peacock. She asked him whose phone he was using and he said a friend's, and she assumed it was Levi's (Taylor).

She said that she has been staying with friends named Anthony Patti and his girlfriend Toni at 1656 3rd Avenue SW. She said that both Peacock and his friend "Redd" (Carhart), also known to her as Robert, stayed at that house the previous night. Kristy said that Peacock is her boyfriend. She's had a sexual relationship with him for several weeks.

Kristy Lovelace said that sometime after 9:00 p.m. on 08/27/09, Peacock and "Redd" (Carhart) left in "Redd's (Carharts) car, which is an old black Neon or Cavalier, saying they were going to meet "Levi" or "Vie" (Taylor).

Kristy said that Peacock called her twice, and both times he just asked her what she was doing and said that he was on his way. Kristy said that when they returned to the house at around 11 or 11:45 p.m., there was nothing unusual. She said that Peacock and "Redd" (Carhart) had the T-Mobile phone. She said that there was no mention of a robbery or a beating.

When asked if she saw a TV set, Kristy said that "Redd" (Carhart) had brought a small flat screen into the house the next morning and said it was his. He talked Tony Patti into pawning it for him. During this interview, Det. Kelly and Det. Moran believed that Ms. Lovelace intentionally limited her responses to their inquiries.

Det. Charles Moran, Det. Sgt. Nelson, Det. Jones, along with IRC SO Det. Stoll and Det. Foress brought Kristy Lovelace to her residence located at 1656 3rd Avenue SW. where contact was made with Anthony Patti and his girlfriend, Toni Reed.

Det. Moran spoke with Anthony "Tony" Patti about the incident. Patti stated that on 08/28/09 at about 4:00 p.m. Peacock and "Redd" (Carhart) approached him at his residence and asked him to pawn a television for them. They claimed that their identifications would not work. Peacock drove Anthony and "Redd" (Carhart) to EZ Money Pawn and Jewelry located at 760 Old Dixie Highway. Anthony and "Redd" (Carhart) went inside to complete the transaction. While inside, Anthony saw "Redd" (Carhart) hugging and kissing the television like it was his and he was sad that it was being pawned." Anthony received \$75.00 from the transaction and he handed the money and pawn ticket to "Redd" (Carhart). Anthony described the television as a small flat screen and he remembered that it was a 22 inch Sylvania; (matching the description of Perez's stolen TV). Detectives told Kristy Lovelace, Anthony Patti and Toni Reed to call 911 if Peacock and "Redd" (Carhart) showed up at their house.

On 08/29/09 V B P D Detectives and IRC SO Deputies checked any known addresses for Peacock and "Redd" (Carhart) Det. Charles Moran went to 4496 29th Avenue and met with William Peacock's mother, Margaret Peacock. She stated that "Redd" was Robert Carhart and he



Complaint Affidavit

Vero Beach Police Department
1055 20th St.
Vero Beach, FL 32960
(772) 978-4600

resides in Palm Bay. She also had not seen or heard from her son. VBPB Detectives and IRCSSO Deputies searched Vero Beach and surrounding areas but were unable to locate Peacock or Carhart.

Det. Moran developed Leviticus Taylor as a lead, who could possibly be "Levi", alias "Vie".

On 08-29-09 at about 7:30 p.m., Det. Brian Kerensky and your affiant located Leviticus Taylor in the 1800 block of 40th Avenue. He agreed to come to the Police Department for an interview.

On 08-29-09 at about 8:00 p.m., Det. Kelly interviewed Taylor (23) at the Detective Bureau. Taylor acknowledged that he was present voluntarily. He admitted that he kept an address at 1875 40th Avenue, but had not been there for the past three months except he was by there today and yesterday to move his things out. On the night in question, Taylor said he was with his girlfriend Tamika McGriff and his two sons, ages 10 & 14 at a rooming house on 33rd Avenue north of 45th Street. He admitted to knowing both Peacock and Carhart, but said he is not close with them.

When Det. Kelly told Taylor about the victim being injured, he became agitated. When Det. Kelly began to question him about his relationship with Peacock, he said he knew that he could have a lawyer to help protect his rights. Det. Kelly told him that he was not under arrest and that he could call a lawyer if he wanted to. He said that he "really really really needed to leave" because he borrowed his uncle's truck. Det. Kelly asked Taylor if he could photograph his shoes to which he agreed. Kelly photographed Taylor and his shoes, and Taylor left the Police Department.

On 08-31-09-09, Det. Kelly received information from the Crime Analyst at Palm Bay Police Department that Carhart was known to have been in possession of a 1996 black Dodge Neon with Florida tag 608-VME. That vehicle was registered to a woman who shared the same address in Palm Bay. Palm Bay PD agreed to check the residence for the car. Det. Kelly later learned that the residence was vacant.

On 08/31/09, Det. Charles Moran went to 6536 N. U.S. 1 Lot # 3 in Fort Pierce, Florida and met with Nestor Perez' son, Luis Perez. He stated that his father was in "bad shape" at the hospital and that his father's chances of surviving were "not good." Det. Moran asked Luis about the last phone conversation that he had with his father. Luis stated that the call was on 08/27/09 at approximately 8:53 p.m. Perez stated that he called his father on the Sprint cell phone but was unsure how long it lasted. A review of the Sprint cell phone records showed that Luis called his father at 8:42pm. **Luis stated that his mother, Luisa Perez, also told him that she left Nestor's house sometime between 9:30 p.m. and 10:00 p.m.**

On 09-01-09, at about 9:00 a.m., Det. Charles Moran and Det. Kelly went to 8425 22nd Street and met with Sheena Grossi, Matt Parker, and Kristy Lovelace. Kristy stated that she remembered some more details and wished to tell us about them. Det. Moran interviewed Kristy Lovelace privately.



Complaint Affidavit

Vero Beach Police Department
1055 20th St.
Vero Beach, FL 32960
(772) 978-4600

Kristy stated that on 08/27/09, she went with Peacock and Carhart to "This n That" in the afternoon. She heard and saw Peacock, Carhart, and "Levi" (Taylor) talking about going out later. Kristy heard "Levi" (Taylor) ask them to pick him up at 9:00 p.m. Kristy, Peacock, and Carhart then left for Anthony's house. Between 8:00-9:00 p.m. Peacock and Carhart left the house.

Kristy stated that Anthony, Toni, and Shawn arrived at Anthony's house and began making plans to go to the beach. Kristy asked them to wait for Peacock. At 10:11 p.m. she received a phone call from an anonymous phone number. When she answered the phone she realized that the call was from Peacock. He told her that he would be at the house shortly. At 10:58 p.m. she received another call from an anonymous number and when she answered she again spoke with Peacock. He told her that he was on his way to the house. Anthony, Toni, and Shawn left the house to go to the beach. At around 11:30 p.m. she received another call from Peacock. This time she believes that the phone number was not blocked and it might have been a number starting with 480. Peacock claimed that he thought the cell phone belonged to one of the other occupants but according to Lovelace the language on the phone was not English but possible Spanish. About 10-15 minutes later Peacock and Carhart arrived at Anthony's house. Kristy stated that they both had backpacks on. They also had some marijuana and a black colored cellular phone. She said it looked like a T-Mobile prepaid phone and that the phone was possibly a Nokia. Kristy heard Peacock yelling at Carhart that he could not believe that he had to "wait in the car for an hour." Kristy asked Peacock what he was doing and he told her that he was trying to "holla at a girl" for her. Kristy stated that they smoked the small amount of marijuana and played video games. Kristy went into her bedroom and Peacock followed her and they went to sleep.

Kristy stated that on 08/28/09 she woke up and heard Toni saying that Carharts phone was "blowing up" between 9:00-10:00 a.m. Kristy left the house with Peacock and Carhart and they went to the "This n That" store. Kristy stated that she used the phone that Peacock and Carhart had to call her sister, Omni Financial, Irene M. (employee at Omni), and 411. Kristy stated that Peacock and Carhart also used the phone. Kristy noticed that the language on the phone was not English. She said it might have been Spanish.

Between 12:00-1:00 p.m. Peacock and Carhart drove her to the Indian River County Administration building so that she could fill out a job application. They dropped her off and they parked the car. When Kristy was finished with the application she met with Peacock and Carhart, who were waiting for her, inside the building. At about 1:00 p.m. they returned to the "This n That" store to hang out.

At the store she overheard Carhart talking with a group of his friends in the parking lot. She heard Carhart say, "I was waiting to hear this motherfucker get knocked out so I could run in the house." The next part of the conversation that she heard was Carhart saying, "I wanted to look at Levi (Taylor) like, Where the fuck were you?" She then heard Carhart say, "There weren't



Complaint Affidavit

Vero Beach Police Department
1055 20th St.
Vero Beach, FL 32960
(772) 978-4600

even no ten stacks." Kristy stated that "stacks" is slang for thousands. Ten stacks is equal to \$10,000.00.

Between 2:00-3:00 p.m. she left the store with Peacock and Carhart and went to Anthony's house. Anthony arrived at the house shortly after they did. Anthony was accompanied by Chrissy Kennelly. Kristy overheard Peacock, Carhart, and Anthony talking about pawning a television. She saw Peacock holding a small flat screen television near the front door. At about 4:00 p.m. Peacock, Carhart, and Anthony left for the pawn shop. During that time Anthony was texting Chrissy with updates about where they were and what they were doing. Peacock, Carhart and Anthony came back to the house with a pizza from Little Caesars. After they ate, Anthony and Chrissy left. Kristy stated that she left the house with Peacock and Carhart. She then heard Carhart yell, "501-4235. Do you know that number?" Kristy told him that it was her sister's phone number. Her sister asked her to come to her apartment. Peacock and Carhart drove her to the Lindsay Gardens apartment complex and when they pulled in she saw Peacock's brother waiting. Peacock's brother, Antwaan, told them that the police talked to Shurea about "Peacock" and a phone. Kristy thought that Peacock and Carhart had a stolen phone. She was not aware of the seriousness of the situation. Peacock then dropped her off and she walked to her sister's apartment where she encountered Det. Moran inside the apartment.

On 09-01-09, Det. Kelly developed a photo line up featuring a 2008 black and white booking photograph of Carhart and five other men having similar physical characteristics. At about 4:00 p.m., Det. Richard Chimenti showed the photo line up to a witness named Lisa Matranga at EZ Money Pawn. Upon viewing the line up, Lisa Matranga said that she was 90 percent sure the photograph of Carhart was the person who accompanied Anthony Patti when the victim's TV was pawned. Within the hour, Det. Kelly responded to meet with Lisa Matranga and showed her a "color" photograph of the same booking picture of Carhart, which also featured a side view of the man. At that time, Lisa Matranga said she was 100 percent sure it was the same person, who was present with the seller.

On 09-01-09 your affiant learned that Nestor Perez died. Your affiant directed Det. Jones to respond to Lawnwood Regional Medical Center in reference to Nestor Perez passing away. Det. Jones responded to CVICU room #7 and made contact with medical personnel and Perez' family. Det. Jones was told that Dr. Celdron had pronounced Perez dead at 2145 hours. Det. Jones confirmed that Perez was actually deceased and spoke to his family. Det. Jones filled out a death investigation field report and gave it to the duty nurse.

On 09/01/09, Det. Cox began surveillance of 8425 22nd Street where Kristy Lovelace was known to be staying with friends. Detectives discovered that Peacock and Carhart slept at this residence the previous night and felt that they may return to make contact with Lovelace. While Det. Cox was conducting surveillance, Peacock and Carhart arrived at the residence along with a second vehicle occupied by several subjects. When Peacock met with Lovelace she provided him with Det. Moran's business card told him that Det. Moran wanted to talk with him. This exchange occurred just prior to Peacock and Carhart discovering that the police were



Complaint Affidavit

Vero Beach Police Department
1055 20th St.
Vero Beach, FL 32960
(772) 978-4600

watching the residence. Peacock and Carhart then left the residence and abandoned the Dodge Neon in a wooded lot before additional officers arrived.

On 09-02-09 a search warrant was executed by your affiant on the black Dodge Neon. With assistance from CSI Kelly Hare, several items were located inside and collected as evidence. Documents with the names Robert Carhart and William Peacock were located inside the vehicle. A pair of Nike tennis shoes with distinctive clear tips was also located in the vehicle. **The tread on the shoes appeared to be an exact match for the aforementioned shoe print located at the crime scene.**

Later, on 09/03/2009 CSI Sgt. Martin and Det. Jones responded to the Medical Examiner's office in Ft. Pierce. Dr. Roger Mittleman conducted the autopsy on Nestor Perez. Det. Jones and CSI Sgt. Martin were told that Perez died from trauma inflicted on his head. The Medical Examiner declared the death a homicide and said that the victim's injury was consistent with a blow from the cinder block.

On 09-03-09, Det. Kelly obtained photographs of all of the shoes that were found in the recovered black Dodge Neon. At about 11:00 a.m., Det. Rich Chimenti and Det. Kelly made contact with Kristy Lovelace at a doctor's office in the 2000 block of 37th Avenue. Det. Kelly showed the photographs to Kristy and she turned the pages. She advised that she was 100% positive that the picture of the Nike sneakers that were shown to her belonged to Carhart. Lovelace stated that she has seen Carhart wearing these same sneakers before in the past.

On 09-09-09, at about 12:00 p.m., Det. Moran requested Det. Kelly's assistance with locating Peacock and Carhart in Brevard County, as they were wanted for 'dealing in stolen property', and both were prime suspects in the homicide.

On 09/09/09, Detective Moran discovered that Peacock and Carhart were reported to be staying at a residence in Melbourne, Florida. Det. Moran responded to this residence with deputies and detectives from the Brevard County Sheriff's Office. Both Peacock and Carhart were taken into custody as they attempted to flee the residence. Peacock and Carhart were transported to Brevard County Sheriff's Office South Precinct where they were interviewed by Det. Moran post Miranda.

Detective Moran and Det. Kelly interviewed Peacock first. During the interview, Peacock stated that he was at the "This n That" store with Carhart on 08/27/09 when they met with Taylor. Peacock stated that Taylor was talking with Carhart and plans were made to go out later that evening. Peacock and Carhart left the store and went to Tony's house. At about 9:00 p.m. Peacock and Carhart met with Taylor and two unknown black males at "This n That." Peacock drove the group to the "Shake Your Booty Club." Peacock drove the group in Carhart's black Dodge Neon. After spending a small amount of time at the "Shake Your Booty Club", Peacock drove Carhart, Taylor, and the two unknown black males south on 43rd Avenue to 16th Street where they parked in a parking lot at an apartment complex. Peacock believed that Taylor was the person giving the directions. Through Peacock's description and maps that Det. Moran drew,



Complaint Affidavit

Vero Beach Police Department
1055 20th St.
Vero Beach, FL 32960
(772) 978-4600

it was determined that Peacock most likely parked at 4141 16th Street which is within one block directly west of Nestor Perez' residence. Peacock stated that he backed into a parking space at the apartment complex and Taylor and the two unknown black males exited the vehicle and disappeared. A short time later, Carhart exited the vehicle and also disappeared. Peacock stated that he smoked marijuana for about 35-45 minutes. Peacock honked the car horn and Carhart, Taylor, and the two unknown black males came back to the car. They left the area and Peacock asked to use a phone. Peacock stated that Carhart handed him a small phone that he used to call Kristy Lovelace's cellular phone. Peacock believed that Carhart obtained the phone from someone in the backseat. Peacock drove the group to a house located at 33rd Avenue and 47th Street where Taylor and one of the unknown black males exited the vehicle. Peacock could see that Carhart was upset and angry. Carhart kept repeating, "Fucking Leviticus Taylor. Fucking Leviticus Taylor." The other unknown black male exited the vehicle and Peacock drove Carhart to the "Shake Your Booty Club." They exited the vehicle and began talking in the parking lot. Peacock stated that Carhart was upset and even punched the side of the car in anger. Peacock asked Carhart what happened and Carhart said, "Levi's (Taylors') crazy. Levi (Taylor) did it." Peacock asked Carhart to explain. Carhart stated, "Levi" (Taylor) went out of control and instead of his hands he used a block." Peacock said, "A block?" and Carhart replied, "A cinder block." Carhart told Peacock that the "shit did not go as planned" and that "Levi (Taylor) was acting on something he thought he knew." Carhart also told Peacock, "Levi (Taylor) went in on a dude." Det. Moran asked Peacock what that meant and he told him that it meant a fight or beating someone. Peacock then drove with Carhart to 4496 29th Avenue where Peacock went inside his house to get his marijuana grinder and other drug paraphernalia. They left the house and Peacock drove them to Tony's house where they met with Kristy Lovelace. The following day Peacock and Carhart met with Taylor at "This and That" where Taylor asked them to pawn a television. Peacock stated that he and Carhart enlisted the assistance of Anthony Patti to pawn the television. Peacock stated that he drove Carhart and Patti to the Pawn shop where they conducted the transaction. Peacock admitted that he failed to tell Det. Moran any of this when he was questioned about the cell phone on 08/28/09 at Lindsay Gardens. Following contact with Detective Moran on 08/28/09 and up until his arrest on 09/09/09, Peacock had contact with Kristy Lovelace, Antwan White and an older female named Penny at the Book Center all of whom either tried to convince him to turn himself in or told him that the police were looking to question him and Carhart concerning the homicide. Peacock also spoke to family members by phone who informed him that the police were looking for him and Carhart.

Carhart was questioned next and provided a similar account of the incident. Carhart acknowledged that they met up with Taylor and his cousin "DJ", later identified as Demetrius Davis at "This and That". Carhart stated that Taylor asked for a ride and they drove him south on 43rd avenue to 16th street where they ended up parking in an apartment complex. Carhart advised that Taylor was giving Peacock directions. According to Carhart, when they arrived at the apartment complex Taylor told Peacock to back the car in to a parking space. Taylor and Davis exited the vehicle. Carhart exited the vehicle a short time later to "find them." Carhart walked south in the parking lot and then turned east. He jumped over a wood fence and then began to walk north on 41st Avenue. Carhart saw someone running between some houses and Carhart walked up a driveway to the rear of a residence. He saw Taylor talking with an unknown



Complaint Affidavit

Vero Beach Police Department
1055 20th St.
Vero Beach, FL 32960
(772) 978-4600

white male. Carhart then saw Taylor hit the white male with a cinder block. Carhart stated that Davis ran into the house through the back door. Taylor also ran into the house. Carhart also went in the house and claimed that he was telling Taylor and Davis to get out of the house. Carhart saw Davis in the living room and Taylor was in the bedrooms. Carhart heard Taylor tell Davis to grab the television and whatever was on the table. Carhart said that he looked at the table and saw two cell phones. Carhart exited the house followed by Davis and then Taylor. They went back to the car where Peacock was waiting. Carhart stated that Davis was holding the television in the backseat. Carhart gave Peacock a cellular phone to use. Carhart stated that he received the phone from Davis. They went to the "This n That" store and then they went to a house located at 33rd Avenue and 47th Street. Taylor and Davis exited the vehicle and went inside the house. Carhart stated that they left the television in the backseat of the car. Carhart stated that he told Peacock what took place at the victim's residence once they dropped off Taylor and Davis in Gifford. When asked about a fifth person being with them Carhart stated that it was possible that "Lil Dent" (Williams) was with them at the victim's house. "Lil Dent" was later identified as Dennis Williams Jr. Carhart also acknowledged that they met with Taylor the following day and discussed pawning the television. Carhart stated that they enlisted the help of Anthony Patti to pawn the television. Carhart also admitted knowing that the police were looking for him and Peacock. During the initial interview with Carhart he said that if he knew what Taylor was going to do he would never have given Taylor a ride. Carhart also said that Peacock was his driver and that the vehicle was his. (CARHARTS), MRM

On 09/10/09 Det. Moran interviewed Dennis Williams Jr. at the police department. Williams was evasive but admitted that he was he with Taylor, Carhart Peacock, and someone who he did not know his name. When asked if he hit Perez, Williams stated he didn't. Det. Moran also asked Williams if they made the plan while at the "Shake Your Booty Club" and he said "Yeah". At first Williams was vague as to the content of that conversation saying that he did not really hear anything. Williams' also told detective Moran that Taylor was the one talking to him when they got out of the car and walked down a road near Perez's residence. When asked if he went into the house Williams said "We was on the outside of the house, in back of a house." Williams' said that Levi was talking to all of them. Williams was asked who hit Perez. Williams said, Rob and some dude that he just rode in a car with. Williams claimed that Levi (Taylor) was with him". Det. Moran asked Williams again who struck Perez and Williams said "I guess them two". Williams said that he heard the guy get hit but did not see what happened. Williams stated that he heard something drop. Williams claimed that he was "standing by a wall" when "Rob and the other guy" went around by the van. Williams admitted that he entered Perez's residence with Taylor while the driver waited in the car. Williams stated that he went in through the back door and went into the living room while Taylor went into the bedrooms. Williams said that Rob and the other guy stayed outside but later stated that they all went in. Williams stated that he took a TV but sold it to the driver. Williams also admitted getting a watch from the residence which he later through out of the car on the way to Portofino Shores. Williams' would later say that he saw Levi (Taylor) go into the victim's wallet. Williams made mention that the driver owed him \$30.00 for the TV. Det. Moran asked Williams again about the planning of the incident. Williams said that the others were whispering as if they were planning something while at "This and That". Williams said that Carhart and the driver were "schooling"



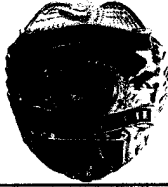
Complaint Affidavit

Vero Beach Police Department
1055 20th St.
Vero Beach, FL 32960
(772) 978-4600

him. Williams said that they told him to stay on the side of the wall like "they were going to go in and do this dude." Williams also knew about particular details about the incident that were not mentioned such as the victim working on the car. Det. Moran asked Williams again if they said anything while at "This and That", or if they were talking about where the house was. Williams stated that Carhart and Peacock were talking about big money that was suppose to be in Perez's residence. Willimas then states that they were saying that there was \$10,000 in the house. When questioned about the incident again, Williams claimed that the driver backed in to a dead end road. Williams said that Taylor and Davis rang the victims doorbell and talked with him. Williams then said that it could have been Carhart that was standing with him beside the residence. Williams stated that after ringing the doorbell they walked to a stop sign for a minute. Williams claimed that "they were scheming how they were going to do it." Det. Moran then asked Williams again who hit Perez. Williams said "Well it could have been Levi (Taylor) and the guy I didn't know." Det. Moran told Williams to clarify who hit Perez and he said "I guess it was Levi and the guy that I don't know. Det. Moran asked him who was standing by the wall with him and he said, "Robert."

On 09/11/09 both Carhart and Peacock were re-interviewed when they arrived to the Indian River County Jail from Brevard. During this interview Det. Moran asked Carhart about the plan that Taylor was making at the "Shake Your Booty" Club. Carhart stated that he did not know that anyone was going to get hurt or killed. Carhart admitted that he knew that they were going to the house to do a burglary or a robbery. Carhart claimed that he did not plan the incident but knew that they were going to get the money and jewelry from a house. Carhart denied hitting or striking the victim. Carhart identified Demetrius Davis as "DJ" from a photo lineup. Carhart clarified his first statement and provided a more detailed account of each person's involvement at the victim's house. Carhart stated that Taylor struck the victim with a cinder block while Davis and Williams hid behind the shed. Carhart saw Williams search drawers in the kitchen and take a TV from the living room. Taylor and Davis went to the back bedrooms. When they returned to the car Carhart saw Williams with the TV and Taylor with a watch. He obtained a cell phone from Davis and handed it to Peacock to use. He heard Taylor talk about getting \$300.00 but did not see the money. After dropping off Taylor, Williams and Davis, Carhart told Peacock what took place.

Det. Moran also re-interviewed Peacock. Det. Moran showed Peacock a lineup containing a picture of Demetrius Davis. He identified Davis as being at "This n That" with Taylor. Davis also got in the car with them. Peacock stated he was at "This n That" on 08/27/09 with Carhart and Kristy. He saw Taylor walk up with Davis and someone else. Taylor called Carhart over and talked to him. Carhart or Taylor called him over, but they told him "never mind." They left "This n That" but they came back later. They went to the "Shake Your Booty Club." Peacock said that Taylor asked for a ride because Peacock has a driver's license. Taylor told him that he would "direct him there." They travelled on 45th St. to 43rd Ave. heading south. Taylor tapped him on the shoulder and told him to turn into an apartment complex and back in. Everyone got out of the car except for Carhart. Peacock stated that he rolled a "blunt" and then Carhart got out. Peacock said that some time went by and everyone returned to the car when he blew the horn. They began to drive back to Gifford.



Complaint Affidavit

Vero Beach Police Department
1055 20th St.
Vero Beach, FL 32960
(772) 978-4600

Det. Moran questioned Peacock further about the conversation that took place between Taylor, Carhart, Davis, and Williams at "Shake Your Booty Club". Peacock said that he heard something about "10 stacks" and "this dude owe me money." Peacock said that Taylor was the person making the statements. Peacock was suspicious as to how or why someone owed Taylor \$10,000.00. Peacock stated he thought Taylor said that he knew "this dude and he is a good dude. This dude owes me money." Peacock stated that he heard Taylor talking about how the dude owed him "10 stacks" and "a dude owed him money" then something about a "kitchen." Peacock said that Taylor was directing his conversation toward Davis and Williams. Peacock also heard Taylor say, "we all going in." Peacock was not sure what Taylor meant at this time. Peacock stated that he gave them a ride to Vero where everyone exited the vehicle. Once they returned he drove them back to Gifford. Peacock stated that Carhart told him what happened after they dropped off everyone in Gifford. During the interview Peacock said that at that point he realized what Taylor was discussing at the "Shake Your Booty Club" with Carhart, Davis, and Williams was what he drove them to the area for them to do.

On 09/14/09, Demetrius Davis was interviewed by Det. Moran at the Vero Beach Police Dept. Davis stated that on 08/27/09 he saw Taylor at "This and That". Taylor asked him to ride with him to Vero. He got into a black car with Taylor but did not know the other three occupants that were in the vehicle. Davis stated that he exited the vehicle with Taylor, Carhart and Williams. Davis stated that Carhart and Taylor were talking about the incident while walking up the road. Carhart and Taylor directed him and Williams to go back by the shed. Davis stated that they heard the car starting in the back of the house and Taylor and Carhart said, "Ya'll go back there by the shed. We got him." Davis stated that it wasn't supposed to be a murder it was supposed to be a "breaking and entering."

Davis further admitted that he was hiding by the shed with Williams. Davis said he was scared because the victim was near the shed and he thought that he saw them. He said they ducked down and when he looked around the corner he saw Taylor come around with the brick and hit the victim. After the victim was struck, everyone went inside the house. Davis saw Carhart going through the drawers. Davis claimed that he did not touch anything in the house and did not take the cell phones. Davis saw Williams with the television. He claimed that Taylor took the watch and Carhart took the phones. Davis stated that Taylor was looking for money in the house. Davis stated that Taylor mentioned that he was going to give the watch to one of them.

When questioned about his knowledge about the incident and the role he was to play, Davis said that he heard Taylor and Carhart talking about doing a lick (robbery) and getting money as they walked toward the victim's house. Davis stated that Carhart and Taylor told him and Williams to "get close" and that Taylor and Carhart "would take care of the dude".

Det. Moran also questioned Davis about the location where Peacock parked the car. Det. Moran showed him an aerial view surrounding the victim's house. He claimed that they parked on 41st Ave. and not in the apartment complex in the 4100 block of 16th St. He said that Peacock kept moving the car because he was scared. Davis stated that Peacock "rode by and said, Ya'll taking



Complaint Affidavit

Vero Beach Police Department
1055 20th St.
Vero Beach, FL 32960
(772) 978-4600

too long." He stated that after the incident they ran to the car which was parked across the street. Peacock then drove them back to Gifford where Davis exited the vehicle with Williams. Peacock drove away with Carhart, and Taylor still in the car.

On 09/15/09 Detective Chimenti and Jones interviewed Shequita Brown and Venessa Acosta. Brown and Acosta stated that Taylor's girlfriend, Tamiko McGriff lived with them for approximately three weeks during the month of July. Brown and Acosta stated that Taylor would also spend the night at their house on occasion but lived with his grandmother. At the time, Brown and Acosta lived one duplex south of Perez on the same side of the road. Brown stated that Leviticus Taylor met Nestor Perez one time when she brought Leviticus with her to Nestor's house so he could get change for a \$20.00 bill. Brown stated that Perez did not have change. Brown said that the request to change the \$20.00 occurred outside of Perez's residence. Brown stated that this happened in June or July and said "it was way before this happened, like a month before this happened" referring to the homicide.

On 09/18/09 your affiant spoke with Luis Perez and asked that he talk with his mother regarding any deposit slips that Nestor may have had in his wallet the day of the incident. Luis called back with 20 minutes and told your affiant that his mother gave Nestor a bank deposit slip for her account on 08/25/09. Luisa stated that Nestor was going to deposit money into his mother's account from his retirement check.

On 09-16-09 CSI Kelly Hare examined the aforementioned latent fingerprint that was developed from a bank deposit slip in Nestor Perez's wallet and determined that it matched to the right thumb of Leviticus Taylor.

On 09/18/09 Sgt. Rich provided a copy of phone calls made by Peacock since his transfer to the Indian River County Jail from Brevard County. Your affiant reviewed the calls and found that Peacock mentioned that Taylor approached two subjects and asked them for a ride to the victim's house before Taylor came to him and Carhart. During the calls Peacock referred to the two subjects as Jonathan and Phil.

Det. Moran located and interviewed Jonathan Rolle and Felton Jordan. Rolle confirmed that the Monday or weekend before the incident on 08/27/09 Taylor attempted to get him and Felton to do a lick. Jonathan stated that Taylor even showed them where the victim lived on 41st Avenue. Jonathan stated that Taylor mentioned that the dude lived alone and that he was either 63 or 64 years old. Jonathan stated that they denied Taylor's request and dropped him off in Gifford.

On 10/13/09 Your affiant interviewed Tomiko McGriff and her son Sylvester Mitchell. Your affiant asked McGriff about her activities on 08/27/09. McGriff stated that she worked that morning, watched movies at the house, and went to bed between 9:30 and 10:00pm. McGriff stated that Taylor was playing video games with her son when she went to bed. She woke up during the night and saw her son still playing video games with Taylor. She knew it was late, around 12:30 or 1:00am. She told her son Sylvester to go to bed because he had to go to school



Complaint Affidavit

Vero Beach Police Department
1055 20th St.
Vero Beach, FL 32960
(772) 978-4600

in the morning. McGriff stated that she was not sure if Taylor left the rooming house during the time she fell asleep and when she woke up and told her son to go to bed.

Next your affiant spoke with Sylvester Mitchell. Mitchell stated that he has know Taylor for the past six years. Mitchell referred to Talyor as his step-dad during the interview. Mitchell stated that he arrived home from school at approximately 2:05pm on 08/27/09. Mitchell stated that his mother, Aunt Mary, and Floyd were the only ones at the rooming house. Mitchell stated that he remembered that his mother told him Taylor went to Smiths store to get some rice. Mitchell stated that Smiths store is not far from This and That. Mitchell stated that Taylor came home a short time later but definitely before his brother got home from school at approximately 4:00pm. Mitchell stated that he played video games with Taylor. Mitchell stated that his mom fell asleep while they were playing video games. Mitchell stated that Taylor left the rooming house around 10:00 or 11:00 and was gone for 25 to 30 minutes. Mitchell stated that when Taylor left he locked the door behind him. Mitchell stated that Taylor returned home around 12:00 something. Mitchell spoke with Taylor then Taylor smoked a cigaretted outside for about ten minutes. Mitchell stated that Taylor came back into the rooming house and jumped in bed with his mother. Mitchell stated that his mother woke up saw it was (around 1:00am) and told him to go to bed. Your affiant reviewed Mitchells account of the incident and times that he reported that Taylor left and returned to the residence and determined that Taylor would have been gone for and hour or two. Mitchell said that Taylor would have been gone longer than the 25 minutes that he originally reported. Mitchell stated that he had a conversation with Taylor when he returned home. Mitchell stated that Taylor got emotional real quick and began talking. Mitchell said that Taylor told him that he was going to straighthen up his life and that he does not want to do anything bad anymore.

The facts of this case establish that:

1. William Peacock, Robert Carhart, Demetrius Davis, and Dennis Williams Jr. report meeting Leviticus Taylor at "This and That" corner store on 08/27/09. All say that they traveled with Leviticus Taylor to the area of 41st Avenue and 16th street.
2. Williams said that the others were whispering as if they were planning something while at "This and That".
3. Det. Moran asked Williams again if they said anything while at "This and That", or if they were talking about where the house was. Williams stated that Carhart and Peacock were talking about big money that was suppose to be in Perez's residence. Willimas then states that they were saying that there was \$10,000 in the house.
4. Peacock states that he heard a conversation between Taylor, Carhart, Davis and Williams prior to the incident in which Taylor says the dude has money. Peacock also heard Taylor say, "we all going in".



Complaint Affidavit

Vero Beach Police Department
1055 20th St.
Vero Beach, FL 32960
(772) 978-4600

5. Williams' said that Taylor was the one talking to him when they got out of the car and walked down a road near Perez's residence.
6. Initially Williams stated that Carhart and Davis were the ones who struck Perez but later stated that it could have been Leviticus Taylor and that Carhart could have been standing by him. Williams claims that he did not see but heard the victim get hit.
7. Williams stated that Taylor and Davis rang the victim's doorbell before the incident occurred.
8. Williams stated that after ringing the doorbell they walked to a stop sign for a minute. Williams claimed that "they were scheming how they were going to do it."
9. Davis said that he heard Taylor and Carhart talking about doing a lick (robbery) and getting money as they walked toward the victim's house. Davis stated that Carhart and Taylor told him and Williams to "get close" and that Taylor and Carhart "would take care of the dude".
10. Davis states that he was hiding behind the shed with Williams when he saw Taylor hit Perez with a cinder block.
11. Williams stated that he entered the residence. Williams admitted that he removed the TV from the living room which he sold to the driver and that he also took a watch that he later threw from the car in the area of Portofino Shores. Williams stated that he saw Taylor go through the victim's wallet while inside the residence.
12. Carhart entered Perez's residence with Leviticus Taylor, Demetrius Davis and Dennis Williams Jr. Carhart saw Williams take the TV and Taylor enter the bedrooms. Carhart heard Taylor say that he got \$300.00 and saw him with a watch that he obtained from Perez's residence.
13. Peacock states that Carhart told him about what took place once they dropped everyone off in Gifford. Peacock states that is when he realized what Taylor had been discussing with Carhart, Davis, and Williams .
14. The victim died from his injuries on 09/01/09.

Based on the statements and evidence collected in this case there is probable cause to believe that Dennis Williams Jr. overheard everyone talking about going to Perez's house to do a burglary or robbery. During the commission of the burglary Perez was struck by Leviticus Taylor in the head with a cinder block and subsequently died a few days later. Williams entered



Complaint Affidavit

Vero Beach Police Department
1055 20th St.
Vero Beach, FL 32960
(772) 978-4600

Perez's residence with Leviticus Taylor, Robert Carhart and Demetrius Davis. Williams stated that he took a TV and watch from Perez's residence. Williams stated that the driver owed him \$30.00 for the TV. Williams stated that he threw the watch from the car in the area of Portofino Shores. Therefore, your affiant requests a warrant be issued for First Degree Felony Murder and Burglary of a Dwelling with a Battery for the arrest of Dennis Williams Jr.

I swear this statement is true and correct
to the best of my knowledge and belief.

[Handwritten signature]

Affiant's Signature

[Handwritten signature] 10-15-09

Notary/LEO Date

JUDEE ARENS
Notary Public, State of Florida
My comm. exp. May 6, 2011
Comm. No. DD 647666