

PROBABLE CAUSE AFFIDAVIT

Sarasota County

11 99 04

GENCY SSO SPD FHP VPD NPPD LBPD OTHER

ORIGINAL
 SUPPLEMENTAL

SO CASE # 04-9497	SSO BK #	OBTS #	ARREST #
GENCY CASE # 04-9497	SAO #	FDLE #	UTC #

ADULT - ARREST <input type="checkbox"/> WITH WARRANT <input checked="" type="checkbox"/> WITHOUT WARRANT <input type="checkbox"/> NON-ARREST COMPLAINT	JUVENILE - <input type="checkbox"/> ARRESTED / DETAINED <input type="checkbox"/> ARRESTED / RELEASED WITH REFERRAL <input type="checkbox"/> NON-ARREST REFERRAL <input type="checkbox"/> TEEN COURT REFERRAL
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DEFENDANT Smith, Joseph P. <small>(LAST, FIRST, MIDDLE INITIAL)</small>	ALIAS Smith, Peter J. <small>(LAST, FIRST, MIDDLE INITIAL)</small>
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DOB 03/17/66	AGE 37	SEX M	RACE W	HGT 5'8	WGT 180	COLOR HAIR BRO	COLOR EYES GRN
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ADDRESS IKA: ██████████ ██████████ ██████████ ██████████ ██████████ ██████████ ██████████ ██████████
CITY STATE ZIP
 Sarasota, FL.

PHONE # No Phone ██████████ SCARS/MARKS/TATTOOS Multiple Both Arms and Body
CITY STATE
 PLACE OF BIRTH New York

DL# ██████████ ST FL ██████████
 OCCUPATION Mechanic EMPLOYER Saurus Auto

EMPLOYER ADDRESS ██████████ Street Sarasota, FL. PHONE # (941) ██████████

CITIZENSHIP US	IMMIGRATION STATUS 1. PERMANENT/LEGAL RESIDENT OF US 2. LEGAL VISITOR 3. UNDOCUMENTED / LEGAL ALIEN 4. UNKNOWN	1	RESIDENCE TYPE 1. CITY 2. COUNTY 3. FLORIDA 4. OUT OF STATE	2	RESIDENCE STATUS 0. N/A 1. FULL YR 2. PART YR 3. NON-RES	1	INFLUENCE OF DRUGS <input type="checkbox"/> YES <input type="checkbox"/> NO <input checked="" type="checkbox"/> UNK ALCOHOL <input type="checkbox"/> YES <input type="checkbox"/> NO <input checked="" type="checkbox"/> UNK
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DATE & TIME OF CRIME 02/01/04, 1821hr	CRIME LOCATION 4715 Bee Ridge Rd., Sarasota	LOC TYPE	25	ZONE 004	GRID 126
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F.S./ORD # 782.04 1a1	CHARGE Murder - First Degree	<input checked="" type="checkbox"/> FELONY <input type="checkbox"/> MISD	BOND
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F.S./ORD # 787.01 1a2	CHARGE Kidnapping	<input checked="" type="checkbox"/> FELONY <input type="checkbox"/> MISD	BOND
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F.S./ORD #	CHARGE	<input type="checkbox"/> FELONY <input type="checkbox"/> MISD	BOND
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INVESTIGATING L.E.O., Det. Chris Hallisey ID# 747

DRUG UNIT	1. GRAM 2. MILLIGRAM	3. KILOGRAM 4. OUNCE	5. POUND 6. TON	7. LITER 8. MILLILITER	9. DOSE/UNIT/ ITEM	N			
DRUG TYPE	E. HEROIN H. HALLUCINOGEN O. OPIUM/DERIV C. COCAINE	M. MARIJUANA A. AMPHETAMINE R. BARBITURATE S. SYNTHETIC	U. UNKNOWN Z. OTHER P. PARAPHERNALIA/ EQUIPMENT	N. N/A	DRUG ACTIVITY	M. MANUFACT S. SELL E. USE D. DELIVER	P. POSSESS B. BUY U. UNK Z. OTHER	T. TRAFFIC K. DISTRIB R. SMUGGLER N. N/A	N
WEAPON TYPE	00. N/A 01. HANDGUN 02. RIFLE 03. SHOTGUN	04. UNK FIREARM 05. KNIFE/CUTTING 06. BLUNT OBJECT 07. HANDS/FIST/FEET	08. POISON 09. EXPLOSIVES 10. FIRE/INCENDIARY 11. THREAT/INTIMID	12. SIM WEAPON 13. DRUGS 88. UNKNOWN 89. OTHER	00	CALIBER GAUGE	N	FINISH WEAPON B. BLUE S. SILVER O. OTHER	N

DATE & TIME OF ARREST 02/06/04 0700	ARREST L.E.O./ID# Det. Chris Hallisey #747	ASSIST L.E.O./ID#
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ARREST LOCATION 2020 Main St. Sarasota, FL.	ZONE 54	GRID 254
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CAPIAS/WARRANT # COUNTY & STATE OF WARRANT

DATE BOOKED	TIME BOOKED	RETURNABLE DATE	BOOKING OFFICER
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RELEASED BY	RELEASED TO	DATE/TIME RELEASED
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VICTIM NAME Brucia, Carlie J. <small>(LAST, FIRST, MIDDLE INITIAL)</small>	HOME PHONE # (941) ██████████
ADDRESS ██████████ ██████████ ██████████ ██████████ ██████████ ██████████ ██████████ ██████████ <small>CITY STATE ZIP</small> Sarasota, FL.	BUS PHONE # -----

DOB 03/16/92	AGE 11	SEX F	RACE W	NOTIFIED <input type="checkbox"/> YES <input type="checkbox"/> TIME <input type="checkbox"/> NO
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PROBABLE CAUSE AFFIDAVIT

Sarasota County

ORIGINAL - PAGE 03 of 04

SUPPLEMENTAL - PAGE _____ of

DEFENDANT <u>Smith, Joseph P.</u>	SSO BK #	AGENCY CASE # <u>04-9497</u>
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ADULT CASE

JUVENILE CASE

STATE IN DETAIL WHAT THE DEFENDANT DID THAT YOU ALLEGE WAS ILLEGAL. INCLUDE EVENTS THAT LEAD UP TO THE INCIDENT; ALSO INCLUDE WHY DEFENDANT ACTED AS HE DID IF THIS IS KNOWN. HEARSAY IS PERMISSIBLE AND RELEVANT COMMENTS OF DEFENDANT OR WITNESSES INVOLVED SHOULD BE SUMMARIZED. (INCLUDE WHO, WHAT, WHERE, WHY, WHEN, HOW)

On February 1, 2004 an eleven-year-old female named Carlie Brucia was reported missing to the Sarasota Sheriff's Office. She was last seen leaving the home of a friend (██████████) at 1816 hours, and was believed to be walking only a few blocks to her home - Carlie never arrived.

Through investigative efforts, a surveillance video was obtained from Evie's Car Wash located at 4715 Bee Ridge Road, Sarasota. As depicted on the video, at 1821 hours Carlie was seen walking along the rear of the car wash. This was a reasonable route to walk from her friend's home. As Carlie was walking, a man approached her. This subject was a white male, 5'6-5'8/ medium build, dark hair, tattoos on both forearms, wearing a dark colored shirt (commonly worn by mechanics), dark pants and white sneakers. It was apparent that Carlie did not recognize this subject and she attempted to pass by him when he stopped her and forcibly walked her out of camera view.

This video was released to the media and the "Amber Alert" system was activated. Subsequently, numerous phone calls were received identifying the Defendant as the subject depicted in the video. This identification was based on the height, build, hair color, hairstyle, tattoos, walking gait and clothing. Witnesses provided information that the Defendant was in fact wearing the clothing depicted in the video.

On February 3, 2004, the Defendant was interviewed and provided a statement as to his activities on February 1, 2004. During this statement, the Defendant stated he was in possession of a 1992 Jutek station wagon (yellow) on February 1, 2004, and claimed he was not in the area of the abduction. Through investigation, and interview of various witnesses, Affiant was able to establish unequivocally that the Defendant provided misleading and false information during this statement. Additionally, Affiant identified the aforementioned vehicle in the surveillance video at Evie's Car Wash. This vehicle was observed in the parking lot of the car wash approximately three minutes prior to Carlie's abduction.

On February 5, 2004, the Defendant told a witness that he abducted and murdered Carlie Brucia. Based upon specific information provided to this witness by the Defendant, this witness was able to lead investigators to the body of Carlie Brucia. A preliminary Forensic examination of the body indicates Carlie Brucia died as a result of homicidal violence.

ADDITIONAL PAGES - ATTACHED AND INCORPORATED HEREIN

SIGNATURE OF L.E.O./AFFIANT

DET. [Signature]

ID# 747

SWORN TO (OR AFFIRMED) AND SUBSCRIBED BEFORE ME THIS 6 DAY OF FEBRUARY, 2004 BY

DET. CHRIS HALLISEY

WHO IS PERSONALLY KNOWN OR WHO PRODUCED THE FOLLOWING

(PRINT L.E.O./AFFIANT NAME)

LOCATION _____

SIGNATURE

Sgt. Paul Richard

L.E.O. ID#

488

NOTARY

PRINT NAME

SGT. PAUL RICHARD

VISOR SIGNATURE

Sgt. Richard

ID# 488

PROBABLE CAUSE AFFIDAVIT

Sarasota County

ORIGINAL - PAGE 04 of 04

SUPPLEMENTAL - PAGE _____ of _____

DEFENDANT <u>Smith, Joseph P.</u>	SSO BK # _____	AGENCY CASE # <u>04-9497</u>
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ADULT CASE JUVENILE CASE

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Based on the above facts, Affiant has probable cause to believe the Defendant observed Carlie Brucia walking home through the parking lot of Evie's Car Wash on February 1, 2004. The Defendant then maneuvered the vehicle he was operating to a location, in a premeditated manner to conceal his actions, where he was able to approach Carlie. The Defendant then forcibly abducted Carlie from the parking lot of the car wash and drove her from this location. Through the means of homicidal violence, the Defendant then murdered Carlie Brucia. Affiant believes the Defendant was solely responsible for these actions, which are in violation of F.S.S. 782.01(1)(a)(1) and 787.01 (1)(a)(2). These events occurred in Sarasota County, State of Florida.

ADDITIONAL PAGES - ATTACHED AND INCORPORATED HEREIN

SIGNATURE OF L.E.O./AFFIANT DET. [Signature] ID# 747

SWORN TO (OR AFFIRMED) AND SUBSCRIBED BEFORE ME THIS 6 DAY OF FEBRUARY, 2004 BY

DET. CHRIS HALISEY WHO IS PERSONALLY KNOWN OR WHO PRODUCED THE FOLLOWING

(PRINT L.E.O./AFFIANT NAME)

FICATION _____

SIGNATURE [Signature]

L.E.O. ID# 488 NOTARY

PRINT NAME SGT. PAUL RICHARD

VISOR SIGNATURE

[Signature] ID# 488