

AO 91 (Rev. 11/11) Criminal Complaint

UNITED STATES DISTRICT COURT

for the

Middle District of Florida

United States of America
v.

RICARDO RODRIGUEZ JR.
BRANDON MOJICA

)
)
)
)
)

Case No. 6:16-mj- 1626

Defendant

CRIMINAL COMPLAINT

I, the complainant in this case, state that the following is true to the best of my knowledge and belief.

On or about the date of November 8, 2016, in the county of Seminole, in the Middle District of Florida, the defendants violated:

<i>Code Section</i>	<i>Offense Description</i>
18 U.S.C. §§ 2113(a) and (d)	Bank robbery with a firearm.

This criminal complaint is based on these facts:

See attached Affidavit

Continued on the attached sheet.



Complainant's signature

Kevin Kaufman, Special Agent

Printed name and title

Sworn to before me and signed in my presence.

Date: 11/9/2016

City and state: Orlando, Florida



Judge's signature

KARLA R. SPAUDLING, U.S. Magistrate Judge

STATE OF FLORIDA
COUNTY OF ORANGE

CASE NO. 6:16-mj- 1626

AFFIDAVIT

I, Kevin Kaufman, Special Agent, Federal Bureau of Investigation (FBI), after being duly sworn, depose and state the following:

I. INTRODUCTION

1. I am a Special Agent with the FBI and have been so employed for approximately 13 years. As such, I am an investigative and law enforcement officer of the United States within the meaning of 18 U.S.C. § 2510(7), and am authorized by law to conduct investigations and to make arrests for offenses enumerated in 18 U.S.C. § 2113. I am currently assigned to the Safe Streets Task Force of the Orlando, Florida office of the FBI, and participate in the investigation of violent criminal offenders and criminal enterprises, to include bank robbery violations. I have received training in, participated in, and conducted investigations of violations of various federal and state laws, to include bank robbery in violation of 18 U.S.C. § 2113.

2. I make this affidavit based upon personal knowledge derived from my participation in this investigation; information that I have learned from discussions with other FBI Special Agents and other law enforcement officers; and my review of evidence recovered in this investigation. Because this affidavit is being submitted for the limited purpose of establishing

probable cause for the issuance of a criminal complaint and arrest warrant for **RICARDO RODRIGUEZ JR.** and **BRANDON MOJICA**, I have not set forth each and every fact I learned as a result of this investigation. Rather, I have set forth only those facts I believe are necessary to establish probable cause that a violation of federal law has been committed. Unless otherwise noted, all statements of other persons described herein are set forth in substance and in part, rather than verbatim.

3. This affidavit is submitted in support of a criminal complaint against **RICARDO RODRIGUEZ JR.** and **BRANDON MOJICA** for violations of 18 U.S.C. §§ 2113(a) and (d), and 2. As set forth in more detail below, I have probable cause to believe that **RICARDO RODRIGUEZ JR.** and **BRANDON MOJICA**, by force, violence, and intimidation, did knowingly take and cause to be taken from the person and presence of another, certain property and money, that is United States currency in the approximate amount of \$295,000, belonging to and in the care, custody, control, management, and possession of a bank located in Lake Mary, Florida, in the Middle District of Florida, a bank whose deposits were then insured by the Federal Deposit Insurance Corporation, and in committing said offense, the defendants did assault, cause to be assaulted, and aid and abet the assault of at least one bank employee by the use of a dangerous weapon, that

is, a firearm, and put in jeopardy, cause to put in jeopardy, and aid and abet each other to put in jeopardy at least one bank employee by the use of a dangerous weapon, that is a firearm, in violation of 18 U.S.C. §§ 2113(a) and (d), and 2.

II. SUMMARY OF INVESTIGATION

4. On November 8, 2016, an armed bank robbery occurred at a bank located in Lake Mary, Florida. At approximately 7:55 a.m., a bank employee later identified as B.M. called 911 and informed the dispatcher of the bank robbery. B.M. informed the 911 dispatcher that a white male later identified as **RICARDO RODRIGUEZ JR.** displayed a firearm and forced her and **BRANDON MOJICA**, another bank employee, into the bank and demanded that **BRANDON MOJICA** and B.M. open the safe.

5. B.M. and **BRANDON MOJICA** complied with **RICARDO RODRIGUEZ JR.**'s demand and opened the safe, giving **RICARDO RODRIGUEZ JR.** access to approximately \$295,000 in United States currency. **RICARDO RODRIGUEZ JR.** grabbed the United States currency and placed it in a black backpack that he had brought into the bank.

6. **RICARDO RODRIGUEZ JR.** then zip-tied both B.M. and **BRANDON MOJICA**, and instructed them to kneel down on the floor and look away from him, stating, "I have other people with me." **RICARDO**

RODRIGUEZ JR. poured bleach on several of the teller stations and the safe, then fled the bank on a bicycle. As **RICARDO RODRIGUEZ JR.** fled from the bank, B.M. provided his physical description to the 911 dispatcher, stating that he was a white male with brown curly hair, approximately 5'7", and 155 pounds. B.M. also described **RICARDO RODRIGUEZ JR.** as wearing a white, collared, button-up shirt, and black dress shoes, and noted that **RICARDO RODRIGUEZ JR.** appeared to be wearing makeup.

7. The Lake Mary Police Department (LMPD) responded to the 911 call and located **RICARDO RODRIGUEZ JR.** fleeing the bank on a red bicycle when **RICARDO RODRIGUEZ JR.** was approximately one-quarter mile from the bank. LMPD Police Officer Harold Langworthy pursued **RICARDO RODRIGUEZ JR.**, who continued to flee on the bicycle to a nearby parking structure. While **RICARDO RODRIGUEZ JR.** fled, Officer Langworthy observed **RICARDO RODRIGUEZ JR.** throw a black backpack onto the ground. Officer Langworthy continued to pursue **RICARDO RODRIGUEZ JR.** as he fled to a white Pontiac vehicle parked in the parking structure.

8. Officer Langworthy later recovered and searched the black backpack that **RICARDO RODRIGUEZ JR.** threw down while fleeing on the bicycle. Inside, Officer Langworthy located approximately \$295,000 of

United States currency, makeup, and the silver firearm that **RICARDO RODRIGUEZ JR.** used during the robbery.

9. **RICARDO RODRIGUEZ JR.** got off the bicycle and entered the white Pontiac vehicle, which was later identified as being registered to **RICARDO RODRIGUEZ JR.** LMPD Police Officer Les Crawford pursued the vehicle until Officer Crawford performed a precision immobilization technique to render the vehicle as inoperable.

10. LMPD Police Officer David Rowe arrested **RICARDO RODRIGUEZ JR.** and searched his person incident to arrest. During the search of **RICARDO RODRIGUEZ JR.**'s person, Officer Rowe found a notebook in his front shirt pocket, a pen, two stacks of one-dollar bills totaling approximately \$200, and a blue bleach-bottle cap identified by odor. Inside the notebook were the names of the employees that were scheduled to work on November 8, 2016, at the bank **RICARDO RODRIGUEZ JR.** robbed. In addition, the notebook contained several handwritten notes articulating various ways in which **RICARDO RODRIGUEZ JR.** planned to rob the bank with others.

11. **RICARDO RODRIGUEZ JR.** was thereafter transported to the hospital to be checked for injuries and was medically cleared to be transported

to the LMPD, where LMPD Detective Michelle Hernandez and I interviewed **RICARDO RODRIGUEZ JR.**

A. Interview of RICARDO RODRIGUEZ JR.

12. Prior to the interview, Detective Hernandez advised **RICARDO RODRIGUEZ JR.** of his *Miranda* rights. **RICARDO RODRIGUEZ JR.** acknowledged his *Miranda* rights and agreed to speak with Detective Hernandez and me. During the interview, **RICARDO RODRIGUEZ JR.** confessed to robbing the bank in Lake Mary, Florida.

13. **RICARDO RODRIGUEZ JR.** stated that the firearm he used during the bank robbery belonged to him, and that the gun was loaded, but there was no round in the chamber. **RICARDO RODRIGUEZ JR.** also admitted that he had discussed robbing the bank with a friend, who he identified as **BRANDON MOJICA**. **RICARDO RODRIGUEZ JR.** stated that he and **BRANDON MOJICA** had previously talked about robbing the bank, and **BRANDON MOJICA** told **RICARDO RODRIGUEZ JR.** not to put a round in the chamber when he brought the gun into the bank for “safety” reasons.

14. On November 7, 2016, **BRANDON MOJICA** and **RICARDO RODRIGUEZ JR.** watched a movie together at **RICARDO RODRIGUEZ JR.**'s residence. While watching the movie, **BRANDON MOJICA** informed

RICARDO RODRIGUEZ JR. that he was opening the bank the next day with one other person.

15. **BRANDON MOJICA** and **RICARDO RODRIGUEZ JR.** never spoke about what each other's "cut" would be when **RICARDO RODRIGUEZ JR.** robbed the bank. **RICARDO RODRIGUEZ JR.** confirmed that **BRANDON MOJICA** provided the information about the bank employees and their schedules that was recorded in **RICARDO RODRIGUEZ JR.**'s notebook. **RICARDO RODRIGUEZ JR.** stated that **BRANDON MOJICA** did not know the exact time that **RICARDO RODRIGUEZ JR.** was going to rob the bank, but **BRANDON MOJICA** knew that **RICARDO RODRIGUEZ JR.** was going to rob the bank and that he was going to use a firearm in doing so.

B. Interview of BRANDON MOJICA

16. After the conclusion of the interview with **RICARDO RODRIGUEZ JR.**, Detective Hernandez and I instructed LMPD Officer Crawford to transport **BRANDON MOJICA** to the Lake Mary police station to be interviewed.

17. Prior to the interview, Detective Hernandez advised **BRANDON MOJICA** that he was under arrest and informed him of his *Miranda* rights. **BRANDON MOJICA** acknowledged his *Miranda* rights and agreed to speak

with Detective Hernandez and me. During the interview, **BRANDON MOJICA** confessed that he knew **RICARDO RODRIGUEZ JR.** and assisted **RICARDO RODRIGUEZ JR.** in robbing the bank in Lake Mary, Florida, by providing information concerning the bank and bank employees in advance of the robbery.

18. Specifically, **BRANDON MOJICA** confessed that he provided the schedules of bank employees scheduled to work on November 8, 2016. In addition, **BRANDON MOJICA** admitted that he provided information concerning employees of the bank for purposes of facilitating the bank robbery.

19. **BRANDON MOJICA** also stated that he and **RICARDO RODRIGUEZ JR.** had discussed committing the bank robbery on several occasions before November 7, 2016. In such discussions, **RICARDO RODRIGUEZ JR.** brainstormed various scenarios in which **RICARDO RODRIGUEZ JR.** would rob the bank with **BRANDON MOJICA's** assistance.

20. **BRANDON MOJICA** stated that **RICARDO RODRIGUEZ JR.** and **BRANDON MOJICA** discussed using a firearm during the course of the robbery, and **RICARDO RODRIGUEZ JR.** showed **BRANDON MOJICA** the firearm and bullets he intended to use (i.e. the firearm found in

RICARDO RODRIGUEZ JR.'s backpack) on multiple occasions.

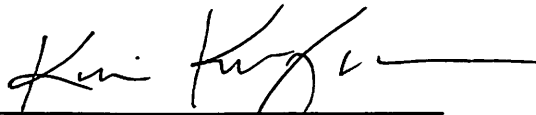
BRANDON MOJICA also admitted that on multiple occasions, he instructed **RICARDO RODRIGUEZ JR.** not to bring the ammunition—or at a minimum, to bring the firearm without a round loaded in the chamber.

21. **BRANDON MOJICA** acknowledged his wrongdoing in helping to plan the bank robbery. He also admitted that he had lied to Detective Hernandez and me during an earlier interview at the bank, in which he denied any involvement in the bank robbery.

III. CONCLUSION


22. Based on my experience and training, my knowledge of this investigation, and information provided to me by other witnesses, I believe that probable cause exists to believe that **RICARDO RODRIGUEZ JR.** and **BRANDON MOJICA** have committed violations of 18 U.S.C. §§ 2113(a) and (d), and 2, and hereby request warrants for their arrest.

This concludes my affidavit.



Kevin Kaufman, Special Agent
Federal Bureau of Investigation

Sworn to and subscribed before me
this 9th day of November, 2016.



KARLA R. SPAULDING
United States Magistrate Judge