

2020 CF 5119AK

SARASOTA COUNTY  
PROBABLE CAUSE AFFIDAVIT

Affix label here

AGENCY:  SSO  SPD  FHP  VPD  NPPD  LBPD  OTHER

Original  
 Supplemental

SSO Case #: 19-104963	SSO BK #:	OBTS #:	Arrest #:
Agency Case #: 19-104963	SAO #:	FDLE #:	UTC#:

ADULT ARREST: Non-Arrest Complaint

JUVENILE: N/A

DEFENDANT INFORMATION

Defendant: Lohstreter, Thomas A.				Alias:			
DOB: 01/09/50	Age: 70	Sex: Male	Race: White	Hgt: 602	Wgt: 210	Hair: gray	Eyes: brown
Street: 7389 S. Serenoa Dr.			City: Sarasota		State: FL		Zip: 34241
Phone: (941)586-1352		Scars/Tattoos:					
DL #: L236-821-50-009-0		ST: FL		SS# [REDACTED]		Place of Birth: Minnesota	
Occupation: Medical Doctor				Employer: MCR Health			
Employer Address: 579 S. Indiana Ave. Englewood, FL						Phone: (941)460-1341	

Citizenship	Immigration Status	Residence Type	Residence Status	Under the Influence
US	<input checked="" type="checkbox"/> Permanent/Legal U.S.	<input type="checkbox"/> City	<input type="checkbox"/> N/A	Drugs:
	<input type="checkbox"/> Legal Visitor	<input checked="" type="checkbox"/> County	<input checked="" type="checkbox"/> Full Year	<input type="checkbox"/> Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> Unk
	<input type="checkbox"/> Undocumented Illegal	<input type="checkbox"/> Florida	<input type="checkbox"/> Part Year	Alcohol:
	<input type="checkbox"/> Unknown	<input type="checkbox"/> Out of State	<input type="checkbox"/> Non-Resident	<input type="checkbox"/> Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> Unk

CRIME EVENT

Date: 12/23/19	Time: 1110	Loc. 14. Commercial/Office	Zone: 20	Grid: 635
Crime Location: 579 S. Indiana Ave. Englewood South County Medical Center				
F.S. / Ord #: 784.03(1A1)	Charge: Simple Battery	<input type="checkbox"/> Fel <input checked="" type="checkbox"/> Misd	Bond:	
F.S. / Ord #:	Charge:	<input type="checkbox"/> Fel <input type="checkbox"/> Misd	Bond:	
F.S. / Ord #:	Charge:	<input type="checkbox"/> Fel <input type="checkbox"/> Misd	Bond:	
F.S. / Ord #:	Charge:	<input type="checkbox"/> Fel <input type="checkbox"/> Misd	Bond:	
F.S. / Ord #:	Charge:	<input type="checkbox"/> Fel <input type="checkbox"/> Misd	Bond:	
Investigating Officer: Det. L.M. Brown			I.D. #: 1334	
Drug Unit: 00. N/A	Drug Type: N. N/A	Drug Activity: N. N/A		
Weapon Type: 00. N/A	Weapon Finish: N/A	Caliber Type:	Weapon Seized: <input type="checkbox"/>	

ARREST EVENT

Date:	Time:	Arrest LEO / ID#:	Assist LEO / ID #:	
Arrest Location:		Zone:	Grid:	
Capias/Warrant #:		County/State of Warrant:		
Dated Booked:	Time Booked:	Returnable Date:	Booking Officer:	
Released By:	Released To:	Date:	Time:	

VICTIM INFORMATION

Victim Name:	[REDACTED]			Home Phone:	[REDACTED]
Address:	[REDACTED]			Work/Cell Phone:	[REDACTED]
DOB:	Age:	Sex:	Race:	Notified of Release: <input type="checkbox"/> Yes <input type="checkbox"/> No	Time:

<b>Defendant:</b> Lohstreter, Thomas A.	<b>Case #:</b> 19-104963
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CO-DEFENDANT				
<b>Co-Def Name:</b>			<b>Home Phone:</b>	
<b>Address:</b>			<b>Work/Cell Phone:</b>	
<b>DOB:</b>	<b>Age:</b>	<b>Sex:</b> N/A	<b>Race:</b>	

CO-DEFENDANT				
<b>Co-Def Name:</b>			<b>Home Phone:</b>	
<b>Address:</b>			<b>Work/Cell Phone:</b>	
<b>DOB:</b>	<b>Age:</b>	<b>Sex:</b> N/A	<b>Race:</b>	

TO BE COMPLETED BY L.E.O. FOR JUVENILE DEFENDANT

JUVENILE
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PARENT / GUARDIAN				
<b>Name:</b>			<b>Home Phone:</b>	
<b>Address:</b>			<b>Work/Cell Phone:</b>	
<b>DOB:</b>	<b>Age:</b>	<b>Sex:</b> N/A	<b>Race:</b>	<b>Relation:</b> N/A

PARENT / GUARDIAN				
<b>Name:</b>			<b>Home Phone:</b>	
<b>Address:</b>			<b>Work/Cell Phone:</b>	
<b>DOB:</b>	<b>Age:</b>	<b>Sex:</b> N/A	<b>Race:</b>	<b>Relation:</b> N/A

<b>Act was admitted:</b> N/A		<b>Juvenile was:</b> N/A		<b>Parents were:</b> N/A	
<b>Prior Arrest:</b> N/A	<b>Processed:</b> N/A	<b>By:</b>	<b>ID:</b>	<b>Dept:</b>	
<b>Juvenile Authority Contacted:</b> .			<b>Name of Person Contacted:</b>		
<b>Released to:</b> N/A		<b>Date Released:</b>		<b>Time Released:</b>	
<b>Released to:</b>		<b>Home Phone:</b>		<b>Work/Cell Phone:</b>	
<b>Address:</b>		<b>City:</b>		<b>State:</b>	<b>Zip:</b>

NOTICE TO PARENT OR CUSTODIAN

THIS JUVENILE DEFENDANT IS BEING RELEASED TO YOUR CUSTODY PENDING THE DISPOSITION OF THIS CASE. IF THIS JUVENILE DEFENDANT'S ADDRESS CHANGES YOU WILL NEED TO NOTIFY THE DEPARTMENT OF JUVENILE JUSTICE. YOU WILL BE NOTIFIED OF A DATE AND TIME FOR THIS JUVENILE DEFENDANT TO APPEAR BEFORE THE COURT TO ANSWER TO THE ALLEGED OFFENSE (S).

\_\_\_\_\_  
JUVENILE SIGNATURE

\_\_\_\_\_  
PARENT / CUSTODIAN SIGNATURE

Defendant: Lohstreter, Thomas A.

Case #: 19-104963

### NARRATIVE

The victim has been a patient at the South County Medical Center since August 02, 2019. She was previously attended by Dr. Scott, who retired in September 2019. The victim first met the defendant during a pre-scheduled appointment in October 2019 as he was the doctor who took over the clinic when Dr. Scott retired. The victim provided a sworn, recorded statement and attested to the following:

On October 16, 2019, the victim saw the defendant without incident. She sought and was provided refills for her prescription medication. The victim advised she believed the defendant truly cared about her well being after that visit.

On December 05, 2019, the victim saw the defendant without incident. She sought and was provided medical attention for back pain and requested a change in her antidepressant medication.

On December 23, 2019, the victim saw the defendant in his office and advised she was battered. She sought medical attention due to the change in medication causing her to become physically ill. The victim advised, once the nurse left the exam room, the defendant laid her down on the exam table and moved her shirt and bra up, exposing her breasts. He palpated her abdomen and breasts. The defendant then pulled the victims jeans and undergarments down to her hip exposing her pubic area. He palpated her lower abdomen and moved his hand to the top of her pubic mound. He then pushed his hand down and pulled it back, exposing the victims clitoris. The defendant uttered "Oh, there is something there." He then touched the victims clitoris with his bare finger and stated "oh, it's you, it is your clitoris." The victim stated the defendant was wearing scrub pants and continually patted or adjusted his groin area with his other hand while he was touching her.

On January 10, 2020, I conducted a recorded interview with the defendant in the presence of his attorney. Post Miranda, the defendant stated he did not remember the victim but recognized her name. He initially denied the victims allegations, and advised he would have a female nurse present if he were doing an exam of the pubic area or breasts. The defendant eventually stated he remembered a female patient "like that." He went on to explain that he remembered a patient who had something "down right at the mons" so he examined it closer. The defendant stated "after I saw it was nothing, it was the top of her clit..." He advised he does not think he touched her "clit", just the area. He advised he made a statement to that particular patient "I saw something down there, but it's only you." The defendant stated there was no female nurse in the room during that examination and he was not wearing gloves.

On December 23, 2019 the victim sought medical attention from the defendant for vomiting issues with prescribed medications and not a physical examination of her pubic area. The investigation revealed that the defendant went outside the scope of consent given to him by the victim, unwontedly touching the victim and performing outside the typical, common medical practices utilized by a person acting in the capacity of a physician. Probable cause exists to charge the defendant with simple battery.

SIGNATURE OF L.E.O. AFFIANT: Det. A.M. Brown ID #: 1334

SWORN TO (OR AFFIRMED) AND SUBSCRIBED BEFORE ME THIS 06 DAY OF February, 2020,

BY:  WHO IS PERSONALLY KNOWN OR  WHO HAS PRODUCED IDENTIFICATION: \_\_\_\_\_

WITNESS SIGNATURE: \_\_\_\_\_ PRINTED: \_\_\_\_\_

SUPERVISOR SIGNATURE: Sgt. LeFebvre / 2141