

2023CF008885 NC

SARASOTA COUNTY PROBABLE CAUSE AFFIDAVIT

ORIGINAL Affix label here

AGENCY: SSO SPD FHP VPD NPPD LBPD OTHER

Original Supplemental

SSO Case #: Agency Case #: 23-1180 SSO BK #: 23-8811 SAO #: OBTS # 5801311492 FDLE #: Arrest #: UTC#:

ADULT ARREST: With Warrant

JUVENILE: N/A

DEFENDANT INFORMATION

Defendant: John Daniel Griffin Alias: DOB: 09/24/1969 Age: 53 Sex: Male Race: white Hgt: 5'06" Wgt: 170 Hair: brown Eyes: blue Street: 301 Seaboard Ave City: Venice State: FL Zip: 34285 Phone: Scars/Tattoos: DL #: G615464693440 ST: FL SS#: Place of Birth: IL Occupation: Labor Employer: Uniglide Trailer Employer Address: 301 Seaboard Ave Phone: (941) 493-1993

Table with columns: Citizenship, Immigration Status, Residence Type, Residence Status, Under the Influence. Includes checkboxes for US, Permanent/Legal U.S., City, Full Year, etc.

CRIME EVENT

Date: 09/03/2023 Time: 1800 Loc: 17. Government/Public Building Zone: 2 Grid: Crime Location: 1600 HARBOR DRIVE SOUTH F.S. / Ord #: 794.011 (4)(a) Charge: Sexual Battery Fel Misd Bond: \$0

ARREST EVENT

Date: 9/4/23 Time: 18:00 Arrest LEO / ID#: CODINA #475 Assist LEO / ID#: Arrest Location: SMH VENICE 2600 LAUREL RD E, VENICE FL Zone: Grid: 051 Capias/Warrant #: County/State of Warrant: SARASOTA COUNTY Dated Booked: 9/4/23 Time Booked: 22:00 Returnable Date: 11/3/23 Booking Officer: #3695 M.S.

VICTIM INFORMATION

Victim Name: Address: Home Phone: Work/Cell Phone: DOB: Age: Sex: Race: Notified of Release: Yes No Time:

Defendant: John Daniel Griffin	Case #: 23-1180
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CO-DEFENDANT				
Co-Def Name:			Home Phone:	
Address:			Work/Cell Phone:	
DOB:	Age:	Sex N/A	Race:	

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

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

JUVENILE

PARENT / GUARDIAN				
Name:			Home Phone: 770-265-2832	
Address:			Work/Cell Phone: N/A	
DOB:	Age:	Sex: N/A	Race:	Relation: N/A

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

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

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: John Daniel Griffin

Case #: 23-1180

NARRATIVE

On September 3, 2023, the defendant John Griffin (DOB: 09/24/1969), did violate Florida State Statute 794.011 (4)(a), Sex Battery (victim 12 – 18 year s of age). This offense occurred within the jurisdictional boundaries of the City of Venice, Sarasota County, Florida.

On September 3, 2023 at approximately 11:50PM your affiant was requested to respond to Sarasota Memorial Hospital – Venice Branch by Lieutenant Sauchinitz for a report of a sexual battery. Upon arrival your affiant determined that the victim, [REDACTED] and a juvenile witness, [REDACTED] were both being treated in the emergency room.

Your affiant first spoke with [REDACTED] and conducted an audio recorded interview. [REDACTED] reported that she was at the beach north of Sharkey's restaurant with her friend, the victim, and a male friend from school named Jayden Fish(DOB: 06/01/2008). [REDACTED] stated they arrived there at approximately 4:30 – 5:00PM. [REDACTED] stated that after approximately an hour she and the victim went to use the bathroom at the bathhouse located in the northwest parking lot of the Sharkey's beach parking area. [REDACTED] stated that there was a homeless man there who gave her and the victim water. [REDACTED] stated that after drinking the water she felt tired and passed out on a bench outside of the bathroom. [REDACTED] stated that when she woke up the victim was not around. [REDACTED] reported that she began calling the victims' name and found her in a private bathroom. [REDACTED] stated that the victim was on the floor and out of it. [REDACTED] stated she and the victim walked back to the beach, and the victim disclosed to her that she had been raped in the bathroom by the guy who had given them water. [REDACTED] described the male who had provided them water as approximately 5'5" in height, white, fat with short brown hair. [REDACTED] described the man has having big eyes.

SIGNATURE OF L.E.O. AFFIANT:

ID#: 473

SWORN TO (OR AFFIRMED) AND SUBSCRIBED BEFORE ME IN PERSON OR ONLINE THIS 4 DAY OF Sept, 2023

BY: Det. Sam Montes (NAME OF AFFIANT) WHO IS PERSONALLY KNOWN OR

WHO HAS PRODUCED IDENTIFICATION:

WITNESS SIGNATURE: PRINTED: Det. Courtney Zak

SUPERVISOR SIGNATURE:

Defendant: John Daniel Griffin

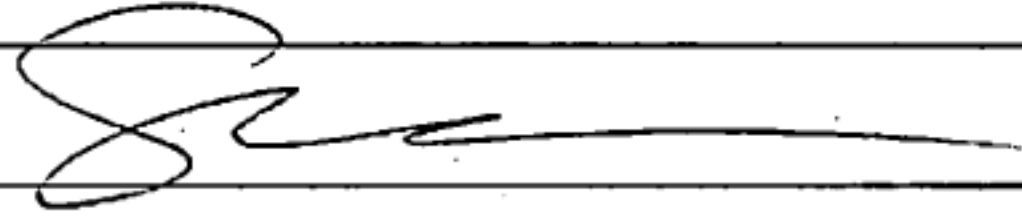
Case #: 23-1180

NARRATIVE CONTINUED

Your affiant conducted a recorded interview with the victim. The victim reported that she and [REDACTED] had gotten kicked out of work for smoking in the bathroom, so [REDACTED] orchestrated for a friend of hers to purchase two 21-ounce bottles of Pink lady vodka. The victim stated that they then got dropped off Sharkey's restaurant to go to the beach with Fish. The victim stated that while at the beach she and [REDACTED] mixed the drinks in a one-gallon container, and both took turns chugging it. The victim stated that she and [REDACTED] also were smoking a "weed" from a cart. A cart is a term used for the dispenser in an electronic vaporizer cigarette. The victim stated that after a while she and [REDACTED] had to use the bathroom, so they walked to the pavilion bathhouse near the northwest parking lot. The victim stated that there were two homeless looking men sitting at a table under the pavilion who were drinking beer. The victim stated that she knew [REDACTED] knew one of the men as she had seen them before there. The victim stated that after using the bathroom she and [REDACTED] started to walk towards the beach discussing how thirsty they were when one of the homeless men (the defendant) offered them water bottles which they accepted. The victim stated the male friend had been smoking weed and was passed out on the beach and did not go to the bathroom.

The victim stated that soon after drinking the water [REDACTED] laid down on a bench and passed out. The victim stated that she felt sick and ran into the bathroom to throw up. The victim stated that while she was in the bathroom on the floor she heard someone walk in and observed the individual who gave her water come inside and lock the door. The victim stated she felt sick, out of it and unable to control her body. The victim stated she was then raped by the male. She described him as putting his penis in her mouth, performing oral sex on her, and vaginally penetrating her with his penis. The victim stated the defendant did not wear a condom and ejaculated inside of her. The victim stated that she thought a maintenance person came by and unlocked the door. The victim said [REDACTED] eventually opened the door, and the defendant hid behind it. When [REDACTED] entered the defendant ran out through the open door. The victim described the male as being white, short, fat with blue eyes, and brown short hair with balding patches. The victim also stated that one of the defendants' eyes was lazy and he had a wrinkly droopy face. The victim described the defendant as having a circular scar on his right hand. The victim stated the defendant was wearing a white shirt and black board shorts. The victim stated she saw the defendant leave the area on a black bike with two blue handbags on each handlebar.

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Case #: 23-1180

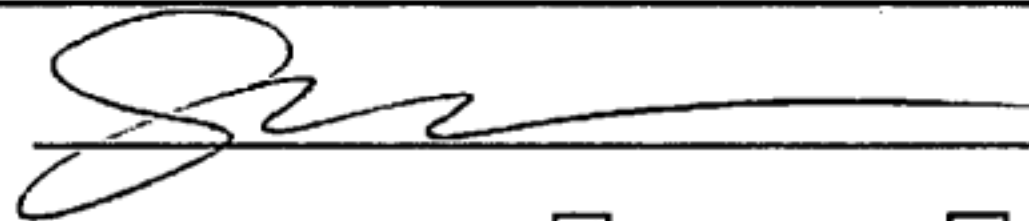
NARRATIVE CONTINUED

While the victim was at the hospital a sexual assault kit was performed by Forensic Program Coordinator Kovach BSN, SANE-A. Kovach informed your affiant that fluids were recovered from inside the victim, and abrasions and tears were present within the vagina. The sexual assault kit will be submitted to FDLE for processing. After the victim was released from the hospital your affiant responded to the victim's residence and collected a bra, shorts, and underwear as evidence. The Victim reported that she was wearing those clothing items before, and after the sexual battery. The items were placed into Venice Police property and will be submitted to FDLE for forensic examination.

Based upon the description given Investigators determined that John Griffin was a suspect as he is known to investigators, frequent the pavilion and the matches the physical characteristics closely. A BOLO was sent out at approximately 6:00AM on September 4, 2023. At approximately 8:00AM patrol officers observed the defendant riding a white and black bike with two blue handbags on each handlebar approximately one half mile from the incident location. The defendant was wearing a white shirt, and black shorts. The defendant was transported to Venice Police Headquarters for questioning.

Your affiant conducted a recorded interview with the defendant who stated post Miranda that he was at the pavilion by Sharkey's on September 3, 2023 in the evening. The defendant stated that while he was sitting at the pavilion with his friend Dave Morgos and saw two high school age girls and a boy. The defendant stated he recognized the skinny girl [REDACTED] as he had seen her before drinking in the area. The defendant stated he said hi and asked the youths where they went to school. The defendant stated that the girls had been drinking a pink whiskey drink. The defendant stated that the skinny girl and the boy went into a bathroom stall while the other girl (the victim) passed out on a bench. The defendant stated that later the facility cleaning person named Jeff Boros (DOB unknown) arrived to clean the bathrooms. The defendant stated that Jeff reported that people were getting busy inside and was unable to clean the occupied bathroom. The defendant stated the youths left and Jeff found a used condom in the bathroom. The defendant denied having any physical contact with any of the youths.

SIGNATURE OF L.E.O. AFFIANT:



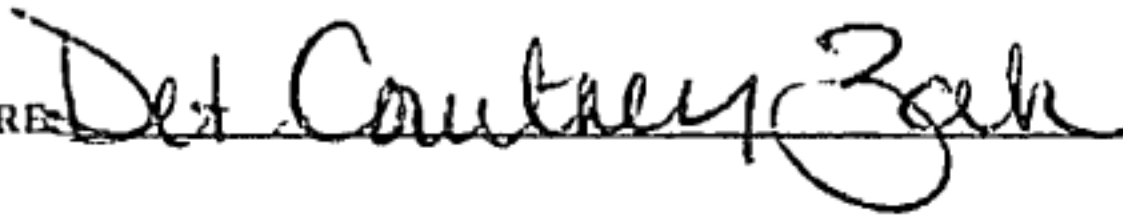
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NARRATIVE CONTINUED

Your affiant utilized the database ELVIS to create a photo lineup of potential suspects. The line-up was created in accordance with FDLE guidelines, and the agency Standard Operating Procedure. The line-up was administrated to the victim using the functional equivalent procedure. When the victim was shown the defendant's photograph (#7), she shook her head in an up and down motion which your affiant understood as affirmative. Your affiant asked the victim to verbally confirm her response and the victim stated I'm positive that's him."

Based upon the above facts and circumstances probable cause exists to charge John Griffin (DOB: 09/24/1969) with violating F.S.S. 794.01(4)(a), Sexual Battery.

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Det. Courtney Zak

PRINTED: Det. Courtney Zak

SUPERVISOR SIGNATURE: _____