



Sworn Complaint

UNIVERSITY OF FLORIDA PD
BUILDING 51, MUSEUM ROAD
GAINESVILLE, FL

Report Date / Time 8/15/2017 4:16:34PM	Report Number UFPD55ARR00696M	Case Number/CAD Number UFPD17OFF001225 / UFPD17CAD052727	Reporting Officer Name MCCARTHY, NIKITA D.
Originating Agency ORI FLO010600	Occurrence Date Time Range 6/26/2017 12:00:00 AM - 8/15/2017 12:00:00 AM	Jurisdiction UFPD	Clearance

2017CF3497A

Location of Occurrence

Location Type	Location Description UF BOOKSTORE AND WELCOME CENTER, 886		
Street Number 1900	Street MUSEUM RD.	Apt/Lot/Bldg	
County	City GAINESVILLE	State FL	Zip 32611

Suspect

First Name JAMES	Middle Name THOMAS	Last Name HOUSTON	Suffix 4	Date Of Birth 11/16/1998	Age 18	Race BLACK	Sex MALE
SSN	MNI # UFPD17MNI002175	Place of Birth	Height 602	Weight 0	Hair	Eyes	
DL or ID Number H235458984160	ID State FL	ID Type E	Address Type				
Street Number 14939	Street SW 37 ST	Apt/Lot/Bldg					
County	City DAVIE	State FL	Zip 33331	Phone Number	Extension		
Location Description							

Arrest

Arrest Date/Time 9/22/2017 2:51:56PM	Arrest Location Type	Arrest Location Description	
Street Number	Street	Apt/Lot/Bldg	County ALACHUA
City	State	Zip	

2017 SEP 25 AM 10:49
 JAMES J. IRBY
 CLERK OF COURTS
 ALACHUA COUNTY, FL
 FILED
 OK 61

Charge(s)

Counts 1	Charge 817.568.2a	General Offense Code COMMITTED	Bond Amount \$ 0.00	<input type="checkbox"/> No Bond
Charge Degree T	Charge Level FELONY	Arrest Offense Code Description FRAUD-IMPERSON		
Charge Description USE/POSS ID OF ANOTHER PERSON WO CONSENT				
Clery Location Type On Campus Buildings				
Counts 1	Charge 817.034.4a3	General Offense Code COMMITTED	Bond Amount \$ 0.00	<input type="checkbox"/> No Bond
Charge Degree T	Charge Level FELONY	Arrest Offense Code Description FRAUD-SWINDLE		
Charge Description OBTAIN PROPERTY UNDER 20000 DOLLARS				
Clery Location Type On Cam				



Probable Cause

On 8/15/17, I responded to the UF Bookstore in reference to a possible fraud case. I made contact with David Looney, Associate Director, and Michael Chambers, Electronic Technician at the UF Bookstore. Looney said it came to his attention that several UF students were adding funds in excess of \$1500

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to their UF Bookstore prepaid accounts. Looney said on average, students usually add around \$300 to their accounts for books, per semester. Looney said the students added funds electronically using their Gatorlink user name and password which was unique to each student. Looney said they usually deal with approximately five "chargebacks" per year. Looney explained that chargebacks were when the card holder whose card was used to fund the student's UF Bookstore debit account disputed the charge. Looney said they received several disputes in reference to two accounts, which was highly unusual. Those two accounts were of UF students Jordan Smith and Sarita Francis (after interviewing Francis, she said the transaction included Jordan Scarlett). Looney said it caused them to flag several other accounts after they received more disputes and launched an investigation into the matter. Looney said they found similar transactions to the debit accounts of Kadeem Telfort, Antonio Callaway, Ventrell Miller, Rick Wells Jr., James Houston IV, Keivonnis Davis, and Richerd Desir-Jones. Looney said all of the students had added large amounts of funds electronically to their UF Bookstore debit accounts using one or several different credit cards that did not belong to them. Some of the students even saved the card for future charges. Looney said the students then used the funds in their UF Bookstore debit accounts to purchase items from the UF bookstore in person. Looney said most of the items purchased were electronics, including items such as laptops, iPads, and Beats head phones. Looney said some of the students mentioned that they have sold the items. Looney said since Chambers recognized the names as athletes, they contacted the University Athletic Association, Inc. (UAA) Compliance Office first. Looney said at the time they were not aware that the credit cards were stolen and the students were committing fraud.

On 7/21/17, at 1433 hours, Houston IV successfully added \$550.00 to his UF Bookstore debit account using a credit card ending in [REDACTED] (authorization # [REDACTED]) via the internet. The credit card ending in [REDACTED] used to add the funds belonged to Patrick Baxter of 845 45th Street, Oakland, CA 94608. The IP address captured for that transaction was 10.136.89.154. Patrick Baxter disputed the charge of \$550.00 as a fraudulent. We spoke to Baxter and he said he did not authorize the charge.

On the same day, 7/5/17, at 1620 hours, Houston IV went in person to the UF Bookstore and filled out a paper computer order form for an Apple iPad to which he handwrote his name, the date, phone number, home address, email address, and UFID. The purchase included an Apple iPad, 9.7 inch Retina display with Wi-Fi capabilities, 128 GB, in space grey, serial number #SDMPTPCSMHLFD for \$424.94, tax included. Houston IV signed the order form agreeing that he understood that the educationally priced merchandise cannot be re-sold for 12 months (attached).

On 8/11/17, Houston IV went to the UF Bookstore and paid \$424.94 to settle his account.

Houston IV unlawfully obtained the identifying information of Patrick Baxter to include his name, credit numbers, expiration date, security code, and billing address of the credit card ending in [REDACTED]. Houston IV used the credit card without authority or consent. Houston IV intended to defraud the victim when he used Baxter's credit card to obtain money by using it to add \$550.00 to his UF Bookstore debit account. Houston IV then used the funds in his UF Bookstore debit account to purchase an Apple iPad. Houston IV also saved Baxter's credit card on his UF Bookstore debit account for future charges.

I was contacted by his lawyer, Wayne Richards and he advised that Houston IV will not speak to us or make a statement.

Houston IV was charged with the following:

- 1 count of Fraudulent use of identity of another without consent.
- 1 count of Fraudulent use of credit card.
- 1 count of Scheme to defraud.

Other Person(s)

Person Type VICTIM	First Name STATE	Middle Name OF	Last Name FLORIDA	Suffix	Date Of Birth	Age	Race
Sex	SSN	MNI # UFPD11MNI001893	Place of Birth	Height	Weight 0	Hair	
Eyes	DL or ID Number	ID State	ID Type	Address Type			

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County	City	State	Zip	Phone Number	Extension	
Location Description						

The undersigned certifies and swears that he/she has just and reasonable grounds to believe that the above named Defendant, committed violation(s), of law, on the below date(s) and time(s), as listed in the probable cause associated with this report:

Reporting Officer

Officer Name MCCARTHY, NIKITA D.	Officer Rank OFFICER	Officer ID No 082	Sworn and subscribed before me, the undersigned authority This the <u>22</u> day of <u>September, 2017</u> DEPUTY OF THE COURT, NOTARY OR LAW ENFORCEMENT OFFICER
Officer Agency UNIVERSITY OF FLORIDA PD	Officer Signature <i>Nikita McCarty 82</i>		

Approving Supervisor

Officer Name <i>Ellen Duffly</i>	Officer Rank SGT	Officer ID No <i>26</i>	Officer Agency UFPD
Officer Signature <i>Ellen Duffly</i>			