

DISTRIBUTION: 1st WHITE - COURT 2nd WHITE - RECORDS GREEN - STATE ATTY. YELLOW - CID PINK - JAIL (Rough Arrest) GOLD - DEFENDANT (Misd.) or BLOTTER (Felony)

OBTS Number		PROBABLE CAUSE AFFIDAVIT		3		Juvenile	
Agency ORI Number FLO 5 0 0 0 0 0		Agency Name PALM BEACH COUNTY SHERIFF'S OFFICE		Agency Report Number 06 - 21-143751			
Charge Type: <input checked="" type="checkbox"/> 1. Felony <input type="checkbox"/> 3. Misdemeanor <input type="checkbox"/> 5. Ordinance Check as many <input type="checkbox"/> 2. Traffic Felony <input type="checkbox"/> 4. Traffic Misdemeanor <input type="checkbox"/> 6. Other as apply.				Special Notes:			
Defendant's Name (Last, First, Middle) CINTRON ORTIZ, GUSTAVO RAFAEL				Race W	Sex M	Date of Birth 02/14/1989	
Charge Description SOLICITATION OF A CHILD OVER COMPUTER DEVICE				Charge Description			
Charge Description				Charge Description			
Victim's Name (Last, First, Middle) [REDACTED]				Race W	Sex F	Date of Birth 09/19/2004	
Victim's Local Address (Street, Apt. Number) (City) (State) (Zip) Phone				Address Source MOTHER			
Victim's Business Address (Name, Street) (City) (State) (Zip) Phone				Occupation STUDENT			
The undersigned certifies and swears that he/she has just and reasonable grounds to believe, and does believe that the above named Defendant committed the following violation of law. The Person taken into custody... <input type="checkbox"/> committed the below acts in my presence. <input type="checkbox"/> was observed by _____ who told _____ that he/she saw the arrested person commit the below acts. <input type="checkbox"/> confessed to _____ admitting to the below facts. <input checked="" type="checkbox"/> was found to have committed the below acts, resulting from my (described) investigation.							
On the 3 RD day of MARCH, 20022 at 3:00 <input type="checkbox"/> A.M. <input checked="" type="checkbox"/> P.M. (Specifically include facts constituting cause for arrest).							

NARRATIVE:

On 01/06/2022, I received this case as a follow-up investigation in reference to several inappropriate sexual text messages sent between [REDACTED] and her volleyball coach, Gustavo Cintron Ortiz. I responded to [REDACTED] to obtain a sworn statement from [REDACTED]. The interview was audio recorded, burned onto a CD, and the CD was later placed into evidence at the Palm Beach County Sheriff's Office. The following is a brief summary of [REDACTED] statement. According to [REDACTED] she stated she knew the difference between the truth and a lie and was able to differentiate both she then stated that she promised to tell the truth during our conversation. During the conversation, [REDACTED] stated that she loved to play volleyball and that she plays for a club. She went on to add that she has a female coach, Lindsey Adams, and a male coach, Gustavo Cintron. During the interview, [REDACTED] stated that she communicates with the coaches off the field through a group chat and that Lindsey would keep in contact with her more than Gustavo. During the course of the interview, [REDACTED] stated that there had never been any inappropriate activity between any of the girls on the team. She also initially stated that she had never received inappropriate text messages from Gustavo Cintron on her cell phone. She reiterated during the interview that Gustavo never sent her inappropriate text messages on her cell phone. She stated that she is not friends with Gustavo on Instagram or SnapChat. I explained to [REDACTED] the reason I was interviewing her was because she had received sexual text messages from Gustavo and sent photographs to him through text message. [REDACTED] was adamant that she had never received sexual text messages between her and Gustavo. She went on to add that another girl named Sophia was texting Gustavo according to Emily. However, she did not know Sophia's last name. When I presented

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pictures to [REDACTED] which were taking from her cell phone, she denied that Gustavo sent her the text messages to her. She would go on to add that Gustavo asked her for a picture of herself in her spandex and she said she sent him a picture with clothes on. [REDACTED] stated that she did not send any text messages to Gustavo and that he did not send her any inappropriate sexual messages other than asking her for a picture and saying that she was "so innocent". This was the extent of [REDACTED] first statement. After speaking with [REDACTED] mother, [REDACTED] and her father, [REDACTED] provided a second statement in which she did not remember receiving text messages from Gustavo. [REDACTED] would add that the person's name listed on her cell phone was "Hunter", "Lucas", and "Gus". Initially she stated that Hunter sent her an inappropriate and not Gustavo. I was able to read several text messages between [REDACTED] and Gustavo discussing sexual content from not only Gustavo but also [REDACTED]. [REDACTED] reiterated that the text conversations were with "Hunter" and not Gustavo, however, the phone number 561-715-3356 was the same for both Gustavo and Hunter. [REDACTED] would later state that she changed the names on her phone so she would not get caught. [REDACTED] vehemently denied any sexual text message conversations with Gustavo. However, when she was confronted with the information from her father, [REDACTED] began to cry and say that she really wanted to play volleyball and that she was told not to speak about it. She would not mention who told her not to speak about the text messages. She then stated that she did not want to talk about it because she did not like it. [REDACTED] went on to add that she was alone with Gustavo at the park and they would play volley ball only. She stated that other people would be around them when she went to the park. She would go to add that she changed the names in her contact to reflect different people but it was still Gustavo she was texting. She stated she changed the names because she had always had the names in her phone listing Gustavo under several names. [REDACTED] would go through the text messages that were sent to Gustavo and denied sending any of the text messages to Gustavo. [REDACTED] would divert the conversation to not imply sending or receiving text messages from Gustavo. She also stated that Gustavo never asked her to send nude pictures of herself over text message. This is the extent of [REDACTED] second statement. [REDACTED] cell phone, iPad and iPod were taken into evidence for extraction at the Palm Beach County Sheriff's Office. A third interview was completed with [REDACTED] in which she admitted to sending and receiving several sexual text messages to Gustavo. The text messages were saved on her iPod and placed into evidence. [REDACTED] also stated that she sent Gustavo nude photographs of herself along with several nude videos of herself. I was able to view a video she sent to Gustavo and in the video, [REDACTED] was masturbating her vagina which was one of the video she said she sent to Gustavo at his request. [REDACTED] added that Gustavo made her send photos and videos and suggested that "something" would happen. However, she did not mention what the "something" was that would happen to her.

On 02/02/2022, I was able to speak with Gustavo Cintron at 2995 South Jog Road. The interview was audio and video recorded, burned onto a DVD, and the DVD was

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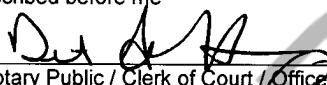
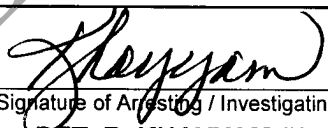
later placed into evidence at the Palm Beach County Sheriff's Office. The following is a brief summary of Gustavo's statement.

Gustavo was advised that should he not wish to speak to me, he was free to leave and not talk. However, Gustavo wished to speak with me regarding the allegation made against him. I asked Gustavo if he knew why he was there to speak with me and he responded that he was made aware of some inappropriate text messages he might have sent to one of the girls he coaches volleyball. Gustavo stated that he had been coaching volleyball for several years and had played the sport himself. He stated that he coached [REDACTED] and that the two exchanged gifts over Christmas because her family had given him a gift card with socks that he stated he liked and that [REDACTED] wanted to give to him for over a year but due to Covid, she could not give the socks to him. He said that [REDACTED] was the only person with whom he exchanged gifts with on the team. Gustavo went on to add that he had a text message group with the girls on his team and that he would often text different girls who had been receiving private volleyball lessons with him. He also stated that he had never texted any girls outside of practice to ask them to hang out with him. However, Gustavo then inquired as to why he was there to speak with the police. He stated that he had sent [REDACTED] text messages between each other. Initially, he stated he did not remember what the text messages were about but then mentioned but when asked had he ever sent inappropriate text messages on the team and he said yes. He explained the text context with another player who tore her ACL. He then mentioned that he sent [REDACTED] inappropriate sexual text messages. I asked had he ever mentioned any sexual comments in text messages and he stated yes with [REDACTED]. He went on to add that he sent "stupid things that I never should have said." He said he made it very clear with [REDACTED] that he would never do anything with her until she was eighteen years old. He wanted to be "straight up" with me and would go on to add that he sent sexually explicit text messages to [REDACTED] for which he was embarrassed. He stated that he had never done this with any other girl and that he assumed [REDACTED] was eighteen but it was later discovered that [REDACTED] would tell him that she was seventeen. [REDACTED] sent nude pictures of herself to him. Gustavo stated the pictures were with clothes off while in the shower. [REDACTED] also sent videos of herself taking off her blouse. He went on to add that he asked [REDACTED] to send him pictures of herself to which Gustavo added later in the interview that he masturbated himself to her videos. Gustavo stated that he never sent any nude pictures of himself to [REDACTED] and that he never had any sexual contact with [REDACTED]. Gustavo added that the sexual content over text started as a mutual attraction. He also stated that he had never sent any sexual text messages to any other girl on the team. He added that he and [REDACTED] had mutual interests that added to their mutual attraction. I showed Gustavo printed pictures of text messages, which have been placed into evidence at the Palm Beach County Sheriff's Office. Gustavo recalled the text messages in the photographs presented to him as the messages he and [REDACTED] sent back and forward to each other. Gustavo also verified the cell phone number (561-715-3356) within the photographs as his cell phone number. Gustavo added that he was hurt and embarrassed about the

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situation and wished that [REDACTED] parents would have said something to him about the inappropriate texting between him and [REDACTED]. This is the extent of Gustavo's statement.

Based on the information obtained in this case, I humbly request an arrest warrant be issued for Gustavo Rafael Cintron Ortiz for SOLICITING A CHILD FOR UNLAWFUL SEXUAL CONDUCT USING COMPUTER SERVICES OR DEVICES did knowingly use a computer online service, Internet service, local bulletin board service, or any other device capable of electronic data storage or transmission to seduce, solicit, lure or entice or attempt to seduce, solicit, lure or entice a child or another person believed by [REDACTED] to be a child, to commit any illegal act described in Chapter 794, relating to sexual battery; Chapter 800, relating to lewdness and indecent exposure; or Chapter 827, relating to child abuse, contrary to Florida Statute 847.0135(3)(a). (3 DEG FEL) (LEVEL 7)

Sworn and Subscribed before me	
	
Signature Notary Public / Clerk of Court / Officer (F.S.S 117.10)	Signature of Arresting / Investigating Officer
DET. A. HOFFMAN #26684	DET. R. KHAYYAM #24975
Name of Notary Public / Clerk of Court / Officer (F.S.S 117.10)	Name of Officer (Please Print)
03/03/2022	03/03/2022
Date	Date