

Adult Def PC Arrest
 Juvenile Def Application for
Warrant/Capias

AFFIDAVIT – COMPLAINT

Clerk's Case No. _____
SA Case No.(s) _____

PAGE 01 of 2

Agency ORI # **FL037275C**

1. Agency Name: Office of the Inspector General/FDC		2. Agency Report Number: 22-03286		3. Charge Type: <input checked="" type="checkbox"/> Felony <input type="checkbox"/> Misdemeanor <input type="checkbox"/> Misdemeanor w/associated felony <input type="checkbox"/> Municipal <input type="checkbox"/> County		3a. Ordinance Type: (If applicable)	
4. Date/Time of Offense: 3/2/2022-8:50 p.m.		5. Date/Time of Arrest: 3/3/2022 2:22p.m.		6. Arresting Officer: L.E. S.L. HARRIS		7. Investigating Officer: Senior Law Enforcement Inspector Stacy L. Harris	


8. Defendant's Name: (Last) Aleman		(First) Osmany		(Middle) D		ALIAS Manny		9. OBTS:	
10. Race/Sex: H/M		11. Date of Birth: 07/13/1996		12. Residence Type: <input type="checkbox"/> City <input type="checkbox"/> County <input checked="" type="checkbox"/> Florida <input type="checkbox"/> Out of State		13. Weapon Seized <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No		14. Controlled Substance Seized: <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No TYPE & QUANTITY:	
15. Height: 5-10		16. Weight: 169		17. Eye Color: Brown		18. Hair Color: Black		19. Scars, marks, tattoos, unique physical features: (Location, type & description) SC: Forearm; TT: LA – Heart, "McKenzie," TT: LA- Ying Yang	
20. Driver's License Number/State: A455644962530		21. Social Security Number: [REDACTED]		22. Residential Telephone: (850) 983-4100		23. Business Telephone:			
24. Address: (Street, Apartment Number) Blackwater River Correctional Facility		(City) Milton		(State) FL		(Zip) 32583			

25. Defendant's Name: (Last)		(First)		(Middle)		ALIAS		26. OBTS:	
27. Race/Sex:		28. Date of Birth:		29. Residence Type: <input type="checkbox"/> City <input type="checkbox"/> County <input type="checkbox"/> Florida <input type="checkbox"/> Out of State		30. Weapon Seized <input type="checkbox"/> Yes <input type="checkbox"/> No		31. Controlled Substance Seized: <input type="checkbox"/> Yes <input type="checkbox"/> No TYPE & QUANTITY:	
32. Height:		33. Weight:		34. Eye Color:		35. Hair Color:		36. Scars, marks, tattoos, unique physical features: (Location, type & description)	
37. Driver's License Number/State:		38. Social Security Number:		39. Residential Telephone:		40. Business Telephone:			
41. Address: (Street, Apartment Number)		(City)		(State)		(Zip)			

42. Defendant's Name: (Last)		(First)		(Middle)		ALIAS		43. OBTS:	
44. Race/Sex:		45. Date of Birth:		46. Residence Type: <input type="checkbox"/> City <input type="checkbox"/> County <input type="checkbox"/> Florida <input type="checkbox"/> Out of State		47. Weapon Seized <input type="checkbox"/> Yes <input type="checkbox"/> No		48. Controlled Substance Seized: <input type="checkbox"/> Yes <input type="checkbox"/> No TYPE & QUANTITY:	
49. Height:		50. Weight:		51. Eye Color:		52. Hair Color:		53. Scars, marks, tattoos, unique physical features: (Location, type & description)	
54. Driver's License Number/State:		55. Social Security Number:		56. Residential Telephone:		57. Business Telephone:			
58. Address: (Street, Apartment Number)		(City)		(State)		(Zip)			

59. Charge Description: (# 1) Aggravated Battery of a Law Enforcement Officer		60. Statute or Ordinance Number: 784.07(2)(d)		<input checked="" type="checkbox"/> F.S. <input type="checkbox"/> Ord.	
61. Charge Description: (# 1) Possession of a Contraband in a State Correctional Institution		62. Statute or Ordinance Number: 944.47(1)(c)		<input checked="" type="checkbox"/> F.S. <input type="checkbox"/> Ord.	
63. Charge Description: (# 1)		64. Statute or Ordinance Number:		<input type="checkbox"/> F.S. <input type="checkbox"/> Ord.	

65. Victim's Name: (If business, list legal business name) (Last) [REDACTED]		(First) [REDACTED]		(Middle)		66. Race/Sex [REDACTED]		67. Date of Birth: [REDACTED]		68. Telephone Number: [REDACTED]	
69. Contact Person if victim is deceased, a minor child, or business: (Last)		(First)		(Middle)		70. Race/Sex		71. Date of Birth:		72. Telephone Number:	
73. Address: (Street, Apartment Number) Blackwater River Correctional Facility 5914 Jeff Ates Rd.		(City) Milton		(State) Florida		(Zip) 32583		74. Secondary Phone Number:			

75. Victim Notification of Arrest: NOTIFIED BY: _____ DATE: _____ TIME: _____						76. Information Given: <input type="checkbox"/> Victim Rights Card <input type="checkbox"/> App. Info <input type="checkbox"/> Arrest Info <input type="checkbox"/> Domestic <input type="checkbox"/> Viol. Info					
77. Physical Evidence collected in this case? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No				78. Witness Statements taken in this case? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No				79. I certify that all of the above information is true and correct to the best of my knowledge and is page 1 of a 3 page affidavit/complaint.			
Evidence Custodian's Name: Inspector William Hopkins				Person responsible for statements: Sr. Inspector S. L. Harris				 Senior Inspector Stacy L. Harris Type or print Complainant name			

Adult Def PC Arrest
 Juvenile Def Application for
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AFFIDAVIT – COMPLAINT (PROBABLE CAUSE NARRATIVE)

Clerk's Case No. _____

SA Case No.(s) _____

Agency ORI # FL037275C

80. Agency Name: Office of the Inspector General/FDC	81. Agency Report Number: 22-03286	82. Date/Time of Arrest: 3/3/2022 2:22p.m.	83. Investigating Officer: Lead Senior Law Enforcement Inspector Stacy L. Harris
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84. NARRATIVE OF THE FACTUAL BASIS FOR PROBABLE CAUSE: The undersigned certifies and swears that he/she has just and reasonable grounds to believe that the heretofore named defendant did commit the violations of law as stated above and the factual basis for this belief is as follows:

Your Affiant is Lead Senior Inspector Stacy L. Harris of the Office of the Inspector General, Florida Department of Corrections.

Your Affiant has probable cause to believe that on March 2, 2022, at approximately 8:50 p.m., Inmate Osmany Aleman, DC #R81268 (*Inmate Aleman*), did commit the criminal offenses of Aggravated Battery on a Law Enforcement Officer, in violation of s. 784.07(2)(d), Fla. Stat.; and Possession of Contraband (to-wit: a homemade weapon) in a State Correctional Institution, in violation of s. 944.47(1)(c), Fla. Stat., when he, while in the custody of the Florida Department of Corrections and while housed at Blackwater River Correctional Facility (*BWRCF*), a privately run state correctional facility, in Milton, Santa Rosa County, Florida, did unlawfully and without authorization possess a deadly weapon and did intentionally use the deadly weapon to do violence to [REDACTED] a correctional officer engaged in the lawful performance of his duties.

On March 2, 2022, Senior Inspector Stacy L. Harris reviewed the recorded video footage of [REDACTED] Dormitory housing unit at BWRCF and observed the following:

(NOTE: All times are approximate and notated on Central Standard Time)

8:44 p.m. [REDACTED] and Officer Derrick Haush (*Officer Haush*) enter [REDACTED] as inmates are returning to their assigned cells in preparation [REDACTED] Inmate Aleman is seen exiting cell [REDACTED] and walk to the [REDACTED] of the wing. Inmate Aleman is seen walking back and forth toward and then away from the officers.

8:46 p.m. Inmate Aleman goes upstairs and enters his assigned cell, [REDACTED] and pulls the door partially closed.

8:48 p.m. [REDACTED] walks upstairs to [REDACTED] on the upper tier and as he arrived at the top tier, Inmate Aleman exits his cell and quickly moves toward [REDACTED] and begins to strike [REDACTED] with a homemade weapon, which was identified as a metal, combination lock tied to the end of two laundry bags. Inmate Aleman forces [REDACTED] to the floor of the upper tier and continues to strike [REDACTED] about the head and body with the homemade weapon until [REDACTED] is able to kick Inmate Aleman away. Inmate Aleman runs past Officer Haush and down the stairs to the lower tier. Officers [REDACTED] and Haush go to the lower tier and Inmate Aleman continues to run back and forth from the rear to the front of the wing, avoiding Officers [REDACTED] and Haush until other officers arrive to assist and use chemical agents and physical force to place Inmate Aleman onto the ground in a prone position where he was then secured in restraints. Officer Haush witnessed [REDACTED]

The weapon was recovered by security staff and secured by Senior Inspector Harris as evidence.

[REDACTED]

On March 3, 2022, at approximately 1:10 a.m., [REDACTED] returned to the Facility where Senior Inspector Harris obtained photographs of [REDACTED] Due to [REDACTED] he was unable to provide a sworn, victim's statement at this time.

On March 3, 2022, at approximately, 3:30 a.m., in a sworn recorded interview, Officer Haush indicated he witnessed Inmate Aleman exit his assigned cell, [REDACTED] move towards [REDACTED] and begin to strike [REDACTED] about the head and body with a homemade weapon, a lock tied to the end of two laundry bags, until [REDACTED] was able to "kick" Inmate Aleman away from him. Officer Haush witnessed Inmate Aleman run down the stairs and continued to refuse all orders to submit to hand restraints until additional officers arrived to assist and applied chemical agents to the person of Inmate Aleman, then placed him in a prone position on the floor where Inmate Aleman was then secured in restraints. (*This statement is consistent with the above review of the video footage of this incident.*)

On March 3, 2022, at approximately 4:41 a.m., Senior Inspector Stacy L. Harris and BWRCF Investigator Christopher Smith (*Investigator Smith*) attempted to obtain a sworn, post Miranda statement from the subject, Inmate Osmany Aleman; however, Inmate Aleman invoked his rights and refused to provide a statement. Inmate Aleman then stated, "Just take me to the Judge so I can start my time!"

On March 3, 2022, at approximately 4:44 a.m., Senior Inspector Harris and Investigator Smith attempted to obtain a sworn, recorded statement from Inmate Terrell Dubose, DC #C04327 (*Inmate Dubose*). Although Inmate Dubose refused to provide a recorded statement, he advised "around [REDACTED]" Inmate Aleman was not in the "room" (*cell*) initially after the time he should have been in preparation [REDACTED]. Inmate Dubose advised Inmate Aleman "rushed into the cell" and stated, "This ain't for you, this ain't for you. This is for the officer," while holding his hands in the front of his pants. Inmate Aleman then left the cell. Inmate Dubose did not see a weapon in Inmate Aleman's hands, and was not able to see the attack on [REDACTED] from his position inside his cell, [REDACTED] Inmate Dubose advised Inmate Aleman "smoked K2 all the time and owed a lot of people a lot of money and didn't want to go out like a bitch because of his gang brothers" and that was why Inmate Aleman attacked the officer.

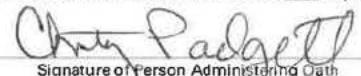
Your Affiant respectfully submits probable cause, based on witness statements, evidence collected, as well as fixed wing video footage, has been established to conclude that Inmate Osmany Aleman, DC #R81268 did commit the criminal offenses of Aggravated Battery on a Law Enforcement Officer, specifically at Blackwater River Correctional Facility located in Santa Rosa County, Milton, Florida, in violation of s. 784.07(2)(d), Fla. Stat., and Possession of Contraband inside a State Correctional Institution (to-wit: a homemade weapon), specifically at Blackwater River Correctional Facility located in Santa Rosa County, Milton, Florida, in violation of s. 944.47(1)(c), Fla. Stat.



85. The undersigned, being duly sworn, states that the foregoing information contained in an affidavit consisting of 3 pages is true and correct to the best of his/her knowledge

Sworn to and subscribed before me this 3rd day of March, 2022


Signature of Officer/Complainant


Signature of Person Administering Oath

Personally Known Other Identification

Seal ID Type

Senior Inspector Stacy L. Harris 35014
Officer/Complainant's Name (Printed) ID Number



Christy Padgett
Notary Public
State of Florida
Comm# HH007887
Expires 6/20/2024

87. Adult's Relation to Juvenile Defendant: <input type="checkbox"/> Parent <input type="checkbox"/> Legal Guardian <input type="checkbox"/> Other		88. Adult's Name: (Last)		(First)	(Middle)
89. Address: (Street, Apartment Number) (City) (State) (Zip)			90. Residential Phone:		91. Business Phone
92. Notified By: (Name)			93. Date/Time:		94. Notification Method: <input type="checkbox"/> Person <input type="checkbox"/> Telephone
95. Law Enforcement Disposition of Juvenile Contact: (Check one and complete release data)		Transferred to <input type="checkbox"/> Secure Detention		Released to <input type="checkbox"/> HRS Intake Officer, not detained	
Release Date: _____ Release Time: _____ Released to (Name): _____		Processed within the agency and released <input type="checkbox"/> to other than HRS			