

**STATE OF FLORIDA
DEPARTMENT OF CORRECTIONS
AFFIDAVIT VIOLATION OF PROBATION**

FILED

Docket #: 1700526
DC#: 503334
NAME: **DARREL D. HARVEY**
Judge/Division: STEPHEN EVERETT

2021 JUN -3 A 11:47

C-00
GWEN MARSHALL
CLERK OF COURT
LEON COUNTY, FLORIDA

Before me this day personally appeared AMY RODRIGUEZ who, being first duly sworn, says that **DARREL D. HARVEY**, hereinafter referred to as the offender was sentenced in accordance with the provisions of Chapter 948, Florida Statutes, as follows:

Offense Date	Offense	Sentence Date	County	Case Number	Supervision Length
02/12/2017	TRVL MEET WWW FS 794,800,827	06/14/2018	LEON	1700526	005Y 00M 00D

Affiant states that the offender was instructed on the conditions of Sex Offender Probation on 12/07/2020 by Officer Andrea Murray.

Affiant further states that the offender has not properly conducted himself, but has violated the conditions of his Sex Offender Probation in a material respect by:

Violation of Condition (30) of the Order of Probation, by accessing the Internet or other computer services until a qualified practitioner in the offender's sex offender treatment program, after a risk assessment is completed, approves and implements a safety plan for the offender's accessing or using the Internet or other computer services, and as grounds for belief that the offender violated his probation, Officer Rodriguez states that on 05/22/2021 the offender was found to be accessing the Internet or other computer services, to wit: Netflix, as evidenced by the tv in the offenders bedroom on and displaying Netflix previews on 05/22/2021.

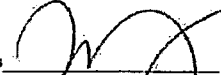
Under penalties of perjury, I declare that I have read the foregoing document and that the facts stated in it are true.



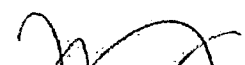
Officer, AMY RODRIGUEZ

THIS AFFIDAVIT MUST BE NOTARIZED OR ATTESTED TO UNDER S. 117.10 OR 92.50, Florida Statutes

Sworn to and subscribed before me this 28th of May, A.D. 2021 by Amy Rodriguez, who is personally known to me.

Signature of Attesting Officer Under S. 117.10, Florida Statutes 

Title: CPSS OR Notary Public 

State of Florida at Large for Leon County
Approved by supervisor:  Date: 5/28/21
TAMERA L. QUINN
NOTARY PUBLIC
STATE OF FLORIDA
Comm# GG930263
Expires 11/24/2023

STATE OF FLORIDA
DEPARTMENT OF CORRECTIONS
VIOLATION REPORT

Date: 05/27/2021
To: Honorable Judge STEPHEN EVERETT
NAME: DARREL D. HARVEY
Circuit: TALLAHASSEE NORTH
Case No: 1700526
Scheduled Termination Date: 12/06/2025

Mandatory Retaking From: _____
From: RODRIGUEZ, AMY
DC NO: 503334
UC No:

Warrant requested

REQUESTING

Non-Compliance with Conditions

TYPE OF REPORT

Current Address

LOCATION
2801 CHANCELLORSVILLE DR Unit 1004
TALLAHASSEE, FL 32312

2021 JUN -3 A 11:47
C-08
CERN MARSHALL
CLERK & CONTROLLER
LEON COUNTY, FLORIDA

FILED

1) HOW VIOLATION OCCURRED:

Violation of Condition (30) of the Order of Probation, by accessing the Internet or other computer services until a qualified practitioner in the offender's sex offender treatment program, after a risk assessment is completed, approves and implements a safety plan for the offender's accessing or using the Internet or other computer services, and as grounds for belief that the offender violated his probation, Officer Rodriguez states that on 05/22/2021 the offender was found to be accessing the Internet or other computer services, to wit: Netflix, as evidenced by the tv in the offenders bedroom on and displaying Netflix previews on 05/22/2021.

CIRCUMSTANCE: On 05/22/2021 this officer along with Officers Henry Abarca and Temara Cook conducted a routine search of the offender's residence. Upon entering the offender's bedroom, the tv was on and displaying Netflix previews. A review of the offenders tv showed that a Netflix account was signed onto the tv in the offender's bedroom. The offender was the only person home and the only person occupying his bedroom where the tv was at. The offender states his adult son purchased internet service for himself for the times when he comes to the offender's home to do school work and watch tv. This officer instructed the offender not to have access to the internet. On 05/24/2021, this officer followed up and went back to the offender's home and after a review of the tv connection the internet was still connected to the tv allowing the offender to have access to the tv by way of the internet. This officer instructed the offender if he wants to watch tv he needs to get a basic tv service that does not require internet to watch.

Note that according to the court records the offender is not to have any access to the internet or other computer services until its approved by a qualified sexual offender treatment provider and may access the internet for work purposes only.

2) OFFENDER STATEMENT:

The offender stated his adult son has purchased the internet in his name for the when he is at the home doing his school work and his son set it up on the tv.

3) HISTORY OF SUPERVISION:

Current Community Supervision History:

Offense Date	Offense	Sentence Date	County	Case Number	Supervision Length
02/12/2017	TRVL MEET WWW FS 794,800,827	06/14/2018	LEON	1700526	005Y 00M 00D

Prior Community Supervision History:

Offense Date	Offense	Sentence Date	County	Case Number	Supervision Length
12/10/1986	POSS. FORGED/STOLEN LICE	05/13/1987	HILLSBOROUGH		000Y 18M 00D

PRIOR VIOLATION OF SUPERVISION:

Date of Violation	Type of Violation	Date of Disposition	Disposition of Violation
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NO PRIOR VIOLATION OF SUPERVISION

RESIDENCE: X STABLE ___ UNSTABLE ___ ABSCONDED

2801 CHANCELLORSVILLE DR UNIT 1004 TALLAHASSEE, FL 32312

Resides with: ALONE

EMPLOYMENT: UNEMPLOYED

NO EMPLOYMENT HISTORY

RESTITUTION:

Case Number	Payee Name	Original Obligation	Current Balance	Last Payment Amount	Last Payment Date
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NO RESTITUTION ORDERED

COURT COSTS/FINES:

Case Number	Payee Name	Original Obligation	Current Balance	Last Payment Amount	Last Payment Date
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NO COURT COSTS/FINES ORDERED

OTHER:

Payee Name	Original Obligation	Current Balance	Last Payment Amount	Last Payment Date
COST OF SUPERVISION	\$3000.00	\$2700.00	\$50.00	12/19/2020
SURCHARGE	\$120.00	\$108.00	\$2.00	12/19/2020

PUBLIC SERVICE WORK:

Monthly minimum	Hours Required	Hours Ordered	Hours Worked	Hours Remaining
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NO PUBLIC SERVICE HOURS ORDERED

TREATMENT STATUS:

(Summary of offender's current and prior participation in treatment, educational, and vocational programs):

Treatment Date	Program Description	Termination Date	Status	Termination Reason
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12/22/2020 SEX OFFENDER TREATMENT

** According to Barry Jones at Better Brain Care the offender decided to stop going to treatment with him because Mr. Jones requires offenders to admit to the charges as part of treatment and if they do not admit then Mr. Jones requires a polygraph be conducted at the expense of the offender. The offender filed a formal grievance with the department regarding this. The offender states since a polygraph was not orally pronounced then he should not be required to pay for one. **

STATUS OF OTHER SPECIAL CONDITIONS:

Case Number	Special Condition	Begin Date	Due Date	End Date	Status
1700526	NO COMPUTER SVC OR INTERNET	12/07/2020	12/06/2025		IN VIOLATION
1700526	SUBMIT TO SEARCH	12/07/2020	12/06/2025		NOT COMPLETED
1700526	NO CONTACT W/MINORS	12/07/2020	12/06/2025		NOT COMPLETED
1700526	SEX OFFENDER EVALUATION	12/07/2020	12/06/2025		NOT COMPLETED
1700526	SEX OFFENDER TREATMENT PROGRAM	12/07/2020	12/06/2025		NOT COMPLETED
1700526	NO PORNOGRAPHIC MATERIAL	12/07/2020	12/06/2025		NOT COMPLETED
1700526	NO UNAPPROVED VISITING SCHOOLS	12/07/2020	12/06/2025	12/31/9999	NOT COMPLETED
1700526	NO COSTUMES OR DISTRIBUT CANDY	12/07/2020	12/06/2025	12/31/9999	NOT COMPLETED

4) RECOMMENDATION:

This officer is respectfully requesting a Warrant for Arrest be issued for this offender.

The offender was sentenced on 6/14/2018 to 36 months prison followed by 5 years sex offender probation for Traveling to Meet a Minor. On 12/07/2020 sex offender probation commenced.

This officer believes the offender is trying to circumvent internet use by having his son purchase the internet service at his home.

If found guilty this officer recommends the offender serve thirty (30) days in county jail, polygraphs be orally pronounced, and the offender to be ordered to complete sex offender treatment with Barry Jones at Better Brain Care and pay for all polygraphs required to complete sex offender treatment with Better Brain Care.

This officer reviewed the most recent Criminal Punishment Code Scoresheet which indicates 22.80 lowest permissible prison sentence in months and 20 maximum sentence in years.

The foregoing is true and correct to the best of my knowledge and belief.

AMY RODRIGUEZ, Officer

APPROVED: MYCHARA JOHNSON, Supervisor

Date

5/28/21



Account Number
8535 10 168 3708781

Billing Date
May 15, 2021

Services From
May 19, 2021 to Jun 18, 2021

Page
1 of 3

Hello Nickolas Harvey,

Thank you for choosing Xfinity from Comcast.

Your bill at a glance
For 2801 CHANCELLORSVILLE DR, APT 1004, TALLAHASSEE, FL, 32312-4822

Previous balance		\$70.00
Credit card payment - thank you	May 01	-\$70.00
Balance forward		\$0.00
Regular monthly charges	Page 3	\$30.00
One-time charges	Page 3	\$6.00
Taxes, fees and other charges		\$0.00
New charges		\$36.00

Amount due \$36.00

Your bill explained

- Your one-time charges are \$6.00 due to Reactivation - Internet charge(s).
- This page gives you a quick summary of your monthly bill. A detailed breakdown of your charges begins on page 3.
- Go to xfinity.com/myaccount to enroll in automatic payments and paperless billing to receive a \$10 monthly discount on your bill.



Thanks for paying by Automatic Payment
Your credit card payment of \$36.00 will be applied on Jun 06, 2021.

Need help?
Visit xfinity.com/customersupport or see page 2 for other ways to contact us.

Detach the bottom portion of this bill and enclose with your payment Please write your account number on your check or money order

Do not include correspondence with payment

Account number	8535 10 168 3708781
Automatic payment	Jun 06, 2021
Please pay	\$36.00
Credit card payment will be applied Jun 06, 2021	




141 NW 16TH ST
POMPANO BEACH FL 33060-5250
85359900 NO RP 15 20210515 YNNNNNNN 0004385 0024

NICKOLAS HARVEY
2801 CHANCELLORSVILLE DR
APT 1004
TALLAHASSEE, FL 32312-4822



COMCAST
PO BOX 71211
CHARLOTTE NC 28272-1211



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