

**Orange County ICJIS Arrest Affidavit**

Arrested  At-Large  JRA

Document #: 910798

Division #: AGA

Court Case #: 48-2020-CF-009247-A-O

Document Date: 08/02/2020

Location of Defendant Vehicle:	Date-Time Booked: 08/02/2020 04:29	Agency Case Number: 20-55629
(ORI) : FL0480000	Agency Name: ORANGE COUNTY SHERIFF'S OFFICE	FCIC/NCIC Check: <input checked="" type="checkbox"/>
Address of Arrest: 2500 W COLONIAL DR		Date-Time of Arrest: 08/02/2020 03:30

<b>DEFENDANT</b>	Adult <input checked="" type="checkbox"/> Juvenile <input type="checkbox"/>	Jacket Number:	Inmate Number: 20016931	Language: ENGLISH
NAME (L,F,M): <b>RODRIGUEZ, KELVIS</b>	A.K.A.:		Race: W	Sex: M
DOB: 11/10/1982	Age: 37			

Height: 5'09"	Weight: 250	Hair: BLK	Eyes: BRO	POB City: UNKNOWN	POB State: MA	POB Country: US
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RES Street#: 9201 VENTANA LN	Citizenship: US
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City: ORLANDO	State: FL	Zip: 32825	Home Phone:	Other Phone: (407) 953-2733
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Scars/Tattoos:	Ethnicity: HISPANIC
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Driver's License/ State ID No: R362-500-82-410-0	State: FL	Year Expires: 2025	SSN #: [REDACTED]
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Business and Occupation:	Bus Phone:
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Bus Street#:	City:	State:	Zip:
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Next of Kin Name:	Phone:
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Next of Kin Street #:	City:	State:	Zip:
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<b>AGGRAVATORS:</b>	Firearm <input checked="" type="checkbox"/>	Weapon <input type="checkbox"/>	Mask <input type="checkbox"/>	Vest <input type="checkbox"/>	Convicted Sex Batterer <input type="checkbox"/>	Hate Crime <input type="checkbox"/>	Special Victim: <input type="checkbox"/>	Domestic Violence? <input type="checkbox"/> N
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<b>OFFENSES:</b>	Felony <input checked="" type="checkbox"/>	Misd. <input type="checkbox"/>	ORD. <input type="checkbox"/>	Traffic <input type="checkbox"/>	Out of County <input type="checkbox"/>	Court Location: CIRCUIT	Originating State/County: /
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No.	GOC Code	Description	Count	Bond Amt \$ / Status	FSS/ORD	FDLE Rec#	Drug Name	Citation Number
1		FIRST DEGREE MURDER WITH A FIREARM 782.04(1)(A)(1)-1	1	0.00 / NOBOND	782.04.1a1	2535		
2		DESTRUCTION OF EVIDENCE 918.13(1)(A)-1	1	150.00	918.13.1a	8703		
3		POSSESSION OF FIREARM BY CONVICTED FELON 790.23-9	1	150.00	790.23.1a	2674		

DCF Notified? <input type="checkbox"/> N	By Whom? _____	On Probation? <input type="checkbox"/> N	Miranda Warning? <input checked="" type="checkbox"/> Y	By Whom? MANDARANOMICHAEL	Invoked? <input type="checkbox"/> N
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Sworn to (or affirmed) and subscribed before me by means of  physical presence or  online notarization this \_\_\_\_\_ day of \_\_\_\_\_ year \_\_\_\_\_ by SEE ATTACHED JURAT

I swear or affirm the above statements are correct and true (407) 254-7000

Officer's Signature: SEE ATTACHED JURAT MANDARANO, MICHAEL / 4788

Officer's Bus. Phone No. \_\_\_\_\_

Officer's Name/ID \_\_\_\_\_

Notary Public <input type="checkbox"/>	Law Enforcement or Corrections Officer <input type="checkbox"/>
Personally Known <input type="checkbox"/>	Produced Identification <input type="checkbox"/>
Type of Identification _____	

**Notice to Defendant Regarding Social Security Number:** This Law Enforcement Agency has collected your social security number (SSN) as required by FSS 119.071. This agency will use it for the purpose of confirming your identity, and sharing it with other governmental agencies to identify records linked to that SSN. This collection and use of your SSN is required by this agency to fulfill its lawful duties and responsibilities.

Notary Signature _____	Notary Name _____	Notary Commission # / Exp. Date _____
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Court Case #: 48-2020-CF-009247-A-O

Defendant's Name RODRIGUEZ, KELVIS

Agency Case Number: 20-55629

NARRATIVE: The undersigned has probable cause to believe the above-named defendant on the 01 of August 2020 at 19:31 at 7623 E COLONIAL DR (Zone: 23) in Orange County did

On August 1, 2020, at approximately 1931 hours, the Orange County Sheriff's Office Communications Center received a 9-1-1 call which indicated an individual had been shot at 7623 East Colonial Drive, Orlando, Florida 32807 (Burger King). After deputies arrived, they located the victim, Desmond Joshua, Jr., on his back in the parking lot suffering from a single gunshot wound [REDACTED]. Desmond Joshua, Jr. was transported to 7727 Lake Underhill Road, Orlando, Florida 32822 (AdventHealth East Orlando) where he was pronounced deceased. The scene was secured by Sector II patrol deputies and Corporal Michael Mandarano was notified of the homicide. At 2120 hours, he arrived at the scene and took over as the lead detective. At that time, it was learned Desmond Joshua, Jr. was an employee of the Burger King and had started his employment there on July 30, 2020. Prior to the shooting, the victim was working in the drive-through line at the restaurant. At about 1916 hours, [REDACTED]

[REDACTED]

[REDACTED] esmond Joshua, Jr. and the unidentified male in a physical fight, which eventually led to Desmond Joshua, Jr. being placed into a headlock. The physical fight appeared to be coming to an end and the subject recording runs back into the restaurant while stating, " Yo, did she really pull out a gun, bro? " At that time, Corporal Michael Mandarano met with the [REDACTED] of the Burger King, witness [REDACTED]. He stated the drive-through was backed-up and the customers were waiting for a long time as a result. One customer, who [REDACTED] described as a white female wearing a gray tank top and colorful shorts, was the driver and was particularly irate. He stated the female exited the vehicle and continued yell and threatened to bring her " man " to the restaurant. As a result, [REDACTED] refunded the subject and told her to leave. [REDACTED] said the female parked the black sedan and remained in the parking lot for approximately five (5) minutes, left for two (2) minutes, and then returned with a white work truck, which was being driven by an unidentified white male. [REDACTED] said the driver of the vehicle demanded to fight Desmond Joshua, Jr. During the fight, the male placed Desmond Joshua, Jr. into a headlock and began to choke him, which was corroborated by the aforementioned cellular phone video. As a result, [REDACTED] said he attempted to pull the arms of the male off Desmond Joshua, Jr. in an effort to break-up the fight, which was successful and the pair disengaged from one another. At that time, [REDACTED] saw the unidentified white male arm himself with a handgun, enter the driver's seat of the white truck, lower the window, and overheard him state, " You got two seconds before I shoot you. " Shortly thereafter, [REDACTED] heard and shot and saw Desmond Joshua, Jr. fall to the ground in the parking lot. The white truck and black sedan fled the scene. [REDACTED] subsequently called 9-1-1. He also stated he would recognize the subjects if he were to see them again. During the interview with [REDACTED] Orange County Sheriff's Office Deputies located the suspect's white truck and black sedan at 9201 Ventana Lane, Orlando, Florida 32825. Deputies also located who they believed to be the female involved in the incident, Ashley Mason. A short time later, the male suspect, later identified as Kelvis Rodriguez, arrived at the home in a Honda Pilot. The white pickup truck was identified as a 2017 Chevrolet with a "SGL" insignia on the side. The black sedan was identified as a 2014 Honda Accord. Corporal Michael Mandarano conducted two show-ups with [REDACTED]; the first being with Kelvis Rodriguez and the second being with Ashley Mason. [REDACTED] identified both individuals and stated the male was the person who shot Desmond Joshua, Jr. and the female was the woman in the drive-through line prior to the shooting, to whom he refunded the \$40. [REDACTED] provided a sworn audio-recorded statement. Both subjects were then detained and transported to 2500 West Colonial Drive, Orlando, Florida 32804 (Orange County Sheriff's Office Central Operations Center) for interviews. After collecting basic biographical information from Ashley Mason, she was read her Miranda Warnings from an agency-issued Miranda Card, which she stated she understood. The following is a brief synopsis of the audio and video-recorded interview with Ashley Mason: [REDACTED]

Sworn to (or affirmed) and subscribed before me by means of  physical presence or  online notarization this \_\_\_ day of \_\_\_ year \_\_\_ by SEE ATTACHED JURAT Notary Public  Law Enforcement or Corrections Officer  Personally Known  Produced Identification  Type of Identification \_\_\_\_\_

I swear or affirm the above statements are correct and true (407) 254-7000 Officer's Bus. Phone No. Officer's Signature SEE ATTACHED JURAT MANDARANO, MICHAEL / 4788 Officer's Name/ID

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[REDACTED]

Corporal Michael Mandarano then met with Kelvis Rodriguez for the purposes of conducting an interview. After collecting basic biographical information, Kelvis Rodriguez was read his Miranda Warnings from and agency-issued Miranda Card. The following is a brief synopsis of the audio and video-recorded interview:

[REDACTED]

Kelvis Rodriguez never called 9-1-1 after the shooting. A record's check of Kelvis Rodriguez' name revealed he was a convicted felon. Based on the information gained during the investigation, the following is true: 1. Desmond Joshua, Jr. is dead 2.The death was caused by the criminal act of Kelvis Rodriguez. 3.There was a premeditated killing of Desmond Joshua, Jr. as evidenced by the defendant's statement of, [REDACTED] 4.The defendant destroyed evidence (the firearm used to murder Desmond Joshua, Jr.) by dismantling it and placing it in a location which cannot be located. 5.The defendant, a convicted felon, possessed a firearm as evidenced by the projectile he admittedly fired striking Desmond Joshua, Jr. in the chest, an injury which resulted in his death. As a result, Corporal Michael Mandarano as probable cause to charge Kelvis Rodriguez with First Degree Murder with a Firearm (FSS 782.04(1)(A)(1)-1), Destruction of Evidence (FSS 918.13(1)(A)-1), and Possession of a Firearm by a Convicted Felon (FSS 790.23-9).

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