



VS.

Magisterial District Number: 23-3-05

DEFENDANT:

(NAME and ADDRESS):

BRIAN K STRAND
MDJ: Hon. 2739 BERNVILL ROAD
Address: LEESPORT, PA 19533
Telephone: (610) 916-4496

RAPHAEL E PEREZ-RODRIGUEZ
First Name Middle Name Last Name
823 E 22ND STREET
PATERSON NJ UNITED STATES 07515

NCIC Extradition Code Type

- 1-Felony Full
- 2-Felony Ltd.
- 3-Felony Surrounding States
- 4-Felony No Ext
- 5-Felony Pend.
- 6-Felony Pend. Extradition Determ.
- A-Misdemeanor Full
- B-Misdemeanor Limited
- C-Misdemeanor Surrounding States
- D-Misdemeanor No Extradition
- E-Misdemeanor Pending
- F-Misdemeanor Pending Extradition Determ.

DEFENDANT IDENTIFICATION INFORMATION

Docket Number CR123-20	Date Filed 07/29/20	OTN/LiveScan Number U 897733-4	Complaint/Incident Number DA-20-1269	Request Lab Services? <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO
GENDER <input checked="" type="checkbox"/> Male <input type="checkbox"/> Female	DOB 2/11/1991	POB MANHATTAN, NEW YORK	Add'l DOB	Co-Defendant(s) <input type="checkbox"/>
AKA RAPHAEL		Middle Name E.		Last Name PEREZ
RACE <input checked="" type="checkbox"/> White <input type="checkbox"/> Asian <input type="checkbox"/> Black <input type="checkbox"/> Unknown	Native American			
ETHNICITY <input checked="" type="checkbox"/> Hispanic <input type="checkbox"/> Non-Hispanic	Unknown			
HAIR COLOR <input type="checkbox"/> GRY (Gray) <input checked="" type="checkbox"/> BLK (Black) <input type="checkbox"/> BLN (Blonde / Strawberry)	<input type="checkbox"/> RED (Red/Aubn.)	<input type="checkbox"/> SDY (Sandy)	<input type="checkbox"/> BLU (Blue)	<input type="checkbox"/> PLE (Purple)
<input type="checkbox"/> ONG (Orange)	<input type="checkbox"/> WHI (White)	<input type="checkbox"/> XXX (Unk/Bald)	<input type="checkbox"/> GRN (Green)	<input type="checkbox"/> PNK (Pink)
EYE COLOR <input type="checkbox"/> BLK (Black) <input type="checkbox"/> HAZ (Hazel)	<input type="checkbox"/> BLU (Blue)	<input checked="" type="checkbox"/> BRO (Brown)	<input type="checkbox"/> GRN (Green)	<input type="checkbox"/> GRY (Gray)
<input type="checkbox"/> MAR (Maroon)	<input type="checkbox"/> PNK (Pink)	<input type="checkbox"/> MUL (Multicolored)	<input type="checkbox"/> XXX (Unknown)	
DNA <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO	DNA Location			
FBI Number	MNU Number	WEIGHT (lbs.) 180		
Defendant Fingerprinted: <input type="checkbox"/> YES <input type="checkbox"/> NO	Ft HEIGHT In. 6 4			
Fingerprint Classification:				
DEFENDANT VEHICLE INFORMATION				
Plate #	State	Hazmat <input type="checkbox"/>	Registration Sticker (MM/YY)	Comm'l Veh. Ind. <input type="checkbox"/>
VIN	Year	Make	Model	School Veh. <input type="checkbox"/>
		Style	Color	Oth. NCIC Veh. Code
				Reg. same as Def. <input type="checkbox"/>

Office of the attorney for the Commonwealth Approved Disapproved Because: _____

(The attorney for the Commonwealth may require that the complaint, arrest warrant affidavit, or both be approved by the attorney for the Commonwealth Prior to filing. See Pa.R.Crim.P. 507.)

Dennis J. Skayhan
(Name of the attorney for the Commonwealth)

Dennis Skayhan
(Signature of the attorney for the Commonwealth)

7/27/2020
(Date)

I, **IVAN MARTINEZ / Brett Forry**
(Name of the Affiant) **15346 018**
PSP/MPOETC - Assigned Affiant ID Number and Badge #

of **Berks County DA's Office**
(Identify Department or Agency Represented and Political Subdivision) **PA006013A**
(Police Agency ORI Number)

do hereby state: (check appropriate box)

1. I accuse the above named defendant who lives at the address set forth above
 I accuse the defendant whose name is unknown to me but who is described as _____

I accuse the defendant whose name and popular designation or nickname are unknown to me and whom I have therefore designated as John Doe or Jane Doe
with violating the penal laws of the Commonwealth of Pennsylvania at **[204] Bern Township**
(Subdivision Code) (Place-Political Subdivision)

8 TULLY LANE READING, PA 19601 / 100BLK. NORTH 3RD STREET, READING, PA

in **BERKS** County [**06**] on or about **Between 07/15/2020 and 07/16/2020**
(County Code) (Offense Date)



POLICE CRIMINAL COMPLAINT

Docket Number: CR123-20	Date Filed: 07/29/2020	OTN/LiveScan Number 11807733-4	Complaint/Incident Number DA-20-1269
Defendant Name	First: RAPHAEL	Middle: E	Last: PEREZ-RODRIGUEZ

The acts committed by the accused are described below with each Act of Assembly or statute allegedly violated, if appropriate. When there is more than one offense, each offense should be numbered chronologically.

(Set forth a *brief* summary of the facts sufficient to advise the defendant of the nature of the offense(s) charged. A citation to the statute(s) allegedly violated, without more, is not sufficient. In a summary case, you must cite the specific section(s) and subsection(s) of the statute(s) or ordinance(s) allegedly violated.

<input checked="" type="checkbox"/> Inchoate Offense	<input type="checkbox"/> Attempt 18 901 A	<input type="checkbox"/> Solicitation 18 902 A	<input type="checkbox"/> Conspiracy 18 903	Number of Victims Age 60 or Older _____
--	--	---	---	---

<input checked="" type="checkbox"/> Lead?	1	2502	A	of the	18	1	H1	902	09A
Offense #	Section	Subsection	PA Statute (Title)	Counts	Grade	NCIC Code	UCR/NIBRS Code		

PennDOT Data (if Applicable)	Accident Number	<input type="checkbox"/> Interstate	<input type="checkbox"/> Safety Zone	<input type="checkbox"/> Work Zone
------------------------------	-----------------	-------------------------------------	--------------------------------------	------------------------------------

Statute Description (Include the name of the statute or ordinance):
MURDER OF THE FIRST DEGREE

Acts of the accused associated with this Offense:
Murder Of The First Degree

In that, between Wednesday, 07-15-2020 and Thursday, 07-16-2020, THE DEFENDANT, did commit a criminal homicide by the intentional killing of Dennis E. Fink, by stabbing the victim six times, in violation of Section 2502(a) of the PA Crimes Code.

<input type="checkbox"/> Inchoate Offense	<input type="checkbox"/> Attempt 18 901 A	<input type="checkbox"/> Solicitation 18 902 A	<input type="checkbox"/> Conspiracy 18 903	Number of Victims Age 60 or Older _____
---	--	---	---	---

<input type="checkbox"/> Lead?	2	2502	B	of the	18	1	H-2	904	09A
Offense #	Section	Subsection	PA Statute (Title)	Counts	Grade	NCIC Code	UCR/NIBRS Code		

PennDOT Data (if Applicable)	Accident Number	<input type="checkbox"/> Interstate	<input type="checkbox"/> Safety Zone	<input type="checkbox"/> Work Zone
------------------------------	-----------------	-------------------------------------	--------------------------------------	------------------------------------

Statute Description (Include the name of the statute or ordinance):
MURDER OF THE SECOND DEGREE

Acts of the accused associated with this Offense:
Murder Of The Second Degree

In that, between Wednesday, 07-15-2020 and Thursday, 07-16-2020, THE DEFENDANT, did commit a criminal homicide by killing Dennis E. Fink, in the commision of a robbery and/or burglary, by stabbing him six times, in violation of Section 2502(b) of the PA Crimes Code.



POLICE CRIMINAL COMPLAINT

Docket Number: CR123-20	Date Filed: 07/29/2020	OTN/LiveScan Number U 897733-4	Complaint/Incident Number DA-20-1269
Defendant Name	First: RAPHAEL	Middle: E	Last: PEREZ-RODRIGUEZ

The acts committed by the accused are described below with each Act of Assembly or statute allegedly violated, if appropriate. When there is more than one offense, each offense should be numbered chronologically.

(Set forth a brief summary of the facts sufficient to advise the defendant of the nature of the offense(s) charged. A citation to the statute(s) allegedly violated, without more, is not sufficient. In a summary case, you must cite the specific section(s) and subsection(s) of the statute(s) or ordinance(s) allegedly violated.

<input type="checkbox"/> Inchoate Offense	<input type="checkbox"/> Attempt 18 901 A	<input type="checkbox"/> Solicitation 18 902 A	<input type="checkbox"/> Conspiracy 18 903	Number of Victims Age 60 or Older _____					
<input type="checkbox"/>	3	2502	C	of the	18	1	F-1	904	09A
Lead?	Offense #	Section	Subsection		PA Statute (Title)	Counts	Grade	NCIC Code	UCR/NIBRS Code
<input type="checkbox"/>									
PennDOT Data (if Applicable)	Accident Number				<input type="checkbox"/> Interstate	<input type="checkbox"/> Safety Zone		<input type="checkbox"/> Work Zone	
Statute Description (Include the name of the statute or ordinance): MURDER OF THE THIRD DEGREE									
Acts of the accused associated with this Offense: Murder Of The Third Degree									
In that, between Wednesday, 07-15-2020 and Thursday, 07-16-2020, THE DEFENDANT, did commit a criminal homicide by killing Dennis E. Fink, with malice stabbing him six times, in violation of Section 2502(c) of the PA Crimes Code.									

<input type="checkbox"/> Inchoate Offense	<input type="checkbox"/> Attempt 18 901 A	<input type="checkbox"/> Solicitation 18 902 A	<input type="checkbox"/> Conspiracy 18 903	Number of Victims Age 60 or Older _____					
<input type="checkbox"/>	4	3502	A 1	of the	18	1	F-1	2204	220
Lead?	Offense #	Section	Subsection		PA Statute (Title)	Counts	Grade	NCIC Code	UCR/NIBRS Code
<input type="checkbox"/>									
PennDOT Data (if Applicable)	Accident Number				<input type="checkbox"/> Interstate	<input type="checkbox"/> Safety Zone		<input type="checkbox"/> Work Zone	
Statute Description (Include the name of the statute or ordinance): BURGLARY									
Acts of the accused associated with this Offense: PACC 3502(a) Burglary F1									
IN THAT, THE DEFENDANT did between Wednesday, 07-15-2020 and Thursday, 07-16-2020, enter a building or occupied structure or separately secured or occupied portion thereof, namely, 8 Tully Ln, the Victim's Residence, with the intent to commit a crime therein, at a time when the premises were not open to the public and THE DEFENDANT was not privileged or licensed to enter, in violation of Section 3502 (a) of the PA Crimes Code. Felony-1st.									



POLICE CRIMINAL COMPLAINT

Docket Number: <i>CR123-20</i>	Date Filed: 07/29/2020	OTN/LiveScan Number <i>189977334</i>	Complaint/Incident Number DA-20-1269
Defendant Name	First: RAPHAEL	Middle: E	Last: PEREZ-RODRIGUEZ

The acts committed by the accused are described below with each Act of Assembly or statute allegedly violated, if appropriate. When there is more than one offense, each offense should be numbered chronologically.

(Set forth a brief summary of the facts sufficient to advise the defendant of the nature of the offense(s) charged. A citation to the statute(s) allegedly violated, without more, is not sufficient. In a summary case, you must cite the specific section(s) and subsection(s) of the statute(s) or ordinance(s) allegedly violated.

<input type="checkbox"/> Inchoate Offense	<input type="checkbox"/> Attempt 18 901 A	<input type="checkbox"/> Solicitation 18 902 A	<input type="checkbox"/> Conspiracy 18 903	Number of Victims Age 60 or Older _____
---	--	---	---	---

<input type="checkbox"/> Lead?	5	3701	A11	of the	18	1	F-1	1208	120
	Offense #	Section	Subsection		PA Statute (Title)	Counts	Grade	NCIC Code	UCR/NIBRS Code

PennDOT Data (if Applicable)	Accident Number	<input type="checkbox"/> Interstate	<input type="checkbox"/> Safety Zone	<input type="checkbox"/> Work Zone
------------------------------	-----------------	-------------------------------------	--------------------------------------	------------------------------------

Statute Description (Include the name of the statute or ordinance):
ROBBERY-INFLICT SERIOUS BODILY INJURY

Acts of the accused associated with this Offense:
PACC 3701(a)(1)(i) Robbery F1

In that between Wednesday, 07-15-2020 and Thursday, 07-16-2020, THE DEFENDANT, in the course of committing a theft, did inflict serious bodily injury upon another, Dennis E. Fink, in violation of Section 3701(a)(1)(i) of the PA Crimes Code. Felony-1st.

<input type="checkbox"/> Inchoate Offense	<input type="checkbox"/> Attempt 18 901 A	<input type="checkbox"/> Solicitation 18 902 A	<input type="checkbox"/> Conspiracy 18 903	Number of Victims Age 60 or Older _____
---	--	---	---	---

<input type="checkbox"/> Lead?	6	3925	A	of the	18	1	F-2	2899	23D
	Offense #	Section	Subsection		PA Statute (Title)	Counts	Grade	NCIC Code	UCR/NIBRS Code

PennDOT Data (if Applicable)	Accident Number	<input type="checkbox"/> Interstate	<input type="checkbox"/> Safety Zone	<input type="checkbox"/> Work Zone
------------------------------	-----------------	-------------------------------------	--------------------------------------	------------------------------------

Statute Description (Include the name of the statute or ordinance):
RECEIVING STOLEN PROPERTY

Acts of the accused associated with this Offense:
PACC 3925(a) Receiving Stolen Property

IN THAT, between Wednesday, 07-15-2020 and Thursday, 07-16-2020, THE DEFENDANT did intentionally receive, retain or dispose of movable property, namely, Multiples Items having a value of over \$2,000.00 dollars, belonging to Dennis E. Fink, with no intent to restore it to the owner, knowing that such property was stolen, or believing that it had probably been stolen, in violation of Section 3925(a) of the PA Crimes Code.



POLICE CRIMINAL COMPLAINT

Docket Number: CR123-20	Date Filed: 07/29/2020	OTN/LiveScan Number U897733-4	Complaint/Incident Number DA-20-1269
Defendant Name	First: RAPHAEL	Middle: E	Last: PEREZ-RODRIGUEZ

The acts committed by the accused are described below with each Act of Assembly or statute allegedly violated, if appropriate. When there is more than one offense, each offense should be numbered chronologically.

(Set forth a brief summary of the facts sufficient to advise the defendant of the nature of the offense(s) charged. A citation to the statute(s) allegedly violated, without more, is not sufficient. In a summary case, you must cite the specific section(s) and subsection(s) of the statute(s) or ordinance(s) allegedly violated.

<input checked="" type="checkbox"/> Inchoate Offense	<input type="checkbox"/> Attempt 18 901 A	<input type="checkbox"/> Solicitation 18 902 A	<input type="checkbox"/> Conspiracy 18 903	Number of Victims Age 60 or Older _____
--	--	---	---	---

<input type="checkbox"/> Lead?	7	2702	A1	of the	18	1	F-1	1305	13A
	Offense #	Section	Subsection		PA Statute (Title)	Counts	Grade	NCIC Code	UCR/NIBRS Code

PennDOT Data (if Applicable)	Accident Number	<input type="checkbox"/> Interstate	<input type="checkbox"/> Safety Zone	<input type="checkbox"/> Work Zone
------------------------------	-----------------	-------------------------------------	--------------------------------------	------------------------------------

Statute Description (Include the name of the statute or ordinance):

AGGRAVATED ASSAULT

Acts of the accused associated with this Offense:

PACC 2701(a)1 Aggravated Assault F1

IN THAT, between Wednesday, 07-15-2020 and Thursday, 07-16-2020, THE DEFENDANT did attempt to cause or did intentionally, knowingly or recklessly cause serious bodily injury to Dennis E. Fink, under circumstances manifesting extreme indifference to the value of human life, that is to say THE DEFENDANT did stab the Victim six times causing the victim's death, in violation of Section 2702(a)(1) of the PA Crimes Code. 18 P.S. 2702(a)(1) - Felony 1st)

<input checked="" type="checkbox"/> Inchoate Offense	<input type="checkbox"/> Attempt 18 901 A	<input type="checkbox"/> Solicitation 18 902 A	<input type="checkbox"/> Conspiracy 18 903	Number of Victims Age 60 or Older _____
--	--	---	---	---

<input type="checkbox"/> Lead?	8	5510	[NULL]	of the	18	1	M-2	999	90Z
	Offense #	Section	Subsection		PA Statute (Title)	Counts	Grade	NCIC Code	UCR/NIBRS Code

PennDOT Data (if Applicable)	Accident Number	<input type="checkbox"/> Interstate	<input type="checkbox"/> Safety Zone	<input type="checkbox"/> Work Zone
------------------------------	-----------------	-------------------------------------	--------------------------------------	------------------------------------

Statute Description (Include the name of the statute or ordinance):

ABUSE OF CORPSE

Acts of the accused associated with this Offense:

PACC Section 5510 Abuse of Corpse

In that between Wednesday, 07-15-2020 and Thursday, 07-16-2020, the DEFENDANT, did treat a corpse in way the he knows would outrage ordinary sensibilities, to wit leaving Dennis E. Fink's body in a wooded area after intentionally killing the victim, in violation of the PA Crimes 18 P.S. 5510 (Misd-2)



POLICE CRIMINAL COMPLAINT

Docket Number: CR123-20	Date Filed: 07/29/2020	OTN/LiveScan Number U897733-1	Complaint/Incident Number DA-20-1269
Defendant Name	First: RAPHAEL	Middle: E	Last: PEREZ-RODRIGUEZ

The acts committed by the accused are described below with each Act of Assembly or statute allegedly violated, if appropriate. When there is more than one offense, each offense should be numbered chronologically.

(Set forth a brief summary of the facts sufficient to advise the defendant of the nature of the offense(s) charged. A citation to the statute(s) allegedly violated, without more, is not sufficient. In a summary case, you must cite the specific section(s) and subsection(s) of the statute(s) or ordinance(s) allegedly violated.

Inchoate Offense	<input type="checkbox"/> Attempt 18 901 A	<input type="checkbox"/> Solicitation 18 902 A	<input type="checkbox"/> Conspiracy 18 903	Number of Victims Age 60 or Older _____
------------------	--	---	---	---

<input type="checkbox"/> Lead?	9	6106	A1	of the	18	2	F-3	5212	520
	Offense #	Section	Subsection		PA Statute (Title)	Counts	Grade	NCIC Code	UCR/NIBRS Code

PennDOT Data (if Applicable)	Accident Number	<input type="checkbox"/> Interstate	<input type="checkbox"/> Safety Zone	<input type="checkbox"/> Work Zone
------------------------------	-----------------	-------------------------------------	--------------------------------------	------------------------------------

Statute Description (Include the name of the statute or ordinance):

FIREARMS NOT TO BE CARRIED W/O LICENSE

Acts of the accused associated with this Offense:

PACC 6106(a)(1) Firearms Not To Be Carried Without a License F3

IN THAT, on or about Thursday, 07-16-2020, THE DEFENDANT did carry, a firearm specifically, A RG .38Cal revolver, Make: RG, Model: MD40, Serial Number: 038266, and a 9mm. Pistol, Make: H&K, Model: VP70Z, Serial number: 75212, in a vehicle or concealed on his person, except in his place of abode or fixed place of business, without a valid and lawfully issued license, in violation of Section 6106(a)(1) of the PA Crimes Code. (18 P.S. 6106(a)(1) - Fel. 3rd)

Inchoate Offense	<input type="checkbox"/> Attempt 18 901 A	<input type="checkbox"/> Solicitation 18 902 A	<input type="checkbox"/> Conspiracy 18 903	Number of Victims Age 60 or Older _____
------------------	--	---	---	---

<input type="checkbox"/> Lead?	10	780-113	A16	of the	35	1	M	5503	35A
	Offense #	Section	Subsection		PA Statute (Title)	Counts	Grade	NCIC Code	UCR/NIBRS Code

PennDOT Data (if Applicable)	Accident Number	<input type="checkbox"/> Interstate	<input type="checkbox"/> Safety Zone	<input type="checkbox"/> Work Zone
------------------------------	-----------------	-------------------------------------	--------------------------------------	------------------------------------

Statute Description (Include the name of the statute or ordinance):

INT POSS CONTR SUBST BY PER NOT REG

Acts of the accused associated with this Offense:

Title 35 The Controlled Substance, Drug, Device and Cosmetic Act

Possession of Controlled or Counterfeit Substance

IN THAT, on or about Thursday, 07-16-2020, THE DEFENDANT, not being registered under the Controlled Substance, Drug, Device and Cosmetic Act, nor a practitioner registered or licensed by the appropriate State Board, and not a valid prescription order or order of a practitioner, did knowingly or intentionally possess a controlled or counterfeit substance to wit Cocaine, in violation of Section 780-113(a)(16) of the PA Controlled Substance, Drug, Device and Cosmetic Act. (Title 35 780-113(a)(16))



POLICE CRIMINAL COMPLAINT

Docket Number: C14123-20	Date Filed: 07/29/2020	OTN/LiveScan Number U8977334	Complaint/Incident Number DA-20-1269
Defendant Name	First: RAPHAEL	Middle: E	Last: PEREZ-RODRIGUEZ

The acts committed by the accused are described below with each Act of Assembly or statute allegedly violated, if appropriate. When there is more than one offense, each offense should be numbered chronologically.

(Set forth a brief summary of the facts sufficient to advise the defendant of the nature of the offense(s) charged. A citation to the statute(s) allegedly violated, without more, is not sufficient. In a summary case, you must cite the specific section(s) and subsection(s) of the statute(s) or ordinance(s) allegedly violated.

<input type="checkbox"/> Inchoate Offense	<input type="checkbox"/> Attempt 18 901 A	<input type="checkbox"/> Solicitation 18 902 A	<input type="checkbox"/> Conspiracy 18 903	Number of Victims Age 60 or Older _____
---	--	---	---	---

<input type="checkbox"/> Lead?	11	3925	A	of the	18	1	F-3	2499	240
	Offense #	Section	Subsection		PA Statute (Title)	Counts	Grade	NCIC Code	UCR/NIBRS Code

PennDOT Data (if Applicable)	Accident Number	<input type="checkbox"/> Interstate	<input type="checkbox"/> Safety Zone	<input type="checkbox"/> Work Zone
------------------------------	-----------------	-------------------------------------	--------------------------------------	------------------------------------

Statute Description (Include the name of the statute or ordinance):

RECEIVING STOLEN PROPERTY

Acts of the accused associated with this Offense:

PACC 3925(a) Receiving Stolen Property

IN THAT, on or about Thursday, 07-16-2020, THE DEFENDANT did intentionally receive, retain or dispose of movable property, namely, A 2011 Honda CRV, Bearing Minnesota Registration Plate: AYL-069, belonging to OWNER a resident of Minnesota, with no intent to restore it to the owner, knowing that such property was stolen, or believing that it had probably been stolen, in violation of Section 3925(a) of the PA Crimes Code.

<input type="checkbox"/> Inchoate Offense	<input type="checkbox"/> Attempt 18 901 A	<input type="checkbox"/> Solicitation 18 902 A	<input type="checkbox"/> Conspiracy 18 903	Number of Victims Age 60 or Older _____
---	--	---	---	---

<input type="checkbox"/> Lead?	12	7122	1,3	of the	75	1	M-1	2502	250
	Offense #	Section	Subsection		PA Statute (Title)	Counts	Grade	NCIC Code	UCR/NIBRS Code

PennDOT Data (if Applicable)	Accident Number	<input type="checkbox"/> Interstate	<input type="checkbox"/> Safety Zone	<input type="checkbox"/> Work Zone
------------------------------	-----------------	-------------------------------------	--------------------------------------	------------------------------------

Statute Description (Include the name of the statute or ordinance):

FRAUD ALTER/FORG/COUNTER TITLE REG INS

Acts of the accused associated with this Offense:

Fraud Alter/Forge/Counter Title Reg Ins

In that on or about Thursday, 07-16-2020, the DEFENDANT did alter, forge or counterfeit a State of Minnesota registration plate, by changing the numerics displayed and kept it in his possession knowing it to have been altered, forged or counterfeited, in violation of section 7122 of PA Title 75. (M-1).



POLICE CRIMINAL COMPLAINT

Docket Number: CR 12320	Date Filed: 07/29/2020	OTN/LiveScan Number U977334	Complaint/Incident Number DA-20-1269
Defendant Name	First: RAPHAEL	Middle: E	Last: PEREZ-RODRIGUEZ

The acts committed by the accused are described below with each Act of Assembly or statute allegedly violated, if appropriate. When there is more than one offense, each offense should be numbered chronologically.

(Set forth a *brief* summary of the facts sufficient to advise the defendant of the nature of the offense(s) charged. A citation to the statute(s) allegedly violated, without more, is not sufficient. In a summary case, you must cite the specific section(s) and subsection(s) of the statute(s) or ordinance(s) allegedly violated.

<input type="checkbox"/> Inchoate Offense	<input type="checkbox"/> Attempt 18 901 A	<input type="checkbox"/> Solicitation 18 902 A	<input type="checkbox"/> Conspiracy 18 903	Number of Victims Age 60 or Older _____
---	--	---	---	---

<input type="checkbox"/> Lead?	13	1501	A	of the	75	1	S	2411	90Z
	Offense #	Section	Subsection		PA Statute (Title)	Counts	Grade	NCIC Code	UCR/NIBRS Code

PennDOT Data (if Applicable)	Accident Number	<input type="checkbox"/> Interstate	<input type="checkbox"/> Safety Zone	<input type="checkbox"/> Work Zone
------------------------------	-----------------	-------------------------------------	--------------------------------------	------------------------------------

Statute Description (Include the name of the statute or ordinance):

DRIVING W/O A LICENSE

Acts of the accused associated with this Offense:

PAVC 1501(a) Drivers Required to be Licensed

IN THAT, THE DEFENDANT, on or about Thursday, 07-16-2020, without being expressly exempted, did drive a motor vehicle upon a highway without a driver's license valid under the provisions of Chapter 15 of the PA Vehicle Code, in violation of Section 1501(a) of the PA Vehicle Code.(75 P.S. 1501(a) -Summary)



POLICE CRIMINAL COMPLAINT

Docket Number: <u>CH2320</u>	Date Filed: <u>07/29/2020</u>	OTN/LiveScan Number <u>U8977337</u>	Complain/Incident Number <u>DA-20-1269</u>
Defendant Name	First: <u>RAPHAEL</u>	Middle: <u>E</u>	Last: <u>PEREZ-RODRIGUEZ</u>

2. I ask that a warrant of arrest or a summons be issued and that the defendant be required to answer the charges I have made.

3. I verify that the facts set forth in this complaint are true and correct to the best of my knowledge or information and belief. This verification is made subject to the penalties of Section 4904 of the Crimes Code (18 Pa.C.S. § 4904) relating to unsworn falsification to authorities.

4. This complaint consists of the preceding page(s) numbered 1 through 13.

5. I certify that this filing complies with the provisions of the *Case Records Public Access Policy of the Unified Judicial System of Pennsylvania* that require filing confidential information and documents differently than non-confidential information and documents.

The acts committed by the accused, as listed and hereafter, were against the peace and dignity of the Commonwealth of Pennsylvania and were contrary to the Act(s) of the Assembly, or in violation of the statutes cited.

(Before a warrant of arrest can be issued, an affidavit of probable cause must be completed, sworn to before the issuing authority, and attached.)

IVAN MARTINEZ

[Signature] #018

7/29/2020
(Date)

[Signature] #018

Brett Perry [Signature] #014

(Signature of Affiant)
Det. Sgt. [Signature] #014

AND NOW, on this date 29 July 2020 I certify that the complaint has been properly completed and verified.

An affidavit of probable cause must be completed before a warrant can be issued.

23-3-05

(Magisterial District Court Number)

[Signature]

(Issuing Authority)

Brian K. Strand
Magisterial District Judge
Magisterial District Court 23-3-05
My Commission Expires 01-01-2024





POLICE CRIMINAL COMPLAINT

Docket Number: <i>CK123-20</i>	Date Filed: 07/29/2020	OTN/LiveScan Number <i>U897733Y</i>	Complaint/Incident Number DA-20-1269
Defendant Name	First: RAPHAEL	Middle: E	Last: PEREZ-RODRIGUEZ

AFFIDAVIT OF PROBABLE CAUSE

On Thursday, 07-16-2020, at approximately 1940hrs, Officer Eric Koller of the Reading Police Department conducted a traffic stop of a stolen vehicle out of the State of Minnesota bearing registration AYL-069, in the 100blk. of North 3rd Street, Reading, Pa.

The registration plate had been altered and displayed as AYL-068. A closer look by Officer Koller revealed that the number "8" had been made out of the original number "9" issued by the state, with a black magic marker.

Further investigation revealed that the vehicle had been stolen out of Elmwood Park Borough, New Jersey, between 07-14-2020 at 2330hrs, and 07-15-2020 at 1130hrs.

The stolen vehicle was driven by a Hispanic male later identified as Raphael E. Perez-Rodriguez, DOB: 02-11-1991, referred herein as the defendant. Raphael was the only occupant in the vehicle.

A preliminary investigation following the stop revealed several firearms, specifically a .38Cal revolver, Make: RG, Model: MD40, Serial Number: 038266, and a 9mm. Pistol, Make: H&K, Model: VP70Z, Serial Number: 75212.

It was further determined that Raphael E. Perez-Rodriguez is not licensed to carry a concealed weapon within the Commonwealth of Pennsylvania.

Besides the firearms, cocaine was seized along with several pieces of property belonging to one Dennis E. Fink, including a Lenovo Laptop with Dennis' name on it and a wallet marked with Dennis name on it as well, amongst several other items which were later linked to the residence of Mr. Dennis E. Fink, specifically 8 Tully Lane, Reading, Pa.

Officials records confirmed that 8 Tully Lane, Reading, Pa, is owned by Mr. Dennis E. Fink.

The defendant, Raphael E. Perez-Rodriguez was charged criminally as result of the stolen auto investigation and was fingerprinted as part of the process that follows a criminal arrest.

As part of the investigation that ensued and quickly developed on Thursday, 07-16-2020, at approximately 2200hrs, following the traffic stop and the identification of multiple items suspected to had been stolen from the residence of Mr. Dennis E. Fink, Criminal Investigator Eric Sweitzer and Criminal Investigator David Lehman of the Reading Police Department responded to 8 Tully Lane, Reading, Pa to attempt to locate Mr. Dennis E. Fink to inquire whether he (Fink) had any knowledge as to where his property was or why Raphael E. Perez-Rodriguez would be in possession of his (Fink's) property.

The attempt was unsuccessful; however, officers noticed several lights on inside the house. CI. Eric Sweitzer left a business card wedged in the front door hoping for a call back.

On 07-17-2020, Criminal Investigator Eric Sweitzer and other members of the Reading Police Department



POLICE CRIMINAL COMPLAINT

AFFIDAVIT CONTINUATION PAGE

Docket Number: <i>CA 20</i>	Date Filed: 07/29/2020	OTN/LiveScan Number <i>4 8977334</i>	Complaint/Incident Number DA-20-1269
Defendant Name	First: RAPHAEL	Middle: E	Last: PEREZ-RODRIGUEZ

AFFIDAVIT OF PROBABLE CAUSE CONTINUATION

criminal investigation unit attempted to contact Mr. Dennis E. Fink for the second time. Once again, the attempt was unsuccessful however CI. Eric Sweitzer felt something wasn't right and investigated further.

CI. Eric Sweitzer took notice that the same lights were on and it appeared that there had been no changes from the prior night, including no one having taken the business card that CI. Sweitzer had left on 07-16-2020 at 2200hrs, at the front door.

CI. Sweitzer went inside the residence through an unlocked rear door to check on Dennis E. Fink's welfare and was unable to locate him.

CI. Eric Sweitzer noticed several items that appeared to be out of place including, a black baseball cap with a red brim with marijuana leaf on it, a duffle bag which contained a jar with what appeared to be marijuana in it.

CI. Eric Sweitzer, prepared an application for a search warrant for the premises at 8 Tully Lane, Reading, Pa. The search warrant was granted.

On Friday, 07-17-2020, at approximately 2154hrs, CI. Eric Sweitzer and Berks County Det/Sgt. Albert D. Schade III responded to 8 Tully Lane, to execute the search warrant.

Upon arrival CI. Eric Sweitzer and Det/Sgt. Albert D. Schade III scented an odor which they related to human decomposition based on their experience and followed said odor.

The odor led them to a wooded area behind the house in question (8 Tully Lane) and to a highly decomposed body of what appeared to be an older white male.

The suspected homicide victim appeared to be an older white male, who was found lying face down highly decomposed. The body was partially clothed and covered by long dried brush.

The scene was immediately secured until an updated search warrant was secured.

The unidentified body was pronounced dead by Deputy Coroner Robert Bickham at approximately 2346hrs, on 07-17-2020.

On Saturday, 07-18-2020, the victim was positively identified by comparison of fingerprints by Det./Sgt. Albert D. Schade III. The victim was identified as Mr. Dennis E. Fink, DOB: 07-01-1944.

As the investigation progressed it was learned that on 07-16-2020, civilians came in contact with a stray dog which bore identifications that led them to 8 Tully Lane, Reading. At said location the witnesses encountered a Hispanic male who identified himself as Dennis and accepted the dog. The Hispanic male was later identified as Raphael E. Perez-Rodriguez, the defendant.



POLICE CRIMINAL COMPLAINT

AFFIDAVIT CONTINUATION PAGE

Docket Number: <i>CPD-20</i>	Date Filed: 07/29/2020	OTN/LiveScan Number <i>U5977334</i>	Complaint/Incident Number DA-20-1269
Defendant Name	First: RAPHAEL	Middle: E	Last: PEREZ-RODRIGUEZ

AFFIDAVIT OF PROBABLE CAUSE CONTINUATION

On Monday, 07-20-2020, I (Det. Ivan R. Martinez), met with the defendant and he (The defendant) admitted that on 07-16-2020 he had arrived at 8 Tully Ln, Reading, Pa, at approximately 0900hrs, and had removed several items from the residence.

Raphael E. Perez-Rodriguez, further stated that all the items found in the stolen car he was driving came from the residence at 8 Tully Ln.

Further investigation conducted thus far into the death of Mr. Dennis E. Fink has developed forensic and physical evidence linking Raphael E. Perez-Rodriguez to the crime scene and death of Mr. Dennis E. Fink.

Raphael E. Perez-Rodriguez also disclosed that while at 8 Tully Ln, he had changed his shoes described as a black pair of sneakers and washed down his leg using an outside water hose.

Raphael added that he had placed his shoes inside a duffle bag and left it inside the residence, (8 Tully Ln).

A search warrant executed at the residence revealed the shoes described by Raphael E. Perez-Rodriguez and further examination of such revealed the presence of blood on the heel of the left shoe.

Furthermore Raphael E. Perez-Rodriguez's clothing wore on 07-16-2020, at the time of the traffic stop was seized. A close examination on the shorts wore by Raphael revealed the presence of blood.

A further search of the stolen vehicle driven by Raphael E. Perez-Rodriguez revealed a black shirt which after closer examination showed the presence of blood on it.

On Sunday, 07-19-2020, an autopsy was conducted by Dr. Neil Hoffman at the Reading Hospital Tower Health.

The autopsy revealed several findings and Dr. Neil Hoffman concluded within a reasonable degree of medical certainty that the cause for the Death of Mr. Dennis E. Fink was "Multiple Stab Wounds" and the manner of death to be "Homicide".

It was also determined that the death had occurred approximately one and half to two days from the date the body was found specifically, Thursday, 07-17-2020 at approximately 2154hrs.

Based on the aforementioned facts and investigation conducted thus far, I respectfully request that an arrest warrant be issued for the arrest of Mr. Raphael E. Perez-Rodriguez.



POLICE CRIMINAL COMPLAINT

AFFIDAVIT CONTINUATION PAGE

Docket Number: <i>CR413-20</i>	Date Filed: 07/29/2020	OTN/LiveScan Number <i>U89TB34</i>	Complaint/Incident Number DA-20-1269
Defendant Name	First: RAPHAEL	Middle: E	Last: PEREZ-RODRIGUEZ

AFFIDAVIT OF PROBABLE CAUSE CONTINUATION

#018

[Large diagonal scribble]

I, IVAN MARTINEZ, BEING DULY SWORN ACCORDING TO THE LAW, DEPOSE AND SAY THAT THE FACTS SET FORTH IN THE FOREGOING AFFIDAVIT ARE TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE, INFORMATION AND BELIEF.

I CERTIFY THAT THIS FILING COMPLIES WITH THE PROVISIONS OF THE CASE RECORDS PUBLIC ACCESS POLICY OF THE UNIFIED JUDICIAL SYSTEM OF PENNSYLVANIA THAT REQUIRE FILING CONFIDENTIAL INFORMATION AND DOCUMENTS DIFFERENTLY THAN NON-CONFIDENTIAL INFORMATION AND DOCUMENTS.

[Handwritten signature]
(Signature of Affiant)

Sworn to me and subscribed before me this *29th* day of *JULY*

Date *[Signature]*
Magisterial District Judge
Brian K. Strand

My commission expires first Monday of January
Magisterial District Judge
Magisterial District Court 23-3-05

