



on the south side of the roadway. The temporary parking lot provided parking spaces for several hundred vehicles.

As attendees made their way towards their respective vehicles, large groups walked north through the shopping plaza on the southwest corner of Bluford Avenue and West Silver Star Road. Others walked along Kissimmee Avenue, a north/south dirt roadway that intersects with the south side of West Silver Star Road. Kissimmee Avenue is west of the shopping plaza and the north/south railroad tracks.

By 10:45 P.M., or approximately 10 minutes after the concert ended, per Ocoee police officers working the area of the event, at least a couple hundred people had walked to the area at and around the 150 hundred block of West Silver Star Road. Small groups of pedestrians walked along the south shoulder of West Silver Star Road from the railroad tracks. According to witnesses prior to the crash, pedestrians crossed West Silver Star Road from south to north where two street lights dimly lit the area, one on either side of the roadway, just west of Iglesia De Dios Nuevo Comienzo church 153 West Silver Star Road.

The Traffic Homicide Investigation revealed the Defendant's vehicle was traveling eastbound on West Silver Star Road from the area of Ocoee Apopka Road after leaving the same Founder's Day event. As the Defendant's vehicle approached Taylor Street, an unknown vehicle was traveling eastbound in front of the Defendant's vehicle. The Defendant's vehicle approached the unknown vehicle at a high rate of speed. As both vehicles passed Taylor Street, the Defendant's vehicle passed the unknown vehicle on the right and traveled onto the south shoulder; the same shoulder many pedestrians were walking just a short distance to the east of the illegal pass. The Defendant's vehicle continued eastbound at a high rate of speed.

Simultaneously, two pedestrians were walking westbound along the south shoulder directly in front of Witness Chad Aliff who was stopped in his truck on Kissimmee Avenue dirt road at West Silver Star Road. Aliff stopped his truck leaving room for the pedestrians to walk in front of his truck without walking into the road. Just a few steps behind the first two pedestrians walked three more pedestrians/witnesses. Near the before mentioned street lights, the first two pedestrians turned to begin walking northbound in an attempt to cross West Silver Star Road.

At the same time, the Defendant's vehicle continued eastbound at a high rate of speed along and on the south shoulder. According to Witness Aliff, the Defendant's vehicle traveled east/northeast in an approximate 45 degree angle to West Silver Star Road to travel back onto the pavement into the eastbound lane. Just west of Witness Aliff's position, the Defendant's vehicle's left front made contact with the first two pedestrians. Pedestrian One traveled in a northeast direction 230 feet coming to rest on the sidewalk along the north shoulder of West Silver Star Road east of Kissimmee Avenue. Pedestrian Two traveled 236 feet in an east direction coming to rest in the middle of the safety zone between the east and westbound lanes of travel approximately five feet west of the railroad tracks. Resulting from the contact, both pedestrians were killed.

Damage sustained to the Defendant's vehicle from the contact with the two pedestrians was extensive.

The Traffic Homicide Investigation team could not locate any visible skid, scuff, or yaw marks on the roadway to indicate the Defendant's vehicle slowed or attempted to brake on the roadway prior to contact.

After contact, instead of slowing or stopping, the Defendant's vehicle continued to travel at a high rate of speed in a northeast direction, traveled across the eastbound lane and into the westbound lane. The Defendant's vehicle continued eastbound in the westbound lane at a high rate of speed. The Defendant's vehicle began to travel in an east/southeast direction but was seen with brake lights activated briefly then "jerked" to the left. The Defendant's vehicle traveled slightly to the left (north) and narrowly missed running over Pedestrian Two to the left (north) of Pedestrian Two's

**final rest location.**

**The Defendant's vehicle continued eastbound in the westbound lane and crossed the railroad tracks towards Bluford Avenue. However, all lanes of traffic were blocked with vehicle traffic on West Silver Star Road west of Bluford Avenue. With no avenue of escape eastbound, the Defendant's vehicle swerved southbound into the shopping plaza parking lot on the southwest corner of West Silver Star Road at Bluford Avenue maintaining a high rate of speed. (This is the same parking lot an estimated couple hundred of event attendees were walking.) The Defendant's vehicle traveled southbound into the parking lot then swerved westbound in the parking lot aisle in front of 25 West Silver Star Road. As the Defendant's vehicle swerved westbound, the two victims were walking northbound from the sidewalk towards their respective parked vehicle in the same parking lot.**

**After hearing the collision between the Defendant's vehicle and the two pedestrians, the two victims saw the Defendant's vehicle enter the parking lot at a high rate of speed without headlights on. With the Defendant's vehicle traveling in an extremely reckless manner with total disregard to the safety of any person(s) and/or property in the immediate area, the victims found themselves in the direct path of the Defendant's vehicle. The victims quickly jumped out of the direct path of the Defendant's vehicle otherwise the victims would have been struck by the Defendant's vehicle. The victims stated they were in fear they would be struck by the Defendant's vehicle and sustained serious injuries as a result. With the extreme speed and reckless manner of the Defendant's vehicle, the victims would have sustained serious injuries or worse had they been struck by the Defendant's vehicle. As the Defendant's vehicle passed the victims within just a few feet, the Defendant stared at the two victims.**

**After passing the victims, the Defendant's vehicle continued westbound in the parking lot at a reckless high speed and almost made contact with two vehicles properly parked facing north in the shopping plaza parking lot. The Defendant's vehicle traveled to the west entrance/exit of the shopping plaza parking lot in a continued attempt to flee the scene of the traffic homicide and the subsequent aggravated assault of the two victims; however, numerous vehicles blocked the roadway. With no path to escape, the Defendant's vehicle came to a stop facing westbound in front of H&R Block 41 West Silver Star Road.**

**Two witnesses of the crash resulting in the deaths of the two pedestrians approached the Defendant's vehicle and spoke with the Defendant prior to the Defendant exiting the Defendant's vehicle. Without saying a word the Defendant was last seen running southbound away from the scene.**

**A perimeter was set up by Ocoee and Winter Garden Police Department personnel. A short time later, the Defendant was spotted, stopped and identified, and then detained near Franklin Street and Ocoee Apopka Road. The Defendant was positively identified by four witnesses, placed into custody, and subsequently charged with two counts of vehicular homicide.**

**Subsequent results of the Defendant's toxicology results from a blood draw identified no alcohol or drugs in the Defendant's system.**

#### **Summary**

**On November 2, 2018, at approximately 10:50 P.M. after a free concert event, the Defendant knowingly, and without being under the influence of drugs and/or alcohol, drove recklessly eastbound on West Silver Star Road from Ocoee Apopka Road. The Defendant's vehicle struck and killed two pedestrians near the intersection of West Silver Star Road and Kissimmee Avenue. Instead of slowing or stopping after striking the two pedestrians, the Defendant continued to travel in the Defendant's vehicle eastbound on West Silver Star Road with apparent total disregard to the safety or well-being of persons and/or property in the immediate area.**

**With the eastbound escape route blocked with vehicular traffic on West Silver Star Road at**

Bluford Avenue, the Defendant knowingly continued to drive his vehicle at a high speed and reckless manner into the shopping plaza in front of 25 West Silver Star Road. As the victims were walking towards their properly parked vehicle, the Defendant drove directly towards the victims; now with no headlights on. The Defendant made no attempt to slow down or swerve to avoid the victims with his vehicle. (Defendant) drove a vehicle in Florida with a willful or wanton disregard for the safety of persons or property.) Due to the reckless disregard of the Defendant, the victims had to quickly jump out of the direct path of the Defendant's vehicle. The victims stated they were in fear for their lives and believed they were in immediate danger of imminent harm or death. ("Willful" means intentionally, knowingly and purposely. "Wanton" means with a conscious and intentional indifference to consequences and with knowledge that damage is likely to be done to persons or property.) Otherwise the victims would have sustained significant injuries or possibly resulted in the same result as the two pedestrians the Defendant had just struck and killed and was trying to flee the scene.

After narrowly missing the victims, the Defendant was stopped trying to flee to the only escape route towards the west entrance/exit of the parking lot by other vehicles in the parking lot.

Due to the total disregard by the Defendant after striking and killing two pedestrians just moments prior, tried to flee the scene of the traffic homicide, knowingly continued to flee into a parking lot with several hundred pedestrians from the music festival the Defendant had also attended, continued an attempt to escape the scene through the parking lot and knowingly drove straight towards the victims, and not under the influence of any substances to impair the Defendant, I have probable cause to charge the Defendant with two counts of reckless driving.

**Detective Duane R. Hunt, EID 983**

**AFFIANT**

SWORN TO AND SUBSCRIBED before me in the County and State aforesaid this 23<sup>RD</sup> day of May, 2017.

**Sergeant Mark Olson; EID 575**

**PLACED UNDER OATH BY**