

FELONY COMPLAINT

Appearance Ticket No: _____ Case Report No: _____ Return Date: 8/15/12
Arrest Number: 09-12-0959A Court Docket Number: _____
Defendant in Custody, From: 8/15/12 7:40 am To: 8/15/12
Prepared By: Det. E. Cuevas Court Liaison Number: _____

**DISTRICT COURT OF NASSAU COUNTY
FIRST DISTRICT - ARRAIGNMENT PART**

*The people of the State of New York
Against*

Raymond J Roth (47)
127 Commonwealth Avenue
Massapequa, NY 11758

**STATE OF NEW YORK ss
COUNTY OF NASSAU**

Det. E. Cuevas, Shield 406, being duly sworn, deposes and says that he is a member of the **New York State Park Police** and that on 7/31/12 at about _____
At: Jones Beach Field 6 and elsewhere

In the town of Hempstead, County of Nassau, State of New York.

The defendant: Raymond J Roth born on: 8/24/64 committed the offense of:

INSURANCE FRAUD IN THE SECOND DEGREE, (A class 'C' Felony), IN VIOLATION OF SECTION 176.25 OF THE PENAL LAW OF THE STATE OF NEW YORK, IN THAT : On or about July 31, 2012, in the County of Nassau, State of New York and elsewhere, the defendant, knowingly and with intent to defraud, committed a fraudulent insurance act and thereby attempted to wrongfully take, obtain or withhold property with a value in excess of fifty thousand dollars; to wit, the Defendant, acting in concert with another, caused to be presented to or by an insurer, or any agent thereof, a written statement as part of or in support of a claim for payment pursuant to a personal insurance policy, to wit:

On the aforementioned date, time and place, the defendant did cause a written statement to be presented to MetLife pursuant to a personal insurance policy insuring Raymond Roth, a natural person, against death, valued at over fifty thousand dollars, that contained materially false information concerning any material fact, to wit: Raymond Roth had died.

The above is based on information and belief, the source of said information and belief being police investigation, witness statements and the insurance policy.

Subscribed and sworn to before me
On 8/15/12

D/Sgt Duignan, Shield 572

Det. E. Cuevas, Shield 406

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**DISTRICT COURT OF NASSAU COUNTY
FIRST DISTRICT – ARRAIGNMENT PART**

**The people of the State of New York
Against**

Roth J Raymond (47)
127 Commonwealth Ave
Massapequa, NY 11758

**STATE OF NEW YORK ss
COUNTY OF NASSAU**

Det E. Cuevas, Shield 406, being duly sworn, deposes and says that he is a member of the **New York State Park Police** and that on 7/28/12 at about 4:00 pm

At: Field 6 Jones Beach St Pk and elsewhere

In the town of Hempstead, County of Nassau, State of New York.

The defendant: Roth J Raymond born on: 8/24/64 committed the offense of:

CONSPIRACY IN THE FOURTH DEGREE, (A class 'E' Felony), IN VIOLATION OF SECTION 105.10 (1) OF THE PENAL LAW OF THE STATE OF NEW YORK, IN THAT On or about and between July 21, 2012 and August 6, 2012, in the County of Nassau, State of New York and elsewhere, with intent that conduct constituting a Class C felony be performed, to wit: Insurance Fraud in the Second Degree, the defendant agreed with one or more persons to engage in the performance of such conduct and committed an overt act in furtherance of such conspiracy, to wit:

The Defendant and his son, Jonathan Roth, executed a plan to falsely report that Raymond Roth had died, which included the making of a false report to the New York State Park Police at Jones Beach, so as to obtain over fifty thousand dollars in the proceeds from life insurance policies insuring the life of Raymond Roth. The above is based on information and belief, the source of said information and belief being police investigation, witness statements and the insurance policy.

Subscribed and sworn to before me
On 8/15/12

D/Sgt Duignan, Shield 572

Det E. Cuevas, Shield 406

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DISTRICT COURT INFORMATION

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**DISTRICT COURT OF NASSAU COUNTY
FIRST DISTRICT - ARRAIGNMENT PART**

*The people of the State of New York
Against*

Raymond J Roth (47)
127 Commonwealth Avenue
Massapequa, NY 11758

**STATE OF NEW YORK ss
COUNTY OF NASSAU**

Det. E. Cuevas, Shield 406, being duly sworn, deposes and says that he is a member of the **New York State Park Police** and that on 7/28/12 at about 4:00 pm

At: Field 6 Jones Beach State Park

In the town of Hempstead, County of Nassau, State of New York,

The defendant: Raymond J Roth born on: 8/24/64 committed the offense of:

FALSELY REPORTING AN INCIDENT, (A Class 'A' Misdemeanor), IN VIOLATION OF SECTION 240.50 (2) OF THE PENAL LAW OF THE STATE OF NEW YORK, IN THAT, while acting in concert with another, the defendant, did solicit, request, command, importune or intentionally aid such person to report by word or action, information known to be false, to an official having the function of dealing with emergencies involving danger to life, an alleged occurrence of an emergency which did not in fact occur, to wit:

On or about July 28, 2012, the defendant did solicit, request, command, importune or intentionally aid his son, Jonathan Roth, in falsely reporting that Jonathan Roth saw the defendant walk into the ocean and disappeared to a Detective of the New York State Park Police, whose function is to respond to emergencies involving danger to life at Jones Beach.

The above is based on information and belief, the source of said information and belief being police investigation, witness statements

Subscribed and sworn to before me
On 8/15/12

Det. E. Cuevas, Shield 406

D/Sgt Duignan, Shield 572