

ARREST WARRANT

Indian River County, FLORIDA

Clerk Case No: 2021 CF 1105

STATE OF FLORIDA

Agency: Indian River County Sheriffs Office

-vs-

Agency#: 2021-109159

Andrew Michael Mustapick
Defendant

Lead Officer: Aaron Scranton

ASA: Patrick O'Brien

ASA Approve Initials&Date: 9-27-21 PU

DOMESTIC VIOLENCE

In the name of the State of Florida -

To all and Singular Sheriffs of the State of Florida and to Any State Attorney Investigator - Greetings:

Whereas upon the sworn affidavit, complaint or other sworn testimony of Aaron Scranton of the Indian River County Sheriffs Office the undersigned Judge, has found that there exists probable cause to believe that one Andrew Michael Mustapick, in Indian River County, Florida did commit the below listed offense(s), contrary to the provisions of Florida Statutes.

You are HEREBY COMMANDED to arrest:

Def Name: **ANDREW MICHAEL MUSTAPICK**
Address: 1026 Morningside Drive, Vero Beach, FL 32967
DOB: 05/02/1955
Race/Sex: W/M
Ht/Wt: 6'5"/200
Eye/Hair: /BLK
SSN: XXXXXXXXXX
DL#: M231-000-55-162-0
FDLE: 00958655
FBI
Alias: Andrew Michael Mustapick

RECEIVED FOR RECORD
SHERIFFS DIVISION
2021 SEP 27 PM 2:58
CLERK OF DISTRICT COURT
INDIAN RIVER COUNTY, FL
SY...

These Are Therefore to Command you to forthwith arrest and bring the above named defendant before me to be dealt with according to law.

1 Sexual Activity With A Minor (F 2) Bond \$ 0 -

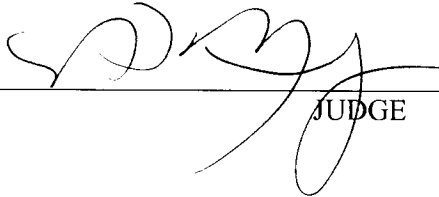
COUNT 1: On or about June 8, 2020 Andrew Michael Mustapick did, being a person twenty four years of age or older, engage in sexual activity with B.R., a person sixteen or seventeen years of age, in violation of Florida Statue 794.05(1);

Given under my hand and seal this 27 day of September, 2021, A.D.

Condition of Bond Release/Release on Recognizance: For Count(s): _____
No Contact with Victim: Until further order of the Court or the charge is dismissed by the State, the Defendant shall not directly or indirectly contact the victim B. R. in person, by mail, e-mail, fax, telephone, through another person, or in any other manner. This restriction shall include the

following condition(s), if marked:

- Defendant may not knowingly come closer than 50 feet to the victim at any public place, except for court proceedings, or within 500 feet of the victim's residence or place of employment, or 100 feet of any vehicle regularly driven by the victim;
- Defendant may go to victim's residence one time with a law enforcement officer to get Defendant's clothing and personal effects;
- Defendant may speak to victim on the telephone *only* to discuss sharing parental responsibility for their minor child(ren).
- If marked, Defendant shall be held without bond until the First Appearance Hearing.

 (SEAL)
JUDGE



INDIAN RIVER COUNTY SHERIFF'S OFFICE

2021 CF 1125

WARRANT AFFIDAVIT

CASE#: 2021-109159

DETECTIVE'S NAME: Detective A. Scranton

DEFENDANT: Andrew M. Mustapick ALIAS: _____

Address - Home: 1026 Morningside Drive Phone - Home: 772-559-4000
Vero Beach, FL 32963

Address - Work: N/A Phone - Work: N/A

PHYSICAL DESCRIPTION:

Age: 66 DOB: 05/02/1955 SSN#: [REDACTED]

Race: W Height: 6'5" Hair: Gray

Sex: M Weight: 220 lbs. Eyes: Brown

OFFENSE: CT 1: FSS 794.05 - Unlawful Sexual Activity w/ Certain Minors

DATE/TIME OF OFFENSE: June 8, 2020

OFFENSE LOCATION: 1026 Morningside Drive Vero Beach, FL 32963

VICTIM: [REDACTED]

Address - Home: [REDACTED] Phone - Home: [REDACTED]

Address - Work: N/A Phone - Work: N/A

WITNESSES: Lia Hueckel

NATURE OF COMPLAINT:

On Tuesday, August 17, 2021, the victim in this case, 18-year-old B.R., reported to Indian River County Sheriff's Corporal Ernesto Macias that she was the victim of a sex crime which would have first occurred approximately one year ago on or about June 8, 2020, at 1026 Morningside Drive, Vero Beach, Florida, 32963. B.R. reported that on or about June 8, 2020, her friend (Lia Hueckel, 19 years old at that time) had a friend named

9-27-21
A.O.

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CLERK OF DISTRICT COURT
INDIAN RIVER COUNTY, FL
BY _____
RECORDED FOR RECORD
CLERK OF DISTRICT COURT

Andrew Mustapick (65 years old at that time) who agreed to purchase a car for Lia in exchange for sexual favors. During the purchase of the vehicle with Andrew, Lia asked B.R. to accompany them at the dealership, later identified to be Sunrise Volkswagen of Fort Pierce, located at 5359 US Highway 1, Fort Pierce, Florida 34982.

B.R. reported that after finding the vehicle Lia wanted, they all drove back to Andrew's home (1026 Morningside Drive, Vero Beach, Florida, 32963). Once at the home, B.R. reported that Andrew asked Lia to take her clothes off, but that she refused, stating "I can't." B.R. reported Lia convinced her to perform the sexual favors on Andrew because she knew she would do anything for her. Once B.R. decided to proceed with the sexual favors, she stated Andrew had her sign a contract that he had written up before they began their sexual encounter.

B.R. reported she was 17 years of age each time she and Andrew engaged in sexual activity, and she knew Andrew was over the age of 60. Corporal Macias asked B.R. if she had a copy of the contract and she stated she did not, but that she did remember a clause within it stating she would be his sex slave twice a week on Mondays and Fridays for the next five years. B.R. also recalled the contract detailing the hours she was expected to spend with Andrew and what sexual favors she was to perform.

B.R. reported after the initial sexual encounter with Andrew, she returned to his home two more times; each time, driven by Lia in the vehicle Andrew purchased for her; a white 2017 Volkswagen Jetta. B.R. did not want to proceed with the terms of the contract by having sexual encounters with Andrew; therefore, she never returned to his home after their third sexual encounter. B.R. told Corporal Macias that she had videos saved on her cellular phone of her last sexual encounter with Andrew and that she would be willing to provide them to an investigator as evidence.

On Thursday, August 26, 2021, I responded to B.R.'s home for a follow-up. Upon contacting her, she reiterated to me what she reported to Corporal Macias. In addition to what she reported to Corporal Macias, I asked her if Andrew knew she was 17-years-old during the times they were sexually active. B.R. told me Andrew was unaware of her age. I also asked B.R. what became of Lia's Volkswagen and she explained to me that after failing to uphold her end of the contract, Andrew took the vehicle back. During my visit with B.R, I asked to view the videos she told Corporal Macias about. B.R. showed me several videos she had saved in her phones photo gallery, some of which was not pornographic, and explained that during all of the times the videos were created, Lia was present in the home. At times in the videos, specifically the sexually explicit ones, she would be holding her cellular phone making recordings and at other times, B.R. claimed Lia was the one making recordings. The following is a synopsis of the pornographic content I personally viewed:

- File name: IMG_7644.MOV contains an 18 second video which depicts a male, identified as Andrew Mustapick, with his face placed between B.R.'s legs as he performs oral sex on her. In this video, B.R. is taking the video and angles the camera so that it captures the sex act as well as her face. The GPS location for where the video was created saved in B.R.'s phone as 1026 Morningside Drive Vero Beach, Florida, and the date the video was generated was on June 8, 2020, at approximately 9:19pm. On this date, B.R. was 17 years of age and Andrew was 65 years of age.
- File name: IMG_7646.MOV contains an eight second video which depicts a female

being digitally penetrated. B.R. told me the person being digitally penetrated in the video is her and that the person penetrating her was Andrew Mustapick. Neither person is able to be identified in the video by face or identifying markings; however, the GPS location for where the video was created saved in B.R.'s phone as 1026 Morningside Drive Vero Beach, Florida, and the date the video was generated was on June 8, 2020, at approximately 11:12pm. On this date, B.R. was 17 years of age and Andrew was 65 years of age.

- In the remaining non-pornographic videos saved within B.R.'s phone which were created on June 8, 2020, with a GPS location saved as 1026 Morningside Drive Vero Beach, Florida, the viewer is able to identify that the videos were made within the same household; furthermore, B.R. and Andrew are positively identified within the home together on camera.

After viewing the content in B.R.'s cellular phone, she signed a consent to search form and provided me with her device to remove the video evidence from it. I collected her cellular phone and submitted it into evidence.

I conducted research through the Driver and Vehicle Information Database (D.A.V.I.D.) related to Andrew, Lia and the purchased Volkswagen. Using D.A.V.I.D., I found a transaction effective date of June 3, 2020, for the purchase of a white 2017 Volkswagen four door with vehicle identification number 3VW2B7AJ6HM318536. During the purchase of this vehicle on June 3, 2020, the vehicle was assigned a dealer issued temporary license plate of CS11210. On June 13, 2020, a title for this vehicle was transferred into the names of Andrew Michael Mustapick and Lia Grace Hueckel. The vehicle was subsequently registered to both Andrew and Lia bearing Florida license plate NVQI24. On August 24, 2020, it appears the vehicle was sold and titled out of Andrew and Lia's name.

On Friday, August 27, 2021, Digital Crime Scene Detective Michael Scott extracted the video evidence from B.R.'s cellular phone and saved it as evidence. Once the extraction was complete, B.R. assumed custody of her device. With B.R. now in possession of her cellular phone, a controlled phone call was attempted between she and Andrew. B.R. did not know Andrew's phone number; therefore, I requested a crime analyst research his most recent phone number on file which was listed as 772-559-4000. B.R. placed one successful phone call to 772-559-4000 and established an open phone line with silence on the other end. B.R. initiated contact by stating, "Hello", which prompted the recipient of the call to state, "Hello". B.R. again replied by stating, "Hello" and again the recipient of the call replied stating, "Hello". B.R. then asked the recipient of the call, "Is this Andrew?" which caused the recipient of the call to state, "Yes". During B.R.'s phone call with Andrew, she asked him if he remembered her. Andrew stated he did not. B.R. tried to refresh Andrew's memory of her and asked if he would like to engage in another contract like they did together last year. Andrew replied stating, "Mmmmm, I don't remember". B.R. asked if Andrew was sure he didn't remember her and he replied that he was sure. B.R. asked Andrew if he remembered "Going down" on her, referring to him performing oral sex on her. Andrew replied, stating "B.R., have a nice day". Andrew then hung up the phone. Additional controlled phone call and text message attempts were made; however, contact was not established.

On Tuesday, September 14, 2021, I drafted a subpoena for records from Sunrise Volkswagen of Fort Pierce to obtain the buyers order pertaining to the 2017 Volkswagen. The subpoena was sent to the State Attorney's Office for approval and issuance.

On Sunday, September 19, 2021, B.R. contacted me and told me Andrew has been texting her asking to meet up on person. Because of this, B.R. wanted to attempt another controlled phone call. B.R. called Andrew and conferenced me in on a three-way call so I could record their conversation. During the conversation between both B.R. and Andrew, the two made small talk about meeting up. During the conversation, Andrew asked B.R. if she was finished with high school. B.R. replied telling Andrew she graduated this year and that she is now 18 years old and attending cosmetology school. During this controlled call, B.R. built more of a rapport with Andrew to build trust instead of speaking about the allegations in this case. Listening in on the call, it was very apparent that Andrew knew B.R. well from his interactions with her last year, contradicting his statements in the controlled call on Friday, August 27, 2021. Upon the conclusion of the call, Andrew told B.R. to call or text him anytime.

On Tuesday, September 21, 2021, B.R. contacted me and told me Andrew has continued to contact her via text. A third controlled call was attempted between the two. B.R. called Andrew and conferenced me in on a three-way call so I could record their conversation. During the conversation between both B.R. and Andrew, they engaged in small talk leading into B.R. using the rouse that she recently suffered a financial hardship with her vehicle and cosmetology school expenses. B.R. told Andrew, "What I wanted to maybe talk to you about was maybe, you know, like, making another contract and this time actually following through with it if you would like that." Andrew replied stating, "Yea, sounds interesting to me." B.R. then told Andrew, "But the only thing is, um, on the old contract instead of a few things I really didn't want to do like..." Andrew abruptly interrupted B.R. and told her, "Now that's, sweetheart, I only put those things down in order to, it was just to cover my ass kind of thing." B.R. asked Andrew what he meant and he explained by stating, "Well, just incase anything turned legal. I just, I just didn't wanna... well listen, this is probably not a good thing to, lets, lets talk in person later." B.R. attempted to keep Andrew engaged in conversation about their previous contract and what it entailed; however, Andrew refused to speak about it further stating at one point, "I'm not willing to talk about things like this on the telephone, if you get me. This is something that can only be discussed in person."


Immediately following the third controlled call, a fourth call was placed by B.R. to Andrew informing him that she would not meet him in person until he reassures her that certain clauses of their previous contract would be void if she engaged in a new contract with him. The purpose of this call was again, for B.R. to attempt to engage in conversation with Andrew about their past sexual interactions when she was 17-years-old in June, 2020, and not to actually engage in a new contract for sexual favors. Andrew was very quick to tell B.R. he had no idea what she was talking about and disconnected the phone.


Later in the day, I was able to contact Lia via phone for a FaceTime interview due to her currently residing in Maitland, Florida. While speaking with Lia, she told me she knows Andrew Mustapick and that the two of them purchased the Volkswagen referenced in this case. Lia told me she has been to Andrew's home approximately four times and that 2-3 of those times, B.R. accompanied her. Lia recalled after the purchase of the vehicle, Andrew approached her at his home and propositioned her for sexual favors in exchange for the new vehicle. Lia stated she refused to engage in sexual activity with Andrew and walked to his garage to sit on a chair while B.R. was left inside with him. Lia told me after a while, B.R. entered the garage and told her, "It was taken care of". I asked Lia what B.R. meant by stating "It was taken care of" and she assumed she engaged in sexual activity with Andrew because she refused to. I asked Lia if B.R. ever explained to her what she

meant when she told her she took care of it and Lia told me B.R. never opened up to her about it. I asked Lia if she ever witnessed firsthand, B.R. and Andrew engaged in sexual activity and she told me she did not. I asked Lia if she was aware of a written contract between B.R. and Andrew and she told me she was not.

At this point in my investigation, I believe probable cause does exist to arrest Andrew Mustapick for one count of unlawful sexual activity with certain minors

I SWEAR THE ABOVE STATEMENT IS CORRECT AND TRUE TO THE BEST OF MY KNOWLEDGE AND BELIEF.

DET  5273
Law Enforcement Officer or Notary

 #1270
Law Enforcement Officer's Signature