

State of New York : County of Ulster  
Justice Court : Town of Plattekill

**The People of the State of New York**

*against*

**Accusatory Instrument  
Felony Complaint**

[REDACTED]

I, Rolando Zapata a police detective in the Town of Plattekill, by this information makes written accusation as follows:

That [REDACTED] on the 8th day of August 2012, at approximately 12:30pm at 807 Modena Country Club, in the Town of Plattekill, County of Ulster, State of New York, did commit the offense of Burglary in the second degree, a felony in violation of Section 140.25 sub (2) of the Penal Law of the State of New York, in that (s)he did, at the aforesaid time and place:

Count One:

A person is guilty of burglary in the second degree when he knowingly enters or remains unlawfully in a building with intent to commit a crime therein, and when:

1. In effecting entry or while in the building or in immediate flight therefrom, he or another participant in the crime:

- (a) is armed with explosives or a deadly weapon; or
- (b) Causes physical injury to any person who is not a participant in the crime; or
- (c) Uses or threatens the immediate use of a dangerous instrument; or
- (d) Displays what appears to be a pistol, revolver, rifle, shotgun, machine gun or other firearm; or

**2. The building is a dwelling.**

The facts upon which this information is based are as follows:

To wit: The defendant did on the above date, time and location knowingly and unlawfully break into 807 Modena Country Club, a dwelling, by forcing open a side door with a blunt object. Then entering said residence and removing a 46 inch Sony flat screen television bearing serial number #8166583, a Toshiba Laptop computer and a Microsoft X-Box 360 console game player bearing serial number #2516833011605 without permission of the owner.

The foregoing factual allegations are based upon information and belief, the sources of complainants information and belief being, sworn witness statements and your deponent's investigation as a police detective.

Wherefore complainant prays that Richard T. Lapinski be dealt with pursuant to law.

False statements made in the foregoing instrument are punishable as a Class A misdemeanor pursuant to section 210.45 of the Penal Law. Accordingly and with notice of the foregoing, I hereby affirm that the foregoing statements of fact are true, under penalty of perjury, this 27th day of August 2012.

*Det. Rolando Zapata 2013*  
Complainant