

COMPLAINT & RETURN CHECK



CRIMINAL COURT OF THE CITY OF NEW YORK
PART APAR COUNTY OF KINGS

CR-054170-18KN



DOB 4-2-73

THE PEOPLE OF THE STATE OF NEW YORK

STATE OF NEW YORK
COUNTY OF KINGS

v

VIGNENDRA ARIYARAJAH

DETECTIVE GILBERTO ALONSO SHIELD NO.5333, OF THE BROOKLYN SOUTH HOMICIDE SQUAD SAYS THAT ON OR ABOUT AND BETWEEN DECEMBER 20,2016 11:00 PM AND DECEMBER 24,2016 02:00 PM AT 1012 OCEAN AVENUE COUNTY OF KINGS, STATE OF NEW YORK,

THE DEFENDANT COMMITTED THE OFFENSE(S) OF:

- PL 120.10(4) ASSAULT IN THE FIRST DEGREE (DQO)
- PL 125.15(1) MANSLAUGHTER IN THE SECOND DEGREE (DQO)
- PL 120.05(6) ASSAULT IN THE SECOND DEGREE (DQO)
- PL 120.25 RECKLESS ENDANGERMENT IN THE FIRST DEGREE
- PL 125.10 CRIMINALLY NEGLIGENT HOMICIDE (DQO)
- PL 120.20 RECKLESS ENDANGERMENT IN THE SECOND DEGREE (DQO)
- PL 135.05 UNLAWFUL IMPRISONMENT IN THE SECOND DEGREE (DQO)
- PL 260.10(1) ENDANGERING THE WELFARE OF A CHILD (DQO)

IN THAT THE DEFENDANT DID:

IN THE COURSE OF AND IN FURTHERANCE OF THE COMMISSION OR ATTEMPTED COMMISSION OF A FELONY, OTHER THAN A FELONY DEFINED IN ARTICLE ONE HUNDRED THIRTY WHICH REQUIRES CORROBORATION FOR CONVICTION, OR OF IMMEDIATE FLIGHT THEREFROM, THE DEFENDANT, OR ANOTHER PARTICIPANT IF THERE BE ANY, CAUSE PHYSICAL INJURY TO ANY PERSON WHO WAS NOT A PARTICIPANT IN THE CRIME; IN THE COURSE OF AND IN FURTHERANCE OF THE COMMISSION OF A FELONY OR ATTEMPTED COMMISSION OF A FELONY OR OF IMMEDIATE FLIGHT THEREFROM, THE DEFENDANT OR ANOTHER PARTICIPANT IF THERE BY ANY, CAUSE SERIOUS PHYSICAL INJURY TO A PERSON OTHER THAN ONE OF THE PARTICIPANTS; RECKLESSLY ENGAGE IN CONDUCT WHICH CREATED A SUBSTANTIAL RISK OF SERIOUS PHYSICAL INJURY TO ANOTHER PERSON; UNDER CIRCUMSTANCES EVINCING A DEPRAVED INDIFFERENCE TO HUMAN LIFE, RECKLESSLY ENGAGE IN CONDUCT WHICH CREATED A GRAVE RISK OF DEATH TO ANOTHER PERSON; WITH CRIMINAL NEGLIGENCE, CAUSE THE DEATH OF ANOTHER PERSON; RECKLESSLY CAUSE THE DEATH OF ANOTHER PERSON; RESTRAIN ANOTHER PERSON; KNOWINGLY ACT IN A MANNER LIKELY TO BE INJURIOUS TO THE PHYSICAL, MENTAL OR MORAL WELFARE OF A CHILD LESS THAN SEVENTEEN YEARS OLD OR DIRECT OR AUTHORIZE SUCH CHILD TO ENGAGE IN AN OCCUPATION INVOLVING A SUBSTANTIAL RISK OF DANGER TO HIS OR HER LIFE OR HEALTH.

THE SOURCE OF DEPONENT'S INFORMATION AND THE GROUNDS FOR DEPONENT'S BELIEF ARE AS FOLLOWS:

THE DEPONENT IS INFORMED BY NEW YORK STATE OFFICE OF PROFESSIONAL LICENSING THAT THE DEFENDANT IS A MEDICAL DOCTOR WITH A SPECIALTY IN CARDIOLOGY WITH A LICENSE TO PRACTICE MEDICINE IN THE STATE OF NEW YORK.

THE DEPONENT IS INFORMED BY A PERSON KNOWN TO THE KINGS COUNTY DISTRICT ATTORNEY'S OFFICE AND THE NEW YORK CITY POLICE DEPARTMENT THAT AT THE ABOVE TIME AND PLACE, THE INFORMANT WAS PRESENT WITH THE DEFENDANT WHEN THE INFORMANT OBSERVED PAUL MARIE RAYMOND, WHO APPEARED VISIBLY PREGNANT TO BE LYING ON THE FLOOR, SEMI-CONSCIOUS, MOANING AND WRITHING, VOMITING BLOOD AND INCONTINENT.

THE DEPONENT IS FURTHER INFORMED BY INFORMANT THAT THE DEFENDANT INSTRUCTED INFORMANT NOT TO GIVE PAUL MARIE RAYMOND ANY FOOD AND TO ONLY ADMINISTER JUICE OR WATER THROUGH A SYRINGE WHICH THE DEFENDANT PRODUCED.

THE DEPONENT IS FURTHER INFORMED BY INFORMANT THAT INFORMANT WAS INSTRUCTED BY DEFENDANT AND APPREHENDED OTHER NOT TO LET PAUL MARIE RAYMOND LEAVE THE APARTMENT UNDER ANY CIRCUMSTANCES AND NOT TO LET PAUL MARIE RAYMOND HAVE ANY PHONE CALLS OR CONTACT WITH HER FAMILY OR FRIENDS.

THE DEONENT IS FURTHER INFORMED BY INFORMANT THAT ON DECEMBER 23, 2016, PAUL MARIE RAYMOND ATTEMPTED TO FLEE THE ABOVE LOCATION OF 1012 OCEAN AVENUE AND THAT PAUL MARIE RAYMOND WAS RETURNED TO THE APARTMENT BY APPREHENDED OTHER.

THE DEONENT IS FURTHER INFORMED BY INFORMANT THAT ON DECEMBER 24, 2016, INFORMANT OBSERVED PAUL MARIE RAYMOND TO BE IN LABOR AND INFORMED APPREHENDED OTHER THAT PAUL MARIE RAYMOND NEEDED TO GO TO A HOSPITAL AND THAT APPREHENDED OTHER SHOULD CALL 911.

THE DEONENT IS INFORMED BY DEONENT'S OBSERVATION OF THE 911 RECORDINGS THAT THE APPREHENDED OTHER CALLED 911 NUMEROUS TIMES, FIRST REQUESTING AN AMBULANCE FOR A WOMAN HAVING A BABY AND THEN REQUESTING THAT THE AMBULANCE BE CANCELED "BECAUSE DOCTOR SAID I COULD CANCEL."

THE DEONENT IS FURTHER INFORMED BY TEXT MESSAGES AND PHONE CALLS BETWEEN DEFENDANT AND APPREHENDED OTHER THAT THE DEFENDANT CALLED APPREHENDED OTHER IMMEDIATELY BEFORE APPREHENDED OTHER CALLED 911 TO CANCEL THE AMBULANCE.

THE DEONENT IS INFORMED BY EMT RYAN MURPHY THAT WHEN HE FIRST RESPONDED TO THE ABOVE LOCATION APPREHENDED OTHER BLOCKED HIS PATH AND REFUSED TO LET HIM INTO THE APARTMENT FOR A PERIOD OF TIME AND BY THE TIME THE APPREHENDED OTHER ALLOWED EMT MURPHY TO ENTER, PAUL MARIE RAYMOND HAD ALREADY GIVEN BIRTH AND A NEWBORN BABY BOY WAS LYING ON THE BED WITH THE UMBICAL CORD STILL ATTACHED TO PAUL MARIE RAYMOND.

THE DEONENT IS FURTHER INFORMED BY INFORMANT THAT INFORMANT OBSERVED THAT THE NEWBORN BABY BOY WAS BREATHING AND MOVING.

THE DEONENT IS INFORMED BY THE OFFICIAL AUTOPSY REPORT BY THE CHIEF MEDICAL EXAMINER OF THE CITY OF NEW YORK THAT THE NEWBORN BABY BOY WAS BORN ALIVE ON DECEMBER 24, 2016 AND SUBSEQUENTLY DIED LATER THAT DAY.

THE DEONENT IS FURTHER INFORMED BY THE OFFICIAL AUTOPSY REPORT THAT BOTH THE CHILD AND PLACENTA HAD THE PRESENCE OF AN INFECTION WHICH CAUSED HIS DEATH.

THE DEONENT IS INFORMED BY DR. RONALD BURKA, PAUL MARIE RAYMOND'S OB/GYN, THAT PAUL MARIE RAYMOND WAS APPROXIMATELY THIRTY WEEKS PREGNANT AS OF THE ABOVE TIME AND PLACE AND THAT HER PREGNANCY HAD BEEN PREVIOUSLY HEALTHY, WITHOUT ANY SIGNS OF INFECTION, AND HAD PROGRESSED NORMALLY.

THE DEONENT IS FURTHER INFORMED BY INFORMANT THAT BASED ON HIS MEDICAL TRAINING AND EXPERIENCE, THAT THE SPECIFIC INFECTION SEEN IN BABY BOY RAYMOND AND THE PLACENTA IS COMMONLY SEEN IN WOMEN WHO ARE IN PROLONGED LABOR AND IS CONSISTENT WITH PAUL MARIE RAYMOND HAVING BEEN IN LABOR FOR APPROXIMATELY FOUR DAYS.

THE DEONENT IS INFORMED BY TEXT MESSAGES BETWEEN DEFENDANT AND APPREHENDED OTHER THAT BY DECEMBER 22, 2016, THAT THE DEFENDANT WAS AWARE OF THE FACT THAT PAUL MARIE WAS PREGNANT, VOMITING BLOOD AND SEMI-CONSCIOUS AND THERE WAS A RISK OF HER GOING INTO SHOCK OR DYING.

THE DEONENT IS INFORMED BY DEONENT'S PERSONAL OBSERVATION OF PAUL MARIE RAYMOND THAT SHE APPEARED TO HAVE CHEMICAL BURNS TO HER FACE, LIGATURE MARKS TO ARMS AND LEGS AND TORN OFF FINGERNAILS.

THE DEONENT IS INFORMED BY THE KINGS COUNTY HOSPITAL MEDICAL RECORDS THAT PAUL MARIE RAYMOND WAS ADMITTED TO THE HOSPITAL AND WAS ADDITIONALLY TREATED FOR SEPSIS, DEHYDRATION AND OTHER INFECTIONS WHICH IF LEFT UNTREATED CREATED A GRAVE RISK OF SERIOUS PHYSICAL INJURY OR DEATH.

FALSE STATEMENTS MADE IN THIS DOCUMENT ARE PUNISHABLE AS A CLASS A MISDEMEANOR PURSUANT TO SECTION 210.45 OF THE PENAL LAW.

12/19/18 125 _____ S. H. H. #5233
DATE SIGNATURE


ARI DEC 19 2018

JUDGE EDWARDS

REP CUMMINGS

COMPLAINT & WARRANT CLEARED

X Sworn before me
this date 12/19/18

X 

HON. ELLEN E. EDWARDS