0520698 21CT402 MB 3529

ARREST / NOTICE TO APPEAR
Juvenile Referral Report

1. Arrest 2. N.T.A. 3. Request for Warrant 4. Request for Capias | 1 | Juvenile | N

ADMINISTRATIVE

OBTS Number

Agency ORI Number: FLO 500000

Agency Name: PALM BEACH COUNTY SHERIFF'S OFFICE

Agency Report Number (N.T.A.'s only): 06- 21024011

Charge Type: Check as many as apply: ☐ 1. Felony ☐ 2. Traffic Felony ☐ 3. Misdemeanor ☒ 4. Traffic Misdemeanor ☐ 5. Ordinance ☐ 6. Other

Weapon Seized / Type: 2 | 1. Yes 2. No N/A

Multiple Clearance Indicator: 01

Location of Arrest (Including Name of Business): 405 NORTHLAKE BLVD, LAKE PARK, FL, 33408

Location of Offense (Business Name, Address): 405 NORTHLAKE BLVD, , LAKE PARK, FL, 33408

Date of Arrest	Time of Arrest	Booking Date	Booking Time	Jail Date	Jail Time	Location of Vehicle
01/10/2021	01:54					

DEFENDANT

Name (Last, First, Middle): LIMA-DOCOUTO, ANDRE,

Alias (Name, DOB, Soc. Sec. #, Etc.)

Race (W - White I - American Indian B - Black 0- Oriental/Asian)	Sex	Date of Birth	Height	Weight	Eye Color	Hair Color	Complexion	Build
W	M	3/27/1970	6'2	180	BRN	BLK	MED	MED

Scars, Marks, Tatoos, Unique Physcal Features (Location, Type, Description)

Marital Status | Religion | Indication of: Alcohol Influence Y ☒ N ☐ Unk. ☐ ; Drug Influence Y ☐ N ☐ Unk. ☒

Local Address (Street, Apt. Number) (City) (State) (Zip): 1500 CRECENT CIR, LAKE PARK, FL,

Phone: (203) 448-8049

Residence Type: 1. City 2. County 3. Florida 4. Out of State | 2

Permanent Address (Street, Apt. Number) (City) (State) (Zip): ,

Phone: ( )

Address Source: FL DL

Business Address (Name, Street) (City) (State) (Zip):

Phone: ( )

Occupation: SERVICE MANAGER

D/L Number, State	Soc. Sec. Number	INS Number	Place of Birth (City, State)	Citizenship
159209713, CT	[redacted]		RIO DE JANEIRO, BRAZIL	YES

CO-DEF

Co-Defendant Name (Last, First, Middle)	Race	Sex	Date of Birth	
				☐ 1. Arrested ☐ 2. At Large ☐ 3. Felony ☐ 4. Misdemeanor ☐ 5. Juvenile
				☐ 1. Arrested ☐ 2. At Large ☐ 3. Felony ☐ 4. Misdemeanor ☐ 5. Juvenile

JUVENILE

☐ Parent ☐ Legal Custodian ☐ Other: Name (Last) (First) (Middle)

Residence Phone: ( )

Address (Street, Apt. Number) (City) (State) (Zip)

Business Phone: ( )

Notified by: (Name) Date Time

Juvenile Disposition: 1. Handled/ processed within Dept. and Released. 2. TOT HRS / DYS 3. Incarcerated

Released To: (Name) Relationship Date Time

The above address provided by ☐ defendant and / or ☐ defendant's parents The child and / or parent was told to keep the Juvenile Court Clerk (Phone 355-2526) informed of any change of address. ☐ Yes, by: (Name) ☐ No: (Reason)

School Attended Grade

Property Crime? ☐ Yes ☐ No

Description of Property

Value of Property

CODE

Drug Activity: N. N/A P. Possess S. Sell B. Buy T. Traffic R. Smuggle D. Deliver E. Use K. Dispense/ Distribute M. Manufacture/ Produce/ Cultivate Z. Other

Drug Type: N. N/A A. Amphetamine B. Barbiturate C. Cocaine E. Heroin H. Hallucinogen M. Marijuana O. Opium/Deriv. P. Paraphernalia/ Equipment S. Synthetics U. Unknown Z. Other

CHARGE

Charge Description	Counts	Domestic Violence	Statute Violation Number	Violation of ORD #
DUI	1	☐Y ☒N	316.193(3C1)	

Drug Activity	Drug Type	Amount / Unit	Offense #	Warrant / Capias Number	Bond
N	N		21024011		

CHARGE

Charge Description	Counts	Domestic Violence	Statute Violation Number	Violation of ORD #
	1	☐Y ☐N		

Drug Activity	Drug Type	Amount / Unit	Offense #	Warrant / Capias Number	Bond

CHARGE

Charge Description	Counts	Domestic Violence	Statute Violation Number	Violation of ORD #
		☐Y ☐N		

Drug Activity	Drug Type	Amount / Unit	Offense #	Warrant / Capias Number	Bond

CHARGE

Charge Description	Counts	Domestic Violence	Statute Violation Number	Violation of ORD #
		☐Y ☐N		

Drug Activity	Drug Type	Amount / Unit	Offense #	Warrant / Capias Number	Bond

NOTICE TO APPEAR

Location (Court, Room Number, Address): 3228 GUN CLUB RD WEST PALM BEACH FL 33406

Court Date and Time: Month 2 Day 4 Year 2021 Time 0830 AM ☒ PM ☐

I AGREE TO APPEAR AT THE TIME AND PLACE DESIGNATED TO ANSWER THE OFFENSE CHARGED OR TO PAY THE FINE SUBSCRIBED. I UNDERSTAND THAT SHOULD I WILLFULLY FAIL TO APPEAR BEFORE THE COURT AS REQUIRED BY THIS **NOTICE TO APPEAR**, THAT I MAY BE HELD IN CONTEMPT OF COURT AND A WARRANT FOR MY ARREST SHALL BE ISSUED

Signature of Defendant (or Juvenile and Parent /Custodian)

01/10/2021
Date Signed

ADMIN

HOLD for other Agency Name:

☐ Dangerous ☐ Resisted Arrest ☐ Suicidal ☐ Other:

Intake Deputy I.D.# Pouch #

Signature of Arresting Officer: X

Name of Arresting Officer (Print): INV G. LYNCH 8568 I.D. # 8568

Transporting Officer: INV G. LYNCH 8568 ID # 8568 Agency: PBSO

Name Verification (Printed by Arrestee) (PRINT)

Witness here if subject signed with an "X"

FILED
JAN 10 2021
PAGE
JOSEPH ABRUZZO, CLERK
PALM BEACH COUNTY, FL

DISTRIBUTION: WHITE - COURT COPY GREEN - STATE ATTORNEY YELLOW - AGENCY PINK - AGENCY GOLD - DEFENDANT (N.T.A.'s ONLY)

PBSO #148 REV. 8/97

D.U.I. PROBABLE CAUSE AFFIDAVIT

ON THE 10 DAY OF JAN 20 21, AT 00:56 ✓AM PM

SUBJECT: LIMA-DOCOUTO, ANDRE, CASE NUMBER: 21024011

AGENCY: PALM BEACH COUNTY SHERIFF'S OFFICE ARRESTING OFFICER: INV G. LYNCH 8568

PERSONAL CONTACT

DRIVING PATTERN: Actual physical control (physical evidence or statements putting def. behind wheel of vehicle)

On 1/10/21 I responded to 405 Northlake Blvd, in Palm Beach County, in reference to a single vehicle crash (PBSO case 21024008). Upon my arrival I observed a black Volkswagen, bearing FL tag LERE66 on the northwest corner of the building. The vehicle had heavy front end damage and obviously had left the roadway and crashed into the building. I met with D/S Florexil id 7121, who confirmed how the crash occurred.
2 witnesses, Emma Wright, and Andrew Pokorny reported on scene. Wright advised that she heard the crash and then ran over to assist the driver. Pokorny advised that he witnessed the car swerving prior to the crash. Both witnesses positively identified the driver of the car, Andre Lima-Docouto, and advised that upon opening the driver door they found him unconcious.

OBSERVATION OF DRIVER:

I met with Andre, who was standing outside the car. I advised Andre that the crash investigation was complete and I was going to conduct a criminal DUI investigation, which he advised he understood. I read Miranda warnings to Andre, which he advised he understood. Post Miranda Andre advised that he was tired and had fallen asleep while driving. Andre advised he was not injured and did not need EMS or a hospital. I observed Andre's eyes to be bloodshot and glassy. There was an odor of an unknown alcoholic beverage coming from Andre's breath, which got stronger when he spoke. Andre's responses were slowed/ delayed, and he exhibited a sway while standing still. Andre stated that he was heading home, to 1500 Crescent Cir, but got confused about what city. Andre stated that he was unfamiliar with the area because he had just moved, but then stated he moved to the address 2 years prior. Andre initially denied drinking any alcohol but then stated he had 2-3beers 1.5-2hours prior. Based on my observations and Andre's admission to drinking I asked him to perform standard field sobriety tasks

DRIVER'S STATEMENTS:

Andre initially denied drinking any alcohol but then stated he had 2-3beers 1.5-2hours prior.

ODORS:

ODOR OF AN UNKNOWN ALCOHOLIC BEVERAGE COMING FROM SUBJECT'S BREATH.

GENERAL OBSERVATIONS

SPEECH:

ATTITUDE: **Calm/ Cooperative**

CLOTHING:

MEDICAL/OTHER: **NONE**

STATE OF FLORIDA
COUNTY OF PALM BEACH

INV G. LYNCH 8568
(Signature of Arresting/Investigative Officer)

The foregoing instrument was sworn to or affirmed and subscribed before me this 10 day of JAN 20 21 by INV G. LYNCH 8568

(Print name of Arresting/Investigative Officer), who is personally known to me and/or produced identification. Type of identification produced KNOWN

Shari O'Neal (#6212)
Notary Public, Clerk of Court, Officer (F.S.S 117.10)

SHARI L. O'NEAL
Notary Public - State of Florida
Commission # GG 972080
My Comm. Expires Jun 25, 2024
Bonded through National Notary Assn.

SUBJECT: LIMA-DOCOUTO, ANDRE, CASE NUMBER 21024011

ROADSIDE TASKS

HORIZONTAL GAZE NYSTAGMUS:

- [x] LT EYE-LACK OF SMOOTH PURSUIT
- [x] RT EYE-LACK OF SMOOTH PURSUIT
- [x] LT EYE-DISTINCT & SUSTAINED NYSTAGMUS AT MAX. DEVIATION
- [x] RT EYE-DISTINCT & SUSTAINED NYSTAGMUS AT MAX. DEVIATION
- [x] LT- EYE-ONSET OF NYSTAGMUS PRIOR TO 45 DEGREES
- [x] RT- EYE-ONSET OF NYSTAGMUS PRIOR TO 45 DEGREES

Other Observations:

Andre was asked to stand with his feet together and place his hands by his sides. Andre was asked to focus on the stimulus and follow it with his eyes. Andre was told not to move his head to assist in following the stimulus. I observed a lack of smooth pursuit in both of Andre's eyes and distinct and sustained nystagmus at maximum deviation. I observed onset of nystagmus prior to 45 degrees. I observed vertical nystagmus in both of Andre's eyes. Andre exhibited a sway throughout the task and had to be reminded to follow the stimulus and not to move his head.

WALK & TURN:

I attempted to perform the walk and turn task. I utilized yellow duct tape to make a straight and level, free of debris, that Andre advised he could see. I explained and demonstrated the task to Andre. During the instructions Andre was unable to maintain the instructional stance, stepping out of the position. Andre then advised that he believed he would fail and did not want to attempt the task or continue with any other tasks.

ONE LEG STAND:

REFUSED

FINGER TO NOSE:

REFUSED

ROMBERG ALPHABET:

REFUSED

BREATH TEST RESULTS: 1) .142 | 2) .130 | 3) | 4)

STATE OF FLORIDA
COUNTY OF PALM BEACH

INV G. LYNCH 8568
(Signature of Arresting/Investigative Officer)

The foregoing instrument was sworn to or affirmed and subscribed before me this 10 day of JAN 20 21 by INV G. LYNCH 8568

(Print name of Arresting/Investigative Officer), who is personally known to me and/or produced identification. Type of identification produced KNOWN

Shari O'Neal (#6212)
Notary Public, Clerk of Court, Officer (F.S.S 117.10)

SHARI L. O'NEAL
Notary Public - State of Florica
Commission # GG 972080
My Comm. Expires Jun 25, 2024
Bonded through National Notary Assn.

PALM BEACH COUNTY SHERIFF'S OFFICE
DUI TESTING FACILITY
INFORMATION SHEET

PBSO CASE # 21024011 PBSO ZONE 10-11

AGENCY CASE # _____ CRASH CASE # 21024008

TIME OF STOP/CRASH 00:56 DATE 01/10/2021 DAY Sunday

SUBJECT'S NAME LIMA-DOCOUTO, ANDRE, RACE W SEX M

HGT 6'2 WGT 180 DOB 3/27/1970

LOCATION 405 NORTHLAKE BLVD, LAKE PARK, FL, 33408

ARRESTING OFFICER'S NAME & ID INV G. LYNCH 8568 (8568) AGENCY Palm Beach County Sheriff's Office

DIVISION: VCD/DUI

NOTIFIED BY COMMO YES

ARRIVAL AT FACILITY 02:17

ARREST TIME 01:54

BREATH RESULTS:

1) .142
2) .130
3)
4)

TESTING OFFICER'S ID 6212 PBSO VIDEOTAPE # ____/____

TESTING FACILITY TASK REPORT

AGENCY: PBSO INV. LYNCH 38568

SUBJECT: LIMA-DOCOUTO, ANDRE

CASE NUMBER: 21-024011

DATE: 01-10-21

VIDEO DVD NUMBER: N/A

BEGINNING TIME: 0240 HRS

ENDING TIME: 0252 HRS

BREATH TESTS RESULTS: 1) .142 TIME 0245 A.M. ☒ P.M. ☐ 2) .130 TIME 0248 A.M. ☒ P.M. ☐

3) TIME A.M. ☐ P.M. ☐ 4) TIME A.M. ☐ P.M. ☐

BREATH OPERATOR: S.O'NEAL #6212

MAINTENANCE TECHNICAN: J. KARLECKE #6467

TESTING OFFICER'S OBSERVATIONS

SPEECH: ACCENT, SLURRED

ATTITUDE: CALM, COOPERATIVE, POLITE

CLOTHING: SHIRT-BLACK/ WHITE PANTS- GRAY JEANS

MEDICAL CONDITIONS: NONE

MEDICATIONS: NONE

OTHER:

EYES: RED, GLASSY
ODOR OF UNKNOWN ALCOHOLIC BEVERAGE

COMMENTS:

20 MIN. OBSERVATION DONE BY A/O LYNCH #8568
A/O REQUESTED THE BREATH TEST.
D SUBMITTED TO THE BREATH REQUEST.
D COMPLETED THE TEST CORRECTLY.
C/W READ ON CAMERA, D REFUSED Q&A

WITNESS LIST

CASE NUMBER: 21024011

ARRESTING OFFICER: INV G. LYNCH 8568
ADDRESS: HQ
PHONE NUMBERS (HOME): (WORK) 561 688 3000
CAN TESTIFY TO: FACTS OF CASE

NAME: D/S FLOREXIL 7121
ADDRESS: DIST 10
PHONE NUMBERS (HOME) 0 (WORK) 561 688 3000
CAN TESTIFY TO: CRASH INVESTIGATION

NAME: ANDREW POKORNY
ADDRESS 3209 32ND CT, JUPITER, FL, 33477
PHONE NUMBERS (HOME) 917 399 3093 (WORK)
CAN TESTIFY TO: CRASH/ IDENTIFY DRIVER

NAME: EMMA WRIGHT
ADDRESS 1201 SABAL RIDGE CIR #B, PALM BEACH GARDENS, FL, 33418
PHONE NUMBERS (HOME) 561 308 3843 (WORK) 0
CAN TESTIFY TO: CRASH/ IDENTIFY DRIVER

NAME:
ADDRESS
PHONE NUMBERS (HOME) (WORK)
CAN TESTIFY TO:

NAME:
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CAN TESTIFY TO:

PALM BEACH COUNTY
SHERIFF'S OFFICE
Florida State Statute Exemption Sheet

Palm Beach County Sheriff's Office – Arrests Only

	X	Florida State Statute	Description	Page Number(s)
L/E Exemptions	☐	119.071(2)(d)	Surveillance techniques, procedures and personnel; inventory of law enforcement resources, policies or plans pertaining to mobilization deployment or tactical operations.	
	☐	943.053, 943.0525	NCIC/FCIC/FBI and in-state FDLE/DOC.	
	☐	119.071(4)(c)	Undercover personnel.	
	☐	119.071(2)(f)	Confidential informants (CIs).	
	☐	119.071(2)(e)	Confession.	
Public Info. Exemptions	☐	985.04(1)	Juvenile offender records.	
	☐	119.071(h)(i)	Assets of a crime victim.	
	☐	395.3025(7)(a), 456.057(7)(a)	Medical information.	
	☐	394.4615(7)	Mental health information.	
	☐	119.071(4)(d)(2)(a)	Home address, telephone, Social Security number, date of birth, or photos of active/former LE personnel, spouses, and children.	
Florida Rules of Judicial Administration 2.420 (Rule of 23)	☒	(iii) 119.0714(1)(i)-(j), (2)(a)-(e)	Social Security, bank account, charge, debit, and credit card numbers.	2
	☐	(viii) 394.4615(7)	Clinical records under the Baker Act.	
	☐	(xii) 741.30(3)(b)	The victim's address in a domestic violence action on petitioner's request.	
	☐	(xiii) 119.071(2)(h), 119.0714(1)(h)	Protected information regarding victims of child abuse or sexual offenses.	
	☐			
	☐			
	☐			
	☐			
	☐			
Other	☐		Other:	
	☐		Other:	

REVIEW COMPLETED BY

Booking Number: 2021000776	**Date:** 01/10/2021
	Specialist Name/ID: T Howard/7185