0518967

20CT 12689

1003

	OBTS Number	Juve		TO APPI		2. N.T.A.	3. Request for Wa 4. Request for Ca		Juvenile	N
NO.		y Name BOYNTON BI	EACH PO	LICE DEP	т.	34-20	port Number -049953			
ADMINISTRATION		3. Misdemeanor 4. Traffic Misdeme	anor 🔲	5. Ordinance 6. Other		if Weapon	Seized Enter Typ	C	ultiple learance dicator	
VI V	Location of Arrest (Including Name of Business) SE 12TH AVE \$ SE 1ST ST, BOYNTON B	EACH, FL 334	 126	SE 12TH	ense (Busine	ess Name, Addres	, BOYNTO			3342
	Date of Arrest Time of Arrest 8		Booking Time	Jail Date		Jail Time	Location of			
	10/08/2020 03:35 Name (Last, First, Middle) Cascio, Andrew, Joseph	A	lias (Name, DOE	, Soc. Sec. #, Etc						
lľ	W-White I - American Indian Race Sex Date of Bir		Height 5'9	Weight 190	1*			mplexion Light	Build Med	
	B - Black O - Oriental / Asian W M 03/24/1 Scars, Marks, Tattoos, Unique Physical Features (Location, Type, De	*	39	190	Marital Sta	itus R	eligion In	dication of:	O D C	Unk.
NA.	Local Address (Street, Apt. Number) (City)		(State)	(Zip)	Marrie	Phone	JUK D	rug Influence		
DEFENDANT	220 SW 10TH AVE, BOYNTON BEACH, F	L 33435		(Zip)		(561)859 -	2.	City 3. Fi County 4. County 5. County 6. Count	out of State	1
	Permanent Address (Street, Apt. Number) (City)		(State)			Phone	FL	. DL		
	Business Address (Street, Apt. Number) (City)		(State)	(Zip)		$(\) $	M	echanic		
	DA Number, State Soc 2200-010-89-104-0	. Sec. Number		S Number			ersey, Dob	er US		
ь	Co-Defendant Name (Last, First, Middle)		Race	Sex Date of		2.		Misdemeanor		
SO-DEF	Co-Defendant Name (Last, First, Middle)		Race	Sex Date of	Birth			Felony Misdemeanor Residence		nile
	Perent Name (Last) (Fill Legal Custodian Other	st)	(Middle)					Residence	-none	
	Address (Street, Apt. Number)	(64	P) /	(Sta	ite)	(Zip)		Business P	none	
ايوا	Notified by: (Name)		Date	Time			isposition d/Processed within nd Released	2. TOT H		
JUVENILE	Released To: (Name) Relationship					Dept. a	Date	Tim		
	The above address was provided by defendant and/or defendant Clerk's Office (Phone 561-355-2526) informed of any change of	lant's pacents. The child of address: No: (Reason)	and/or parent w	as told to keep the	e Juvenile	School Attende	d		Grade	
	Property Crime? Description of Property	JNO: (Reason)				Value of Pro	perty			
SOOE	Yes No D Drug Activity S. Sell R. Smuggle K. Dispense/ N. N/A B. Buy D. Deliver Distribute	M. Manufacture Z. Produce/	N.	NA C	Barbituate Cocaine	H. Hallucinog M. Marijuana	Equipme	ent Z.	Unknown Other	
_	P. Possess T. Traffic E. Use Charge Description	Cultivate	Counts A.	Amphetamine E	nce State	0. Opium/Deute Violation Num	ber		on of ORD#	
CHARGE	Drug Activity Drug Type Amount/Unit		Mense #	☐Yes 圖N		rant/Capias Numb		Bond		
\vdash	Charge Description		049953 Counts	Domestic Viole		ute Violation Num	ber	Viole	ation of ORD#	#
CHARGE	Drug Activity Drug Type Amount/Unit	O	offense #	[] (es [])		rant/Capias Numb	per	Bond		
-	Charge Description		Counts	Domestic Viole		ute Violation Num	ber	Viola	stion of ORD	#
CHARGE	Drug Activity Drug Type Amount/Unit		offense #	□Yes □N	1	rant/Capias Numb	per	Bond		
-	Charge Description		Counts	Domestic Viole		ute Violation Num	***	Violat	ion of ORD#	
CHARGE	Drug Activity Drug Type Amount/Unit	- 10	offense #	<u> П.е. П.</u>		rant/Capias Numb	per	Bond))	
\vdash	Instruction No. 1 Cocation (Co.	ourt, Room Number, Ad County Courth	ddress)	\Nest Atlan	atic Ave	Delray Be	ach FL 33) •==	,	
PPEA	Instruction No. 2 You need not appear in Court but must Court Date	and Time	Day 2	nd	Vaar 20	20	rime 8:30 : -	37 T	■ A.M. □] P.M.
TOA	Comply with instruction on reverse side. Mon I AGREE TO APPEAR AT THE TIME AND PLACE DESIGNATED T APPEAR BEFORE THE COURT AS REQUIRED BY THIS NOTICE				FFILE CUR	COURED LUND			ILLFULLY FA	AIL TO
NOTICE TO APPEAR	Signature of Defendant (or Ju						10/08/20 Date Signe	20	_	
F	HOLD for other Agency	Signature of Arresting				Name Verificat	ion (Printed by An			
ADMIN	Name: Dangerous Resisted Arrest Suicidal Other:	Name of Arresting Of	fficer (Print)	!. 9	.D.# 182	BU#1158		<u>. မ</u>	Pag	
18	Intake Pervity I.D.# C / Pouch#	Transporting Officer L.Nalerio		982 B	gency BPD	Witness here is Signed with an			1 0)F 1
L_	10 m 610					<u> </u>	71.77.77			

D.U.I. PROBABLE CAUSE AFFIDAVIT

ON THE	8th_	DAY OF _	October	2020	AT	03:10	🖂 A.M	☐ P.M.
CASE #:	20-0499	53	DE l	FENDAN	NT: _C	Cascio, Andre	ew, Joseph	
		TACT/DRIV						
vehicle in t Jetta bearin wheel on th my vehicle later identif was passed knocked or	he area of g FL tag the driver s and appr fied as Ar out behin	f SE 12TH AV 109QLQ. The seat of the veh oached the dr ndrew Cascio	VE AND SE is Jetta was ochicle. The vehiver side door in the driver and appeared times which versions.	1ST ST. Ucupied by aicle was for to conduse the sleet with to be sleet woke Case	Jpon a whi facing act a we the veluing. It is up.	rrival I obserte male who west just eas elfare check hicle turned of the was breat First speaking.	hing but unconing to Cascio he	olkswagen behind the acks. I exited observed w/m n park. Cascio
and then he speak with smell alcol he advised that he had	anded me me. Caso nol. The s that he w three sho	a tissue, thinle io was unstead mell intensificates at a friend to the of Berben.	king that it wandy on his fee ed every time is house. I ask Cascio was h	as his lice t. Cascio's he spoke ed Cascio having a h	nse. It is eyes I ask of the lard tire	were bloodshed Cascio whad been drir ne balancing	nere he was con nking alcohol a himself.	ne spoke, I could ming from and and he told me
vehicle. Carbroken lef	that he had three shots of Berben. Cascio was having a hard time balancing himself. I started an investigation of Cascio possibly being under the influence while operating a motor vehicle. Cascio was asked if he recently had any disabilities or injuries which he replied that he had a broken left arm years ago. Cascio told me that nothing was bothering him and that he did not have any vision problems or issues with his eyes. Cascio was asked if he would submit to a series of Standard Field Sobriety Tasks (SFST's) which he advised that he would.							
that he und and arms b would lose	derstood in the side of the state of the sta	t. Cascio was e and to keep	placed in the his head still. his feet. Casc n deviation in	starting parting particles. Cascio state in the state of	oosition wayed ack of es, and	n of standing front to back smooth purst onset of Nys	the straight with the extended the control of the c	Cascio advised th feet together ercise. Cascio s, distinct and o 45 degrees in
☐ Left ey☐ Left ey☐ Distin	ye does no ye prior to ct jerking num devi	AZE NYST of follow smo of 45 degrees in left eye at ation mus in left ey	othly	Ī	Rigi Dist	ht eye prior t tinct jerking i kimum devia	ot follow smoo o 45 degrees in right eye at tion nus in right ey	

2

WALK AND TURN:

The second exercise was the Walk and Turn. The task was demonstrated and Cascio advised that he understood it. Cascio struggled to maintain balance while in the ready position. Cascio lost balance and was unable to stay in the ready position while explaining the task. Cascio walked more than nine steps and did not count the steps out loud. When returning, Cascio did not conduct a proper turn and walked backwards in the reverse position and not how explained and shown. Cascio was unable to keep feet heel to toe while conducting steps. Cascio stepped off the line multiple times while conducting the exercise. Cascio used his arms for balance.

ONE LEG STAND:

The third exercise was the One Leg Stand. The task was demonstrated and Cascio advised that he understood it. Cascio Swayed side to side during the exercise. Cascio was lost balance during the exercise and was had trouble balancing himself in the ready position. Cascio used his arms for balance. Cascio lost balance and hopped up and down in line. Cascio did not count like instructed. Cascio was unable to complete the exercise.

FINGER TO NOSE:

The fourth exercise was the finger to nose. The task was demonstrated and Cascio advised that he understood it. Cascio did not want to finish the exercise.

ROMBERG/ALPHABET:

The following instrument was sworn to before me this 8t day of October 2020
By: Nalerio
Notary Public State of Florida Renee Ragin Wy Commission GG 986418 Expires 03/05/2024 Signature of Agresting Officer
Notary/Police Officer (F.S.S. 117.19) Signature of Arresting Officer



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

PBSO CASE # 20.114483	PBSO ZONE6-5	1
AGENCY CASE # 20-049953	CRASH CASE #	
TIME OF STOP/CRASH 6310 DATE	10-8-20 DAY T	hursday
SUBJECT'S NAME Cascio Andrew	RACE W SEX	M
HGT 519 WGT 190	DOB 3-24-89	
LOCATION SE 12th Ave, SE 1st	St. Bonton Beach	
ARRESTING OFFICER'S NAME & ID Naleria		
DIVISION: Patrol	NOTIFIED BY COMMO	y
	ARRIVAL AT FACILITY	03:51
BREATH RESULTS:	Arrest Time	03:35
1		. ·
2		
REFUSED		
4.	· · · · · · · · · · · · · · · · · · ·	
TRETING OFFICERS IN 1/877		

SUB	JECT: Cascio, Andrei J. CASE NUMBER:
	IMPLIED CONSENT FOR DUI IN A MOTOR VEHICLE
]	NOTE: READ ONLY THE PARAGRAPH APPLICABLE TO THE TYPE OF TEST YOU ARE REQUESTING.
I am cont	now requesting that you submit to a lawful test of your BREATH for the purpose of determining its alcohol ent.
	-OR-
I am cher	now requesting that you submit to a lawful test of your URINE for the purpose of detecting the presence of mical or controlled substances. OR-
I am and	n now requesting that you submit to a lawful test of your BLOOD for the purpose of detecting its alcohol content the presence of chemical or controlled substances.
	NOTE: READ ONLY IF THE SUBJECT DOES NOT COMPLY WITH YOUR REQUEST.
I an	of the
If you periof a required to far a required to fa	ou fail to submit to the test I have requested of you, your privilege to operate a motor vehicle will be suspended for a good of one (1) year for a first refusal, or eighteen (18) months if your privilege has been previously suspended as a result refusal to submit to a lawful test of your breath, urine or blood. Additionally, if you refuse to submit to the test I have uested of you and if your driving privilege has been previously suspended for a prior refusal to submit to a lawful test our breath, urine or blood, you will be committing a misdemeanor. Refusal to submit to the test I have requested of you dmissible into evidence in any criminal proceeding.
SUI	BJECT'S SIGNATURE: (X)
	CONSTITUTIONAL WARNINGS
<u>I Al</u>	M REQUIRED TO WARN YOU BEFORE YOU MAKE ANY STATEMENTS THAT YOU HAVE THE FOLLOWING RIGHTS
1.	You have the right to remain silent and not answer any questions.
2.	Any statement must be freely and voluntarily given.
3.	You have the right to the presence of a lawyer of your choice before you make any statement and during any questioning.
4.	If you cannot afford a lawyer, you are entitled to the presence of a court appointed lawyer before you make any statements and during any questioning.
5.	If at any time during the interview you do not wish to answer any questions, you are privileged to remain silent.
6.	I can make no threats or promises to induce you to make a statement. This must be of your own free will.
7.	Any statement can and will be used against you in a court of law.

SUSPECT'S SIGNATURE: (X)_____

	,		!	-			
SUBJECT:	1. ()	, And	r-W	<u>.</u>	CASE NUMBER:	 	

QUESTIONS AND ANSWERS

I AM NOW GOING TO ASK YOU SOME QUESTIONS. WITH THESE RIGHTS IN MIND, YOU MAY ANSWER SOME OF, ALL OF, OF NONE OF THE FOLLOWING QUESTIONS AS YOU LIKE.
WERE YOU OPERATING A MOTOR VEHICLE AT THE TIME OF THE STOP/ACCIDENT?
WHERE WERE YOU GOING?
WHAT STREET OR HIGHWAY WERE YOU ON?
DIRECTION OF TRAVEL? WHERE DID YOU START? WHAT TIME IS IT NOW?
WHAT IS TODAY'S DATE? WHAT DAY OF THE WEEK IS IT?
WHAT COUNTY AND CITY ARE YOU IN NOW?
WHEN DID YOU LAST EAT? WHAT DID YOU EAT?
WHAT HAVE YOU BEEN DOING FOR THE LAST THREE HOURS?
HOW MUCH DO YOU WEIGH? HAVE YOU BEEN DRINKING? WHAT?
HOW MUCH? WHERE? WITH WHOM?
WHEN DID YOU HAVE YOUR FIRST DRINK? AND YOUR LAST DRINK?
HOW DID YOU CONSUME YOUR LAST TWO DRINKS?
CAN YOU FEEL THE EFFECTS OF THE ALCOHOL? ARE YOU UNDER THE INFLUENCE?
HAVE YOU CONSUMED ANY ALCOHOL SINCE THE ACCIDENT? HOW MUCH?
WHAT? WHERE? WHEN?
WHAT? WHERE? WHEN? WHEN DID YOU LAST WORK?
DO YOU HAVE ANY PHYSICAL DEFECTS OR INJURIES? WHAT?
ARE YOU SICK OR INJURED? WHAT'S WRONG?
DO YOU LIMP? DID YOU RECEIVE A BUMP ON THE HEAD RECENTLY?
WERE YOU IN AN ACCIDENT TODAY?
HAVE YOU TAKEN ANY DRUGS OR SMOKED ANY MARIJUANA TODAY? WHEN?
HAVE YOU SEEN A DOCTOR OR DENTIST TODAY? WHO? WHY?
ARE YOU TAKING ANY PRESCRIPTION MEDICINES? WHAT? WHEN?
DO YOU HAVE: EPILEPSY? GLASS EYE? FALSE TEETH? EAR INFECTION? INNER EAR TROUBLE? DIABETES?
DO YOU HAVE ANY PROBLEMS WITH YOUR EYES THAT ARE NOT CORRECTED BY GLASSES?
DO YOU TAKE INSULIN? IF SO, WHEN WAS YOUR LAST INJECTION?
HAVE YOU EVER HAD A DRIVER'S LICENSE IN ANY OTHER STATE? WHERE?
INTERVIEWER:
WHITE - STATE ATTY. YELLOW - DHSMV PINK - CENTRAL RECORDS GOLD - JAIL PBSO #0129C REV.9/93

FLORIDA DEPARTMENT OF LAW ENFORCEMENT ALCOHOL TESTING PROGRAM BREATH ALCOHOL TEST AFFIDAVIT

Instrument Type: Intoxilyzer 8000 Instrument Registered To: PALM BEACH CO SO Instrument Serial Number: 80-006239 Software: 8100.27

Date of Test: 10/08/2020

Date of Last Agency Inspection: 09/18/2020

Observation Period Began: 03:51 Subject's Name: ANDREW J CASCIO

DOB: 03/24/1989 Sex: M

The subject was observed for at least twenty-minutes prior to the administration of the breath test to ensure that the subject did not take anything orally and did not regurgitate.

sults:	Test	g/210L	Time	
	Diagnostics Check	OK	04:17	
	Air Blank	0.000	04:18	7
·	Control Test	0.078	04:18	/
	Air Blank	0.000	04:18	
	Subject Sample #1	REF*	04:21	
	Air Blank	0.000	04:22	
	Control Test	0.079	04:22	
•	Air Blank	0.000	04:23	
	Diagnostics Check	OK	04:23	
	tCubiast mark nos			

*Subject Test Refused

Cylinder Lot: 14020080A1 Exp: 07/05/2022

State of Florida, County of Kalm Beach,	
Personally appeared before me the undersigned authority, who () is personally known to me	or
(_) produced as identification, and who after being placed under oat	
states:	•• /
I REMER M RAGIN, hold a valid Breath Test Operator permit issued by the Flor	ida
Department of Law Enforcement; I administered the above breath test to the subject named abo	ve in
accordance with Chapter 11D-8, Florida Administrative Code, and this form is a true and accu	rate
Breath Test Operator: Date: 10/08/20	
Breath Test Operator:	
'Signature	-
Sworn to (or affirmed) before me this 08 day of $0ct$, 2020	
Sworn to (or affirmed) before me this 00 day of 00, , 2000	
Ofc. L. Naleria # 982	
Signature of Notary Public-State of Florida Printed Name of Notary Public-State of Florida	

Note: Pursuant to section 117.10, Florida Statutes, law enforcement officers, correctional officers, traffic accident investigation officers and traffic infraction enforcement officers are notaries public when engaged in the performance of official duties. In accordance with section 316.1934(5), F.S., this completed form is admissible without further authentication and is presumptive proof of the results herein. To be used in accordance with Section 316.1934(5), F.S., and in administrative proceedings pursuant to 322.2615, F.S.

FDLE/ATP FORM 38 - MARCH 2004, Ref. 11D-8.007

STATE OF FLORIDA

DEPARTMENT OF HIGHWAY SAFETY & MOTOR VEHICLES

AFFIDAVIT OF REFUSAL TO SUBMIT TO

BREATH AND/OR URINE TEST

m a member of			ALERIO	a duly cert	ified Law Enforceme	OIIIOO	otional o most,
m a mambar Af	Danishan Bana	g Implied Consent h Police Depart					, and I do swear
III & IIICIIIDCI UI				orcement agency)			
or affirm that on or	about the	EIGHTH	day of	October		0, at	3:56 AM
	ANDRI	P33/		JOSEPH		CASCIO	
RIVER Type or Print)	FIRST		MII	DLE OR MAIDEN		LAST	
ot .#	C2000108910	40	, state of	FL		was placed under	lawful arrest for
ne offense of	<u>D</u> U	1	by	<u> </u>	LUIS Name of Arresting Offi	cer)	7
sued Citation #	AC861JE	·					
That on o	r about the	EIGHTH	day of	October		20 , at _	4:20 AM
o a breath, un submit to a law o submit to a nolds a CDL, License/driving previously bee	ine, or blood to vful test as required lawful test of or was operated	est. I also int juested above his or her bro ating a CMV a period of o as a result	formed the driver if his or her eath, urine, or refusal will ne (1) year in of a refusal t	driving privileg blood. Addition result in the	previously suspe she commits a re e has been previously, I informed disqualification first refusal or p ny such lawful to	ously suspende the driver that of the Commen	ed for refusal if he or she rcial Driver's e or she has
)	THE A	FFIDAVIT M		ARIZED OR A	Corrctional Office		
•••	THE A	FFIDAVIT M			Signature of Law Correctional Office	r.s. 117.10)	or

TESTING FACILITY TASK REPORT

	AGENCY: BBPD
SUBJECT: Cascio, Andrew J.	CASE NUMBER: 20-114483
DATE: Oct 8, 2020	VIDEO DVD NUMBER: N/A
BEGINNING TIME: 04:12	ENDING TIME: 04:24
BREATH TESTS RESULTS: 1) Refusal TIME 04:21 A.M.⊠ P.	M 2) N/A TIME A.M P.M
3) N/A TIME A.M P.	M 4) N/A TIME A.M P.M
BREATH OPERATOR: R. Ragin #16877	
MAINTENANCE TECHNICAN: Jason Karlecke #6467	
TESTING OFFICER'S OBSERVATIONS	
SPEECH: Slurred	
ATTITUDE: Quiet, stubborn, moody	
CLOTHING: Red shorts, black t-shirt, black flip-flops	
MEDICAL CONDITIONS: None	
MEDICATIONS: None	
OTHER:	The first than the fi
Eyes bloodshot Odor of unknown alcoholic beverage on breath.	
COMMENTS: Arrived at center A/O started 20 minute observ	ation period at 03:51 hrs.
Subject refused to answer format questions and	
A/O read I/C and subject acknowledged he under	·
Subject agreed to take test.	
Subject refused to follow tech instructions ar	nd refused to blow to get tone started.
A/O called refusal	
A/O read rights. Subject refused to answer if he understood und	derstood his rights.
A/O attempted Q&A. Subject refuse to answer questions.	



Palm Beach County Sheriff's Office - Arrests Only

	х	Florida State Statute	Description	Page Number(s)
		119.071(2)(d)	Surveillance techniques, procedures and personnel; inventory of law enforcement resources, policies or plans pertaining to mobilization deployment or tactical operations.	
ions		943.053, 943.0525	NCIC/FCIC/FBI and in-state FDLE/DOC.	
L/E Exemptions		119.071(4)(c)	Undercover personnel.	
YE E		119.071(2)(f)	Confidential informants (Cls).	
		119.071(2)(e)	Confession.	
S.		985.04(1)	Juvenile offender records.	
mptio		119.071(h)(i)	Assets of a crime victim.	
Public Info. Exemptions		395.3025(7)(a), 456.057(7)(a)	Medical information.	
Sic In		394.4615(7)	Mental health information.	
P.		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.	
	×	(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.	
of 23)		(xii) 741.30(3)(b)	The victim's address in a domestic violence action on petitioner's request.	
Rule		(xiii) 119.071(2)(h), 119.0714(1)(h)	Protected information regarding victims of child abuse or sexual offenses.	
Florida Rules of Judicial Administration 2.420 (Rule of 23)				
l Administr				
es of Judicia				
Florida Rul	0			
ē		119.0712 (2)	Other: Personal information contained in a motor vehicle record	
Other		119.071(2)(J)	Other: MARSY'S LAW PROTECTED INFORMATION REGARDING VICTIM(S).	

REVIEW COMPLETED BY

	Date: 10/8/2020
Booking Number: 2020023742	Specialist Name/ID: M. Tooks #8557

