

Arrest Report

0349226

20CT3667 WB
3003

FLORIDA HIGHWAY PATROL
P.O. BOX 540007, GREENACRES, FL 33454

Report Date / Time 2/29/2020 03:40 AM	Report Number FHP99ARR797604	Case Number/Cad Number FHPL20OFF013044 / LWRC20CAD035882	Reporting Officer Name MASTERSON, MONIQUE
Originating Agency ORI	Occur Date Time Range 02/29/2020 02:44:14 -	Jurisdiction	Clearance

Location of Occurrence

County PALM BEACH	Location Type PUBLIC PLACE	Location Description INTERSTATE 95 (SR9)			
Street Number	Street S SR809 (MILITARY TRAIL)	Apt/Lot/Bldg	City	State	Zip Code

Defendant

First Name ASHLEY	Middle Name MICHELLE	Last Name JONES	Suffix	Race BLACK	Sex FEMALE	Height 509	Weight 130	Hair BLack	Eyes BRO
MNI #	SSN	Date of Birth 06/10/1981	Age 38	Place of Birth SUNRISE CA USA	Drivers License or other ID J520013817100	State FL	ID Type E		
Address * RESIDENCE / 6795 ALISO AVE., FL 33413 /									

Arrest

Arrest Date/Time 2/29/2020 3:24:16 AM	Arrest Location Type PUBLIC PLACE	Arrest Location Description INTERSTATE 95 (SR9)				
Street Number	Street S SR 809 (MILITARY TRAIL)	Apt/Lot/Bldg	County PALM BEACH	City	State FL	Zip Code

Charge : S

Counts 1	Charge 316.193.1 A	Bond Amount \$0.00	<input type="checkbox"/> No Bond
Charge Degree N	Charge Level MISDEMEANOR	General Offense Code DUI-UNLAW BLD ALCH	
Charge Description DUI ALCOHOL OR DRUGS			

Charge : S

Counts 1	Charge 316.1939	Bond Amount \$0.00	<input type="checkbox"/> No Bond
Charge Degree F	Charge Level MISDEMEANOR	General Offense Code DUI-UNLAW BLD ALCH	
Charge Description REFUSE TO SUBMIT DUI TEST AFTER LIC SUSP			

SPANN 8101

Arrest Report

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Page 1 of 4
AM 5:30
COUNTY CLERK
BRANCH

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Bond Set by Court

<input type="checkbox"/> Bond Amount <input type="checkbox"/> No Bond
Bond Type(s)

Probable Cause

On 2/29/2020 at approximately 2:50AM I was contacted by Sergeant Tony Kingery. Sergeant Kingery was on a traffic stop on Interstate 95 (State Road 9) north of State Road 809 (Military Trail) on the right shoulder. He stated he was on a traffic stop with a single occupant that he believed to be impaired. I agreed to come to the traffic stop to determine if the driver was impaired. I arrived on scene at approximately 3:17AM.

I approached the vehicle on the driver side. Sergeant Kingery told the driver to exit the vehicle so I could talk to her. I saw a female behind the wheel of the vehicle while the vehicle was on. There were no other occupants in the vehicle. The driver stumbled out of the driver side door and almost entered the outside travel lane. The driver continued to stumble toward me as she walked to the open area between my marked patrol vehicle and her idling vehicle. I introduced myself and notified the driver that I was on scene due to concerns of impairment. The driver was identified as ASHLEY, MICHELLE, JONES by her driver license (J-520-013-81-710-0) after I conducted a NCIC/FCIC search of the valid license.

As I spoke with Ms. Jones I could smell the odor of an alcoholic beverage omitting from Ms. Jones breath and observed her eyes to be red and glossy with a flushed face and slight slurred speech. Once Ms. Jones stopped stumbling I noticed Ms. Jones to sway I she stood in place. Ms. Jones exited the vehicle without shoes on. I asked her if she was uncomfortable without any shoes on. Ms. Jones said she was fine. Sergeant Kingery noticed high heels on the driver seat floor.

After observing these indicators, I asked Ms. Jones where she was coming from. Ms. Jones said she was coming from a friend's house in Port St Lucie. I asked Ms. Jones where she was going. She stated her whole home address after I asked specifically. Ms. Jones said she was hanging out at her friend's house. I asked Ms. Jones if she had any alcoholic beverages. Ms. Jones said no. I asked her multiple times and notified her that I could smell it distinctly and coming from her breath. Ms. Jones continued to say she did not have any alcohol to drink. The smell of alcohol on her breath was so distinct that I did not need to be near Ms. Jones to smell it. I was standing approximately three feet from Ms. Jones mouth with heavy winds and could smell it distinctly. I could smell the odor of an alcoholic beverage more when she spoke.

After observing the following indicators, I notified Ms. Jones that I suspect she was driving under the influence due to the indicators that I observed.

Indicators:

- Distinct Odor of an alcoholic beverage omitting from Ms. Jones breath.
- Stumbling out of the vehicle upon exiting

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- Stumbling on a flat surface with bare feet
- Slight slur speech
- Flushed face
- Red and glossy eyes
- Swaying while standing

I asked Ms. Jones if she had any medical issues that would mislead me to believe that she was impaired. I specifically asked Ms. Jones if she was diabetic, on medications or on any illegal drugs. Ms. Jones stated no. I asked Ms. Jones if she would participate in Standardized Field Sobriety Tests (SFST). Ms. Jones stated she would not perform SFST exercises. I informed Ms. Jones that I would base my arrest off the indicators that I notified her of. Ms. Jones stated she understood. Ms. Jones notified me she was a middle school teacher in West Palm Beach. I explained to Ms. Jones that participating in the exercises would give her an opportunity to prove her sobriety to me. Ms. Jones still refused SFST.

Based on the initial indicators that I observed on scene during the traffic stop, I placed Ms. Jones under arrest for DUI at 3:24 AM on 2/29/2020.

Sergeant Kingery conducted the inventory of Ms. Jones vehicle before it was towed. Sergeant Kingery discovered an open bottle of Fire Ball in the vehicle.

After placing Ms. Jones in handcuffs, I conducted a thorough search of her. I placed Ms. Jones in the rear right seat of my patrol car. I asked Ms. Jones for a sample of her breath for the use of testing the amount of alcohol. Ms. Jones refused to give a sample of her breath. Ms. Jones was read implied consent at 3:26 AM. Ms. Jones still said no at 3:29 AM after being read implied consent. Ms. Jones said she understood the implied consent.

Ms. Jones was transported to the Breath Testing Facility (BAT) to officially refuse or given another opportunity to give a sample of her breath. Ms. Jones was given the opportunity to give a sample of her breath at approximately 6:00AM. Ms. Jones refused at 6:01AM. Implied consent was read after her refusal. Ms. Jones still refused. Ms. Jones stated she understood. Ms. Jones was read her Miranda Rights after being read implied consent. Ms. Jones chose not to answer any questions.

As I was typing the paper work for the arrest Ms. Jones fell asleep in the back seat. Ms. Jones did not have conversation.

Ms. Jones was transported to the Palm Beach County Jail. All above events occurred in Palm Beach County Florida.

Jail Booking Facility

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Booking Date/Time 0.0000	Booking County PALM BEACH	Booking Facility PALM BEACH COUNTY CORRECTIONS	Booking Facility Phone Number (561) 688-4400
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Booking Facility Location: 3228 GUN CLUB ROAD WEST PALM BEACH, FLORIDA 33406
 Booking Number

Booking Comments


Court

Court County PALM BEACH	Court Location 3228 GUN CLUB ROAD WEST PALM BEACH, FL 33406		
Court CRIMINAL JUSTICE COMPLEX	Court Phone 561-355-2994	Court Appearance Date / Time 03/26/2020 8:30AM	Court Fine
Comments			

Officer Name Rank / ID #	Involvement On Report / Reporting Role	Officer Agency Org/Unit
MASTERSON, MONIQUE TROOPER 4467	REPORTING OFFICER	FLORIDA HIGHWAY PATROL FHPLLRCCIPALM BEACHSR804 JSOF SR702
T.R. KINGERY SERGEANT 2002	ASSISTING	FLORIDA HIGHWAY PATROL FHPLLRCCIPALM BEACHLANTANA SUPERVISR

The undersigned certifies and swears that he/she has just and reasonable grounds to believe that the above named Defendant, committed violation(s), of law, on the below date(s) and time(s), as listed in the probable cause associated with this report:

Reporting Officer

Officer Name MASTERSON, MONIQUE	Office Rank TROOPER	Officer ID No 4467	Sworn and subscribed before me, the undersigned authority This the <u>29th</u> day of <u>February</u> , <u>2020</u> DEPUTY OF THE COURT, NOTARY OR LAW ENFORCEMENT
Officer Agency FLORIDA HIGHWAY PATROL	Officer Signature 		



TESTING FACILITY TASK REPORT

AGENCY: FHP-L
 SUBJECT: Jones, Ashley M CASE NUMBER: 20 093809
 DATE: 02/29/2020 VIDEO TAPE NUMBER: N/A
 BEGINNING TIME: 05:59 ENDING TIME: 06:02
 BREATH TESTS RESULTS: 1) R TIME 06:01 A.M./P.M. 2) _____ TIME _____ A.M./P.M.
 3) _____ TIME _____ A.M./P.M. 4) _____ TIME _____ A.M./P.M.

BREATH OPERATOR: T. Winkley # 17183
 MAINTENANCE TECHNICIAN: J. Kunkle # 6467

TESTING OFFICER'S OBSERVATIONS

SPEECH: slow, thick
 ATTITUDE: calm, cooperative
 CLOTHING: black pants, black blouse, no shoes
 MEDICAL CONDITIONS: none
 MEDICATIONS: none
 OTHER: eyes glossy, bloodshot
odor of alcohol noted in breath area nearby

REFUSED

COMMENTS: arrived at center 410 minutes of 20 minutes
observed in park at 05:37 hrs

refused to perform breath test
150 mg

A/o read I/C + A stated she understood I/C

A refused to perform breath test

REFUSED

A/o read rights + A stated she understood rights

A printed right to counsel - No Q+A

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

PBSO CASE # 20-043809 PBSO ZONE 3-15

AGENCY CASE # FHPL200FF13044 CRASH CASE # _____

TIME OF STOP/CRASH 2:45 AM DATE 2/29/2020 DAY SATURDAY

SUBJECT'S NAME ASHLEY JONES RACE B SEX F

HGT 509 WGT 130 DOB 6/10/1981

LOCATION SOUTH BOUND ON I95 NOF SR 809

ARRESTING OFFICER'S NAME & ID TAKMASTERTON MONIQUE AGENCY FHP-L

DIVISION: _____

NOTIFIED BY COMMO No

ARRIVAL AT FACILITY 05:37

Arrest Time 03:24

BREATH RESULTS:

1. **REFUSED**
2. _____
3. _____
4. _____

TESTING OFFICER'S ID 19183

NOT A CERTIFIED COPY

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MAR 02 2020

**STATE OF FLORIDA
DEPARTMENT OF HIGHWAY SAFETY & MOTOR VEHICLES
AFFIDAVIT OF REFUSAL TO SUBMIT TO
BREATH AND/OR URINE TEST**

I, Trooper Monique Masterson, a duly certified Law Enforcement Officer or Correctional Officer,
(Name of Officer reading Implied Consent Warning)

am a member of Florida Highway Patrol, and I do swear
(Name of law enforcement agency)

or affirm that on or about the 29 day of February, 2020, at 3:24 P.M. A.M.

DRIVER ASHLEY MICHELLE JONES
(Type or Print) FIRST NAME MIDDLE OR MAIDEN NAME LAST NAME

DL# J-520-013-81-710-0, state of Florida, was placed under lawful arrest for

the offense of DUI 316.193 by Trooper Monique Masterson and
(Name of Arresting Officer)

issued Citation # A76MS2E

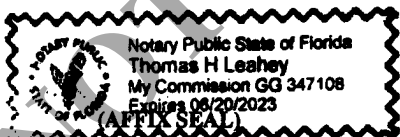
That on or about the 29 day of February, 2020, at 6:01 P.M. A.M.

in Palm Beach County,

I requested that the driver submit to a breath and/or urine test to determine his or her blood alcohol level and/or the presence of chemical or controlled substances. I informed the driver that the refusal to submit to such test(s) would result in the suspension of his or her driving privilege for a period of one (1) year for a first refusal, or for a period of eighteen (18) months if his or her driving privilege had been previously suspended for refusing to submit to a breath, urine or blood test. I also informed the driver that he or she commits a misdemeanor by refusing to submit to a lawful test as requested above if his or her driving privilege has been previously suspended for refusal to submit to a lawful test of his or her breath, urine, or blood. Additionally, I informed the driver that if he or she holds a CDL, or was operating a CMV, refusal will result in the disqualification of the Commercial Driver's License/driving privilege for a period of one (1) year in the case of a first refusal or permanently if he or she has previously been disqualified as a result of a refusal to submit to any such lawful test. Nonetheless, the driver refused to submit to the test(s) requested.

[Signature]
Signature of Law Enforcement Officer or
Correctional Officer

THE AFFIDAVIT MUST BE NOTARIZED OR ATTESTED TO (F.S. 117.10)



The foregoing instrument was sworn and subscribed before

me this 29th day of February, 2020,

by Trp. M Masterson #4467,

who is personally known to me or who has produced

personally known as identification

Notary Public T. Leahy

The foregoing instrument was sworn and subscribed before me

Signature of Attesting Officer

Title _____

Date _____

Note: Mail or hand deliver to the designated Bureau of Administrative Reviews office, Department of Highway Safety and Motor Vehicles, with the driver's license, the appropriate copy of the UTC, and the probable cause affidavit.

SUBJECT: Jones, Ashley 111 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, OR 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 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 LINE OF WORK ARE YOU IN? _____ 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

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MAR 02 2020

SUBJECT: Jones, Ashley, III 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 now requesting that you submit to a lawful test of your BREATH for the purpose of determining its alcohol content.

-OR-

I am now requesting that you submit to a lawful test of your URINE for the purpose of detecting the presence of chemical or controlled substances.

-OR-

I am now requesting that you submit to a lawful test of your BLOOD for the purpose of detecting its alcohol content and the presence of chemical or controlled substances.

NOTE: READ ONLY IF THE SUBJECT DOES NOT COMPLY WITH YOUR REQUEST.

I am Tos. III Master # 4407 of the FBI

If you fail to submit to the test I have requested of you, your privilege to operate a motor vehicle will be suspended for a period of one (1) year for a first refusal, or eighteen (18) months if your privilege has been previously suspended as a result of a refusal to submit to a lawful test of your breath, urine or blood. Additionally, if you refuse to submit to the test I have requested of you and if your driving privilege has been previously suspended for a prior refusal to submit to a lawful test of your breath, urine or blood, you will be committing a misdemeanor. Refusal to submit to the test I have requested of you is admissible into evidence in any criminal proceeding.

SUBJECT'S SIGNATURE: (X) _____

CONSTITUTIONAL WARNINGS

I AM 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.

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MAR 02 2020

SUSPECT'S SIGNATURE: (X) Ashley Jones III



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	<input type="checkbox"/>	119.071(2)(d)	Surveillance techniques, procedures and personnel; inventory of law enforcement resources, policies or plans pertaining to mobilization deployment or tactical operations.	
	<input type="checkbox"/>	943.053, 943.0525	NCIC/FCIC/FBI and in-state FDLE/DOC.	
	<input type="checkbox"/>	119.071(4)(c)	Undercover personnel.	
	<input type="checkbox"/>	119.071(2)(f)	Confidential informants (CIs).	
	<input type="checkbox"/>	119.071(2)(e)	Confession.	
Public Info. Exemptions	<input type="checkbox"/>	985.04(1)	Juvenile offender records.	
	<input type="checkbox"/>	119.071(h)(i)	Assets of a crime victim.	
	<input type="checkbox"/>	395.3025(7)(a), 456.057(7)(a)	Medical information.	
	<input type="checkbox"/>	394.4615(7)	Mental health information.	
	<input type="checkbox"/>	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)	<input checked="" type="checkbox"/>	(iii) 119.0714(1)(i)-(j), (2)(a)-(e)	Social Security, bank account, charge, debit, and credit card numbers.	2
	<input type="checkbox"/>	(viii) 394.4615(7)	Clinical records under the Baker Act.	
	<input type="checkbox"/>	(xii) 741.30(3)(b)	The victim's address in a domestic violence action on petitioner's request.	
	<input type="checkbox"/>	(xiii) 119.071(2)(h), 119.0714(1)(h)	Protected information regarding victims of child abuse or sexual offenses.	
	<input type="checkbox"/>			
	<input type="checkbox"/>			
	<input type="checkbox"/>			
	<input type="checkbox"/>			
Other	<input type="checkbox"/>		Other:	
	<input type="checkbox"/>		Other:	

REVIEW COMPLETED BY

Booking Number: 2020006862	Date: 03/01/2020
	Specialist Name/ID: AM/31562

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MAR 02 2020