

UCN: *****

FL0520000

COMPLAINT/ARREST AFFIDAVIT – CIRCUIT/COUNTY COURT – PINELLAS COUNTY, FLORIDA

OBTS #	REPORT # SO19-378132		DOCKET # 1822381	
Person ID	3122744		SSN# [REDACTED]	
Charge Description	☐ Felony ☒ Misdemeanor ☐ Warrant ☐ Traffic ☐ Ordinance	Traffic Citation # (if any)	Court Case #	
Charge	DRIVING UNDER THE INFLUENCE		AALGMZE-1	
Defendant's Name (Last, First, Middle)	DOB	Sex	Race	Ht
NICHOLS, BRETT MICHAEL	04/01/1989	M	W	600
Wt	Hair	Eyes	Skin	
180	BRO	BRO	MED	
Alias	DL #	State	Scars/Marks/Tattoos/Physical Features	
NONE	N-242-073-89-121-0	FL	NONE	
Local Address (Street, City, State, Zip Code)	Telephone	Place of Birth	Citizenship	
513 WOOD ST DUNEDIN FL 34986	727-270-4913	NY	USA	
Permanent Address (Street, City, State, Zip Code)	Telephone	Employed by / School		
513 WOOD ST DUNEDIN FL 34986	727-270-4913	SOGGY BOTTOMS		
Weapon Seized Type	Indication of Drug Influence	Indication of Mental Health Issues	Indication of Alcohol Influence	
☐ Yes ☒ No	Y N UNK ☐ ☒ ☐	Y N UNK ☐ ☒ ☐	Y N UNK ☒ ☐ ☐	
Co-Defendant's Name (Last, First, Middle)	DOB	Sex	Race	In Custody ☐ Yes ☐ No
				☐ Felony ☐ Misdemeanor
Co-Defendant's Name (Last, First, Middle)	DOB	Sex	Race	In Custody ☐ Yes ☐ No
				☐ Felony ☐ Misdemeanor

The undersigned swears that he/she has reasonable grounds to believe that the above named defendant on the 25 day of NOVEMBER, 2019,

at approximately 2:02 AM, at MAIN ST & US 19 N, in Pinellas County did:

REASON FOR STOP: I OBSERVED A BLUE 2004 LEXUS SUV BEARING FLORIDA TAG 6016BA TRAVELING WESTBOUND ON MAIN ST, DUNEDIN, AT A HIGH RATE OF SPEED. I PACED THE BLUE LEXUS AT A SPEED OF 60 MPH IN A 45 MPH ZONE UTILIZING PCSO VEHICLE #4706. I OBSERVED THE BLUE LEXUS FAIL TO MAINTAIN A SINGLE LANE PRIOR TO THE INTERSECTION OF MAIN ST & US 19 N.

THEN AND THERE UNLAWFULLY DRIVE AND/OR BE IN ACTUAL PHYSICAL CONTROL OF A BLUE LEXUS SUV WITHIN PINELLAS COUNTY, FLORIDA WHILE UNDER THE INFLUENCE OF AN ALCOHOLIC BEVERAGE, A CONTROLLED SUBSTANCE AND/OR ANY CHEMICAL SUBSTANCE TO THE EXTENT THAT HIS NORMAL FACULTIES WERE IMPAIRED.

BRAC: 164/160 BREATH: DISTINCT
BALANCE: STEADY EYES: BLOODSHOT
PRIOR CONVICTIONS: 07/26/2011

DEFENDANT PERFORMED POORLY ON ROADSIDE STANDARDIZED FIELD SOBRIETY TESTS.

COURT INFORMATION: NORTH COUNTY TRAFFIC COURT// 12/19/19 @ 0900 HOURS
CITATION #: AALGMZE

I CONDUCTED A MOTOR VEHICLE STOP ON THE BLUE LEXUS BEARING FLORIDA TAG 6061BA AT THE INTERSECTION OF MAIN ST & US 19 N. I APPROACHED THE DRIVER'S SIDE OF THE DEFENDANT'S VEHICLE AND MADE CONTACT WITH THE DEFENDANT WHO WAS SEATED IN THE DRIVER'S SEAT. I OBSERVED THE DEFENDANT'S EYES TO BE BLOODSHOT. I NOTICED THE DEFENDANT'S SPEECH WAS SLURRED. THE DEFENDANT STATED HE CONSUMED FOUR (4) ALCOHOLIC BEVERAGES PRIOR TO OPERATING HIS MOTOR VEHICLE. THE DEFENDANT AGREED TO PERFORM A SERIES OF FIELD SOBRIETY TESTS AND PERFORMED POORLY ON THOSE TESTS. WHEN THE DEFENDANT EXITED HIS VEHICLE I NOTICED A DISTINCT ODOR OF AN ALCOHOLIC BEVERAGE ON HIS BREATH. POST MIRANDA, THE DEFENDANT STATED HE CONSUMED FIVE (5) TO SIX (6) ALCOHOLIC BEVERAGES PRIOR TO OPERATING HIS MOTOR VEHICLE.

Contrary to Florida Statute/Ordinance 316.193.1.

ARREST DATE: 11/25/2019 Time 2:52 AM . Aggravating/Mitigating Factors _____

Booking Officer: GUGLIOTTA, A 54151 Amount of Bond 500*** Bond Out Date _____ Time _____ ☐ a.m. ☐ p.m.

Victim Notified of Advisory? ☐ Yes ☐ No Injuries to Victim? ☐ Yes ☐ No Medical Treatment to Victim? ☐ Yes ☐ No

The Court reviewed this complaint and finds there: ☐ is probable cause ☐ is not probable cause to detain defendant ☐ Bond Action, if any: _____

The probable cause determination is passed for: ☐ 24 Hrs ☐ 24 Hrs on showing of extraordinary circumstances Received by Booking: 11/25/2019 4:37:55 AM

Pursuant to F.S. 92.525 and under penalty of perjury, I declare that I have read the foregoing document and that the facts in it are true.

Dep. Brandon Stukus
PINELLAS COUNTY SHERIFF
Declarant Signature Agency
DEPUTY BRANDON STUKUS 60051 311266318
Printed Name Declarant ID#

REQUEST FOR INVESTIGATIVE COSTS, F.S. 938.27(1)				
DATE	OFFICER	HOURS	PAY RATE	COST
11/25/2019	B: STUKUS	3	25.00	\$75.00
OTHER – Describe <u>INVESTIGATIVE</u>				
Continuation sheet ☐ Yes ☐ No				
TOTAL \$ 75.00				

Defendant NICHOLS, BRETT MICHAEL **Court Case No:** AALGMZE-1

ADVISORY AND SOLVENCY HEARING

The above named Defendant came before me for Advisory and Solvency hearing and was advised by me of the charge(s) against him; his right to remain silent; that any statements by him may be used against him; his right to counsel, and, if he is financially unable to afford counsel, that counsel forthwith will be appointed; of his right to communicate with his counsel, family or friends, and that reasonable implementation will be afforded him to contact the foregoing.

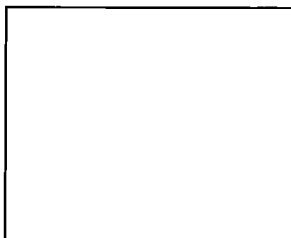
I FURTHER CERTIFY THAT:

- ☐ A. Defendant has advised the Court that he has retained counsel or will retain counsel.
- ☐ B. The Court investigated Defendant's solvency and found the Defendant financially able to secure counsel.
- ☐ C. The Court investigated Defendant's solvency and provisionally appointed the Public Defender.
- ☐ D. The Defendant waived the right to counsel at the first appearance only.

DATE AND TIME

JUDGE

- ☐ I hereby waive the right to counsel at the first appearance only.
- ☐ I, having been found solvent and financially able to secure counsel, hereby waive counsel until my attorney files an appearance in this case or until I file a written request for a review of my solvency and ability to secure counsel.



Thumb Print

DEFENDANT'S SIGNATURE

I HEREBY acknowledge receipt of a copy of the foregoing Complaint and Advisory.

DEFENDANT'S SIGNATURE

DEFENDANT'S ATTORNEY'S SIGNATURE

DATE