

0351717

ARREST / NOTICE TO APPEAR
Juvenile Referral Report

20 OCT 14 6 25 NB #2987

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

Juvenile

OBTS Number		Agency ORI Number FLO 502600		Agency Name PALM BEACH GARDENS POLICE DEPARTMENT		Agency Report Number (N.T.A.'s only) 78-20-126926	
Charge Type: Check as many as apply. <input type="checkbox"/> 1. Felony <input type="checkbox"/> 2. Traffic Felony		<input type="checkbox"/> 3. Misdemeanor <input checked="" type="checkbox"/> 4. Traffic Misdemeanor		<input type="checkbox"/> 5. Ordinance <input type="checkbox"/> 6. Other		Weapon Seized / Type 1. Yes 2. No	
Location of Arrest (Including Name of Business) NORTHLAKE BLVD AND AVENIR DR PBG, FL 33418		Location of Offense (Business Name, Address)					
Date of Arrest 11-14-20	Time of Arrest 13:53	Booking Date	Booking Time	Jail Date	Jail Time	Location of Vehicle KAUFF'S TOWING & RECOVERY 4301 East Avenue, West Palm Beach, FL 33405	
Name (Last, First, Middle) Hanbury, Dale, Allen		Alias (Name, DOB, Soc. Sec. #, Etc.)					
Race W - White I - American Indian B - Black O - Oriental/Asian W	Sex M	Date of Birth 04/25/1985	Height 6'0"	Weight 170	Eye Color Green	Hair Color Brown	Complexion Light
Build Med		Scars, Marks, Tattoos, Unique Physical Features (Location, Type, Description) UNK		Marital Status Married	Religion NONE	Indication of Alcohol/Drug Influence Y N Unk <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>	
Local Address (Street, Apt. Number) 13595 89TH PL N WEST PALM BEACH FL 33412		(City) (State) (Zip)		Phone (561) 568-2758		Residence Type: 1. City 2. County 3. Florida 4. Out of State 2	
Permanent Address (Street, Apt. Number) 13595 89TH PL N WEST PALM BEACH FL 33412		(City) (State) (Zip)		Phone (561) 568-2758		Address Source DAVID	
Business Address (Name, Street)		(City) (State) (Zip)		Phone		Occupation UNK	
D/L Number, State H-516-161-85-145-0 FL		Soc. Sec. Number		INS Number N/A		Place of Birth (City, State) PALM BEACH GARDENS, FL US	
Citizenship US		Co-Defendant Name (Last, First, Middle)		Race	Sex	Date of Birth	<input type="checkbox"/> 3. Felony <input type="checkbox"/> 4. Misdemeanor <input type="checkbox"/> 5. Juvenile
Co-Defendant Name (Last, First, Middle)		Race	Sex	Date of Birth	<input type="checkbox"/> 1. Arrested <input type="checkbox"/> 2. At Large <input type="checkbox"/> 3. Felony <input type="checkbox"/> 4. Misdemeanor <input type="checkbox"/> 5. 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 <input type="checkbox"/> defendant and / or <input type="checkbox"/> defendant's parents. The child and / or parent was told to keep the Juvenile Court Clerk (Phone 355-2528) informed of any change of address. <input type="checkbox"/> Yes, by: (Name) <input type="checkbox"/> No: (Reason)		School Attended		Grade			
Property Crime? <input type="checkbox"/> Yes <input type="checkbox"/> No		Description of Property		Value of Property			
Drug Activity S. Sell N. N/A P. Possess		S. Sell R. Smuggle D. Deliver T. Traffic 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 Description DUI		Counts 1	Domestic Violence <input type="checkbox"/> Y <input checked="" type="checkbox"/> N	Statute Violation Number 316.193(1)(A)		Violation of ORD #	
Drug Activity N		Drug Type N	Amount / Unit NA	Offense #		Warrant / Capias Number Bond	
Charge Description DUI with a minor in the vehicle		Counts 1	Domestic Violence <input type="checkbox"/> Y <input type="checkbox"/> N	Statute Violation Number 316.193(4)		Violation of ORD #	
Drug Activity		Drug Type	Amount / Unit	Offense #		Warrant / Capias Number Bond	
Charge Description		Counts	Domestic Violence <input type="checkbox"/> Y <input type="checkbox"/> N	Statute Violation Number		Violation of ORD #	
Drug Activity		Drug Type	Amount / Unit	Offense #		Warrant / Capias Number Bond	
Charge Description		Counts	Domestic Violence <input type="checkbox"/> Y <input type="checkbox"/> N	Statute Violation Number		Violation of ORD #	
Drug Activity		Drug Type	Amount / Unit	Offense #		Warrant / Capias Number Bond	
Location (Court Room Number, Address) NORTH COUNTY COURTHOUSE, 3188 PGA BOULEVARD, PALM BEACH GARDENS, FL 33410 - PH: (561) 662-6700							
Court Date and Time Month DECEMBER Day 16 Year 2020 Time 10:00 AM <input checked="" type="checkbox"/> 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) <i>[Signature]</i>				Date Signed			
HOLD for other Agency Name:		Signature of Arresting Officer <i>[Signature]</i>		Name Verification (Printed by Arrestee) NOV 14 PM 5:39			
<input type="checkbox"/> Dangerous <input checked="" type="checkbox"/> Suicidal		<input type="checkbox"/> Resisted Arrest <input type="checkbox"/> Other:		Name of Arresting Officer (Print) Ofc Romero		I.D. # ID-502	
Intake Deputy McClain		ID # 7507		Pouch #		Transporting Officer ID # Agency PBGPD	
Witness here if subject signed with an "X"						PAGE 1 OF 1	

D.U.I. PROBABLE CAUSE AFFIDAVIT

ON THE 14 DAY OF November 20 20, AT 12:33 AM PM

SUBJECT: Hanbury, Dale, Allen CASE NUMBER: 20-126926

AGENCY: PALM BEACH GARDENS POLICE DEPT. ARRESTING OFFICER: Ofc. Romero ID-502

PERSONAL CONTACT

DRIVING PATTERN: ACTUAL PHYSICAL CONTROL (PHYSICAL EVIDENCE OR STATEMENTS PUTTING DEF. BEHIND WHEEL OF VEHICLE)

On Saturday, November 14, 2020, at approximately 12:33 pm., I was dispatched to the area of Northlake and Avenir Dr in the City of Palm Beach Gardens in Palm Beach County, Florida, to assist Palm Beach County Deputies in locating a blue Ford F-150 that was involved in a vehicle crash. While en route, I observed a truck matching the description of that fled the crash scene. I stopped the vehicle at Northlake Boulevard and Avenir Dr. Upon my arrival, I observed a white male, later identified via her FL DL as Dale Allen Hanbury, seated in the driver's seat. I also observed two minors in the rear seat of the vehicle. The two kids were identified as Dale Hanbury Jr (12/18/17) and Alanah Hanbury (11/01/15).

OBSERVATION OF DRIVER:

While standing next to the window, I smell the odor of alcohol coming from witting the vehicle. I asked him to step out so I can speak to him. Outside of the truck, and while speaking with Hanbury, I could smell the odor of an unknown alcoholic beverage emitting from Hanbury's breath while at a conversational distance. Hanbury was wearing glasses so I asked him to remove them so I can see his eyes. I observed Hanbury's pupils be dilated more than a normal person, the sclera of his eyes to be reddened, his eyes to be watery, his face to be flushed, and his speech to be slurred.

I asked Hanbury to perform a series of Standardized Field Sobriety Tasks (SFST's). Hanbury agreed. During this encounter, I noticed Hanbury' had an unsteady walk.

DRIVER'S STATEMENTS:

Hanbury stated that he drank 3 tequila shots while at his house. Hanbury also stated that he drove to the hardware store.

ODORS:

Odor of the impurities of an alcoholic beverage emitting from breath

GENERAL OBSERVATIONS

SPEECH: Slurred, slow

ATTITUDE: Agitated, Argumentative, Defiant, violent an combative behavior

CLOTHING: black short, white t-shirt and black sandals

MEDICAL/OTHER: unknown

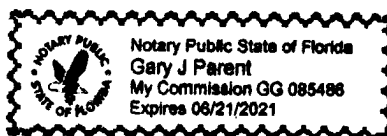
STATE OF FLORIDA
COUNTY OF PALM BEACH

(Signature of Arresting/Investigative Officer)

The foregoing instrument was sworn to or affirmed and subscribed before me this 14 day of November 202020 by Ofc. Romero

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

Notary Public, Clerk of Court, Officer (F.S.S. 117.10)



SUBJECT: Hanbury, Dale, Allen

CASE NUMBER 20-126926

ROADSIDE TASKS

HORIZONTAL GAZE NYSTAGMUS:

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

Other Observations:

Refer to Agency report for further details on HGN and other SFST's.
Swayed while performing task, repeatedly.

WALK & TURN:

I explained and demonstrated the instructions to Hanbury, who stated he understood. During the instruction stage, Hanbury failed to maintain the position and stepped off line consistently. Failed to step heel to toe consistently; stepped off the painted line; Hanbury made an improper turn, failing to take a small series of steps to turn.

ONE LEG STAND:

I explained and demonstrated the instructions to Hanbury who stated he understood. Prior to command, Hanbury began the task. I told him I was not ready, to which he put his foot back down. Hanbury swayed while balancing. Hanbury Put Foot Down, Swayed and Hopped. Hanbury did not look at the foot and stopped while performing the task; Did not keep legs straight; Did not keep the foot elevated near six inches; Swayed visibly during exercise

FINGER TO NOSE:

I explained and demonstrated the instructions to Hanbury who stated he understood. Hanbury did not perform the task as instructed. He raised the appropriate finger, but He did not touch the tip of the finger to the tip of the nose as instructed and demonstrated.

FINGER TO NOSE:

BREATH TEST RESULTS: REFUSED REFUSED

STATE OF FLORIDA
COUNTY OF PALM BEACH

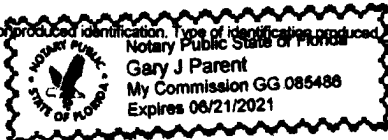
(Signature of Arresting/Investigative Officer)

The foregoing instrument was sworn to or affirmed and subscribed before me this 14 day of November 20 2020 by Ofc. Romero

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

Personally Known

Notary Public, Clerk of Court, Officer (F.S.S 117.10)



TESTING FACILITY TASK REPORT

AGENCY: PBG

SUBJECT: Hanbury, Dale A. CASE NUMBER: 20-126926

DATE: 11/14/2020 VIDEO DVD NUMBER: N/A

BEGINNING TIME: 1517 ENDING TIME: 1518

BREATH TESTS RESULTS: 1) Refuse TIME 1441 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: G. Parent #7909

MAINTENANCE TECHNICIAN: J. Karlecke #6467

TESTING OFFICER'S OBSERVATIONS

SPEECH: Deliberate.

ATTITUDE: Upset, violent, combative, uncooperative.

CLOTHING: Black shorts, white t-shirt, black sandals.

MEDICAL CONDITIONS: Unknown.

MEDICATIONS: Unknown.

OTHER:

Eyes glassy and bloodshot.

REFUSED

COMMENTS:

Arrived at Center at 1440 hrs. the subject was placed directly into a cell due to his violent and combative behavior for the safety of all parties concerned. Subject was deemed an automatic refusal

A/O read I/C, rights, nor attempt Q&A due to the circumstances.

NOT A CERTIFIED COPY



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

PBSO CASE # 20-126926 PBSO ZONE 3-13

AGENCY CASE # 20-005102 CRASH CASE # _____

TIME OF STOP/CRASH 12:37 PM DATE 11/14/2020 DAY SATURDAY

SUBJECT'S NAME HANBURY DALE ALLEN RACE W SEX M
LAST FIRST MID

HGT 600 WGT 170 DOB 04/25/1985

LOCATION NOTHLAKE BLVD AND AVENIR DR. PBG, FL 22418

ARRESTING OFFICER'S NAME & ID Ofc. Romero ID-502 AGENCY PBGPD

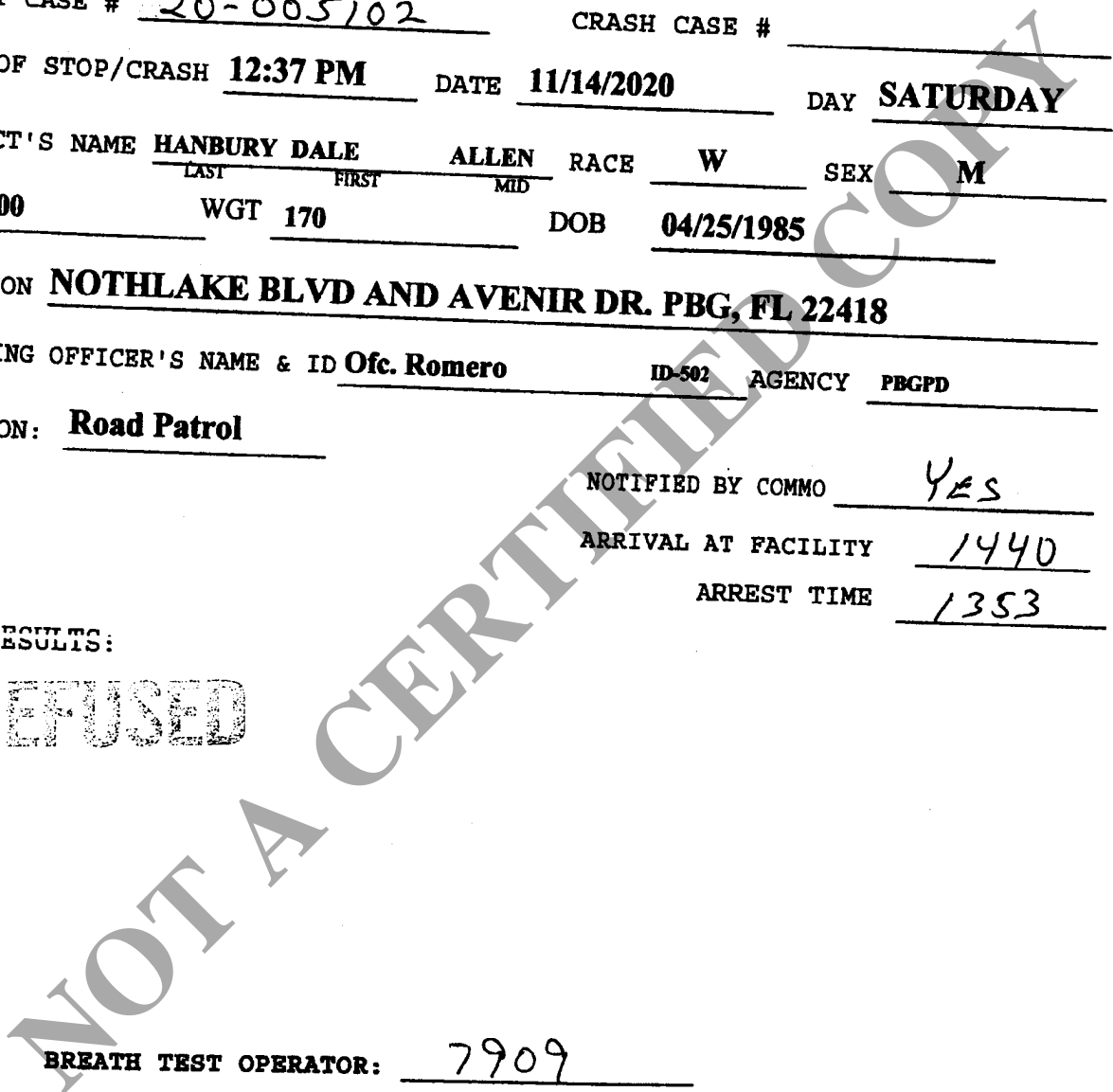
DIVISION: Road Patrol

NOTIFIED BY COMMO YES
 ARRIVAL AT FACILITY 1440
 ARREST TIME 1353

BREATH RESULTS:

REFUSED

BREATH TEST OPERATOR: 7909



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

I, Ofc. Romero, a duly certified Law Enforcement Officer or Correctional Officer,
(Name of Officer reading Implied Consent Warning)

am a member of Palm Beach Gardens Police Department, and I do swear
(Name of law enforcement agency)

or affirm that on or about the 14 day of November, 20 2020, at 13:53 P.M. A.M.

DRIVER Dale Allen Hanbury
(Type or Print) FIRST NAME MIDDLE OR MAIDEN NAME LAST NAME

DL# H-516-161-85-145-0, state of FL, was placed under lawful arrest for
the offense of DUI by Ofc. Romero and
issued Citation # A56HEBE
(Name of Arresting Officer)

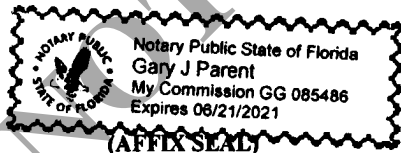
That on or about the 14 day of November, 20 20, at 1441 P.M. A.M.

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 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:

Signature of Attesting Officer

The foregoing instrument was sworn and subscribed before

Title

me this 14 day of November, 20 2020,

Date

by Ofc. Romero,

who is personally known to me or who has produced

Personally Known as identification

Notary Public

HSMV-BAR1001 (REV. 10/2016)



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: Harvey, Paul A 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 _____ of the _____.

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) Paul A Harvey

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.

SUSPECT'S SIGNATURE: (X) Paul A Harvey



**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: 2020026833	Date: 11/15/2020
	Specialist Name/ID: AM/31562