	(x34536 ⁵	0-202	1 - CT	·01429	-ANB	96	
A D	OBTS Number	ARREST / NOTI	CE TO APP	EAR	1. Arrest 3. Rec	puest for Warrage	<u> </u>	VENILE A
M I N	Agency ORI Number Agency Nume O500700 Riviera Re	each Police Department		Agescy F	Lepart Number (N.T.A.'s only)			
S	Cherge Type.	neanor 🔲 5 Ordinance			If Weepon Sezzed	4.4		Multiple Clearance
RAT	Localism of Arrest (Including Name of Business) 100 W BLUE HERON BLVD, RIVIERA			ffense (Business Nam	e, Address)	t Applicable/1	ione j	Indicator 1
N	Date of Arrest Booking De	BEACH, FL Booking Time	Jail Date	<u>BLUE HER</u>	ON BLVD, RIVI	ERA BEACH contion of Vehicle	FL 3340	94
	07/11/2021 02:32 Name (Last, First, Middle)			Alm	s (Name, DOB, Soc. Sec. #, E	tc.)		
	CLIFTON, DAVID BURTON Race W-White I-American Indian Date of Be	irth Height	lias: Weight	Eye Color	Hair Color	Complexion	······································	Build
D	B - Black O - Oriental/Asian W M O Scars, Marks, Tatoos, Unique Physical Features (Localion, Type, Description)	7/06/1963 6'01	200	BROWN Marital Status Rei		LIC Indication of		MEDIUM
E F E	Local Address (Street, Apt. Number) (City)	(State)	(Zip)	D	Phone	Alcohol Influ Drug Influen Rendence Ty	ce Yes	No EN Unk
N D A	550 OKEECHOBEE BLVD 512, WEST Permanent Address (Street, Apt. Number) (Caty)		(Zip)		(434) 962-09	18 1 City 2 County	3. Florida 4. Out of State	1 2
N T	550 OKEECHOBEE BLVD 512, WEST I Busness Address (Name, Street) (Cây)		(Zip)		(434) 962-09	Address Sour	SELF	
	DA. Number, State Soc. Sec. Number	<u> </u>		Place of Birth (C		47	It Softwar	re
_	C413162632460 / FL Co-Defendant Name (Last, First, Middle)	U TO I VALIDO		GERMA	NY, Germany	Citizenship US		
0			Race Sex	Date of Birth		Arrested Allerge	3 Felony 4. Misdemessor	5. Juvenile
Ľ	Co-Defendant Nume (Last, First, Middle)		Race Sex	Date of Birth		Arrested 2 At Large	3. Felony 4. Misdemennor	5. Juvenile
1	Percent Other:	Name (Last, First, Middle)					sidence Phone	
V E	Address (Street, Apt. Number)	(Ctty) (Sla)		(Zір)		Bu	siness Phone	
L	Notified by (Name)		Dae	Time	JUVENILE DISPO 1. Handled/Pro	cassed within 2	TOT JAC	
٤	Referred To (Name)	Referenship	Date	Time	Desarment	and Released 3	Incorporated	
	The above address was provided by defendant. The child and/or parent was told to keep the Juvenil	nt and/or defendant's parent	5.	School Att	ended		Grade	
	(Ftione 355-2526) informed of any change of address	is.	Froperty Cruzo		of Property	·	Value o	of Property
c C	Yes, by. No. 1 1 2, S. Sell R. Smoggle K. Dusperses/ 7	M. Manufacture/ 2. Other Produce/	Yes 5	A Barboura		P Paraphernaba/	U. Unknown	
	P Possess T. Traffic E. Use Distribute Charge Description	Cultivate	N N/A A Arophelan	C Cocane une E Herom	M. Nianjuana O. Opium/Denv.	Equipment S. Synthetic	Z. Other	
H	DUI		/		Statute Violation Number 316.193(1)	(A)	Violation of ORD #	
Ì	N / 21-0-	1111111 2 111111111	iolence Warrant Marrant	/ Capies Number			Bond	
	Charge Description				Statute Violation Number		Violation of ORD #	
	Drug Activity Drug Type Amount / Unit Offense	Counts Domestic V		/ Capies Number		1	Bond	
	Charge Description				Statute Violation Number		Violation of ORD #	
	Drug Activity Drug Type Amount / Unit Offense	Counts Domestic Vi		/ Capies Number		1	Bond	
,[Health / Apparent Physical Condition of Defendant		Any kno Empleso	wledge of the following	Mental Esc	ape Risk Medication	Deformitie	s 🔲 Injuries
	Theck which applies		ERTY - Received By	R	dessed By	Released	To	
	Transported By	Date T	ransported 1	ime Transported O	ther			
1	 INSTRUCTION NO. 1 - Mandatory appearance □ INSTRUCTION NO. 2 - You need not appear it 		ocation (Court, Room North Coun		PALM BEACH O	EARD		
		n instructions on Page 2.	ourt Pate and Time	0/12/2021 08		2	इके ह	S No
;[I agree to appear at the time and place designated I WILLFULLY FAIL TO APPEAR BEFORE THE COURT AS REQU	TO ANSWER THE OFFENSE CHARGED	OR TO DAY THE	EINE SIEGORE	ED TIMBEDETAND TO	· · · · · · · · · · · · · · · · · · ·	• • •	noto 🖘
	FOR MY ARREST SHALL BE ISSUED	JACO D. MILLIONICE TO AFFERE, IN	CALLINIA, DE RE	ED IN COMIEM	PI OF COURT AND A W	ARRANT OF STATE	Ava	ilable
	Signature of Defendant (or Juvenile a	and Parent/Custodian)			Date Signed	200 H	<u> </u>	
	HOLD for Other Agency	Signature of Arresting Officer	- R	150 Nem	e Venification (Printed by Arres	** 6 5	ु इं	
-	Dangerous Resisted Arrest Sulcidal Dobar	Name of Arresting Officer (Print) BENNETT, J. J.			RUNT)	<u>\$</u>	2 7	
ľ	intake Pounty ID. # Pouch #	Transporting Officer	6797 8	6797 Agency 2(17) With		F21 ;		PAGE 1 OF 1
1					ness here if subject signed with			
1	eolea = = Fyste/Autorns-	exey 🔲 edxiral rich	rix 🔲	an Lie	ara analysis			NEVENT.

J. Bennett 6797

D.U.I. PROBABLE CAUSE AFFIDAVIT

0	n the	11th	day of	July	20 21	at	01:48				
	_		David, Burton				Number:	~			
	•			Denartment			-		6797		
• •											
	PERSONAL CONTACT										
Di	DRIVING PATTERN: (Actual Physical Control; Physical Evidence or Statements Putting Defendant Behind Wheel of Vehicle)										
I, Officer Bennett observed a blue in color Honda Civic bearing Flor specialty tag IFK542 traveling west bound in the 100 block of East B Heron Boulevard, Riviera Beach, Florida. The vehicle was traveling wits front headlights activated and its tail lights were not lit. The vehicle came to a stop in the 10 Block of East Blue Heron Boulevard. driver, David Clifton (W/M DOB 07-06-1963) was observed in control of vehicle.								thout The			
0	BSERVA	TION OF D	RIVER:								
b d h	I, Officer Bennett, observed Mr. Clifton with a smell of unknown alcoholic beverage emitting from his breath. Mr. Clifton was asked initially for his drivers license and registration which seemed to confused Mr. Clifton as he continually apologized while searching for the documents. Mr. Clifton's eyes were glossy at the time of the traffic stop.										
DI	DRIVER STATEMENTS:										
M	The driver continuously apologized and stated that he had been drinking. Mr. Clifton advised that he had (4) four drinks prior to driving.										
01	OORS: <u>S</u>	mell of an u	ınknown alcoholic l	beverage emitting fro	m his breath.						
A1 CL	GENERAL OBSERVATIONS SPEECH: Normal ATTITUDE: Apologetic CLOTHING: Normal MEDICAL/OTHER: Glasses										
STAI	E OF FLO	PIDA									
		ALM BEAC	н		()	0 2					
The fo	The forgoing instrument was sworn to or affirmed and subscribed before me this 11th day of July 20 21 by J. Bennett 6797 who is personally known to me or produced JOSHUA BELL										
Nota	ry Public,	Clerk of Coul	t, Officer (FSS 117.10		MY COMMISSIO EXPIRES: JU	N #GG348 IN 18, 2023	008	· · · · · · · · · · · · · · · · · · ·			

D.U.I. PROBABLE CAUSE AFFIDAVIT Cont.

Distinct & Sust. Nystag. at Max. Deviation Onset of Nystagmus Prior to 45 Degrees or Observations: Clifton was repeatedly asked to keep his head sticulties during the task. Cand Turn ing the walk and turn, Mr. Clifton attempted to do so. During the test Mr. Clifton step that step. Mr. Clifton also failed to place his several times. During the test Mr. Clifton number step he was taking and had to use his the wrong foot after miss counting his steps Leg Stand	RIGHT EYE Lack of Smooth Pursuit Distinct & Sust. Nystag. at Max. Deviation Onset of Nystagmus Prior to 45 Degrees till during the test which he had to start the test prior to being ped off the line on his first and is next foot in front of the prior sounting failed to coincide with a rms to balance. Mr. Clifton ended						
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	he task by lifting his right foot						
and balancing on his left foot. During this task he used his arms to balance and placed his right foot down after approximately 3 seconds. Mr. Clifton then started the next task with his right foot planted while lifting his left leg. Mr. Clifton used his arms to balance and placed his left foot down after approximately 3 seconds.							
Rhomberg							
Mr. Clifton advised that he was more comfortable with counting than the alphabet. Mr. Clifton performed this task without issue.							
Finger to Nose							
The Finger to Nose Test was performed in the following order Right, Left, Right, Left, Left, Right, Left. Mr. Clifton attempted to start the test before told to do so several times. On the first right Mr. Clifton used his whole hand to touch his nose and repeated the right hand when the instruction to use just his finger tip was repeated. On the next left instruction Mr. Clifton failed to keep his head tilted backwards. Mr. Clifton repeatedly failed to return his hand from his nose to the outstretched position and had to be reminded.							
ATH RESULTS: 1)212 @0320 2)216 @0323	3) @ 4) @						
OF FLORIDA							
TY OF PALM BEACH	SIGNATURE OF ATTESTING OFFICER						
going instrument was sworn to or affirmed and subscribed before me t J. Bennett 6797 who is personally known to m	his <u>11th</u> day of <u>July</u> 20 21 by ne or produced						
19900 PM	JOSHUA BELL OMMISSION #GG34600R						
Public, Sterk of Gourt, Officer (F33 117.10) Bonder							



Riviera Beach Police Department DUI TESTING FACILITY INFORMATION SHEET

PBSO Case #: 21 - 08 4 608	PBSO Zone: 3 - 1 5						
A = A	rash Case #:						
Incident Information	on:						
Time of Stop/Crash: 01:48 Date of Incident: 0	7/11/2021 Day: Sunday						
Location of Incident: 100 East Blue Heron Boulevard, Riviera Beach, Fl 33404							
Arrest Information:							
Time of Arrest: 02:21 Date of Arrest: 07/	11/2021 Day: Sunday						
Location of Arrest: 100 East Blue Heron Boulevard, Riviera Beach, Fl 33404							
Subject's Name: (L) Clifton (F) David (M) Burton							
DOB: 07-06-1963 Race: W Sex: M Height: 6'1" Weight: 200							
Arresting Officer's Name: J. Bennett	ID#: 6797						
Agency: RBPD Division: Police							
	BAT Use						
Proof Decute	BAT Notified:						
Breath Results	Arrival Time at BAT: <u>り2:41</u>						
1) <u>.212</u> at <u>03:20</u> hrs. 2) <u>.216</u> at <u>03:23</u> hrs.	Subject Arrest Time: 02:21						
3) at hrs.							
4)athrs.							

Breath Test Operator: Pound 24639

SUBJECT: CLITTON	1)10/11	/CASE NUMBER:	
SUBJECT.		 	

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. of the I am __ 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: You have the right to remain silent and not answer any questions. Any statement must be freely and voluntarily given. You have the right to the presence of a lawyer of your choice before you make any statement and during any questioning. 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. If at any time during the interview you do not wish to answer any questions, you are privileged to remain silent. I can make no threats or promises to induce you to make a statement. This must be of your own free will. Any statement can and will be used against you in a court of law.

WHITE - STATE ATTY., YELLOW - DHSMV PINK - CENTRAL RECORDS GOLD - JAIL

SUSPECT'S SIGNATURE: (X)_____

SURIFCT	(4	FTUN	OAVID	13	CASE NUMBER:

PBSO #0129C REV. 9/93

QUESTIONS AND ANSWERS

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? WHAT?
HOW MUCH?i WHERE? C WITH WHOM? C WHEN DID YOU HAVE YOUR FIRST DRINK? AND YOUR LAST DRINK? C
WHEN DID YOU HAVE YOUR FIRST DRINK? AND YOUR LAST DRINK?
HOW DID YOU CONSTIME VOLID 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? WHEN DID YOU LAST WORK?
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: 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? WHERE?
INTERVIEWER: WHITE - STATE ATTY. YELLOW - DHSMV PINK - CENTRAL RECORDS GOLD - JAIL

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: 80-006238 Software: 8100.27 Date of Test: 07/11/2021

Date of Last Agency Inspection: 06/11/2021

Observation Period Began: 02:41

Subject's Name: DAVID B CLIFTON

DOB: 07/06/1963 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.

esults:	Test	g/210L	Time	
	Diagnostics Check	OK	03:18	\bigcirc
	Air Blank	0.000	03:18	
	Control Test	0.080	03:19	
	Air Blank	0.000	03:19	
	Subject Sample #1	0.212	03:20	
	Air Blank	0.000	03:20	<i>)</i>
	Air Blank	0.000	03:22	
•	Subject Sample #2	0.216	03:23	
	Air Blank	0.000	03:23	
-	Control Test	0.079	03:24	
	Air Blank	0.000	03:24	
	Diagnostics Check	OK	03:24	
	•			

Cylinder Lot: 02021080A1 Exp: 03/05/2023

BEACH State of Florida, County of Macm

Personally appeared before me the undersigned authority, who (______is personally known to me or as identification, and who after being placed under oath, (__) produced . states:

_, hold a valid Breath Test Operator permit issued by the Florida Department of Law Enforcement, I administrated the above breath test to the subject named above in accordance with Chapter 11D-8, Florida Administrative Code, and this form is a true and accurate report of that breath test.

Breath Test Operator:

Signature

day of July Sworn to (or affirmed) before me this

f 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

TESTING FACILITY TASK REPORT

AGENCY: RBPD								
SUBJECT: CLIFTON, DAVID B CASE NUMBER: 21-08								
DATE: Jul 11, 2021 VIDEO DVD NUMBER: N/A								
BEGINNING TIME: 03:15 ENDING TIME: 03:30								
BREATH TESTS RESULTS: 1) .212 TIME 03:20 A.M.⊠ P.M.□ 2) .216 TIME 03:23 A.M.⊠ P.M.□								
3) N/A TIME N/A A.M. P.M. 4) N/A TIME N/A A.M. P.M.								
BREATH OPERATOR: P.POUND #24639								
MAINTENANCE TECHNICAN: J. KARLECKE# 6467								
TESTING OFFICER'S OBSERVATIONS								
SPEECH: SLURRED								
ATTITUDE: CALM, QUIET								
CLOTHING: GRAY PANTS , GRAY T-SHIRT , BLACK / WHITE SNEAKERS								
MEDICAL CONDITIONS: NONE								
MEDICATIONS: NONE								
OTHER: SUBJECT: STATED HE HAD 5 BEERS IN Q&A								
COMMENTS: ARRIVED AT CENTER A/O BEGAN THE 20 MINUTE OBSERVATION PERIOD AT 02:41 HRS.								
SUBJECT: AGREED TO TAKE TEST								
A/O: READ RIGHTS								
SUBJECT: STATED HE UNDERSTOOD RIGHTS								
TECH: READ TEST RESULTS								
SUBJECT: STATED HE UNDERSTOOD TEST RESULTS								
A/O: CONDUCTED Q&A								

Case Number: 21-04984

Riviera Beach Police Department DUI PACKET RECOMMENDATION AND ATTACHED DOCUMENTS

Sentencing Recommendation:						
	· · · · · · · · · · · · · · · · · · ·					
Additional Comments:						
Filing Packet Information Form						
Recommendation and Attached D	Ocuments Form	Additional Items:				
✓ Arrest/Notice to Appear						
Agency Probable Cause Affidavit						
✓ DUI Probable Cause Affidavit						
✓ DUI Witness List						
✓ Testing Facility Information Sheet						
✓ Testing Facility Task Report						
✓ Photograph of DL / DAVID Printout						
✓ Breath Alcohol Test Affidavit						
Refusal Form						
FDLE Blood Withdrawal Certificati	ion Form					
✓ Implied Consent / Miranda Warn	ings Form					
✓ Question and Answer Sheet						
✓ Prisoner Property Receipt	Attached Ci	itations				
DUI Citation(s):	UTC Citatio	ons: Tracking Citations:				
1) AEIRK6E	1) AEIRK7E	1)				
2)	2)	2)				
3) 4)	3) 4)	3) 4)				
5)	5)	5)				
6)	6)	6)				



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.	
tions		943.053, 943.0525	NCIC/FCIC/FBI and in-state FDLE/DOC.	
L/E Exemptions		119.071(4)(c)	Undercover personnel.	
1/E		119.071(2)(f)	Confidential informants (CIs).	•
		119.071(2)(e)	Confession.	
suc		985.04(1)	Juvenile offender records.	
Public Info. Exemptions		119.071(h)(i)	Assets of a crime victim.	
fo. Exe		395.3025(7)(a), 456.057(7)(a)	Medical information.	
blic In		394.4615(7)	Mental health information.	
Pu		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
Florida Rules of Judicial Administration 2.420 (Rule of 23)		(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.	
il Administi				
es of Judicia				
Florida Rule				
Other			Other:	
ğ			Other:	

REVIEW COMPLETED BY

Booking Number: 2021017106	Date: 7/11/2021
BOOKING NUMBER: 202101/100	Specialist Name/ID: Mathew Meek 33849