

0415294

22CT2394ASB

635

ADMINISTRATION		ARREST / NOTICE TO APPEAR Juvenile Referral Report		1. Arrest 2. N.T.A.		3. Request for Warrant 4. Request for Capias		1		Juvenile N	
Agency ORI Number FL 0500300		Agency Name BOYNTON BEACH POLICE DEPT.		Agency Report Number 34-22-001570							
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		If Weapon Seized Enter Type		Multiple Clearance Indicator	
Location of Arrest (Including Name of Business) 1520 S Federal Hwy, Boynton Beach, FL 33435, PNC Bank		Location of Offense (Business Name, Address) 1520 S Federal Hwy, Boynton Beach, FL 33435, PNC Bank									
Date of Arrest 02/10/2022		Time of Arrest 1359		Booking Date		Booking Time		Jail Date		Jail Time	
Name (Last, First, Middle) Kamerer, Edward Robert		Alias (Name, DOB, Soc. Sec. #, Etc)									
W - White B - Black		I - American Indian O - Oriental / Asian		Race W		Sex M		Date of Birth 06/01/1979		Height 6'0	
Scars, Marks, Tattoos, Unique Physical Features (Location, Type, Description)		Marital Status Married		Religion None		Complexion Fair		Build Medium		Indication of Alcohol Influence Y <input type="checkbox"/> N <input type="checkbox"/> Unk. <input type="checkbox"/>	
Local Address (Street, Apt. Number) 182 E 28th St, West Palm Beach, FL 33404		(City)		(State)		(Zip)		Phone (561)313-3166		Residence Type 1. City 3. Florida 2. County 4. Out of State	
Permanent Address (Street, Apt. Number)		(City)		(State)		(Zip)		Phone () -		Address Source DAVID	
Business Address (Street, Apt. Number)		(City)		(State)		(Zip)		Phone () -		Occupation Government	
DL Number, State K566-236-79-201-0, FL		Soc. Sec. Number		INS Number		Place of Birth Butler, PA		Citizenship USA		2	
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	
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	
<input type="checkbox"/> Parent <input type="checkbox"/> Legal Custodian <input type="checkbox"/> 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 was 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's Office (Phone 561-355-2528) informed of any change of address.		School Attended		Grade					
Property Crime? <input type="checkbox"/> Yes <input type="checkbox"/> No		Description of Property		Value of Property							
Drug Activity N. N/A P. Possess		S. Sell B. Buy T. Traffic		R. Smuggle D. Deliver E. Use		K. Dispense/ Distribute		M. Manufacture Produce/ Cultivate		Z. Other	
Charge Description DUI		Counts 1		Domestic Violence <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		Statute Violation Number 316.193.1.A.		Violation of ORD#			
Drug Activity		Drug Type		Amount/Unit		Offense # 22-001570		Warrant/Capias Number		Bond	
Charge Description		Counts		Domestic Violence <input type="checkbox"/> Yes <input type="checkbox"/> No		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"/> Yes <input type="checkbox"/> No		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"/> Yes <input type="checkbox"/> No		Statute Violation Number		Violation of ORD#			
Drug Activity		Drug Type		Amount/Unit		Offense #		Warrant/Capias Number		Bond	
Instruction No. 1 Mandatory Appearance in Court		Instruction No. 2 You need not appear in Court but must Comply with instruction on reverse side.		Location (Court, Room Number, Address) South County Courthouse, 200 West Atlantic Ave, Delray Beach, FL 33444		Court Date and Time Month March Day 7th Year 2022 Time 0830		A.M. <input checked="" type="checkbox"/> P.M. <input type="checkbox"/>			
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)		Date Signed							
HOLD for other Agency Name:		Signature of Arresting Officer J. Hickman		Name Verification (Printed by Arrestee) (PRINT)		BU#		Page 1 of 1			
<input type="checkbox"/> Dangerous <input type="checkbox"/> Suicidal		<input type="checkbox"/> Resisted Arrest <input type="checkbox"/> Other		Name of Arresting Officer (Print) J. Hickman		I.D. # 1126		Agency BBPD		Witness here is subject Signed with an "X".	
Intake Deputy AS Tommie 8033		I.D. #		Pouch #		I.D. # 1126		Agency BBPD			

D.U.I. PROBABLE CAUSE AFFIDAVIT

ON THE 10th DAY OF February 2022 AT 1242 ☐ A.M ☒ P.M.

CASE #: 22-001570

DEFENDANT: Kamerer, Edward R

PERSONAL CONTACT/DRIVING PATTERN/OBSERVATION OF DRIVER:

I responded to 1352 S Federal Hwy, Boynton Beach, FL 33435 in reference to a CLS assisting Boynton Beach Fire Rescue. Officer A. Vargas was the initial officer that responded to the scene.

Upon arrival I made contact with Officer Vargas who advised the following, "On February 10th, 2022, at approximately 1242 hours, I was dispatched to 1520 S Federal Highway (PNC Bank), in reference to an assist to BBFD. The caller, later identified by FL DL as W/F Sara Griffith Fundersol, informed BBPD Dispatch there was an unconscious male in a white Ford Fusion, FL JKZR11. Upon arrival, I observed a white Ford Fusion in the business parking lot. The vehicle was straddling the center line between two separate parking spots, and was in the middle of the lot, not properly parked. As I approached the vehicle, I observed a W/M, later identified by FL DL as Edward Robert Kamerer, DOB 06/01/1979, in the driver's seat, with his head tilted back, and lightly snoring. Let it be noted, the vehicle was running. I initially called out to Kamerer, but received no response, then lightly shook him, with no result. I then performed a chest rub, which appeared to awaken Kamerer; however he immediately appeared to fall back asleep. I then lightly tapped Kamerer in the face, in the cheek area, when he again opened his eyes. While in close proximity to Kamerer, I smelled the strong odor of an alcoholic beverage emitting from Kamerer's person. BBFD then proceeded to check Kamerer's health/well-being. As Kamerer stepped out of the vehicle, he appeared to be unstable on his feet, without balance. Kamerer stated he resides in Riviera Beach, and was in Boynton Beach to meet a friend. The bank parking lot was where the friend proposed they meet. Kamerer stated he must have fallen asleep. As Kamerer appeared unstable, I conducted a pat-down for weapons, for officer safety. As Kamerer did not possess his identification on his person, I looked within the vehicle to attempt to find a form of ID. In the center console, I located a black Smith and Wesson M&P Shield 9mm handgun, serial number HMB8666, within a holster. A check of the firearm revealed it to be loaded, with a total of seven rounds, with one round in the chamber. I made the firearm safe (unloaded it), and placed it in the vehicle trunk while the investigation was conducted. BBPD Officers Castro and Hickman responded to the scene, and conducted a DUI investigation.

I met with the original caller, Fundersol, who provided me a sworn statement, captured on my department issued body-worn camera. Fundersol stated she is the branch manager at the location, and a customer walked in and informed the staff there was a white vehicle improperly parked, with a male sleeping within. Fundersol stated she and another staff member then approached the vehicle, and observed a W/M who appeared to be sleeping,

as he was lightly snoring. Fundersol stated the vehicle's front window was open, so she knocked on the door, and called out to the male, who remained unresponsive. Fundersol then contacted BBPD Dispatch.

After his investigation, Officer Hickman placed Kamerer under arrest for Suspicion of DUI. I secured the firearm, and conducted a records search, which yielded a 'no record found' result. and placed it into BBPD Evidence. My department issued body-worn camera was activated throughout the encounter.”

I made contact with Kamerer, who was sitting on the curb of the parking lot. I observed his vehicle parked between two parking spaces in a slanted manner with the front bumper of his vehicle obstructing the flowing of the parking lot traffic. I asked Kamerer if he could stand up. As he was standing up, I observed Kamerer to sway and having trouble maintain his balance. I observed Kamerer with glassy eyes, slurred speech and speaking incoherently. Also from my training and experience, Kamerer exhibited heavy eyes, not able to keep his eyes opened fully and becoming slouchy, which are indicators that Kamerer might be under the influence of a unknown drug substance. I advised Kamerer of the reason for the investigation and asked him a series of questions. Kamerer stated that he drove from Riviera Beach to visit a friend, but when he parked the vehicle, he said that he fell asleep. When I asked Kamerer if he had anything to drink, he advised that he had one shot of Bacardi at 1000 hours this morning.

At this time, I asked Kamerer if he would be willing to perform a series of Standardized Field Sobriety Task. Kamerer agreed to preform the tasks. Prior to conducting the SFSTs, I asked Kamerer if he had any medical or physical disabilities that would hinder him from performing the tasks. Kamerer stated that he did not have any medical conditions nor physical disabilities other than he was not able to bend his right leg and raise his shoulder to do “cherry pickers”.

After giving Kamerer the instruction, Kamerer constantly moved his head, closed his eyes, and keep moved his arms. As I moved the pen, Kamerer could not focus on the pen and his eyes keep closing.

HORIZONTAL GAZE NYSTAGMUS:

- ☐ Left eye does not follow smoothly
- ☐ Left eye prior to 45 degrees
- ☐ Distinct jerking in left eye at maximum deviation
- ☐ Vertical Nystagmus in left eye

- ☐ Right eye does not follow smoothly
- ☐ Right eye prior to 45 degrees
- ☐ Distinct jerking in right eye at maximum deviation
- ☐ Vertical Nystagmus in right eye

WALK AND TURN:

The following task was explained and demonstrated to Kamerer, which he acknowledged and understood. During the instructional stage, Kamerer did not continue to stand in the requested position and did not keep his arms completely down at his side. Kamerer lost balance and swayed his arms, at which time, he apologized and slowly tried to return to the instructional position. During the walk and turn, Kamerer took 15 steps forward and 15 steps on the return. Kamerer did not count his steps out loud and continued to walk and asked if he should start the return. As Kamerer turned around, he took both feet off the line and went to the opposite line to walk back, even though I had instructed him to walk and return on the same line.

ONE LEG STAND:

The following task was explained and demonstrated to Kamerer. Kamerer lifted his left foot and bent it at a 90 degree instead of putting the foot outward. He hopped and switched to his right foot placing his left foot down. He lifted the right foot in the same manner with right foot bending at a 90 degree. He did not maintain his arms down to the side as instructed and used them as for balance. Kamerer failed to count in the correct manner and stopped count after the number three.

FINGER TO NOSE:

The following task was explained and demonstrated to Kamerer. During the instructional phase, Kamerer failed to maintain his position and constantly was moving his arms. When he started, he did not make contact with the tip of his finger to the tip of his nose on the first right, second left, third right. He did not immediately return his finger and arm down to the starting position after every command. After the first command, Kamerer kept his eyes closed, but placed his head straight and failed to return it in a tilted manner.

ROMBERG/ALPHABET:

The following task was explained and demonstrated to Kamerer. During the instructional phase, Kamerer never placed his arms down at the side. When he began to recite the alphabet, he sang until D and stopped and then sang until H. He started over after I provided instructions, which completed the alphabet, but never placing his arm in the required position and had his head straight and never tilted during the task.

Based on the above facts, Kamerer was placed in handcuffs (double locked and checking for spacing) and arrested for suspicion of DUI. Kamerer was placed in the back seat of the patrol vehicle (#4734) and was transported to Palm Beach County BAT facility. I arrived at the facility at 1416 hours and started my 20 minute observation at 1420 hours, which was completed at 1440 hours. Upon completion, I requested Kamerer to provide a sample of his breath to determine the alcohol content, which he agreed to.

Kamerer provided a sample of .030 at 1447 hours and .030 at 1450 hours. At which time, I requested Kamerer to provide a urine sample because Kamerer maybe under the influence of an unknown chemical controlled substance, which Kamerer refused at 1453 hours. I read

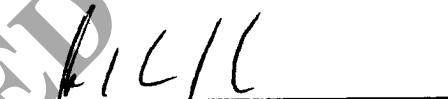
Kamerer Implied Consent, which he was refusing to give a verbal yes or no. Upon asking if he understood Kamerer stated he could not give an answer. For a second time, I read Kamerer Implied Consent, which he stated that he wanted a lawyer and refused to comment. Kamerer would not provide a verbal yes or no and his non compliance resulted in a refusal time for a urine sample at 1458 hours.

Based on the aforementioned fact, I find probable cause to charge Kamerer with DUI pursuant to F.S.S. 316.193.1.A. Kamerer was processed and later TOT PBCJ. Incident was captured on my BWC. The vehicle was towed to Becks Towing.

The following instrument was sworn to before me this 10 day of February 2022

By: Personally Known Officer Hickman


Notary/Police Officer (F.S.S. 117.10)


Signature of Arresting Officer



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

PBSO CASE # 22-034669 PBSO ZONE 6-12

AGENCY CASE # 22-001570 CRASH CASE # _____

TIME OF STOP/CRASH 1242hrs DATE 02/10/2022 DAY _____

SUBJECT'S NAME Kamerer Edward R RACE White SEX Male
LAST FIRST MID

HGT 5'8 WGT 170 DOB 06/01/1979

LOCATION 1520 S Federal Hwy, Boynton Beach, FL 33435

ARRESTING OFFICER'S NAME & ID J. Hickman 1126 AGENCY BBPD

DIVISION: _____

NOTIFIED BY COMMO Yes

ARRIVAL AT FACILITY 1420hrs

ARREST TIME 1359hrs

BREATH RESULTS:

1) .030

2) .030

3) Urine

4) _____

REFUSED

TESTING OFFICER'S ID 19183 PBSO VIDEOTAPE # N/A

SUBJECT: Kamerev, Edward R CASE NUMBER: 22-00570

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) _____

Read on camera

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) _____

Read on camera

TESTING FACILITY TASK REPORT

AGENCY: BBPD

SUBJECT: Kamerer, Edward R

DATE: Feb 10, 2022

BEGINNING TIME: 1442

CASE NUMBER: 22-034669

VIDEO DVD NUMBER: n/a

ENDING TIME: 1500

BREATH TESTS RESULTS: 1) .030 TIME 1447 A.M. ☐ P.M. ☒ 2) .030 TIME 1450 A.M. ☐ P.M. ☒
3) n/a TIME 0 A.M. ☐ P.M. ☐ 4) n/a TIME 0 A.M. ☐ P.M. ☐

BREATH OPERATOR: Thomas H Leahey #19183

MAINTENANCE TECHNICIAN: Jason Karlecke #6467

TESTING OFFICER'S OBSERVATIONS

SPEECH: slurred, thick

ATTITUDE: talkative, repetitive

CLOTHING: tan shorts, tan shirt, black sneakers

MEDICAL CONDITIONS: blood pressure, pain from being in the Army

MEDICATIONS: Gabapentin, Clonazepam

OTHER:

eyes are glassy

COMMENTS:

arrived at center A/O conducted 20 minute observation period at 1420 hrs
subject agreed to perform breath test
tech read breath test results & subject understood breath test results
A/O requested urine sample @ 1452
subject refused to provide urine sample @ 1453 - Can I deny it as a privacy thing
A/O read I/C 2x & tech explained I/C & subject stated he did not understand I/C until I
talk to an attorney - refused to answer in the affirmative or negative
subject refused to provide urine sample @ 1458
A/O called refusal to provide urine @ 1458
A/O read rights & subject asked to talk to attorney - would not answer if he understood
rights
A/O did not attempt Q&A
subject invoked right to counsel

REFUSED

SUBJECT: Kamerer, Edward P CASE NUMBER: 22-001570

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: _____

CASE #: 22-001570

DEFENDANT: Kamerer, Edward R.

Arresting Officer: J. Hickman

Address: 2100 High Ridge Road, Boynton Beach, FL 33426

Phone Numbers: Home: Work: (561) 742-6100

Name: Officer D. Castro

Address: 2100 High Ridge Road, Boynton Beach, FL 33426

Phone Numbers: Home: Work: 561-742-6100

Can testify to:

Name: Officer A. Vargas

Address: 2100 High Ridge Road, Boynton Beach, FL 33426

Phone Numbers: Home: Work: 561-742-6100

Can testify to:

Name:

Address:

Phone Numbers: Home: Work:

Can testify to:

Name:

Address:

Phone Numbers: Home: Work:

Can testify to:

Name:

Address:

Phone Numbers: Home: Work:

Can testify to:

Name:

Address:

Phone Numbers: Home: Work:

Can testify to:

Name:

Address:

Phone Numbers: Home: Work:

Can testify to:

Name:

Address:

Phone Numbers: Home: Work:

Can testify to:

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

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

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

or affirm that on or about the 10th day of February, 20 22, at 1359 ☒ P.M. ☐ A.M.

DRIVER Edward Robert Kamerer
(Type or Print) FIRST NAME MIDDLE OR MAIDEN NAME LAST NAME

DL# K566-236-79-201-0, state of Florida, was placed under lawful arrest for

the offense of DUI by J. Hickman and
(Name of Arresting Officer)
issued Citation # AE155OE

That on or about the 10th day of February, 20 22, at 1453 ☒ 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 905

Title JFC

Date 02/10/2022

(AFFIX SEAL)

The foregoing instrument was sworn and subscribed before

me this _____ day of _____, 20 _____,

by J. Hickman,

who is personally known to me or who has produced

_____ as identification

Notary Public _____

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.



**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"/>			
	<input type="checkbox"/>			
Other	<input type="checkbox"/>		Other:	
	<input type="checkbox"/>		Other:	

REVIEW COMPLETED BY

Booking Number: 2022003900	Date: 2/11/2022
	Specialist Name/ID: Chantel Daniels/30347