

J# 0521174

PA 3782

Arrest Report

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

21CF1000

Report Date / Time 2/3/2021 02:00 AM	Report Number FHP99ARR836041	Case Number/Cad Number FHPL21OFF006636 / LWRC21CAD018788	Reporting Officer Name DEPEINE, KENS
Originating Agency ORI	Occur Date Time Range 02/03/2021 02:05:55 -	Jurisdiction	Clearance

Location of Occurrence

County PALM BEACH	Location Type PUBLIC PLACE	Location Description INSTERSTATE 95 SOUTHBOUND NOF BOYNTON BEACH			
Street Number I-95 SB NOF	Street	Apt/Lot/Bldg BOYNTON BEACH	City	State FL	Zip Code 33435

Defendant

First Name IRESLY	Middle Name	Last Name MASTRAPA	Suffix	Race WHITE	Sex FEMALE	Height 503	Weight 130	Hair BLO	Eyes BRO
MNI #	SSN	Date of Birth 10/14/1987	Age 33	ID Type E	Drivers License or other ID M236400878740	State FL	OCA / Agency ID		
Place of Birth: HAVANA CUBA		Address * / 1213 SW 131ST AVE , MIAMI, FL 33184 /							

Arrest

Arrest Date/Time 2/2/2021 10:18:35 PM	Arrest Location Type BUSINESS	Arrest Location Description 2815 S SEACREST BLVD				
Street Number 2815 S SEACREST BLVD	Street	Apt/Lot/Bldg	County PALM BEACH	City BOYNTON BEACH	State FL	Zip Code 33435

Charge : S

Counts 1	Charge 316.193.3c1	Bond Amount \$0.00	<input type="checkbox"/> No Bond
Charge Degree F	Charge Level MISDEMEANOR	General Offense Code DUI-UNLAW BLD ALCH	
Charge Description DUI AND DAMAGE PROPERTY			
Is Arrestee Juvenile?			No
Type of Arrest			On-View Arrest (apprehension without a warrant or previous incident report)

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			

CPI No. 1000 L 7200

FEB 03 2021

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REFUSE TO SUBMIT DUI TEST AFTER LIC SUSP

Charge : S

Counts 1	Charge 893.13.6a	Bond Amount \$0.00	<input type="checkbox"/> No Bond
Charge Degree T	Charge Level FELONY	General Offense Code DRUGS-POSSESS	
Charge Description CNTRL SUB WO PRESCRIPTION (Alprazolam) KD			
Is Arrestee Juvenile?		No	
Type of Arrest		On-View Arrest (apprehension without a warrant or previous incident report)	

Bond Set by Court

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

Probable Cause

On February 2, 2021 at approximately 7:45PM I was traveling south on Interstate 95 southbound north of Boynton Beach Boulevard. I observed a vehicle blocking the outside travel lane of Interstate 95 southbound facing northeast. The vehicle was a gray Honda Civic with heavy front-end damage and an attached Florida Tag of NEFX9. There was a damaged sign at the scene that was consistent with being struck by the Honda Civic. Boynton Beach Fire Rescue arrived at the scene to check on the driver and blocked the two-right lanes. Upon examination I observed the vehicle was occupied by a Hispanic female seating in the driver seat who was later identified by her Florida driver license information via FCIC/NCIC as Iresly Mastrapa (FL DL: M236400878740). Her license was not valid with FCIC/NCIC showing the following information:
PRIOR SUSPENSION FOR REFUSAL TO SUBMIT TO LAWFUL TEST OF BREATH, URINE, BLOOD
RESTRICTIONS: C - BUSINESS PURPOSES ONLY
RESTRICTIONS: P - PROBATION INTERLOCK DEVICE
11/12/2019 CANC-INDEF FAIL/REMAIN UNDER SUPRV OF DUI SCHL
11/12/2019 REV UNTIL REINSTATEMENT RESCINDED-REV REIMPOSED

I asked the driver to step out of the vehicle. As soon as she got out from the vehicle, I noticed that she was unable stand properly, I smelled the strong odor of an unknown alcoholic beverage coming from her breath and facial area as she spoke. I noticed that she was sweating profusely, and her right knee was swollen. I noticed that her speech was slurred, and her eyes were red and glassy. Boynton Beach Fire Rescue offered to transport Mrs. Mastrapa to the hospital and she initially refused. After multiple attempts she finally agreed to be transported to the hospital considering the extent of her injuries. Mrs. Mastrapa was transported to Bethesda Hospital East due to the injuries to her legs and knees. Mr. Ray who saw the vehicle that was swerving from lane to lane stopped after the crash and gave a sworn witness statement. The vehicle that Mrs. Mastrapa was operating was towed from the scene due to damage it had sustained and the fact that it was blocking the roadway. After I cleared the scene, I

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drove to Bethesda Hospital East to continue the crash investigation and the DUI investigation of the driver. I met with her at examination room number 13 of the Emergency Department. Trooper Andrew Iv #1076 was also present to assist with the investigation. She continued to show signs of impairment including bloodshot eyes, slurred speech and the strong odor of an unknown alcoholic beverage coming from her breath. I informed her that the crash investigation had ended, and I was beginning a DUI investigation. I read her her Miranda Rights from a Florida Highway Patrol Miranda Warning document. She stated that she understood her rights and did not wish to speak with us. Standardized field sobriety exercises were not administered due to her injuries. Due to her hospitalization and the impracticality of obtaining a breath test she was asked if she was willing to provide a completely voluntary blood draw to test for the presence of alcohol and chemical or controlled substances and she initially agreed to the blood test. She was read the Florida Highway Patrol Consent Form and she stated that she understood. However, she seemed to waiver in her willingness to give the blood stating that she would not do anything. She was then read the Florida Implied Consent Warning for blood and asked if she would give the blood sample and she stated no asking to have her phone repeatedly saying please over and over again in English and Spanish. She was read the refusal suspension portion of the Implied Consent for blood and she stated that she was willing to cooperate, and she just wanted to go home, and she repeatedly asked for her phone so that she could dial a call saying "i don't want anybody to see". She was asked again if she would give the blood sample and she said yes, and she was cooperating. She signed the Florida Highway Patrol Consent Form and then the consent form in the blood kit box. However, when it was time to provide the blood sample and two nurses were present and ready to draw the blood, she refused to give the blood sample stating "I'm not going to give you" expletive. A refusal time of 10:18PM was notated. Based upon the above information and the totality of the circumstances I determined that there was probable cause to believe that Iresly Mastrapa committed the offense of driving under the influence by being in actual physical control/operating a motor vehicle while under the influence of alcoholic beverages, any chemical substance per Florida State Statute 877.111, or any controlled substance per Chapter 893, while their normal faculties were impaired and did cause property damage. She was advised that she was being placed under arrest for DUI. In the possession of Ms. Mastrapa was a large blue purse containing her phone and several other items. After being medically cleared she was handcuffed behind her back and then transported to the Palm Beach County Jail. Trooper Andrew Iv performed an inventory search of her belongings. In the large blue purse, a smaller black Victoria Secret pouch was discovered which contained a clear ziplock bag which had several white pills inside. It was later determined that the ziplock bag contained 48 whole white bars and 10 broken white bars of Alprazolam 2mg (labeled as Y 21) along with 8 round pills of Alprazolam .25mg (labeled as G3719). When Trooper Iv informed me of the discovery Ms. Mastrapa made the spontaneous statement saying that it was hers and she had a prescription. She later changed her story and stated that it belonged to her boyfriend. The pills were taken by Trooper Iv to the Florida Highway Patrol Lantana substation and submitted into evidence. Ms. Mastrapa was issued a DUI citation along with uniform traffic citations for refusal to submit, driving while license suspended with knowledge, possession of a controlled substance and careless driving. All of the above events occurred in Palm Beach County, FL.

Note: My patrol vehicle is equipped with in car video and audio that is available upon request.

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Jail Booking Facility

Booking Date/Time	Booking County PALM BEACH	Booking Facility PALM BEACH COUNTY CORRECTIONS	Booking Facility Phone (561) 688-4400
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 02/25/2021 8:30AM	Court Fine
Comments			

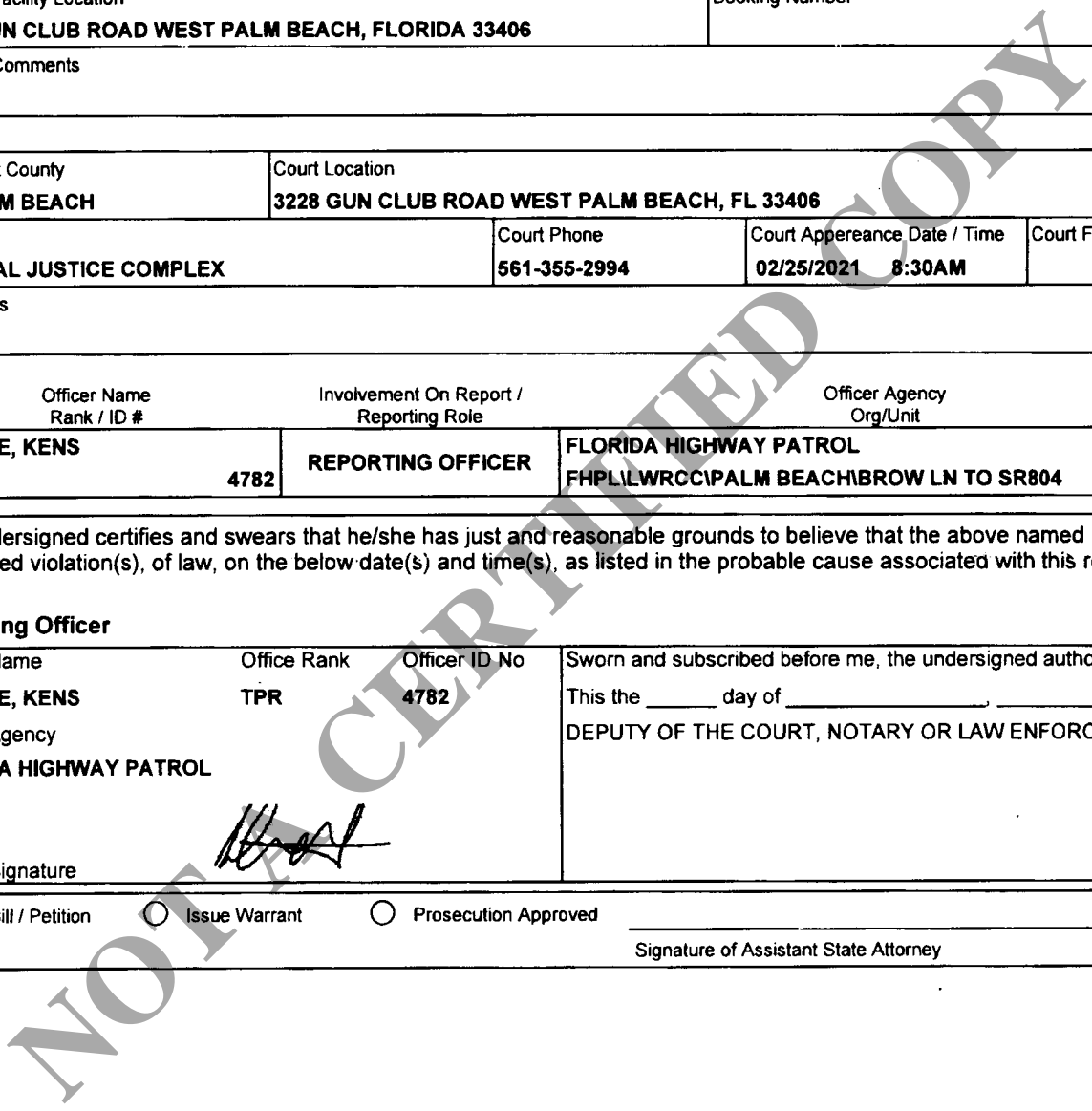
Officer Name Rank / ID #	Involvement On Report / Reporting Role	Officer Agency Org/Unit
DEPEINE, KENS TPR 4782	REPORTING OFFICER	FLORIDA HIGHWAY PATROL FHPL/LWRCC/PALM BEACH/BROW LN TO SR804

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 DEPEINE, KENS	Office Rank TPR	Officer ID No 4782	Sworn and subscribed before me, the undersigned authority This the _____ day of _____, _____ DEPUTY OF THE COURT, NOTARY OR LAW ENFORCEMENT
Officer Agency FLORIDA HIGHWAY PATROL			
Officer Signature 			

<input type="radio"/> No Bill / Petition	<input type="radio"/> Issue Warrant	<input type="radio"/> Prosecution Approved	Signature of Assistant State Attorney	Date
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SEARCHED
SERIALIZED

STATE OF FLORIDA
DEPARTMENT OF HIGHWAY SAFETY & MOTOR VEHICLES
AFFIDAVIT OF REFUSAL TO SUBMIT TO
BLOOD TEST

I, DEPEINE, KENS, 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 2 day of February, 2021, at -8:45 P.M. A.M.

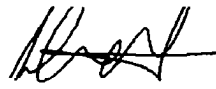
DRIVER IRESLY MASTRAPA
(Type or Print) FIRST NAME MIDDLE OR MAIDEN NAME LAST NAME

DL# M236400878740, state of FL, appeared for treatment at a hospital,

clinic, or other medical facility pursuant to s. 316.1932(1)(c), Florida Statutes, and a breath or urine test was impossible or impractical.

That on or about the 2 day of February, 20 21, at 10:18 P.M. A.M.
in Palm Beach County,

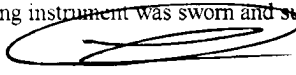
I requested that the driver submit to a **blood test** to determine his or her blood alcohol level and/or the presence of chemical or controlled substances in his or her blood. I informed the driver that refusal to submit to a blood test would result in the suspension of his or her driving privilege 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 if he or she holds a CDL, or was operating a CMV, refusal would 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 had been previously disqualified as a result of a refusal to submit to a breath, urine or blood test. The driver nonetheless refused to submit to a blood test.



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

Title D/S F. Torres 24971
Date 2-3-2021

(AFFIX SEAL)
The foregoing instrument was sworn and subscribed before
me this _____ day of _____, 20 _____,
by _____
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 – 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 checked="" 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.	2
Florida Rules of Judicial Administration 2.420 (Rule of 23)	<input type="checkbox"/>	(iii) 119.0714(1)(i)-(j), (2)(a)-(e)	Social Security, bank account, charge, debit, and credit card numbers.	
	<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: 2021002793	Date: 02/03/2021
	Specialist Name/ID: T Howard/7185

2021002793
 02/03/2021
 T Howard/7185