

50-2022-CT- 001768-AMB

ADDITIONAL INFORMATION		ARREST / NOTICE TO APPEAR		1. Arrest (No Warrant) 3. Request for Warrant 2. Arrest (Warrant) 4. Request for Capias 2. N.T.A. 5. Juvenile Referral		1	JUVENILE
OBTS Number		Agency ORI Number 0500200		Agency Name Boca Raton Police Department		Agency Report Number (N.T.A.'s only) 3 2 2022-001428	
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 UNARMED		Multiple Clearance Indicator			
Location of Arrest (Including Name of Business) 900 W PALMETTO PARK RD, 900 W PALMETTO PARK RD, BOCA		Location of Offense (Business Name, Address) 900 W PALMETTO PARK RD, BOCA RATON, FL 33486					
Date of Arrest 02/03/2022	Time of Arrest 00:11	Booking Date 02/03/2022	Booking Time 00:28	Jail Date 02/03/2022	Jail Time 00:28	Location of Vehicle WESTWAY TOWING	
Name (Last, First, Middle) CARNEY, JAMES ARTHUR 4		Alias (Name, DOB, Soc. Sec. #, Etc.)					
Race W - White B - Black O - Oriental/Asian W		Sex M	Date of Birth 06/12/2003	Height 5'10	Weight 187	Eye Color GREEN	Hair Color BLONDE
Scars, Marks, Tattoos, Unique Physical Features (Location, Type, Description)		Marital Status S	Religion NONE	Indication of Alcohol Influence Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> Unk. <input type="checkbox"/>		Drug Influence Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> Unk. <input type="checkbox"/>	
Local Address (Street, Apt. Number) 1700 ST LUCIE AVE S 478P, BOCA RATON, FL 33431		(City)	(State)	(Zip)	Phone (904) 710-4982	Residence Type: 1. City 3. Florida 2. County 4. Out of State 1	
Permanent Address (Street, Apt. Number) 1700 ST LUCIE AVE S 478P, BOCA RATON, FL 33431		(City)	(State)	(Zip)	Phone (904) 710-4982	Address Source SUBJECT	
Business Address (Name, Street) MARINA 1 YACHT CLUB,		(City)	(State)	(Zip)	Phone	Occupation Customer Serv.	
D/L Number, State C650441032120 / FL		Soc. Sec. Number	INS Number	Place of Birth (City, State) ATLANTA, GA, United		Citizenship US	
Co-Defendant Name (Last, First, Middle)		Race	Sex	Date of Birth	<input type="checkbox"/> 1. Arrested <input type="checkbox"/> 3. Felony <input type="checkbox"/> 5. Juvenile <input type="checkbox"/> 2. At Large <input type="checkbox"/> 4. Misdemeanor		
Co-Defendant Name (Last, First, Middle)		Race	Sex	Date of Birth	<input type="checkbox"/> 1. Arrested <input type="checkbox"/> 3. Felony <input type="checkbox"/> 5. Juvenile <input type="checkbox"/> 2. At Large <input type="checkbox"/> 4. Misdemeanor		
Parent <input type="checkbox"/> Other: <input type="checkbox"/>		Name (Last, First, Middle)					Residence Phone
Legal Custodian <input type="checkbox"/>							Business Phone
Address (Street, Apt. Number)		(City)	(State)	(Zip)			
Notified by: (Name)		Date	Time	JUVENILE DISPOSITION 1. Handled/Processed within Department and Released 2. TOT JAC 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 355-2526) informed of any change of address.				School Attended		Grade	
<input type="checkbox"/> Yes, by: <input type="checkbox"/> No		Property Crime? <input type="checkbox"/> Yes <input checked="" 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. Disperse/ 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. Synthetic
							U. Unknown Z. Other
Charge Description DUI - PROPERTY DAMAGE		Statute Violation Number 316.193(3C1)		Violation of ORD #			
Drug Activity	Drug Type N	Amount / Unit	Offense #	Counts 1	Domestic Violence <input type="checkbox"/> Y <input checked="" type="checkbox"/> N	Warrant / Capias Number	Bond
Charge Description		Statute Violation Number		Violation of ORD #			
Drug Activity	Drug Type	Amount / Unit	Offense #	Counts	Domestic Violence <input type="checkbox"/> Y <input type="checkbox"/> N	Warrant / Capias Number	Bond
Charge Description		Statute Violation Number		Violation of ORD #			
Drug Activity	Drug Type	Amount / Unit	Offense #	Counts	Domestic Violence <input type="checkbox"/> Y <input type="checkbox"/> N	Warrant / Capias Number	Bond
Health / Apparent Physical Condition of Defendant FAIR				Any knowledge of the following: <input type="checkbox"/> Mental <input type="checkbox"/> Escape Risk <input type="checkbox"/> Medication <input type="checkbox"/> Deformities <input type="checkbox"/> Injuries Explain:			
Check which applies: <input type="checkbox"/> Released O.R. <input type="checkbox"/> Released to Parent/Guardian <input checked="" type="checkbox"/> T.O.T. County Jail				PROPERTY - Received By RICCIARDI 817		Released By A. GRAHAM 867	Released To TOT CJ
Transported By A. GRAHAM 867				Date Transported	Time Transported	Other	
<input checked="" type="checkbox"/> INSTRUCTION NO. 1 - Mandatory appearance in court <input type="checkbox"/> INSTRUCTION NO. 2 - You need not appear in Court but must comply with instructions on Page 2.				Location (Court, Room) South County 200 W Atlantic Ave Delray Beach, FL 33444		No Photo Available	
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.				Court Date and Time 03/07/2022 08:30:00			
Signature of Defendant (or Juvenile and Parent/Custodian) <i>[Signature]</i>				Date Signed 2-3-22			
HOLD for Other Agency		Signature of Arresting Officer <i>[Signature]</i>		Name Verification (Printed by Arrestee) James Carney		PAGE 1 OF 1	
<input type="checkbox"/> Dangerous <input type="checkbox"/> Resisted Arrest <input type="checkbox"/> Suicidal <input type="checkbox"/> Other		Name of Arresting Officer (Print) CASAS, J.		I.D. # 818			
Initials/Deputy Bonillo		ID # 18342		Pouch #		Transporting Officer A. GRAHAM	
				I.D. # 867		Agency BRPD	
Witness here if subject signed with an "X"							

J0529211

P3824

OBTS Number		PROBABLE CAUSE AFFIDAVIT		1. Arrest 2. N.T.A.		3. Request for Warrant 4. Request for Capias		1	JUVENILE
ADMINISTRATIVE	Agency ORI Number FL FLO500200		Agency Name BOCA RATON POLICE DEPARTMENT		Agency Report Number 3 2 2022-001428				
	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		Special Notes:		
DEFENDANT	Name (Last, First, Middle) CARNEY, JAMES ARTHUR 4				Alias		Race W	Sex M	Date of Birth 06/12/2003
	Charge Description 316.193(3C1) DUI - PROPERTY DAMAGE		Charge Description						
CHARGES	Charge Description		Charge Description						
	Charge Description		Charge Description						
VICTIM	Victim's Name (Last, First, Middle)				Race		Sex	Date of Birth	
	Local Address (Street, Apt. Number) (City) (State) (Zip)				Phone		Address Source		
	Business Address (Name, Street) (City) (State) (Zip)				Phone		Occupation		
PROBABLE CAUSE STATEMENT	<p>The undersigned certifies and swears that he/she has just and reasonable grounds to believe, and does believe that the above named Defendant committed the following violation of law.</p> <p>The Person taken into custody . . .</p> <p><input type="checkbox"/> committed the below acts in my presence. <input type="checkbox"/> was observed by _____ who told _____ that he/she saw the arrested person commit the below acts.</p> <p><input type="checkbox"/> confessed to _____ admitting to the below facts. <input checked="" type="checkbox"/> was found to have committed the below acts, resulting from my (described) investigation.</p> <p>On the <u>3</u> day of <u>February</u>, <u>2022</u> at <u>00:11</u> (Specifically include facts constituting cause for arrest.)</p>								
	<p>On 2/2/2022, at approximately 2333 hours, I responded to the area of 900 W Palmetto Park Rd in reference to a motor vehicle crash. Officer Crawford advised via BRPD main channel that a black Dodge Ram bearing FL tag JK1VJ struck the rear of his marked patrol vehicle while the patrol vehicle was parked in the roadway with its emergency lights activated during a traffic stop. I arrived at approximately 2237 hours and observed the front of the black Dodge Ram resting against the rear of Officer Crawford's marked patrol vehicle. Both vehicles had damage in the respective areas indicative of a rear-end collision between the two.</p>								
	<p>Upon approaching the Dodge Ram, I observed a white male, later identified via FL DL as James Carney, sitting in the driver's seat. Officer Crawford later confirmed that this was the same person he saw sitting in the driver's seat immediately following the crash. Due to Carney being accompanied by two friends, I asked him to step out of the vehicle so that I could interview him away from his friends. I observed that Carney had poor balance and was unsteady on his feet upon stepping out of the vehicle.</p>								
	<p>While questioning Carney about the crash, he claimed that he struck the rear of Officer Crawford's patrol vehicle because the lights were too bright. During this time, I observed that Carney's eyes were red and glassy, his speech was slurred, and he had an overwhelmingly strong odor of an unknown alcoholic beverage emanating from his breath when he opened his mouth to speak. I also saw that Carney was barefoot and asked him if he wanted to get some shoes from inside of the vehicle. Carney returned to his vehicle to get shoes but then turned around and said he left his shoes at his friend's house, suggesting he had impaired memory.</p>								
	<p>Once I was done speaking with Carney, I returned to the vehicle to collect statements from his passengers. Due to the vehicle being turned off, and the passengers not being able to roll down the windows, they opened their doors so that we could speak. When the</p>								
	<p>SWORN AND SUBSCRIBED BEFORE ME</p> <p><u>771</u> RADFORD, STEPHEN THOMAS NOTARY PUBLIC / CLERK OF COURT / OFFICER (F.S.S. 117.10)</p> <p><u>02/03/2022</u> DATE</p>								
	<p><u>[Signature]</u> SIGNATURE OF ARRESTING / INVESTIGATING OFFICER</p> <p>CASAS, JAVIER (818) NAME OF OFFICER (PLEASE PRINT)</p> <p><u>02/03/2022</u> DATE</p>								
	<p>PAGE 1 OF 3</p>								

COURT


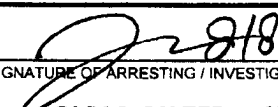
STATE ATTORNEY

CENTRAL RECORDS

JAIL

CRIME ANALYSIS

P. I. O.

OBT Number		PROBABLE CAUSE AFFIDAVIT SUPPLEMENT		1. Arrest 2. N.T.A.	3. Request for Warrant 4. Request for Capias	1	JUVENILE
Agency ORI Number FL FLO500200		Agency Name BOCA RATON POLICE DEPARTMENT		Agency Report Number 3 2 2022-001428			
Charge Type: Check as many as apply: <input type="checkbox"/> 1. Felony <input type="checkbox"/> 3. Misdemeanor <input type="checkbox"/> 5. Ordinance <input type="checkbox"/> 2. Traffic Felony <input checked="" type="checkbox"/> 4. Traffic Misdemeanor <input type="checkbox"/> 6. Other				Special Notes:			
Name (Last, First, Middle) CARNEY, JAMES ARTHUR 4				Race W	Sex M	Date of Birth 06/12/2003	
<p>front passenger side door was opened, I observed what appeared to be an open bottle of alcoholic beverage near the passenger's feet. This was later discovered to be a bottle of Skrewball Peanut Butter Whiskey. When the rear passenger side door was opened, I observed a can of Busch Light beer in the door pocket and an open case of Busch Light beer behind the center console.</p> <p>Based on my observations, and the totality of the circumstances, I suspected that, at the time of the crash, Carney may have been operating a vehicle within the state while impaired by alcohol and/or chemical or controlled substances.</p> <p>Once my crash investigation was complete, I informed Carney that my crash investigation was over and that I would be conducting a criminal DUI investigation. Carney stated he understood. I then asked Carney to submit to Standardized Field Sobriety Exercises and he agreed to participate.</p> <p>According to Carney he was not sick or injured and he did not have any physical defects or injuries. Carney also stated he did not limp and that he felt comfortable walking barefoot. Carney claimed he had not consumed any alcohol, prescription medications, drugs, or marijuana today. Lastly, Carney stated he was not diabetic or epileptic and that he did not have anything wrong with his eyes that isn't corrected by glasses or contacts. I then continued with the exercises.</p> <p>The first exercise was Horizontal Gaze Nystagmus. I administered the instructions and Carney stated that he understood. I first ensured that Carney's eyes had equal pupil sizes and tracked equally. I then continued with the exercise. Carney displayed lack of smooth pursuit, distinct and sustained nystagmus at maximum deviation, and onset of nystagmus prior to 45 degrees in both eyes. He also displayed lack of convergence.</p> <p>The second exercise was the Walk and Turn. I administered the instructions and demonstrated how the exercise should be completed. Carney stated that he understood. Carney fell off the line several times while in the starting position. While completing the exercise, Carney missed heel to toe several times, took an incorrect number of steps, stepped off the line, and made an improper turn.</p> <p>The third exercise was the One-Leg Stand. I administered the instructions and demonstrated how the exercise should be completed. Carney stated that he understood. Carney swayed during the exercise.</p> <p>The fourth exercise was the Finger to Nose. I confirmed that Carney knew his left from his right by asking him to show me his left hand and then his right hand. I then administered the instructions and Carney stated he understood. The pattern was L-R-L-R-R-L.</p> <p>L - Missed the tip of his nose.</p>							
SWORN AND SUBSCRIBED BEFORE ME  RADFORD, STEPHEN THOMAS NOTARY PUBLIC / CLERK OF COURT / OFFICER (F.S.S. 117.10) 02/03/2022 DATE				 SIGNATURE OF ARRESTING / INVESTIGATING OFFICER CASAS, JAVIER (818) NAME OF OFFICER (PLEASE PRINT) 02/03/2022 DATE			

OBTS Number		PROBABLE CAUSE AFFIDAVIT SUPPLEMENT		1. Arrest 2. N.T.A.	3. Request for Warrant 4. Request for Capias	1	JUVENILE
Agency ORI Number FL FL0500200	Agency Name BOCA RATON POLICE DEPARTMENT	Agency Report Number 3 2 2022-001428					
Charge Type: Check as many as apply: <input type="checkbox"/> 1. Felony <input type="checkbox"/> 3. Misdemeanor <input type="checkbox"/> 5. Ordinance <input checked="" type="checkbox"/> 2. Traffic Felony <input checked="" type="checkbox"/> 4. Traffic Misdemeanor <input type="checkbox"/> 6. Other		Special Notes:					
Name (Last, First, Middle) CARNEY, JAMES ARTHUR 4				Alias		Race W	Sex M
						Date of Birth 06/12/2003	
<p>R - Missed the tip of his nose and held his finger on his nose.</p> <p>L - Missed the tip of his nose and held his finger on his nose.</p> <p>R - Missed the tip of his nose and held his finger on his nose.</p> <p>R - Raised his finger and then missed the tip of his nose and held his finger on his nose.</p> <p>L - Held his finger on his nose.</p> <p>The final exercise was the modified Romberg balance test. I demonstrated the passage of 30 seconds using a stopwatch, administered the instructions and conducted the exercise. Carney estimated the passage of 30 seconds in 27 seconds.</p> <p>Based on my investigation, and the totality of the circumstances, I found probable cause to believe that, at the time of the crash, Carney was operating a vehicle within the state while impaired by alcohol and/or chemical or controlled substances. Carney was placed under arrest for DUI per F.S.S. 316.193(3c1).</p> <p>Carney was transported to BRPD booking for post arrest processing and the administration of a breath test. Officer Ricciardi (ID817) (Breath Test Operator) responded to BRPD booking and assisted with the BAT room procedures. Carney was asked to provide a sample of his breath for the purpose of determining the alcohol content. Carney provided two samples of .181 and .182. Carney was then informed of his constitutional warnings (Miranda), and he chose to answer all of my questions. See DUI Influence Report for further.</p>							
NOT A CERTIFIED COPY							
<div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <p>SWORN AND SUBSCRIBED BEFORE ME</p> <p style="text-align: center;">RADFORD, STEPHEN THOMAS</p> <p style="text-align: center;">NOTARY PUBLIC / CLERK OF COURT / OFFICER (F.S.S. 117.10)</p> <p style="text-align: center;">02/03/2022</p> <p style="text-align: center;">DATE</p> </div> <div style="width: 45%;"> <p style="text-align: center;">SIGNATURE OF ARRESTING / INVESTIGATING OFFICER</p> <p style="text-align: center;">CASAS, JAVIER (818)</p> <p style="text-align: center;">NAME OF OFFICER (PLEASE PRINT)</p> <p style="text-align: center;">02/03/2022</p> <p style="text-align: center;">DATE</p> </div> </div>							
						PAGE 3 OF 3	

COURT

STATE ATTORNEY

CENTRAL RECORDS

JAIL

CRIME ANALYSIS

P. I. O.

DDRY. 0028
1015 0011
CASE# 22-1428

DUI INFLUENCE REPORT



BOCA RATON POLICE SERVICES DEPARTMENT
100 NW 2nd Avenue
Boca Raton, FL 33432



BOCA RATON POLICE SERVICES DEPARTMENT
DUI INFLUENCE REPORT - PART I

On the 3rd day of February, at 0045 AM/PM:

Subject: James Carney Case Number: 2022001428

PERSONAL CONTACT

Driving Pattern: _____

Observation of Driver: _____

Driver's Statement: _____

Odors: _____

GENERAL OBSERVATIONS

Speech: _____

Attitude: _____

Clothing: _____

Medical Problems: _____

Medications: _____

Other: _____

Horizontal Gaze Nystagmus:

- | | |
|--|---|
| <input type="checkbox"/> Left eye does not follow smoothly | <input type="checkbox"/> Right eye does not follow smoothly |
| <input type="checkbox"/> Left eye jerks at 45 degrees angle or less | <input type="checkbox"/> Right eye jerks at 45 degrees angle or less |
| <input type="checkbox"/> Distinct jerking left eye maximum deviation | <input type="checkbox"/> Distinct jerking right eye maximum deviation |

Can not do, Why? _____

Walk and turn: _____

Can not do, Why? _____

One leg stand: _____

Can not do, Why? _____

Finger to nose: _____

Can not do, Why? _____

Alphabet (speech pattern): _____

Can not do, Why? _____

Breath/Blood test results: .181, .182

State of Florida, County of Palm Beach,
Sworn and subscribed before me this 2/3/22 (date) by Ricciardi

[Signature] 2/3/22
Notary/Clerk of Court/ Officer (FSS 117.10) Date

[Signature] J. Casas
Signature of Arresting Officer Name of Officer (print)

ARRESTING OFFICER: J. CASAS

Name: Crawford Phone # _____ Work # 5613381234

Address: 100 NW 2nd Ave, Boca Raton FL 33432

Can testify to: Accident

Name: Golden Phone # _____ Work # 5613381234

Address: 100 NW 2nd Ave, Boca Raton FL 33432

Can testify to: DUI Investigation

Name: Ricciardi Phone # _____ Work # 5613381234

Address: 100 NW 2nd Ave, Boca Raton FL 33432

Can testify to: SFSTS & DUI breath test

Name: _____ Phone # _____ Work # _____

Address: _____

Can testify to: _____

Name: _____ Phone # _____ Work # _____

Address: _____

Can testify to: _____

Name: _____ Phone # _____ Work # _____

Address: _____

Can testify to: _____

Name: _____ Phone # _____ Work # _____

Address: _____

Can testify to: _____



BOCA RATON POLICE SERVICES DEPARTMENT
DUI INFLUENCE REPORT - PART II

To be filled out at testing facility

Agency Case # 2022001428

I. INTRODUCTION (Instrument Operator faces video camera)

A. The day is Thursday, FEBRUARY, 3, 2022.
(day) (month) (date) (year)

B. The time is now approximately 1255 (A) AM/PM.

C. The following is in reference to case number 2022001428.

D. Present at this time is J. CASAS of the Boca Raton Police Department.
(Officer's Name)

E. Officer CASAS, have you arrested JAMES CARNEY in violation of
Florida State Statute 316.193? (Defendant's name)

F. Did this violation occur within the City of Boca Raton, Palm Beach County, Florida? yes

G. (A) Mr./Mrs./Ms. CARNEY, I am required to inform you these
proceedings are being video recorded.

Operator Note: *Video record breath request, breath sample, and interview.*

II. AT THIS TIME THE ARRESTING OFFICER WILL REQUEST A BREATH SAMPLE.

Note: Read only the paragraph applicable to the type of test you are requesting.

- A. I am now requesting that you submit to a lawful test of your **BREATH** for the purpose of determining its alcohol content.
- B. I am now requesting that you submit to a lawful test of your **URINE** for the purpose of determining the presence of chemical or controlled substances.
- C. I am now requesting that you submit to a lawful test of your **BLOOD** for the purpose of determining its alcohol content and the presence of chemical or controlled substances.

IMPLIED CONSENT WARNINGS

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 Signature: _____

Note: Also read for CDL holders:

IN ADDITION, your refusal to submit will result in the loss of your commercial privileges for one year from today. If this is your SECOND REFUSAL, you will be permanently disqualified from operating a commercial motor vehicle.

Note: After reading the implied consent warning, the arresting officer must request a breath sample again.

(IF REFUSAL THEN)

At this time Mr./Mrs./Ms. _____ has refused to submit to a breath test.

The date is _____, _____, _____, and the time is _____ AM/PM.
(month) (day) (year)

A refusal form will be completed by the arresting officer.



BOCA RATON POLICE SERVICES DEPARTMENT

JUVENILE CONSTITUTIONAL WARNINGS

Rights of suspects prior to custodial questioning. **Identify yourself and state:**

I am required to warn you before you make any statement that you have the following Constitutional rights:

- (1) You have the right to remain silent and not answer any questions. *Tell me in your own words what you think this means.*
(You do not have to talk to me or answer any questions about this offense. You can be quiet if you want.)
- (2) Any statement you make must be freely and voluntarily given. *Tell me in your own words what you think this means.*
(If you do talk to me it has to be because you want to and not because anyone is forcing you to speak.)
- (3) You have a right to the presence and representation of a lawyer of your choice before you make any statement and during any questioning. *Tell me in your own words what you think this means.*
(You can talk to a lawyer before we ask you any questions and you can have him/her with you now, during our questioning.)
- (4) If you cannot afford a lawyer, you are entitled to the presence and representation of a court appointed lawyer before you make any statement and during any questioning. *Tell me in your own words what you think this means*
(If you do not have money for a lawyer and you want one, a lawyer will be given to you for free.)
- (5) If at any time during the interview you do not wish to answer any questions, you are privileged to remain silent. *Tell me in your own words what you think this means.*
(If you decide to talk to me then change your mind, you can stop answering my questions at any time.)
- (6) I can make no threats or promises to induce you to make a statement. This must be of your own free will. *Tell me in your own words what you think this means*
(I am not allowed to threaten you or make you any promises to get you to talk to me. If you decide to talk, it must be because you want to.)
- (7) Any statement can be and will be used against you in a court of law. *Tell me in your own words what you think this means*
(Anything you say to me can and will be told to the judge or a jury in court. A judge is a person who decides if you have done something wrong. Sometimes a group of people called a jury decide this, but the Judge is the person who decides what punishment you get.)
- (8) Do you understand these rights as I have read them to you, and do you wish to speak to me?

Signed: _____ Date: _____ Time: _____



BOCA RATON POLICE SERVICES DEPARTMENT
TESTING FACILITY TASK REPORT

SUBJECT: James Carney

CASE #: 22-1428 DATE: 2/3/22

BREATH TEST RESULTS

1) TIME _____ AM/PM 2) TIME _____ AM/PM

3) TIME _____ AM/PM 4) TIME _____ AM/PM

BREATH OPERATOR: Ricciardi

MAINTENANCE TECHNICIAN: van camp

TESTING OFFICER'S OBSERVATIONS

SPEECH: slowed

ATTITUDE: white T-shirt, tan shorts, barefoot

CLOTHING: ↓

MEDICAL CONDITION: N/A

OTHER: odor of alcohol coming from person,
glassy bloodshot eyes

COMMENTS: Repetitive questions

Identify yourself and state:

I am required to warn you before you make any statement that you have the following Constitutional rights:

- (1) You have the right to remain silent and not answer any questions.
- (2) Any statement you make must be freely and voluntarily given.
- (3) You have a right to the presence and representation 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 and representation of a court appointed lawyer before you make any statement 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 be and will be used against you in a court of law.
- (8) Do you understand these rights as I have read them to you, and do you wish to speak to me?

Signed: _____ Date: _____ Time: _____

QUESTIONS AND ANSWERS

Were you operating a motor vehicle at the time of the accident/stop? yes

Where were you going? Back to dorms

What street or highway were you on? Palmett Park

Direction of travel? Towards I-95 - West

Where did you start driving from? Beach

What city (county) were you stopped in? Boca Raton

What time did you start? 1215 AM/PM What time is it now? 1255

What is today's date? 2-1-22 What day of the week is it? Thursday

When did you last eat? 6 or 5:30 What did you eat? Hot dogs

What have you been doing the past three hours prior to this stop/accident? Hanging out on beach w/ friends

How much do you weigh? 187.5 Have you been drinking? yes What were you drinking? Beer Busch Light

How much? Not much / 3 Where? At the beach With whom were you drinking? _____

When did you have your first drink? 1030 AM/PM When did you stop drinking? _____ AM/PM

1 hour before getting in car

How did you consume your last two drinks? Sipping

Are you under the influence of alcohol now? ☐ Yes ☒ No

Can you feel the effects of alcohol? ☐ Yes ☒ No

Have you consumed alcohol since the accident? ☐ Yes ☒ No

Can you feel the effects of alcohol? ☐ Yes ☒ No

Have you consumed alcohol since the accident? ☐ Yes ☒ No How much? _____

What? _____ Where? _____

What line of work are you in? Boats

When did you last work? today

Do you have any physical defects or injuries? ☐ Yes ☒ No If yes, explain: _____

Are you sick or injured? ☐ Yes ☒ No If yes, explain: _____

Do you limp? ☐ Yes ☒ No

Did you get a bump on the head? ☐ Yes ☒ No

Were you in an accident today? yes

Have you taken any drugs or smoked marijuana today? NO

What? _____ When? _____

Have you seen a doctor or dentist today? ☐ Yes ☒ No Who? _____

Are you taking any prescription medications? ☐ Yes ☒ No What? _____ When? _____

Do you have: Epilepsy? ☐ Yes ☒ No

Inner ear trouble? ☐ Yes ☒ No

Glass eye? ☐ Yes ☒ No

Ear infection? ☐ Yes ☒ No

False teeth? ☐ Yes ☒ No

Diabetes? ☐ Yes ☒ No

Any problems not correctable by glasses or contact lenses? NO

Do you take insulin? ☐ Yes ☒ No If yes, when was your last injection? _____

Have you ever had a driver's license in any other state? NO

I am now ending this video recording. The time is now approximately 114 AMPM.

The date is February, 3rd, 2022
(month) (day) (year)

FLORIDA DEPARTMENT OF LAW ENFORCEMENT
ALCOHOL TESTING PROGRAM
BREATH ALCOHOL TEST AFFIDAVIT

Instrument Type: Intoxilyzer 8000
Instrument Registered To: BOCA RATON PD
Instrument Serial Number: 80-006622 Software: 8100.27
Date of Test: 02/03/2022

Date of Last Agency Inspection: 01/28/2022

Observation Period Began: 00:28

Subject's Name: JAMES A CARNEY

DOB: 06/12/2003 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.

Test	g/210L	Time
Diagnostics Check	OK	00:58
Air Blank	0.000	00:58
Control Test	0.078	00:59
Air Blank	0.000	00:59
Subject Sample #1	0.181	01:00
Air Blank	0.000	01:01
Air Blank	0.000	01:02
Subject Sample #2	0.182	01:04
Air Blank	0.000	01:05
Control Test	0.076	01:05
Air Blank	0.000	01:05
Diagnostics Check	OK	01:05

Cylinder Lot: 15421080A1
Exp: 08/05/2023

State of Florida, County of palm beach.

Personally appeared before me the undersigned authority, who (✓) is personally known to me or
I produced _____ as identification, and who after being placed under oath,
declared:

_____, hold a valid Breath Test Operator permit issued by the Florida
Department of Law Enforcement, I administered 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

Date: 2/3/22

Sworn to (or affirmed) before me this 3 day of February, 2022

Signature of Notary Public-State of Florida

Printed Name of Notary Public-State of Florida

NOTARIAL 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
conclusive 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.



**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: 2022003084	Date: 2/3/2022
	Specialist Name/ID: Chantel Daniels/30347