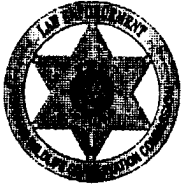


0127595

COMM 8326 3749



### Arrest Report

FLORIDA FISH AND WILDLIFE CONSERVATION COMMISSION  
8535 NORTHLAKE BLVD  
WEST PALM BEACH, FL.

Report Date / Time 10/24/2020 06:37 PM	Report Number C-0420AB	Case Number/Cad Number FWCS20OFF017892 / FWCS20CAD033847	Reporting Officer Name STOKER, RONALD
Originating Agency ORI FL0488000	Occur Date Time Range 10/24/2020 17:17:12 -	Jurisdiction	Clearance

#### Location of Occurrence

County PALM BEACH	Location Type PUBLIC PLACE	Location Description ICW WEST OF SAILFISH MARINA
Street Number LAKE DR	Street	Apt/Lot/Bldg WEST PALM BEACH
City WEST PALM BEACH	State FL	Zip Code 33404

#### Defendant

First Name JAMES	Middle Name EDWARD	Last Name WORKMAN	Suffix	Race WHITE	Sex MALE	Height 6'05"	Weight 240	Hair GRAY	Eyes BROWN
MNI #	SSN	Date of Birth 07/01/1971	Age 49	Place of Birth WEST PALM BEACH FL USA	Drivers License or other ID W625445712410	State FL	ID Type E		
Address * RESIDENCE / 1405 N N ST , LAKE WORTH, FL 33480 /									

#### Arrest

Arrest Date/Time 10/24/2020 5:37:04 PM	Arrest Location Type PUBLIC PLACE	Arrest Location Description ICW WEST OF SAILFISH MARINA
Street Number	Street	Apt/Lot/Bldg
County	City	State
Zip Code	1-OR	

#### Charge : STATE STATUTE

Counts 1	Charge 327.35(1)(a)	Bond Amount \$0.00	<input type="checkbox"/> No Bond
Charge Degree FIRST DEGREE	Charge Level MISDEMEANOR	General Offense Code DUI-UNLAW BLD ALCH	
Charge Description OPERATING A VESSEL WHILE NORMAL FACULTIES IMPAIRED			

#### Bond Set by Officer

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

#### Probable Cause

I. What: Boating Under the Influence
II. When: Saturday, October 24, 2020
III. Where: ICW West of Sailfish Marina

Arrest Report

2020 OCT 28 AM 5:42

Report Date / Time 10/24/2020 06:37 PM	Report Number C-0420AB	Case Number/Cad Number FWCS20OFF017892 / FWCS20CAD033647	Reporting Officer Name STOKER, RONALD
Originating Agency ORI FL0488000	Occur Date Time Range 10/24/2020 17:17:12 -	Jurisdiction	Clearance

IV. Who: Name: James Workman

DOB: 07/01/1971

Address: 1405 N N ST Lake Worth, FL 33460

FLDL W625-445-71-241-0

V. Other information Relating to BUI

Vessel: 2012 42' Blue Invincible FL0845PH triple 350hp Yamaha outboards

VI. Details of BUI

A. Initial Observation of Vessel:

On October 24, 2020 I, Officer Ronald Stoker and Officer James Brodbeck of the Florida Fish and Wildlife Conservation Commission (FWC) were on marked vessel patrol in the ICW just West of the Palm Beach Inlet conducting a separate vessel stop when a Blue center console passed us approximately 100 feet away producing a large wake. The wake caused by the Blue center console rocked the vessel I was tied off to, thus causing the occupants to lose their balance and brace themselves to their vessel so they did not fall overboard. Additionally, I observed the Blue center console operating without it's navigational lights illuminated as required during reduced visibility.

B. Personal Contact with Operator

At 1717 hours, I conducted a vessel stop to address the violations I observed. I made contact with the operator of the vessel, later identified by his FLDL W625445712410 as Mr. James Workman, and introduced myself as Officer Stoker with FWC. While addressing the violations with the operator of the vessel, I noticed multiple signs of impairment. Mr. Workman's speech was slow and deliberate. His eyes were glassy and slightly bloodshot. I smelt an odor of an unknown alcoholic beverage emitting from his breath. I asked Mr. Workman if he would come on board my vessel to complete field sobriety exercises, in which he complied and boarded my vessel on his own free will.

C. Completion of Standardized Seated Field Sobriety Tasks

Horizontal Gaze Nystagmus

Mr. Workman displayed lack of smooth pursuit in both his left and right eyes.

Mr. Workman displayed distinct and sustained nystagmus at max deviation in both his left and right eyes.

Mr. Workman displayed onset of nystagmus prior to 45- degrees in both his left and right eyes.

Mr. Workman did not display vertical nystagmus.

Finger to Nose

Mr. Workman was unable to follow instructions while I was explaining the tasks.

During the performance stage, Mr. Workman did not close his eyes as instructed. Mr. Workman did not tilt his head. Mr. Workman opened his eyes during all the tasks. Mr. Workman moved his head more than 1 inch during the tasks.

Mr. Workman hesitated on the first left.

Mr. Workman used the wrong hand on the third right.

Palm Pat

Mr. Workman was unable to follow instructions and started at the wrong time during the instructional phase.

Report Date / Time 10/24/2020 06:37 PM	Report Number C-0420AB	Case Number/Cad Number FWCS20OFF017892 / FWCS20CAD033847	Reporting Officer Name STOKER, RONALD
Originating Agency ORI FL0488000	Occur Date Time Range 10/24/2020 17:17:12 -	Jurisdiction	Clearance

Mr. Workman rolled his hands.  
 Mr. Workman did not increase speed as instructed.  
 Mr. Workman rotated his hands.  
 Mr. Workman stopped the tasks before being told to do so.  
**Hand Coordination**  
 Mr. Workman was unable to follow my directions and tried to complete the tasks as I was demonstrating them. During the return steps, Mr. Workman demonstrated improper touch and returned his right fist to his chest, not his left as demonstrated.  
**Arrest of Operator**  
 Based on the physical indicators I observed while conversing with Mr. Workman as well as his performance on the SFST's at 1737 hours I placed him under arrest for the suspicion of Boating Under the Influence. Mr. Workman was transported and booked into the Palm Beach County Jail at Gun Club without incident. At 1852 hours Mr. Workman refused to submit to a lawful test of his breath to determine its alcoholic content after being read Implied Consent.  
**327.35(1)(a)- OPERATING A VESSEL WHILE NORMAL FACULTIES IMPAIRED**  
 Additionally, I issued Mr. Workman a Uniform Boating Citation for refusing to a lawful test of his breath to determine its alcoholic content.  
**327.35215(1)- REFUSAL TO SUBMIT TO BLOOD/BREATH/URINE TO PURSUANT TO FS327.352**  
 Additionally, I issued Mr. Workman written warnings for operating a vessel without its navigational lights illuminated during restricted visibility and for careless operation of a vessel.  
**Disposition of Vessel**  
 Following the arrest of Mr. Workman, the vessel was turned over to the owner, Mr. David Needle FLDL N340161683790.  
 Nothing further to report. End of report.

**Jail Bookin Facility**

Booking Date/Time 0.0000	Booking County PALM BEACH	Booking Facility MAIN DETENTION CENTER	Booking Facility Phone Number (561) 996-1699
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Booking Facility Location Booking Number

3228 GUN CLUB ROAD WEST PALM BEACH, FLORIDA 33406-3001

Booking Comments

**Court**

Court County PALM BEACH	Court Location 3228 GUN CLUB ROAD WEST PALM BEACH, FL 33406
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Court PALM BEACH COUNTY COURT AT GUN CLUB	Court Phone (561) 688-4640	Court Appearance Date / Time 11/25/2020 1:30PM	Court Fine
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Comments

Officer Name  
Rank / ID #

Involvement On Report /  
Reporting Role

Officer Agency  
Org/Unit

Report Date / Time 10/24/2020 06:37 PM	Report Number C-0420AB	Case Number/Cad Number FWCS20OFF017892 / FWCS20CAD033647	Reporting Officer Name STOKER, RONALD
Originating Agency ORI FL0488000	Occur Date Time Range 10/24/2020 17:17:12 -	Jurisdiction	Clearance

STOKER, RONALD OFFICER	WP296	REPORTING OFFICER	FLORIDA FISH AND WILDLIFE CONSERVATION COMMISSION FWCSISO REGION AIPALM BEACH
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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 STOKER, RONALD	Office Rank OFFICER	Officer ID No WP296	Sworn and subscribed before me, the undersigned authority This the <u>27</u> day of <u>OCTOBER</u> , 2020 DEPUTY OF THE COURT, NOTARY OR <u>LAW ENFORCEMENT</u>
Officer Agency FLORIDA FISH AND WILDLIFE CONSERVATION COMMISSION	Officer Signature <i>Ronald Stoker WP296</i>		

No Bill / Petition   
 Issue Warrant   
 Prosecution Approved

Signature of Assistant State Attorney \_\_\_\_\_ Date \_\_\_\_\_

NOT A CERTIFIED COPY

**STATE OF FLORIDA  
FLORIDA FISH AND WILDLIFE CONSERVATION COMMISSION  
DIVISION OF LAW ENFORCEMENT  
REFUSAL TO SUBMIT TO BREATH, URINE OR BLOOD TESTING**

In the County Court of the Judicial Circuit in and  
for PALM BEACH

STATE OF FLORIDA  
(PLANTIFF)  
V.  
WORKMAN, JAMES EDWARD  
DEFENDANT

Uniform Boating Citation Number  
V653832

**AFFIDAVIT**

I, STOKER, RONALD, a law enforcement officer, who having been duly sworn, certify and state the following:

1. That on Saturday, October 24, 2020 at 6:45 pm probable cause existed to arrest the above named Defendant for a violation of section 327.35, Florida Statutes, as set forth in the attached narrative which is incorporated by references as if set forth fully herein.
2. That on that date and time:  
 The Defendant was under lawful arrest for an offense committed while the Defendant was operating a vessel while under the influence of alcoholic beverages, chemical substances, and the Defendant was requested to submit to a  breath test,  urine test, or  both a breath and a urine test;  
or  
 The Defendant had appeared for treatment at a hospital, clinic, or other medical facility, the administration of a breath or urine test was impractical or impossible, and the Defendant was requested to submit to a blood test.
3. The Defendant was advised of both the penalties for a failure to submit to the blood, breath or urine test and the procedure for requesting a hearing.
4. The Defendant refused to submit to the  blood,  breath, or  urine test(s).

**FURTHER AFFIANT SAYETH NOT.**

*Ronald Stoker* WP296  
Officer's Signature ID Number  
Florida Fish and Wildlife Conservation Commission

SWORN TO AND SUBSCRIBED BEFORE ME THIS <u>24</u> DAY OF <u>OCTOBER</u> , 20 <u>20</u> <u><i>Joseph B. ...</i></u> Notary Public or <u>Attesting Officer</u> <input checked="" type="checkbox"/> Personally known to me <input type="checkbox"/> Produced _____ as Identification
---

**ABSTRACT OF COURT RECORD AND  
REPORT OF DISPOSITION**

MUST BE REPORTED WITHIN 10 DAYS AFTER FINAL ADJUDICATION TO:  
FWC LAW ENFORCEMENT RECORDS SECTION  
620 S. MERIDIAN STREET  
TALLAHASSEE, FL 32399-1600

---

I. ACTION BY COUNTY COURT CLERK, NO HEARING:

Paid Civil penalty of \$500.00 .....

DATE RECEIVED \_\_\_\_\_

30 days has elapsed without receipt of the \$500 Civil Penalty or a request for a hearing before a County Court Judge. The Civil Penalty is sustained and the defendant's vessel operating privilege is suspended by operation of law pending payment of the \$500 Civil Penalty.

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II. ACTION BY COUNTY COURT WHERE HEARING IS ELECTED:

The \$500.00 Civil Penalty was:

Sustained

Dismissed

---

III. COURT INFORMATION:

County: \_\_\_\_\_ City: \_\_\_\_\_

Presiding Judge: \_\_\_\_\_

---

IV. BOAT OPERATING PRIVILEGE ACTION:

Suspended Pending Payment of \$500.00 Civil Penalty

Reinstated upon payment in full of \$500.00 Civil Penalty - \_\_\_\_\_

DATE RECEIVED \_\_\_\_\_

Not Affected - Civil Penalty Dismissed

---

V. THE DATE BELOW MUST BE ENTERED ON ALL DISPOSITIONS:

Final Adjudication or Action on \_\_\_\_\_ by County Clerk

DATE

Submitted on \_\_\_\_\_ to FWC/DLE Records Section

DATE

By: \_\_\_\_\_  
SIGNATURE OF PERSON SUBMITTING REPORT

\_\_\_\_\_  
TITLE

FLORIDA FISH AND WILDLIFE CONSERVATION COMMISSION  
DIVISION OF LAW ENFORCEMENT

FLORIDA BU/DUI  
IMPLIED CONSENT WARNING

DEFENDANT'S NAME WORKMAN, JAMES EDWARD CASE NO: FWCS 20 OFF 017892

READ ONLY THE PARAGRAPH APPLICABLE TO THE TYPE OF TEST YOU ARE REQUESTING

You are under arrest for operating a vessel or vehicle while under the influence of alcoholic beverages or chemical or controlled substances.

- I am now requesting that you submit to a lawful test of your **BREATH** for the purpose of determining its alcohol content. Will you submit to a **BREATH** test?
- 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. Will you submit to a **URINE** test?
- 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. Will you submit to a **BLOOD** test?

IF THE SUBJECT REFUSES TO SUBMIT TO TESTING, READ ONE OF THE FOLLOWING:

I am STOKER, RONALD of the Florida Fish and Wildlife Conservation Commission  
OFFICER'S NAME

**VESSEL**

If you fail to submit to the test I have requested of you, it will result in a civil penalty of \$500.00. Additionally, if you refuse to submit to the test I have requested of you and have previously been fined for 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.

Will you submit to the test?  YES  NO

**VEHICLE**

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 privileges have been previously suspended for 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

Will you submit to the test?  YES  NO

10/24/2020 1852  
DATE TIME

Ronald Stoker  
OFFICER'S NAME (PRINTED)

[Signature]  
DEFENDANT'S SIGNATURE  
[Signature]  
OFFICER'S SIGNATURE

# TESTING FACILITY TASK REPORT

AGENCY: FWC  
SUBJECT: Workman, James E.  
CASE NUMBER: 20-119949  
DATE: 10/24/2020  
VIDEO DVD NUMBER: N/A  
BEGINNING TIME: 1850  
ENDING TIME: 1852

BREATH TESTS RESULTS: 1) REF. TIME 1851 A.M.  P.M.  2) N/A TIME \_\_\_\_\_ A.M.  P.M.   
3) N/A TIME \_\_\_\_\_ A.M.  P.M.  4) N/A TIME \_\_\_\_\_ A.M.  P.M.

BREATH OPERATOR: G. Parent #7909  
MAINTENANCE TECHNICIAN: J. Karlecke #6467

### TESTING OFFICER'S OBSERVATIONS

SPEECH: Thick, deliberate.  
ATTITUDE: Calm, quiet / upset, moodswings.  
CLOTHING: Blue bathing suit, no shirt, barefoot.  
MEDICAL CONDITIONS: Dental problems.  
MEDICATIONS: Antibiotics, pain medication name unknown.

**OTHER:**  
Eyes glassy and slightly bloodshot.

**REFUSED**

### COMMENTS:

Arrived at Center A/O began the 20 minute observation period at 1828 hrs.  
Subject would not answer camera format questions and stated no to taking test.  
A/O read I/C.  
Subject stated he understood I/C and again refused test.  
A/O read rights.  
Subject stated he understood rights  
A/O attempted Q/A.  
Subject refused to answer questions.

**REFUSED**



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

PBSO CASE # 20-119949 PBSO ZONE 3-13

AGENCY CASE # FWCS20OFF017892 CRASH CASE # \_\_\_\_\_

TIME OF STOP/CRASH 1717 DATE 10/24/20 DAY Saturday

SUBJECT'S NAME James Workman RACE W SEX M

HGT 6'05" WGT 240 DOB 07-01-1971

LOCATION ICW Just west of Sailfish Marina

ARRESTING OFFICER'S NAME & ID Ronald Stoker P296 AGENCY FWC

DIVISION: SRA

NOTIFIED BY COMMO Yes

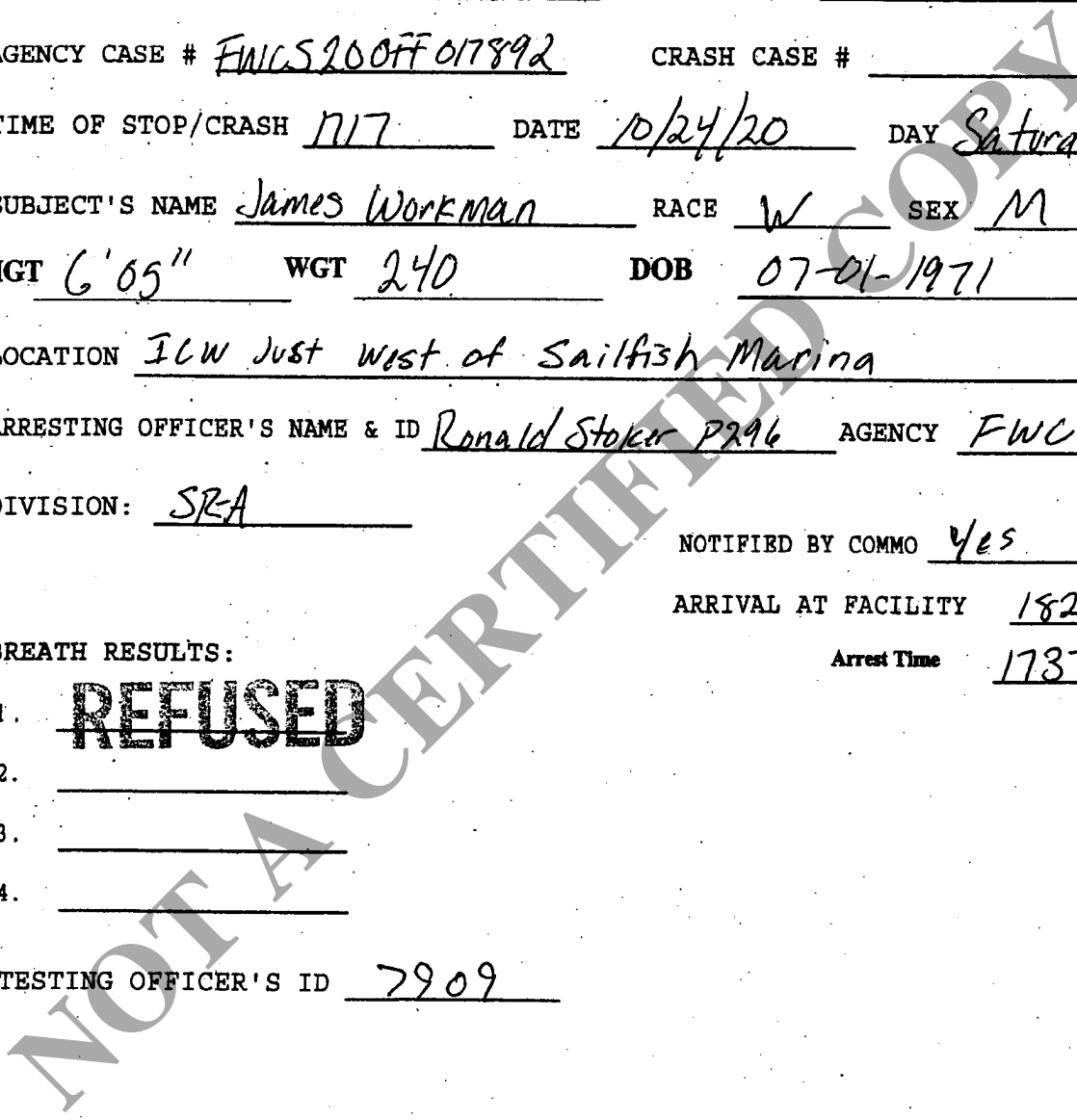
ARRIVAL AT FACILITY 1828

Arrest Time 1737

BREATH RESULTS:

1. **REFUSED**
2. \_\_\_\_\_
3. \_\_\_\_\_
4. \_\_\_\_\_

TESTING OFFICER'S ID 7909



SUBJECT: Wesley James E CASE NUMBER: \_\_\_\_\_

## 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~~ <sup>OFFICE</sup> AT THE TIME OF THE STOP/ACCIDENT? \_\_\_\_\_

WHERE WERE YOU GOING? \_\_\_\_\_

WHAT ~~STREET OR HIGHWAY~~ <sup>WATERWAY</sup> 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: \_\_\_\_\_





**Palm Beach County Sheriff's Office – Arrests Only**

	X	Florida State Statute	Description	Page Number(s)
L/E Exemptions	<input type="checkbox"/>	119.071(2)(d)	Surveillance techniques, procedures and personnel; inventory of law enforcement resources, policies or plans pertaining to mobilization deployment or tactical operations.	
	<input type="checkbox"/>	943.053, 943.0525	NCIC/FCIC/FBI and in-state FDLE/DOC.	
	<input type="checkbox"/>	119.071(4)(c)	Undercover personnel.	
	<input type="checkbox"/>	119.071(2)(f)	Confidential informants (CIs).	
	<input type="checkbox"/>	119.071(2)(e)	Confession.	
Public Info. Exemptions	<input type="checkbox"/>	985.04(1)	Juvenile offender records.	
	<input type="checkbox"/>	119.071(h)(i)	Assets of a crime victim.	
	<input type="checkbox"/>	395.3025(7)(a), 456.057(7)(a)	Medical information.	
	<input type="checkbox"/>	394.4615(7)	Mental health information.	
	<input type="checkbox"/>	119.071(4)(d)(2)(a)	Home address, telephone, Social Security number, date of birth, or photos of active/former LE personnel, spouses, and children.	
Florida Rules of Judicial Administration 2.420 (Rule of 23)	<input checked="" type="checkbox"/>	(iii) 119.0714(1)(i)-(j), (2)(a)-(e)	Social Security, bank account, charge, debit, and credit card numbers.	2
	<input type="checkbox"/>	(viii) 394.4615(7)	Clinical records under the Baker Act.	
	<input type="checkbox"/>	(xii) 741.30(3)(b)	The victim's address in a domestic violence action on petitioner's request.	
	<input type="checkbox"/>	(xiii) 119.071(2)(h), 119.0714(1)(h)	Protected information regarding victims of child abuse or sexual offenses.	
	<input type="checkbox"/>			
	<input type="checkbox"/>			
	<input type="checkbox"/>			
	<input type="checkbox"/>			
Other	<input type="checkbox"/>		Other:	
	<input type="checkbox"/>		Other:	

REVIEW COMPLETED BY

Booking Number: 2020025111	Date: 10/25/2020
	Specialist Name/ID: AM/31562

# COURT RECORD

Case No.: \_\_\_\_\_ Hearing Docket No.: \_\_\_\_\_ Page No.: \_\_\_\_\_

DATE	<u>Court Action and Other Orders</u>
	<input type="checkbox"/> Payment of \$500.00 received; or <input type="checkbox"/> Hearing requested
	Continuance to: _____ Reason: _____ _____
	Continuance to: _____ Reason: _____ _____
	Other: _____
	\$500.00 civil penalty is: Sustained <input type="checkbox"/> Dismissed <input type="checkbox"/>

## JUDGEMENT and ORDER

After hearing the evidence presented in this manner and duly considering the same, the court finds that the Defendant, \_\_\_\_\_, did unlawfully refuse to submit to chemical testing of his/her blood, breath, or urine, in violation of section 327.35215, Florida Statutes. The \$500.00 civil penalty is sustained.

IT IS, THEREFORE, the Judgment and Order of this Court that you, the Defendant, pay a civil penalty of \$500.00 within \_\_\_\_\_ days and that you refrain from operating any vessel upon the waters of this state until the \$500.00 civil penalty is paid in full.

DONE, ADJUDGED, and ORDERED in open Court at \_\_\_\_\_  
Florida, this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_, A.D.

Judge: \_\_\_\_\_

Testimony, Judge's Notes, or other Court Orders: \_\_\_\_\_

**NOT A CERTIFIED COPY**

**Florida** *The Sunshine State*



**DRIVER LICENSE CLASS E**

**W625-445-71-241-0**

**JAMES EDWARD**

**WORKMAN**

**1405 N N ST**

**LAKE WORTH, FL 33460-1951**

**DOB: 07-01-1971 SEX: M**

**EXPIRES: 07-01-2013 HGT: 6-05**

**EXPIRES: 07-01-2022**

**ISSUED: 04-18-2016**

ORGAN DONOR

**SAFE DRIVER**

Operation of a motor vehicle constitutes consent to any sobriety test required by law.

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**NOT A CERTIFIED COPY**



# Incident Summary Report

FLORIDA FISH AND WILDLIFE CONSERVATION COMMISSION  
8535 NORTHLAKE BLVD  
WEST PALM BEACH, FL.

Report Date / Time <b>10/24/2020 6:37:49 PM</b>	Report Number <b>ISR080976 (01)</b>	Report Case/CAD Number <b>FWCS20OFF017892 / FWCS20CAD033647</b>	Reporting Officer Rank / ID <b>OFFICER / WP296</b>	Reporting Officer Name <b>STOKER, RONALD</b>
Originating Agency ORI <b>FL0508000</b>	Reported to Agency Date	Occur Date Range <b>10/24/2020 17:17:12 -</b>	Jurisdiction <b>State Waters</b>	Status: Clearance: <b>CLEARED BY ARREST</b>
Offense Description <b>S1B BUI - BOAT</b>				

## LOCATION(S)

County <b>PALM BEACH</b>	Location Type <b>INCIDENT LOCATION</b>	Location Description <b>ICW WEST OF SAILFISH MARINA</b>						
Street Number	Street <b>LAKE DR</b>	Apt/Lot/Bldg	City <b>WEST PALM BEACH</b>	State <b>FL</b>	Zip Code <b>33404</b>	Phone Number	Ext.	

## INVESTIGATION

Was body camera used?	<b>Yes</b>
-----------------------	------------

## Person: DEFENDANT

First Name <b>JAMES</b>	Middle Name <b>EDWARD</b>	Last Name <b>WORKMAN</b>	Suffix	Race <b>WHITE</b>	Sex <b>MALE</b>	Height <b>6'05"</b>	Weight <b>240</b>	Hair <b>GRAY</b>	Eyes <b>BROWN</b>
MNI #	SSN	Date of Birth <b>07/01/1971</b>	Age <b>49</b>	Place of Birth <b>WEST PALM BEACH, FL, USA</b>		Drivers License or other ID <b>W625445712410</b>	State <b>FL</b>	ID Type <b>E</b>	

## Addresses

• RESIDENCE / 1405 N N ST, LAKE WORTH, FL 33460 /
---

## Charge: STATE STATUTE

Counts <b>1</b>	Charge <b>327.35(1)(a)</b>	Arrest Offense Code Description <b>DUI-UNLAW BLD ALCH</b>
Charge Degree <b>FIRST DEGREE</b>	Charge Level <b>MISDEMEANOR</b>	General Offense Code
Charge Description <b>OPERATING A VESSEL WHILE NORMAL FACULTIES IMPAIRED</b>		
UCR Code / UCR Description		

## Vessel: USED IN CRIME

Year <b>2012</b>	Make <b>INVINCIBLE BOAT COMPANY</b>	Type <b>OPEN MOTORBOAT</b>	Color <b>BLUE</b>	Hull Material <b>FIBERGLASS</b>		
Vessel Name	State <b>FL</b>	Registration Number <b>FL0845PH</b>	Tag Expiration <b>06/30/2021</b>	Vessel HIN <b>IVBC0022A112</b>	Vessel Doc Number	
Owner Type <b>OTHER</b>	Vessel Value (\$)	Length <b>42</b>	Fuel Type <b>GAS</b>	Propulsion <b>Propeller</b>	Number of Engines / Type <b>3 / OUTBOARD</b>	Total HP <b>1050</b>

Report Date / Time 10/24/2020 6:37:49 PM	Report Number ISR080976 (01)	Report Case/CAD Number FWCS20OFF017892 / FWCS20CAD033647	Reporting Officer Rank / ID OFFICER / WP296	Reporting Officer Name STOKER, RONALD
Originating Agency ORI FL0508000	Reported to Agency Date	Occur Date Range 10/24/2020 17:17:12 -	Jurisdiction State Waters	Status: Clearance: <b>CLEARED BY ARREST</b>
Offense Description <b>S1B BUI - BOAT</b>				

Vessel Owner	Vessel Released To Person	Vessel Released By Officer
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**Narrative**

Narrative Date/Time 10/28/2020 9:37:26 AM	Narrative Synopsis
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Reporting Officer <b>STOKER, RONALD</b>	Officer Rank <b>OFFICER</b>	Officer ID No <b>WP296</b>	Officer Org/Unit <b>FWCSISO REGION AIPALM BEACH</b>
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Officer Signature 	Officer Agency <b>FLORIDA FISH AND WILDLIFE CONSERVATION COMMISSION</b>
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I. What: Boating Under the Influence

II. When: Saturday, October 24, 2020

III. Where: ICW West of Sailfish Marina

IV. Who: Name: James Workman  
DOB: 07/01/1971  
Address: 1405 N N ST Lake Worth, FL 33460  
FLDL W625-445-71-241-0

V. Other information Relating to BUI  
Vessel: 2012 42' Blue Invincible FL0845PH triple 350hp Yamaha outboards

VI. Details of BUI

A. Initial Observation of Vessel:  
On October 24, 2020 I, Officer Ronald Stoker and Officer James Brodbeck of the Florida Fish and Wildlife Conservation Commission (FWC) were on marked vessel patrol in the ICW just West of the Palm Beach Inlet conducting a separate vessel stop when a Blue center console passed us approximately 100 feet away producing a large wake. The wake caused by the Blue center console rocked the vessel I was tied off to, thus causing the occupants to lose their balance and brace themselves to their vessel so they did not fall overboard. Additionally, I observed the Blue center console operating without it's navigational lights illuminated as required during reduced visibility.

B. Personal Contact with Operator  
At 1717 hours, I conducted a vessel stop to address the violations I observed. I made contact with the operator of the vessel, later identified by his FLDL W625445712410 as Mr. James Workman, and introduced myself as Officer Stoker with FWC. While addressing the violations with the operator of the vessel, I noticed multiple signs

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of impairment. Mr. Workman's speech was slow and deliberate. His eyes were glassy and slightly bloodshot. I smelt an odor of an unknown alcoholic beverage emitting from his breath. I asked Mr. Workman if he would come on board my vessel to complete field sobriety exercises, in which he complied and boarded my vessel on his own free will.

**C. Completion of Standardized Seated Field Sobriety Tasks**

**Horizontal Gaze Nystagmus**

Mr. Workman displayed lack of smooth pursuit in both his left and right eyes.  
 Mr. Workman displayed distinct and sustained nystagmus at max deviation in both his left and right eyes.  
 Mr. Workman displayed onset of nystagmus prior to 45- degrees in both his left and right eyes.  
 Mr. Workman did not display vertical nystagmus.

**Finger to Nose**

Mr. Workman was unable to follow instructions while I was explaining the tasks.  
 During the performance stage, Mr. Workman did not close his eyes as instructed. Mr. Workman did not tilt his head. Mr. Workman opened his eyes during all the tasks. Mr. Workman moved his head more than 1 inch during the tasks.

Mr. Workman hesitated on the first left.

Mr. Workman used the wrong hand on the third right.

**Palm Pat**

Mr. Workman was unable to follow instructions and started at the wrong time during the instructional phase.  
 Mr. Workman rolled his hands.  
 Mr. Workman did not increase speed as instructed.  
 Mr. Workman rotated his hands.  
 Mr. Workman stopped the tasks before being told to do so.

**Hand Coordination**

Mr. Workman was unable to follow my directions and tried to complete the tasks as I was demonstrating them.  
 During the return steps, Mr. Workman demonstrated improper touch and returned his right fist to his chest, not his left as demonstrated.

**Arrest of Operator**

Based on the physical indicators I observed while conversing with Mr. Workman as well as his performance on the SFST's at 1737 hours I placed him under arrest for the suspicion of Boating Under the Influence. Mr. Workman was transported and booked into the Palm Beach County Jail at Gun Club without incident. At 1852 hours Mr. Workman refused to submit to a lawful test of his breath to determine its alcoholic content after being read Implied Consent.

**327.35(1)(a)- OPERATING A VESSEL WHILE NORMAL FACULTIES IMPAIRED**

Additionally, I issued Mr. Workman a Uniform Boating Citation for refusing to a lawful test of his breath to determine its alcoholic content.

**327.35215(1)- REFUSAL TO SUBMIT TO BLOOD/BREATH/URINE TO PURSUANT TO FS327.352**

Additionally, I issued Mr. Workman written warnings for operating a vessel without its navigational lights

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Offense Description <b>S1B BUI - BOAT</b>				


illuminated during restricted visibility and for careless operation of a vessel.

**Disposition of Vessel**

Following the arrest of Mr. Workman, the vessel was turned over to the owner, Mr. David Needle FLDL N340161683790.

Nothing further to report. End of report.

**Narrative: SUPPLEMENTAL**

Narrative Date/Time 10/28/2020 11:06:42 AM		Narrative Synopsis ISR REPORT		
Reporting Officer STOKER, RONALD	Officer Rank OFFICER	Officer ID No WP296	Officer Org/Unit FWCS\SO REGION AIPALM BEACH	
Officer Signature 	Officer Agency FLORIDA FISH AND WILDLIFE CONSERVATION COMMISSION			

**I. What: Boating Under the Influence**

**II. When: Saturday, October 24, 2020**

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**IV. Who: Name: James Workman**

**DOB: 07/01/1971**

**Address: 1405 N N ST Lake Worth, FL 33460**

**FLDL W625-445-71-241-0**

**V. Other information Relating to BUI**

**Vessel: 2012 42' Blue Invincible FL0845PH triple 350hp Yamaha outboards**

**VI. Details of BUI**

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Offense Description S1B BUI - BOAT				

### B. Personal Contact with Operator

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### C. Completion of Standardized Seated Field Sobriety Tasks

#### Horizontal Gaze Nystagmus

Mr. Workman displayed lack of smooth pursuit in both his left and right eyes.

Mr. Workman displayed distinct and sustained nystagmus at max deviation in both his left and right eyes.

Mr. Workman displayed onset of nystagmus prior to 45- degrees in both his left and right eyes.

Mr. Workman did not display vertical nystagmus.

#### Finger to Nose

Mr. Workman was unable to follow instructions while I was explaining the tasks.

During the performance stage, Mr. Workman did not close his eyes as instructed. Mr. Workman did not tilt his head. Mr. Workman opened his eyes during all the tasks. Mr. Workman moved his head more than 1 inch during the tasks.

Mr. Workman hesitated on the first left.

Mr. Workman used the wrong hand on the third right.

#### Palm Pat

Mr. Workman was unable to follow instructions and started at the wrong time during the instructional phase.

Mr. Workman rolled his hands.

Mr. Workman did not increase speed as instructed.

Mr. Workman rotated his hands.

Mr. Workman stopped the tasks before being told to do so.

#### Hand Coordination

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chest, not his left as demonstrated.

#### Arrest of Operator

Based on the physical indicators I observed while conversing with Mr. Workman as well as his performance on the SFST's at 1737 hours I placed him under arrest for the suspicion of Boating Under the Influence. Mr. Workman was transported and booked into the Palm Beach County Jail at Gun Club without incident. At 1852 hours Mr. Workman refused to submit to a lawful test of his breath to determine its alcoholic content after being read Implied Consent. While in the holding cell at the jail, Mr. Workman continuously let out loud burps, common with the consumption of alcohol. The cage in the back of the patrol vehicle Mr. Workman was transported to the jail in, had a very strong odor of an unknown alcoholic beverage that was not present prior to his transport.

#### 327.35(1)(a)- OPERATING A VESSEL WHILE NORMAL FACULTIES IMPAIRED

Additionally, I issued Mr. Workman a Uniform Boating Citation for refusing to a lawful test of his breath to determine its alcoholic content.

#### 327.35215(1)- REFUSAL TO SUBMIT TO BLOOD/BREATH/URINE TO PURSUANT TO FS327.352

Additionally, I issued Mr. Workman written warnings for operating a vessel without its navigational lights illuminated during restricted visibility and for careless operation of a vessel.

#### Disposition of Vessel

Following the arrest of Mr. Workman, the vessel was turned over to the owner, Mr. David Needle FLDL N340161683790.

Nothing further to report. End of report.

#### RELATED REPORT(S)


Report Name	Report Number / Description
Boating And Resource Warning	W1202741
Boating And Resource Warning	W1202742
Uniform Boating Citation	V653832
Uniform Boating Citation	V653833

Sup #	Officer Name Rank / ID #	Involvement On Report / Reporting Role	Officer Agency Org/Unit
01	STOKER, RONALD OFFICER WP296	REPORTING OFFICER	FLORIDA FISH AND WILDLIFE CONSERVATION COMMISSION FWCSISO REGION AIPALM BEACH

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Offense Description S1B BUI - BOAT				

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 narratives associated with this report:

**Officer: Reporting Officer (Supplement01)**

Officer Name STOKER, RONALD	Office Rank OFFICER	Officer ID No WP296	Sworn and subscribed before me, the undersigned authority This the _____ day of _____, DEPUTY OF THE COURT, NOTARY OR LAW ENFORCEMENT OFFICER
Officer Agency FLORIDA FISH AND WILDLIFE CONSERVATION COMMISSION			
Officer Signature 			

NOT A CERTIFIED COPY

**NOT A CERTIFIED COPY**