

21CT638A8B

#1753

#0520760

		ARREST / NOTICE TO APPEAR Juvenile Referral Report				1. Arrest 3. Request for Warrant 2. N.T.A. 4. Request for Capias		1	Juvenile	N		
ADMINISTRATION	OBTS Number	Agency ORI Number FL 0500300				Agency Name BOYNTON BEACH POLICE DEPT.		Agency Report Number 34-21-002564				
	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) E Ocean Federal & N Federal Hwy, Boynton Beach, FL					Location of Offense (Business Name, Address) E Ocean Federal & N Federal Hwy, Boynton Beach, FL						
DEFENDANT	Date of Arrest	Time of Arrest	Booking Date	Booking Time	Jail Date	Jail Time	Location of Vehicle					
	01/14/2021		0056									
	Name (Last, First, Middle) Faisca, Jessica, Melinea Terra					Alias (Name, DOB, Soc. Sec. #, Etc.) Smell						
	W - White B - Black	I - American Indian O - Oriental / Asian	Race	Sex	Date of Birth	Height	Weight	Eye Color	Hair Color	Complexion	Build	
	B		B	F	10-08-1980	5'7"	134	Brown	Black	Dark	Thin	
	Scars, Marks, Tattoos, Unique Physical Features (Location, Type, Description)					Marital Status	Religion	Indication of: Alcohol Influence <input type="checkbox"/> <input type="checkbox"/> Drug Influence <input type="checkbox"/> <input type="checkbox"/>				
						Single	Unk					
	Local Address (Street, Apt. Number) 1200 NW 4TH ST, Boynton Beach				(City)	(State)	(Zip)	Phone	Residence Type			
					Florida		33462	(561)853-8346	1. City 3. Florida 2. County 4. Out of State			
	Permanent Address (Street, Apt. Number)				(City)	(State)	(Zip)	Phone	Address Source			
								FL DL				
Business Address (Street, Apt. Number)				(City)	(State)	(Zip)	Phone	Occupation				
								Deli Clerk				
CO-DEF	DL Number, State		INS Number		Place of Birth		Citizenship					
	F250-433-80-868-0 FL				Boynton Beach, FL		USA					
JUVENILE	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						
	Name (Last) (First) (Middle)		Residence Phone		Business Phone							
NOTICE TO APPEAR	<input type="checkbox"/> Parent <input type="checkbox"/> Legal Custodian <input type="checkbox"/> Other		Address (Street, Apt. Number)		(City)	(State)	(Zip)					
	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 561-355-2526) informed of any change of address: <input type="checkbox"/> Yes, By: (Name) <input type="checkbox"/> No: (Reason)					School Attended		Grade				
	Property Crime? <input type="checkbox"/> Yes <input type="checkbox"/> No		Description of Property		Value of Property							
CHARGE	Drug Activity		S. Sell N. N/A P. Possess	R. Smuggle B. Buy D. Deliver T. Traffic	K. Dispense/ Distribute	M. Manufacture Produce/ Cultivate	Z. Other	Drug Type N. N/A A. Amphetamine	B. Barbituate C. Cocaine E. Heroin	H. Hallucinogen M. Marijuana O. Opium/deriv.	P. Paraphernalia/ Equipment S. Synthetic	U. Unknown Z. Other
	Charge Description DUI (Accident)		Counts	Domestic Violence	Statute Violation Number	Violation of ORD#						
			1	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	316.193C4							
	Drug Activity		Drug Type	Amount/Unit	Offense #	Warrant/Capias Number		Bond				
					21-002564							
ADMIN.	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 February Day 22 Year 2021		PALM BEACH COUNTY CLERK Time 8:30 AM <input 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.					Date Signed 01/14/2021						
	Signature of Defendant (or Juvenile and Parent/Custodian)					Signature of Arresting Officer		Name Verification (Printed by Arrestee) (PRINT)				
	HOLD for other Agency Name:		Name of Arresting Officer (Print)		I.D. #	BU#116176		Page				
	<input type="checkbox"/> Dangerous <input type="checkbox"/> Resisted Arrest <input type="checkbox"/> Suicidal <input type="checkbox"/> Other		L. Nalerio		982	BU#116176		1 OF 1				
Intake Deputy		I.D. #	Pouch #	Transporting Officer	I.D. #	Agency	Witness here is subject Signed with an "X".					
				L. Nalerio	982	BBPD						

SCANNED

JAN 14 2021 4:17

D.U.I. PROBABLE CAUSE AFFIDAVIT

ON THE 14th DAY OF January 2021 AT 0056 A.M P.M.

CASE #: 21002564

DEFENDANT: Jessica Faison

PERSONAL CONTACT/DRIVING PATTERN/OBSERVATION OF DRIVER:

On 1/14/2021 at approximately 0012 hours I responded the area of E Ocean Ave and N Federal Hwy in reference to a single motor vehicle accident. Upon arrival I observed a Blue Nissan Altima bearing FL tag IM26TC that was facing northbound in the southbound lanes of N Federal Hwy on the west side of the curb just north of the intersection. I made contact with the driver and sole occupant of the vehicle B/F Jessica Faison. I asked Faison if she had any injuries; which she stated that she didn't. Faison told me that she was driving north on N Federal Hwy and was coming from Delray Beach. Faison advised that she was paying attention to her cellphone and hit the curb and lost control of the vehicle. It should be noted that Faison had glossy eyes and every time she spoke to me I detected a strong odor of an unknown alcoholic beverage coming from her mouth. I asked Faison if she had any disabilities or injuries which she stated that she didn't. The crash investigation was completed and then I did a change of the hats and started a DUI investigation;

I read Faison her Miranda Rights which she advised that she understood. I advised Faison that the crash investigation was completed and I would be starting a DUI investigation. Faison understood and agreed to cooperate. I asked Faison if she had consumed any alcoholic beverages tonight; which she stated that she had two Miller High Life Beers and a shot of Capt. Morgan. Faison stated that she was at a friend's house in Delray Beach and she was consuming alcohol. I asked Faison on a scale from 1-10 how much did she feel the effects of the alcohol beverages that she had consumed. Faison told me that she felt that she was at a 4. (1 being sober and 10 being intoxicated to the point of vomiting). I asked Faison once again if she had any injuries, disabilities or issues with her eyes; which she replied no to all my questions.

The first exercise was the Horizontal Gaze Nystagmus. The task was demonstrated and explained to Faison and she advised that she understood it. Faison was placed in the starting position of standing up straight with feet together and arms by his side and to keep her head still. Faison followed the tip of my pen with her eyes and her head.

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 second exercise was the Walk and Turn. The task was demonstrated and explained to Faison and Faison advised that she understood it. Faison failed to stay in the ready position during the period of instruction and struggled to maintain balance while in the ready position. Faison did not touch heel to toe on steps like

instructed. Faison did not complete a proper turn to walk nine steps back like instructed. Faison did not count her steps out loud.

ONE LEG STAND:

The third exercise was the One Leg Stand. The task was demonstrated and explained and Faison and she advised that she understood it. Faison did not count out loud. Faison put her foot down once during the exercise. Faison raised her foot higher than six inches during the exercise.

FINGER TO NOSE:

The fourth exercise was the Finger To Nose. The task was demonstrated and explained to Faison. Faison did not tilt her head back and close her eyes.

ROMBERG/ALPHABET:

The fifth exercise was the alphabet; Faison was demonstrated and explained the exercise. Faison said the alphabet QRSTRV. Faison did not tilt her head and closed her eye like instructed.

Based on the initial indicators that I observed on scene during the encounter and the indicators that I observed during the SFST exercises, I placed Faison under arrest for DUI with property damage (316.193(C)).


I then transported Faison to PBCJ BAT. I arrived at the facility at 0111 hours and I started my 20 minutes observation at 0113 . Upon completion I requested Faison to provide a sample of her breath to determine the alcohol content, which she refused. Faison was read Implied Consent and she refused once again. I asked Faison multiple times and she would not answer my questions. I advised Faison of her Miranda Rights for the QUESTIONS AND ANSWERS which she refused to answer any questions.

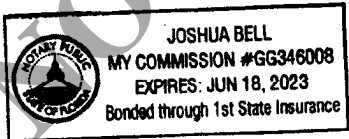
Incident was captured via BWC. Faison vehicle was removed from scene by Beck's Towing.

The following instrument was sworn to before me this 14 day of January 2021

By: Ofc.Nalerio


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


Signature of Arresting Officer



SUBJECT: FA 15 MA CASE NUMBER _____

QUESTIONS AND ANSWERS

WHAT IS YOUR FULL NAME? _____
WHAT IS YOUR HOME ADDRESS? _____
WHAT IS YOUR PHONE NUMBER? _____

WHAT TIME DID YOU GET UP AT THE TIME OF THE STOP/ACCIDENT? _____

WHAT STREET OR HIGHWAY WERE YOU ON? _____

DIRECTION OF TRAVEL _____ 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? _____

WHERE 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? _____

WHERE? _____ WHERE? _____ WITH WHOM? _____

HOW MANY DO YOU HAVE YOUR FIRST DRINK? _____ AND YOUR LAST DRINK? _____

HOW MANY DO YOU CONSUME YOUR LAST TWO DRINKS? _____

DO YOU FEEL THE EFFECTS OF THE ALCOHOL? _____ ARE YOU UNDER THE INFLUENCE? _____

HOW MANY HOURS ANY ALCOHOL SINCE THE ACCIDENT? _____ HOW MANY _____

WHERE? _____ WHERE? _____

WHAT LINE OF WORK ARE YOU IN? _____ WHEN DID YOU START? _____

DO YOU HAVE ANY PHYSICAL DEFECTS OR INJURIES? _____ WHAT? _____

ARE YOU SICK OR INJURED? _____ WHAT'S WRONG? _____

HOW OLD ARE YOU? _____ DID YOU RECEIVE A BLIP ON THE HEAD RECENTLY? _____

WAS YOU IN AN ACCIDENT TODAY? _____

WAS YOU TAKEN TO HOSPITAL OR SURGERY AND AMBULANCE TODAY? _____

WAS YOU SEEN A DOCTOR OR DENTIST TODAY? _____ WHO? _____

ARE YOU TAKING ANY PRESCRIPTION MEDICINES? _____ WHAT? _____

DO YOU HAVE: _____
GLASSES? _____
CONTACT LENSES? _____
HEARING AIDS? _____
DENTAL BRACES? _____
DENTAL PARTS? _____
DENTAL WORK? _____
DENTAL WORK? _____

ARE THERE ANY OTHER FACTS THAT ARE NOT COVERED BY THESE QUESTIONS? _____

WHAT IS YOUR OCCUPATION? _____ WHEN WAS YOUR LAST DRIVING TEST? _____

HOW LONG HAVE YOU BEEN DRIVING IN THE STATE? _____

OCG #982

SUBJECT: Faison, Jessica M

CASE NUMBER: _____

IMPLIED CONSENT FOR DUI IN A MOTION VEHICLE

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

I am now reporting that you consent to a test of your **BLOOD** for the purpose of determining the presence of alcohol or a controlled substance.

OR

I am now reporting that you consent to a test of your **URINE** for the purpose of determining the presence of alcohol or a controlled substance.

OR

I am now reporting that you consent to a test of your **BIACED** for the purpose of determining the presence of alcohol or a controlled substance.

NOTE: READ ONLY THE STATEMENT DOES NOT CONSTITUTE A TEST RESULT

of the _____

I have advised you of your rights and you have voluntarily consented to the test. I have advised you of your rights and you have voluntarily consented to the test. I have advised you of your rights and you have voluntarily consented to the test. I have advised you of your rights and you have voluntarily consented to the test. I have advised you of your rights and you have voluntarily consented to the test.

SUBJECT'S SIGNATURE: Read on camera

CONSTITUTIONAL WARNINGS

YOU ARE ADVISED THAT YOU HAVE THE FOLLOWING RIGHTS:

1. You have the right to remain silent. Anything you say can be used against you in court.
2. You have the right to stop answering questions at any time. You will still have to answer questions if you have been arrested.
3. You have the right to stop answering questions before you make any statement or answer any questions concerning anything.
4. If you cannot afford a lawyer, one will be appointed for you before any questioning if you cannot afford a lawyer.
5. You have the right to stop answering questions if you do not wish to answer any questions, your statements will be used against you in court.
6. You have the right to stop answering questions if you do not wish to answer any questions, your statements will be used against you in court.
7. Any statement you make can be used against you in court.

SUBJECT'S SIGNATURE: Read on camera



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

PBSO CASE # 21-025269 PBSO ZONE 6-12

AGENCY CASE # 212564 CRASH CASE # 212564

TIME OF STOP/CRASH 0012 DATE 1/14/21 DAY THURSDAY

SUBJECT'S NAME FAISON, JESSICA MELINEA RACE B SEX F

HGT 5'8 WGT 134 DOB 10/08/1980

LOCATION E OCEAN AVE, N FEDERAL HWY, BOYNTON BEACH FLORIDA

ARRESTING OFFICER'S NAME & ID L. NALERIO #982 AGENCY _____

DIVISION: PATROL

NOTIFIED BY COMMO YES

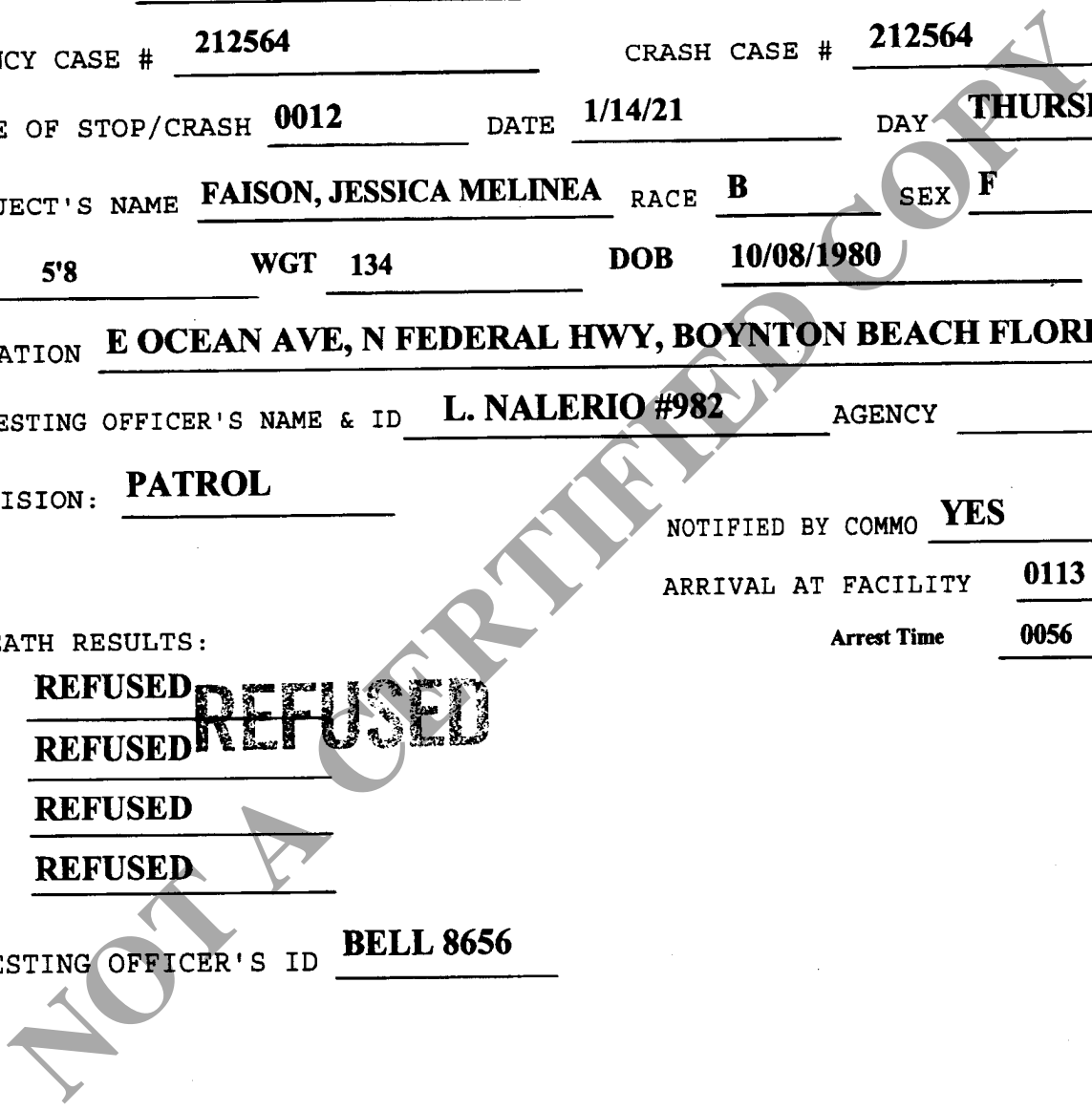
ARRIVAL AT FACILITY 0113

Arrest Time 0056

BREATH RESULTS:

1. REFUSED
2. REFUSED
3. REFUSED
4. REFUSED

TESTING OFFICER'S ID BELL 8656



TESTING FACILITY TASK REPORT

AGENCY:
SUBJECT:
CASE NUMBER:
DATE:
VIDEO DVD NUMBER:
BEGINNING TIME:
ENDING TIME:

BREATH TESTS RESULTS: 1) TIME A.M. P.M. 2) TIME A.M. P.M.
3) TIME A.M. P.M. 4) TIME A.M. P.M.

REFUSED

BREATH OPERATOR:
MAINTENANCE TECHNICIAN:

TESTING OFFICER'S OBSERVATIONS

SPEECH:
ATTITUDE:
CLOTHING:
MEDICAL CONDITIONS:
MEDICATIONS:

OTHER:

EYES: GLASSY

COMMENTS:

ARRIVED AT DUI TESTING FACILITY AND BEGAN THE 20 MINUTE OBSERVATION AT 0113 HOURS

SUBJECT STATED SHE WOULD NOT TAKE BREATH TEST

A/O READ I.C AND EXPLAINED
SUBJECT ACKNOWLEDGED SHE UNDERSTOOD I.C

SUBJECT WOULD NOT ANSWER WHEATHER OR NOT SHE WOULD TAKE BREATH TEST

A/O ASKED SUBJECT MULTIPLE TIMES IF SHE WOULD TAKE BREATH TEST
SUBJECT WOULD NOT ANSWER

A/O CALLED A REFUSAL AT 0141 HRS

A/O READ RIGHTS
SUBJECT STATED SHE UNDERSTOOD HER RIGHTS

Q AND A NOT CONDUCTED

REFUSED

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

I, OFC Nalerio, a duly certified Law Enforcement Officer or Correctional Officer,
 (Name of Officer reading Implied Consent Warning)

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

or affirm that on or about the 14th day of January, 2021, at 0153 P.M. A.M.

DRIVER Jessica Melinea Terra Faison
 (Type or Print) FIRST NAME MIDDLE OR MAIDEN NAME LAST NAME

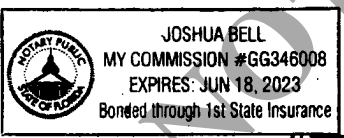
DL# F250-433-80-868-0, state of FLORIDA, was placed under lawful arrest for
 the offense of DUI by Nalerio and
 issued Citation # AC862BE
 (Name of Arresting Officer)

That on or about the 14th day of January, 2021, at 0153 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]
 Signature of Law Enforcement Officer or
 Correctional Officer

THE AFFIDAVIT MUST BE NOTARIZED OR ATTESTED TO (F.S. 117.10)



(AFFIX SEAL)
 The foregoing instrument was sworn and subscribed before
 me this 14th day of January, 2021,
 by OFC Nalerio,
 who is personally known to me or who has produced

ID as identification
 Notary Public [Signature]

The foregoing instrument was sworn and subscribed before me:

Signature of Attesting Officer _____
 Title _____
 Date _____

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 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: 2021001091	Date: 01/14/2021
	Specialist Name/ID: T Howard/7185