



Arrest Report

50-2021-CT- 006376-ANLB

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

Report Date / Time 4/17/2021 11:50 PM	Report Number FHP99ARR835618	Case Number/Cad Number FHPL21OFF024015 / LWRC21CAD068194	Reporting Officer Name STILES, MEGAN
Originating Agency ORI	Occur Date Time Range 04/17/2021 22:54:23 -	Jurisdiction	Clearance

Location of Occurrence

County PALM BEACH	Location Type PUBLIC PLACE	Location Description WB SR-80/ WOF LAKE AVENUE			
Street Number	Street	Apt/Lot/Bldg	City WEST PALM BEACH	State FL	Zip Code 33405

Defendant

First Name JOEL	Middle Name DANIEL	Last Name MCCLINTOCK	Suffix	Race WHITE	Sex MALE	Height 509	Weight 235	Hair BLO	Eyes BRO
MNI #	SSN [REDACTED]	Date of Birth 05/10/1985	Age 35	ID Type E	Drivers License or other ID M245424851700	State FL	OCA / Agency ID		
Place of Birth:	LAURENSVILLE GA UNITED STATES								
Address * RESIDENCE / 5574 LAKE OSBORNE DR , LAKE WORTH, FL 33461 / 561-827-6424									

Arrest

Arrest Date/Time 4/17/2021 11:12:23 PM	Arrest Location Type PUBLIC PLACE	Arrest Location Description WB SR-80/ WOF LAKE AVENUE				
Street Number	Street	Apt/Lot/Bldg	County PALM BEACH	City WEST PALM BEACH	State FL	Zip Code 33405

Charge : S

Counts 1	Charge 316.193.1a	Bond Amount \$0.00	<input type="checkbox"/> No Bond
Charge Degree S	Charge Level MISDEMEANOR	General Offense Code DUI-UNLAW BLD ALCH	
Charge Description DUI INFLUENCE OF ALCOHOL OR DRUGS			

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	

Arrest Report

Page 1 of 4

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Type of Arrest	On-View Arrest (apprehension without a warrant or previous incident report)
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Bond Set by Court

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

Probable Cause

On Saturday, April 17, 2021, I was called to assist West Palm Beach Police Department (WPBPD) with a collision which occurred Westbound State Road 80 (Southern Boulevard), east of Parker Avenue. Officer Kimberly Garcia of WPBPD (ID: 2035) conducted the crash investigation (See WPBPD crash case number: 24262953).

The white Tesla, bearing Florida Tag 'PDGJ56', was listed as V01 in the crash report. Ofc. Garcia identified the Driver by his Florida Driver's License (FL DL: M245-424-85-170-0) as JOEL DANIEL MCCLINTOCK, date of birth, May 10, 1985.

During the crash investigation, assisting Ofc. Da. Campbell of WPBPD (ID: 2033) observed MCCLINTOCK had slow, slurred speech, a strong odor of an unknown alcoholic beverage, and a slight sway while he was standing.

A witness observed MCCLINTOCK swerving between lanes and driving westbound in the eastbound lanes. The witness also observed the collision and observed MCCLINTOCK in the driver seat of the vehicle.

I advised MCCLINTOCK that Ofc. Garcia was finished with her crash investigation and I would now be conducting a DUI investigation. I read MCCLINTOCK his Miranda Warnings. MCCLINTOCK stated he understood his warnings and did not wish to speak with me without a lawyer. I advised MCCLINTOCK that I would not be asking any questions in regards to the collision.

I proceeded to ask MCCLINTOCK to perform Standardized Field Sobriety Tasks (SFST's). MCCLINTOCK asked what they consisted of so I provided a brief

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explanation of the SFST's. MCCLINTOCK stated he wanted a lawyer, I advised him that at this time the decision to perform SFST's was his and no other party can answer for him. MCCLINTOCK asked what would happen if he refused, I advised him I would have to continue my investigation based on my observations and the other law enforcement officer's observations. MCCLINTOCK refused SFST's.

During my interaction with MCCLINTOCK, I observed he had bloodshot, glossy eyes, slow, slurred speech, a strong odor of an unknown alcoholic beverage emitting from his breath, and he was swaying while standing.

Based upon the totality of circumstances, I placed JOEL DANIEL MCCLINTOCK under arrest at approximately 11:12 PM for Driving Under the Influence of an unknown alcoholic beverage or unknown chemical or controlled substance. MCCLINTOCK was then placed in restraints which were secured, double-locked, and checked for proper tightness for his security and mine.

I transported MCCLINTOCK to the Palm Beach Sheriff's Office (PBSO) Breath Testing Center.

I conducted my 20 minute observation period where I observed MCCLINTOCK did not put anything in his mouth or regurgitate.

While in the testing room, I requested that MCCLINTOCK submit to a breath test in order to determine the alcohol content. MCCLINTOCK refused to provide a breath sample. I read MCCLINTOCK his Florida Implied Consent and he stated he understood but still refused to provide a breath sample. I then read MCCLINTOCK his Miranda Warnings again per PBSO policy. I did not ask the questions provided on the questionnaire due to MCCLINTOCK asking for a lawyer on scene.

All events occurred between Palm Beach County, Florida.

Jail Booking Facility

Booking Date/Time	Booking County PALM BEACH	Booking Facility PALM BEACH COUNTY CORRECTIONS	Booking Facility Phone (561) 688-4400
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Booking Facility Location 3228 GUN CLUB ROAD WEST PALM BEACH, FLORIDA 33406	Booking Number
Booking Comments	

Court

Court County PALM BEACH	Court Location 3188 PGA BLVD. PALM BEACH GARDENS, FL 33410
Court PALM BEACH NORTH COUNTY COURTHOUSE	Court Phone 561-624-6608
	Court Appearance Date / Time 05/12/2021 8:30 AM
Court Fine	
Comments	

Officer Name Rank / ID # STILES, MEGAN TPR 4748	Involvement On Report / Reporting Role PRIMARY / REPORTING OFFICER	Officer Agency Org/Unit FLORIDA HIGHWAY PATROL FHPL\LWRCC\PALM BEACH\BROW LN TO SR804
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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 STILES, MEGAN	Office Rank TPR	Officer ID No 4748	Sworn and subscribed before me, the undersigned authority This the 16 th day of April, 2021
Officer Agency FLORIDA HIGHWAY PATROL			DEPUTY OF THE COURT, NOTARY OR LAW ENFORCEMENT
Officer Signature <i>Megan Stiles</i>			<i>[Signature]</i> #6609

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

I, STILES, MEGAN, 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 17 day of APRIL, 2021, at 2312 ☒ P.M. ☐ A.M.
DRIVER JOEL DANIEL MCCLINTOCK,
(Type or Print) FIRST NAME MIDDLE OR MAIDEN NAME LAST NAME
DL# M245424851700, state of FL, was placed under lawful arrest for
316.193(1)
the offense of D.U.I. - ALCOHOL OR DRUGS (MISDEMEANOR) by STILES, MEGAN and
(Name of Arresting Officer)
issued Citation # A771H9E.

That on or about the 18 day of APRIL, 20 21, at 0015 ☐ 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.

Megan Stiles

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:

Charles S. #6809

Signature of Attesting Officer

Title OFFICER

Date APRIL 18, 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
DUI TESTING FACILITY
INFORMATION SHEET

PBSO CASE # 21-056599

AGENCY CASE# FHPL21OFF024015

AGENCY ZONE 3-21

CRASH CASE # 24262953 (WPBPD)

TIME OF STOP/CRASH 2222 PM DATE 04/17/2021 DAY SATURDAY

SUBJECT'S NAME JOEL DANIEL MCCLINTOCK RACE W SEX M

HGT 509 WGT 235 LBS DOB 05/10/1985

LOCATION WB SR-80/ EOF PARKER AVE

ARRESTING OFFICER'S NAME & ID TPR. MEGAN STILES 4748 AGENCY FHP

DIVISION: _____

NOTIFIED BY COMMO YES

ARRIVAL AT FACILITY 2347 PM

BREATH RESULTS:

ARREST TIME 2312 PM

1. _____
2. _____
3. _____
4. _____

TESTING OFFICER'S ID 8656

PBSO VIDEOTAPE # N/A

TESTING FACILITY TASK REPORT

AGENCY: FHP-L

SUBJECT: MCCLINTOCK, JOEL DANIEL

CASE NUMBER: 21-056599

DATE: Apr 18, 2021

VIDEO DVD NUMBER: N/A

BEGINNING TIME: 0013

ENDING TIME: 0016

BREATH TESTS RESULTS: 1) R TIME 0015 A.M. ☒ P.M. ☐ 2) N/A TIME XX A.M. ☐ P.M. ☐
3) N/A TIME XX A.M. ☐ P.M. ☐ 4) N/A TIME XX A.M. ☐ P.M. ☐

BREATH OPERATOR: JOSHUA J BELL #8656

MAINTENANCE TECHNICIAN: J. KARLECKE #6467

TESTING OFFICER'S OBSERVATIONS

SPEECH: SLURRED

ATTITUDE: QUIET, DOZING OFF, COOPERATIVE

CLOTHING: BLUE SUIT JACKET, BLUE DRESS SHIRT, BLUE DRESS PANTS, BROWN SHOES

MEDICAL CONDITIONS: ADHD

MEDICATIONS: ADDERALL

OTHER:

EYES: BLOODSHOT

COMMENTS:

ARRIVED AT DUI TESTING FACILITY AND BEGAN THE 20 MINUTE OBSERVATION AT 2347 HOURS

SUBJECT STATED HE WOULD NOT TAKE BREATH TEST

A/O READ I.C

SUBJECT STATED HE UNDERSTOOD I.C AND AGAIN STATED HE WOULD NOT TAKE BREATH TEST

REFUSAL TIME 0015 HOURS

A/O READ RIGHTS

SUBJECT ACKNOWLEDGED HE UNDERSTOOD HIS RIGHTS

SUBJECT ASKED FOR A LAWYER BEFORE QUESTIONING

SUBJECT: McClintock, Joe (DAN C)

CASE NUMBER: FHPL210FF024015

IMPLIED CONSENT FOR DUI IN A MOTOR VEHICLE

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

I am now requesting that you submit to a lawful test of your BREATH for the purpose of determining its alcohol content.

-OR-

I am now requesting that you submit to a lawful test of your URINE for the purpose of detecting the presence of chemical or controlled substances.

-OR-

I am now requesting that you submit to a lawful test of your BLOOD for the purpose of detecting its alcohol content and the presence of chemical or controlled substances.

NOTE: READ ONLY IF THE SUBJECT DOES NOT COMPLY WITH YOUR REQUEST.

I am _____ of the _____.

If you fail to submit to the test I have requested of you, your privilege to operate a motor vehicle will be suspended for a period of one (1) year for a first refusal, or eighteen (18) months if your privilege has been previously suspended as a result of a refusal to submit to a lawful test of your breath, urine or blood. Additionally, if you refuse to submit to the test I have requested of you and if your driving privilege has been previously suspended for a prior refusal to submit to a lawful test of your breath, urine or blood, you will be committing a misdemeanor. Refusal to submit to the test I have requested of you is admissible into evidence in any criminal proceeding.

SUBJECT'S SIGNATURE: (X) _____

Read on camera

CONSTITUTIONAL WARNINGS

I AM REQUIRED TO WARN YOU BEFORE YOU MAKE ANY STATEMENTS THAT YOU HAVE THE FOLLOWING RIGHTS:

1. You have the right to remain silent and not answer any questions.
2. Any statement must be freely and voluntarily given.
3. You have the right to the presence of a lawyer of your choice before you make any statement and during any questioning.
4. If you cannot afford a lawyer, you are entitled to the presence of a court appointed lawyer before you make any statements and during any questioning.
5. If at any time during the interview you do not wish to answer any questions, you are privileged to remain silent.
6. I can make no threats or promises to induce you to make a statement. This must be of your own free will.
7. Any statement can and will be used against you in a court of law.

SUSPECT'S SIGNATURE: (X) _____

Read on camera / On Scene

SUBJECT: McClintock, Joel Daniel

CASE NUMBER: FHPL 310FF024015

QUESTIONS AND ANSWERS

I AM NOW GOING TO ASK YOU SOME QUESTIONS. WITH THESE RIGHTS IN MIND, YOU MAY ANSWER SOME OF, ALL OF, OR NONE OF THE FOLLOWING QUESTIONS AS YOU LIKE.

WERE YOU OPERATING A MOTOR VEHICLE AT THE TIME OF THE STOP/ACCIDENT? _____

WHERE WERE YOU GOING? _____

WHAT STREET OR HIGHWAY WERE YOU ON? _____

DIRECTION OF TRAVEL? _____ WHERE DID YOU START? _____

WHAT TIME DID YOU START? _____ WHAT TIME IS IT NOW? _____

WHAT IS TODAY'S DATE? _____ WHAT DAY OF THE WEEK IS IT? _____

WHAT COUNTY AND CITY ARE YOU IN NOW? _____

WHEN DID YOU LAST EAT? _____ WHAT DID YOU EAT? _____

WHAT HAVE YOU BEEN DOING FOR THE LAST THREE HOURS? _____

HOW MUCH DO YOU WEIGH? _____ HAVE YOU BEEN DRINKING? _____ WHAT? _____

HOW MUCH? _____ WHERE? _____ WITH WHOM? _____

WHEN DID YOU HAVE YOUR FIRST DRINK? _____ AND YOUR LAST DRINK? _____

HOW DID YOU CONSUME YOUR LAST TWO DRINKS? _____

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

HAVE YOU CONSUMED ANY ALCOHOL SINCE THE ACCIDENT? _____ HOW MUCH? _____

WHAT? _____ WHERE? _____ WHEN? _____

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

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

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

DO YOU LIMP? _____ DID YOU RECEIVE A BUMP ON THE HEAD RECENTLY? _____

WERE YOU IN AN ACCIDENT TODAY? _____

HAVE YOU TAKEN ANY DRUGS OR SMOKED ANY MARIJUANA TODAY? _____ WHEN? _____

HAVE YOU SEEN A DOCTOR OR DENTIST TODAY? _____ WHO? _____ WHY? _____

ARE YOU TAKING ANY PRESCRIPTION MEDICINES? _____ WHAT? _____ WHEN? _____

DO YOU HAVE:

EPILEPSY?	_____
GLASS EYE?	_____
FALSE TEETH?	_____
EAR INFECTION?	_____
INNER EAR TROUBLE?	_____
DIABETES?	_____

DO YOU HAVE ANY PROBLEMS WITH YOUR EYES THAT ARE NOT CORRECTED BY GLASSES? _____

DO YOU TAKE INSULIN? _____ IF SO, WHEN WAS YOUR LAST INJECTION? _____

HAVE YOU EVER HAD A DRIVER'S LICENSE IN ANY OTHER STATE? _____ WHERE? _____

INTERVIEWER: TPR. M. Stiles #4746

WHITE - STATE ATTY.

YELLOW - DHSMV

PINK - CENTRAL RECORDS

GOLD - JAIL



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

REVIEW COMPLETED BY

Booking Number: 2021009374	Date: 4/18/2021
	Specialist Name/ID: M. Toops #8557