



Arrest Report

21CT-17613AMB

FLORIDA HIGHWAY PATROL
P.O. BOX 16007, LAKE WORTH, FL 33416

Report Date / Time 10/18/2021 10:01 PM	Report Number FHP99ARR771966	Case Number/Cad Number FHPK21OFF057465 / LWRC21CAD190704	Reporting Officer Name KUEBLER, COLE R
Originating Agency ORI FL0509000	Occur Date Time Range 10/18/2021 21:32:04 -	Jurisdiction	
OBTS Number		Other Number	Clearance

Location of Occurrence

County PALM BEACH	Location Type OTHER	Location Description STATE ROAD 91 (FLORIDA TURNPIKE) NB MM 117			
Street Number	Street FLORIDA'S TPKE NB	Apt/Lot/Bldg	City JUPITER	State FL	Zip Code 33458

Defendant

First Name JOHN	Middle Name	Last Name MARINO	Suffix	Race WHITE	Sex MALE	Height 601	Weight 250	Hair BRO	Eyes BRO
MNI #	SSN	Date of Birth 08/18/1963	Age 58	ID Type E	Drivers License or other ID M650460632980	State FL	OCA / Agency ID		
Place of Birth:		AUBURN NY US							
Address * RELATIVE / 35 N RIVER RD , STUART, FL 34996 /									

Arrest

Arrest Date/Time 10/18/2021 9:54:00 PM	Arrest Location Type OTHER	Arrest Location Description STATE ROAD 91 (FLORIDA TURNPIKE) NB MM 117				
Street Number	Street FLORIDA'S TPKE NB	Apt/Lot/Bldg	County PALM BEACH	City JUPITER	State FL	Zip Code 33458

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		Arrest Offense Code DUI-UNLAW BLD ALCH	
Charge Description DUI INFLUENCE OF ALCOHOL OR DRUGS			
Bond Set by Court			
Bond Amount	<input type="checkbox"/> No Bond		
Bond Type(s)			

Probable Cause

On 10/18/2021, I, Trooper Kuebler, I.D#1337, was traveling northbound on State

Arrest Report

Page 1 of 4

Dung 691

JH 0526690

D#65

Report Date / Time 10/18/2021 10:01 PM	Report Number FHP99ARR771966	Case Number/Cad Number FHPK21OFF057465 / LWRC21CAD190704	Reporting Officer Name KUEBLER, COLE R
Originating Agency ORI FL0509000	Occur Date Time Range 10/18/2021 21:32:04 -	Jurisdiction	
OBTS Number	Other Number	Clearance	

Road 91 (Florida Turnpike) around the approximate 116 mile marker in the inside/left hand travel lane. I observed a red Lexus SUV that was traveling northbound on State Road 91 in the outside/right hand travel lane just ahead of my patrol vehicle. I observed the vehicle traveling with the front left tire blown out. I observed the vehicle traveling on just the metal rim with no tire tread left on the front left side. I observed the vehicle all over the road and failure to maintain its single lane.

At that time, I conducted a traffic stop on the vehicle northbound on State Road 91 at the 117 mile marker off the right hand paved shoulder of the roadway. I made contact with the driver, who I identified later by his Florida drivers license (M-650-460-63-298-0) as Mr. John Marino. While making contact with Mr. Marino, he seemed dazed and confused. Mr. Marino had a hard time finding his license. I asked Mr. Marino to step out of the vehicle so I could observe him better. As I was speaking to Mr. Marino outside of the vehicle he would stumble around and would at times appear to lose his balance while walking. I asked Mr. Marino if he had taken any medications and or alcohol. Mr Marino stated that he had taken medication in the morning time. While I was continuing to make contact with Mr. Marino, he appeared to be under the influence or some type of narcotic and/or alcohol. Shortly after, Trooper Leslie, I.D #1460, arrived on scene to assist.

At this time, I asked Mr. Marino if he would be able to perform a series of Standard Field Sobriety Exercises (SFSE's), to which he understood and also complied. During the SFSE's, Mr. Marino performed poorly throughout the investigation. Mr. Marino was unable to follow some instructions properly and poorly performed the series of SFSE's that he was instructed to perform, which were the Horizontal Gaze Nystagmus (HGN) and Vertical Gaze Nystagmus (VGN), Walk and Turn, and One-Leg Stand. (Refer to In-Car Video and Incident report for further observation and information).

At the conclusion of my criminal investigation for DUI, I placed Mr. Marino under arrest for the suspicion of Driving Under the Influence of alcohol and or narcotics,

Report Date / Time 10/18/2021 10:01 PM	Report Number FHP99ARR771966	Case Number/Cad Number FHPK21OFF057465 / LWRC21CAD190704	Reporting Officer Name KUEBLER, COLE R
Originating Agency ORI FL0509000	Occur Date Time Range 10/18/2021 21:32:04 -	Jurisdiction	
OBTS Number	Other Number	Clearance	

at approximately 9:54 PM.

At approximately 10:01 PM, Mr. Marino was transported to the Palm Beach County Jail. I arrived at the Palm Beach County jail at 10:42 PM, where I conducted a 20 minute observation of Mr. Marino, where he did not drink or ingest any foreign objects. Mr. Marino consented to give a breath sample.

The first breath sample was 0.122 and the second breath sample was a 0.124.

Mr. Marino was finally processed and booked into the Palm Beach County Jail for DUI.

Jail Booking Facility

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

Court

Court County PALM BEACH	Court Location 3228 GUN CLUB ROAD WEST PALM BEACH, FL 33406		
Court CRIMINAL JUSTICE COMPLEX	Court Phone 561-355-2994	Court Appearance Date / Time 11/04/2021 8:30AM	Court Fine
Comments			

Officer Name Rank / ID #	Involvement On Report / Reporting Role	Officer Agency Org/Unit
KUEBLER, COLE R TPR 4183	REPORTING OFFICER	FLORIDA HIGHWAY PATROL FHPK\LWRCC\WPB\SR91 88-103

Report Date / Time 10/18/2021 10:01 PM	Report Number FHP99ARR771966	Case Number/Cad Number FHPK21OFF057465 / LWRC21CAD190704	Reporting Officer Name KUEBLER, COLE R
Originating Agency ORI FL0509000	Occur Date Time Range 10/18/2021 21:32:04 -	Jurisdiction	
OBTS Number	Other Number	Clearance	

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 KUEBLER, COLE R	Office Rank TPR	Officer ID No 4183	Sworn and subscribed before me, the undersigned authority This the _____ day of _____ DEPUTY OF THE COURT, NOTARY OR LAW ENFORCEMENT
Officer Agency FLORIDA HIGHWAY PATROL			
Officer Signature <i>Cole Kuebler</i>			

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



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

PBSO CASE # 21118629 PBSO ZONE 3-34

AGENCY CASE # FHDH 21 OF F057465 CRASH CASE # _____

TIME OF STOP/CRASH 9:32 PM DATE 10/18/21 DAY Monday

SUBJECT'S NAME John Marino RACE W SEX M

HGT 6'01 WGT 250 DOB 08/18/63

LOCATION SR-91 NB mm 117 4183

ARRESTING OFFICER'S NAME & ID TPR Cole Kyebler AGENCY FHD

DIVISION: _____

NOTIFIED BY COMMO yes

ARRIVAL AT FACILITY 2250

BREATH RESULTS:

Arrest Time 2154

1. .122

2. .124

3. /

4. _____

TESTING OFFICER'S ID 3184

SUBJECT: _____

CASE NUMBER: _____

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) _____

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) _____

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

REVIEW COMPLETED BY

Booking Number: 2021026172

Date: 10/19/2021

Specialist Name/ID: M. Tooks #8557