

CRIMINAL REPORT AFFIDAVIT/HILLSBOROUGH COUNTY, FLORIDA

☐ Supplemental Page		☐ Plant City Courthouse		☐ Notice To Appear		CRA #: HS20011076	
☐ Fel ☒ Misd		☐ (APAD) Adult Pre-Arrest Div		☐ Traffic		☐ Tampa Ord ☐ Juv Delinq ☐ JAAP	
						Booking #: 2020-12722	
Arrest Type: ☒ PC ☐ Warrant ☐ PC VOP/VOCC		Request: ☐ Warrant ☐ SAO Review Direct File ☐ JUV Pick-Up Order					
Court Case #		Family #		SOID #			
Agency: ☒ HCSO ☐ TPD ☐ PCPD ☐ TTPD ☐ FHP				Report # 20-0342159		Report Written	
☐ Other: _____						☒ Yes ☐ No	
Offense Location: HILLSBOROUGH AV W / LONGBOAT BL E, TAMPA, FL 33614				Offense Date: 05/23/2020		Offense Time: 2052	
Arrest Location: HILLSBOROUGH AV W / LONGBOAT BL E, TAMPA, FL 33614				Arrest Date: 05/23/2020		Arrest Time: 2105	
Defendant: Last Name		First Name		Middle Name		☐ Gang	
DIKUN		KIRK		JUSTIN		Name:	
Race	Gender	DOB	DL#	State	POB (City, State)		
White	☒ M ☐ F	01/25/1972	D250510720250	FLORIDA	INDIANA		
Address Street: 10452 ST TROPEZ PLACE			City:	TAMPA	State:	FLORIDA	Zip: 33615
School (JUV)				Parent/Guardian (JUV)			
No Co-defendants Found							
Statute	Level	Degree	Charge	Count	Citation #	DV	
316.193(1)(A)	Misd	S	DRIVING UNDER THE INFLUENCE BrAC Refusal (TRAF1012)	1	A49JFJE	☐	
316.1939(1)	Misd	F	REFUSAL TO SUBMIT TO TESTING Prior BrAC Refusal : 6/8/1997 (TRAF1076)	1	A4G22RE	☐	
The undersigned swears there are reasonable grounds to believe that the above named defendant in Hillsborough County, Florida, did: On 5/23/2020, at approximately 2052 hours, Affiant observed a silver Chevrolet truck bearing FL tag B7IQE (VIN:1GCGSDEN3H1218573) traveling westbound on Hillsborough Av W. The silver Chevrolet was measured traveling 72MPH in a posted 50MPH zone via my HCSO issued LASER TECHNOLOGY TRUSPEED LTI 20/20 TS0001053. Affiant conducted a traffic stop on the vehicle at Hillsborough Av W / Longboat Bl E in Tampa, FL, observed the defendant operating the vehicle and to be the sole occupant. Affiant detected the distinct odor of an alcoholic beverage emanating from the defendant's breath his eyes were bloodshot and glossy, and he was slow in his movements when retrieving requested vehicle documentation. Affiant requested the defendant perform Standard Field Sobriety Exercises which the defendant refused to do, and was subsequently arrested for driving under the influence (DUI). Affiant read Implied Consent to the defendant in the back seat of my unmarked HCSO vehicle which is equipped with a camera and microphone. The defendant understood, and stated "No I don't want to", therefore refusing to provide a lawful sample of his breath to determine his breath alcohol content (BrAC). Affiant conducted a search through the DAVID database and learned the defendant has a prior refusal to provide a lawful sample of his breath on 6/8/1997. The defendant was identified via FL DL. The defendant was given a DUI citation A49JFJE which reflects the DUI charge. The defendant also received Uniform Traffic Citations A4G22SE for Speeding (72MPH in a posted 50MPH zone), and A4G22RE for Refusal To Submit To Any DUI Test With Prior Refusal.							
Pursuant to Florida Statute §92.525 and under penalties of perjury, I declare that I have read the foregoing document and the facts stated in it are true to the best of my knowledge. For Notices to Appear, I also certify that a complete list of witnesses and evidence known to me is attached.							
Affiant:		Officer #		DIST: D5	SWORN TO AND SUBSCRIBED BEFORE ME THIS DATE		Officer #
DEP B Burke		253503		SQD: D5509	SGT B Kenney		5470
Digitally signed on 2020.05.23 22:41:49					Digitally signed on 2020.05.23 22:42:28		
Judgment requested against defendant for agency investigative cost per Florida Statute 938.27:				\$15.25			

2020 MAY 25 AM 6:29

FILED
CLERK OF CIRCUIT COURT

Clerk of Court

(SERVICE OF COURT DOCUMENTS may be served on the State Attorney's office at !MailProcessingStaff@sao13th.com)