



Arrest Report

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

Report Date / Time 5/25/2021 12:58 AM	Report Number FHP99ARR838217	Case Number/Cad Number FHPL21OFF032905 / LWRC21CAD093034	Reporting Officer Name STILES, MEGAN
Originating Agency ORI	Occur Date Time Range 05/24/2021 23:32:03 -	Jurisdiction	Clearance

Location of Occurrence

County PALM BEACH	Location Type PUBLIC PLACE	Location Description SB S FLAGLER DR/ NOF TRINITY PL			
Street Number	Street	Apt/Lot/Bldg	City WEST PALM BEACH	State FL	Zip Code 33401

Defendant

First Name LISANDRA	Middle Name	Last Name NOGUEIRA	Suffix	Race HISPANIC e WHITE	Sex FEMALE	Height 504	Weight 148	Hair BRO	Eyes HAZ
MNI #	SSN	Date of Birth 05/26/1989	Age 31	ID Type E	Drivers License or other ID N260520896861	State FL	OCA / Agency ID		
Place of Birth:	HAVANA FF CUBA								
Address * RESIDENCE / 2017 COLLIER AVE , LAKE WORTH, FL 33461 / 561-876-8174									

Arrest

Arrest Date/Time 5/25/2021 12:05:03 AM	Arrest Location Type PUBLIC PLACE	Arrest Location Description SB S FLAGLER DR/ NOF TRINITY PL				
Street Number	Street	Apt/Lot/Bldg	County PALM BEACH	City WEST PALM BEACH	State FL	Zip Code 33401

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

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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

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

Probable Cause

On Monday, May 24, 2021, at approximately 11:15 PM, I was contacted by Sergeant Malcolm Allison of the West Palm Beach Police Department (WPBPD). Sgt. Allison advised that Officer Marcus Beesley observed a collision southbound on S Flagler Drive, north of Trinity Place (see WPBPD report 2021-7764). Ofc. Beesley suspected the driver to be impaired while conducting his crash investigation. Sgt. Allison requested my assistance for a DUI investigation.

OBSERVATIONS

When I arrived on scene, I observed a silver Lexus SUV bearing Florida Tag 'PD381Y' facing south in the northbound lanes on S Flagler Dr, just south of Trinity Place, partially on the center curb median.

I first spoke with Ofc. Beesley who advised he witnessed the Lexus traveling southbound on S Flagler Drive, north of Trinity Place and crash into a powerline utility pole on the west side of the roadway. The collision caused the power line to fall and live wires were exposed. Ofc. Beesley stated the vehicle continued southbound across the turn median and began traveling southbound in the northbound lanes. Ofc. Beesley then stated the vehicle collided with the curb where it finally stopped.

Ofc. Beesley stated he witnessed the driver exit the vehicle and stumble, almost falling, and was using the vehicle to support herself as she continued to walk. Ofc. Beesley identified the driver by her Florida Driver's License (FL DL: N260-520-89-686-1) as LISANDRA NOGUEIRA, date of birth May 26, 1989. While conducting his crash investigation, Ofc. Beesley advised he observed NOGUEIRA had bloodshot, glossy eyes, slurred speech, an odor of an unknown alcoholic beverage

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emitting from her mouth area, and she also continued to stumble on scene and almost fall multiple times before laying on the ground.

BEGIN DUI INVESTIGATION

Ofc. Beesley advised he completed his crash investigation. Based off Ofc. Beesley's observations, I conducted the DUI investigation.

I advised NOGUEIRA Ofc. Beesley was finished with his crash investigation and I would now be conducting a DUI investigation. I read NOGUEIRA her Miranda Warnings, she stated she understood her warnings. NOGUEIRA agreed to answer questions.

NOGUEIRA stated she was traveling home from the downtown area. NOGUEIRA stated she had one alcoholic drink at Bradley's around 5:00 PM and then they walked around the downtown area for a few hours. When I asked NOGUEIRA what time it was, she stated 9:00 PM. I advised it was almost midnight.

During this encounter with NOGUEIRA, I observed she was disoriented, having an almost three hour gap in time, she had extremely bloodshot, glossy eyes, her eyelids were droopy, her speech was slurred, and she swayed while conversing with me.

STANDARDIZED FIELD SOBRIETY TASKS

I asked NOGUEIRA if she would be willing to perform Standardized Field Sobriety Tasks (SFST's), she stated she would. I asked NOGUEIRA to stand in front of my patrol vehicle, so I can capture all the roadside tasks on my state issued in-car dash camera. The area was clear of debris and all exercises were explained and demonstrated before NOGUEIRA performed them in a well-lit area. The area was illuminated by the patrol car takedown lights and the street lights.

I asked NOGUEIRA if she wore contacts or glasses, she stated she did not. I asked NOGUEIRA if she had any medical conditions or injuries, including any

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injuries to her legs, arms, back, or neck, that would affect any of the tasks. NOGUEIRA stated she did not. I asked NOGUEIRA if she had any injuries from the crash we had already discussed and she stated she did not. I asked NOGUEIRA if she had seen a doctor today, she stated no.

The following exercises and clues were performed and observed:

Horizontal Gaze Nystagmus (HGN):

I asked NOGUEIRA if she could see the light on my stimulus, she stated she could and that it was red. I checked for equal pupil size and equal tracking. NOGUEIRA's pupil size and tracking were equal.

I observed the following during HGN:

Left eye- Lack of Smooth Pursuit

Right eye- Lack of Smooth Pursuit

Left eye- Distinct and Sustained Nystagmus at Maximum Deviation

Right eye- Distinct and Sustained Nystagmus at Maximum Deviation

Left eye- Onset of Nystagmus Prior to 45 Degrees

Right eye- Onset of Nystagmus Prior to 45 Degrees

I observed NOGUEIRA had Vertical Gaze Nystagmus (VGN) and a lack of convergence (LOC).

Walk and Turn (WAT):

Yellow tape was used for the task. I explained and demonstrated the roadside task to NOGUEIRA. NOGUEIRA stated she understood the exercise. The following clues were observed:

NOGUEIRA was unable to keep her balance during the instruction stage, removing her foot off the line. NOGUEIRA started the exercise before I advised her to begin. NOGUEIRA took an incorrect number of steps, 12 steps in the first set of steps and 11 steps in the second set of steps. NOGUEIRA made an incorrect turn, removing both feet from the line and turning around. NOGUEIRA used her arms

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for balance, raising them more than 6 inches from her body. NOGUEIRA stopped the exercise in the first set of steps on step 9, 10, and 11, each to ask questions about the exercise. NOGUEIRA missed heel-to-toe on the 3rd and 4th steps in the first set of steps and on the 1st, 8th, and 9th steps in the second set of steps. NOGUEIRA stepped off the line on the 11th step in the first set of steps and on the 2nd, 4th, 5th, and 7th steps in the second set of steps.

One Leg Stand (OLS):

I explained and demonstrated the roadside task to NOGUEIRA. NOGUEIRA stated she understood and did not have any questions. I used the stopwatch on my watch to time the task for 30 seconds.

NOGUEIRA swayed. NOGUEIRA used her arms for balance, raising them more than 6 inches from her body. NOGUEIRA hopped. NOGUEIRA put her foot down.

NOGUEIRA almost fell during the exercise.

Finger to Nose:

I explained and demonstrated the roadside task to NOGUEIRA. NOGUEIRA stated she understood.

Left- Used pad of finger and held finger on the nose

Right- Used pad of finger

Left- None

Right- Used pad of finger

Right- Used pad of finger and touched bridge of nose

Left- Used pad of finger and touched area below tip of nose between nostrils

NOGUEIRA opened her eyes during the exercise.

ARREST

Based upon the totality of circumstances and my training and experience, I placed

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LISANDRA NOGUEIRA under arrest at approximately 12:05 AM on March 25, 2021 for Driving Under the Influence of an unknown alcoholic beverage or unknown chemical or controlled substance. NOGUEIRA was then placed in handcuffs which were secured, double-locked, and checked for proper tightness for her security and mine.

NOGUEIRA was transported to the PBSO BAT. NOGUEIRA'S property was taken with us to the jail and submitted into jail property until her release.

BREATH TEST/RESULTS

I conducted a 20-minute observation period of NOGUEIRA while in the Breath Testing Center. During this observation period, NOGUEIRA did not put anything in her mouth or regurgitate. While in the testing room, I requested that NOGUEIRA submit to a breath test in order to determine the alcohol content. NOGUEIRA refused the breath sample.

I read NOGUEIRA her Florida Implied Consent, she stated she understood. I asked NOGUEIRA again for a breath sample, she refused again at approximately 1:24 AM.

NOGUEIRA was then read her Miranda Warnings again per PBSO policy, she stated she understood. I asked NOGUEIRA if she wanted to answer the questionnaire provided by the technician, she stated she did. The questionnaire and answers are attached to the submitted packet.

BOOKING

NOGUEIRA was booked at the PBSO jail and the PBSO deputies took custody of her.

All events occurred in 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 06/23/2021 8:30 AM	Court Fine
Comments	

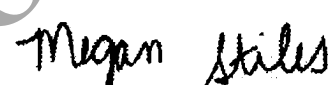
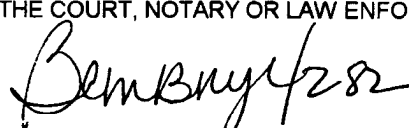
Person: WITNESS

First Name MARCUS	Middle Name	Last Name BEESLEY	Suffix	Race	Sex	Height	Weight	Hair	Eyes
MNI #	SSN	Date of Birth	Age	ID Type	Drivers License or other ID	State	OCA / Agency ID		
Place of Birth:									
Address * WORK / , WEST PALM BEACH, FL / 561-822-1900									

Officer Name Rank / ID #	Involvement On Report / Reporting Role	Officer Agency Org/Unit
STILES, MEGAN TPR 4748	PRIMARY / REPORTING OFFICER	FLORIDA HIGHWAY PATROL FHPL/LWRC/PALM BEACH/BROW LN TO SR804

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 <u>25</u> day of <u>MAY</u> , <u>2021</u> DEPUTY OF THE COURT, NOTARY OR LAW ENFORCEMENT
Officer Agency FLORIDA HIGHWAY PATROL			  DEP. BEMBREY PBSO 4282
Officer Signature			

<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 25 day of MAY, 2021, at 12:05 ☐ P.M. ☒ A.M.

DRIVER LISANDRA NOGUEIRA
(Type or Print) FIRST NAME MIDDLE OR MAIDEN NAME LAST NAME

DL# N260520896861, 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 # A771QQE

That on or about the 25 day of MAY, 20 21, at 1:24 ☐ P.M. ☒ A.M.
in PAUM 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:

Bernyfer
Signature of Attesting Officer

Title DEPUTY 4282 PBSO
Date 05/25/2021

(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 # 21-068927 AGENCY CASE# FHPL21OFF032905
AGENCY ZONE 3-24 CRASH CASE # 2021-7764 (WPBPD)
TIME OF STOP/CRASH 2250 DATE 05/24/2021 DAY MONDAY
SUBJECT'S NAME LISANDRA NOGUEIRA RACE W SEX F
HGT 504 WGT 148 DOB 05/26/1989
LOCATION SB S FLAGLER DR/ NOF TRINITY PL
ARRESTING OFFICER'S NAME & ID TPR. MEGAN STILES / 4748 AGENCY FHP
DIVISION: _____ NOTIFIED BY COMMO YES
ARRIVAL AT FACILITY 0057
ARREST TIME 0005
BREATH RESULTS:
1. _____
2. **REFUSED**
3. _____
4. _____
TESTING OFFICER'S ID 24639 PBSO VIDEOTAPE # N/A

TESTING FACILITY TASK REPORT

AGENCY: FHP-L

SUBJECT: NOGUEIRA, LISANDRA

CASE NUMBER: 21-068927

DATE: May 25, 2021

VIDEO DVD NUMBER: N/A

BEGINNING TIME: 01:21

ENDING TIME: 01:30

BREATH TESTS RESULTS: 1) R TIME 01:24 A.M. ☒ P.M. ☐ 2) N/A TIME N/A A.M. ☐ P.M. ☒
3) N/A TIME N/A A.M. ☐ P.M. ☐ 4) N/A TIME N/A A.M. ☐ P.M. ☐

BREATH OPERATOR: P.POUND #24639

MAINTENANCE TECHNICIAN: J. KARLECKE# 6467

REFUSED

TESTING OFFICER'S OBSERVATIONS

SPEECH: SLURRED

ATTITUDE: TALKATIVE, UPSET

CLOTHING: BLUE / PINK / ORANGE DRESS, NO SHOES

MEDICAL CONDITIONS: NONE

MEDICATIONS: NONE

OTHER:

EYES: GLASSY AND BLOODSHOT

COMMENTS:

ARRIVED AT CENTER A/O BEGAN THE 20 MINUTE OBSERVATION PERIOD AT 00:57 HRS.

SUBJECT: REFUSED TO TAKE TEST

A/O: READ I/C, ALSO EXPLAINED I/C

SUBJECT: STATED SHE UNDERSTOOD I/C AND REFUSED TO TAKE TEST

A/O: READ RIGHTS

SUBJECT: STATED SHE UNDERSTOOD RIGHTS

A/O: CONDUCTED Q&A

SUBJECT: ANSWER QUESTIONS

REFUSED



**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: 2021012624	Date: 5/25/2021
	Specialist Name/ID: M. Took #8557