

D.U.I. PROBABLE CAUSE AFFIDAVIT

ON THE 18TH DAY OF DECEMBER 20 20, AT 1936 AM PM
SUBJECT: SALADINO, LOUISA LUCY CASE NUMBER: DBPD #20-16427
AGENCY: DELRAY BEACH PD ARRESTING OFFICER: WINDSOR #1029

PERSONAL CONTACT

DRIVING PATTERN: ACTUAL PHYSICAL CONTROL (PHYSICAL EVIDENCE OR STATEMENTS PUTTING DEF. BEHIND WHEEL OF VEHICLE)

The following occurred in the City of Delray Beach, County of Palm Beach, FL.
On 12/18/20 at 1936hrs Ofc. Morales responded to the intersection of S. Military Trl. and W. Linton Blvd. in reference to a disabled vehicle (white 2007 Lexus ES / FL tag #IQ12BW). The Lexus was stopped in the center westbound travel lane of S. Military Trl. just north of W. Linton Blvd. The left front wheel was damaged and there was a skid mark leading from the Lexus to the concrete median. I met with the white female on scene and identified her by her FL DL as Louisa Lucy Saladino. I informed Saladino I was on scene to conduct a DUI investigation and she acknowledged she understood. I read Saladino Miranda Rights and Saladino acknowledged she understood. Post Miranda, Saladino stated she was the only person inside the Lexus when the crash occurred. Saladino stated she had dinner at Shiitake Asian Bistro located at 4900 W. Linton Blvd. #14, Delray Beach, FL 33445 and was on her way home at 5340 Las Verdes Cir. #121 Delray Beach, FL 33484. Saladino stated on her way home she struck a "bump"

OBSERVATION OF DRIVER:

Saladino had a strong odor of an unknown alcoholic beverage coming from her person. Saladino was unsteady and stumbling while walking. Saladino swayed while standing still. Saladino's pupils were dilated and were slow to react to changes in light. Saladino's eyes were red and had a glassy appearance. Saladino was having mood swings from being emotional and crying to laughing and smiling. Saladino's pants were wet and I questioned her if she needed help and she just started crying and began walking away from me. Saladino did not follow instructions or commands and talked over me speaking. After arrest, Saladino started using profanity and abusive language toward me. During transport, Saladino screamed and yelled using abusive language.

DRIVER'S STATEMENTS:

Saladino denied having any medical conditions and denied taking any prescription medications. Saladino stated she was at a sushi place eating dinner and was driving home when the crash occurred. Saladino denied consuming any alcoholic beverages prior to driving. Saladino stated she was the only person inside the Lexus when the crash occurred. Saladino attempted to explain the path of travel she took after leaving the restaurant but she changed her direction of travel several times and did not make sense. After arrest, Saladino stated she consumed saki at the sushi restaurant. Saladino stated she did nothing wrong and her son was killed by a drunk driver.

ODORS:

Saladino had a strong odor of an unknown alcoholic beverage coming from her person.

GENERAL OBSERVATIONS

SPEECH: Slurred and Thick

ATTITUDE: Initially Polite but Became Agitated, Angry and Abusive Toward Law Enforcement

CLOTHING: Black Shirt, White Pants and Gray Flip Flops

MEDICAL/OTHER: Incontinence

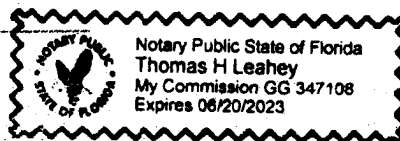
STATE OF FLORIDA
COUNTY OF PALM BEACH

(Signature of Arresting/Investigative Officer)

The foregoing instrument was sworn to or affirmed and subscribed before me this 19th day of December 2020 by Ofc. Windsor #1029

(Print name of Arresting/Investigative Officer), who is personally known to me and/or produced identification. Type of identification produced _____

Notary Public, Clerk of Court, Officer (F.S.S. 112601)



SUBJECT: SALADINO, LOUISA LUCY

CASE NUMBER DBPD #20-16427

ROADSIDE TASKS

HORIZONTAL GAZE NYSTAGMUS:

LT EYE-LACK OF SMOOTH PURSUIT

RT EYE-LACK OF SMOOTH PURSUIT

LT EYE-DISTINCT & SUSTAINED NYSTAGMUS AT MAX. DEVIATION

RT EYE-DISTINCT & SUSTAINED NYSTAGMUS AT MAX. DEVIATION

LT- EYE-ONSET OF NYSTAGMUS PRIOR TO 45 DEGREES

RT- EYE-ONSET OF NYSTAGMUS PRIOR TO 45 DEGREES

Other Observations:

Saladino stopped following the stimulus light with her eyes and I had to be instructed to do so.

WALK & TURN:

Salsdino swayed while standing still. Saladino would not remain in the instructional phase position. Saladino walked away without being instructed to do so and leaned against my patrol vehicle for balance. Saladino would not follow my instructions and I had to stop this roadside due to Saladino being uncooperative.

ONE LEG STAND:

This roadside was not performed due to Saladino being uncooperative and safety concerns due to her age.

FINGER TO NOSE:

Saladino swayed while standing still. Saladino was uncooperative and not following instructions. Saladino did not keep her eyes closed as instructed. Saladino started the roadside without being instructed to do so. Saladino began to say "left" and "right" as she was giving herself commands. Saladino did not touch the tip of her nose with the tip of her finger on either attempt.

ROMBERG ALPHABET:

Saladino swayed while standing still. Saladino did not follow instructions and demanded I close my eyes. Saladino started to recite the alphabet but stopped speaking aloud.

BREATH TEST RESULTS: 1) VNM 2) .162 3) .155 4)

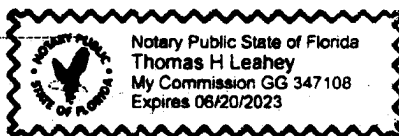
STATE OF FLORIDA
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(Print name of Arresting/Investigative Officer), who is personally known to me and/or produced identification. Type of identification produced

Notary Public, Clerk of Court, Officer (E.S. 117.10)



TESTING FACILITY TASK REPORT

AGENCY: DBPD

SUBJECT: Saladino, Louisa L

CASE NUMBER: 20-138217

DATE: Dec 18, 2020

VIDEO DVD NUMBER: N/A

BEGINNING TIME: 2211

ENDING TIME: 2241

BREATH TESTS RESULTS: 1) VNM TIME 2218 A.M. P.M. 2) .162 TIME 2221 A.M. P.M.
3) .155 TIME 2224 A.M. P.M. 4) n/a TIME 0 A.M. P.M.

BREATH OPERATOR: Thomas H Leahey #19183

MAINTENANCE TECHNICIAN: Jason Karlecke #6467

TESTING OFFICER'S OBSERVATIONS

SPEECH: thick, slurred

ATTITUDE: talkative, agitated, argumentative, crying

CLOTHING: white pants(urine soaked), black shirt, gray flip flops

MEDICAL CONDITIONS: Incontinence

MEDICATIONS: 2 pills this am - names unknown

OTHER:

eyes are glassy & bloodshot
unknown odor of alcoholic beverage on breath
subject drank 1 serving of Saki @ sushi restaurant

COMMENTS:

arrived at center A/O conducted 20 minute observation period 2143 hrs
subject agreed to perform breath test - would not follow instructions
A/O read I/C several times & subject understood I/C
subject agreed to perform breath test
tech read breath test results & subject understood breath test results
A/O read rights & subject understood rights
A/O conducted Q&A
subject answered questions



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

PBSO CASE # 20-138217 PBSO ZONE 6-51

AGENCY CASE # 20-16427 CRASH CASE # 20-16427

TIME OF STOP/CRASH 1936 DATE 12/18/20 DAY FRIDAY

SUBJECT'S NAME SALADINO, LOUISA LUCY RACE W SEX F

HGT 5'02" WGT 128 DOB 03/08/56

LOCATION S. MILITARY TRL./W. LINTON BLVD. DELRAY BEACH, FL

ARRESTING OFFICER'S NAME & ID WINDSOR #1029 AGENCY DELRAY BEACH PD

DIVISION: CRD

NOTIFIED BY COMMO YES

ARRIVAL AT FACILITY 2143

ARREST TIME 2055

BREATH RESULTS:

- 1) VNM
- 2) .162
- 3) .155
- 4) N/A

TESTING OFFICER'S ID 19183 PBSO VIDEOTAPE # N/A

NOT A CERTIFIED COPY

FLORIDA DEPARTMENT OF LAW ENFORCEMENT
ALCOHOL TESTING PROGRAM
BREATH ALCOHOL TEST AFFIDAVIT

Instrument Type: Intoxilyzer 8000
Instrument Registered To: PALM BEACH CO SO
Instrument Serial Number: 80-006476 Software: 8100.27
Date of Test: 12/18/2020

Date of Last Agency Inspection: 12/11/2020
Observation Period Began: 21:43
Subject's Name: LOUISA L SALADINO DOB: 03/08/1956 Sex: F

The subject was observed for at least twenty-minutes prior to the administration of the breath test to ensure that the subject did not take anything orally and did not regurgitate.

Results:	Test	g/210L	Time
	Diagnostics Check	OK	22:13
	Air Blank	0.000	22:14
	Control Test	0.080	22:14
	Air Blank	0.000	22:15
	Subject Sample #1	VNM*	22:18
	Air Blank	0.000	22:19
	Air Blank	0.000	22:20
	Subject Sample #2	0.162	22:21
	Air Blank	0.000	22:22
	Air Blank	0.000	22:24
	Subject Sample #3	0.155	22:24
	Air Blank	0.000	22:25
	Control Test	0.077	22:25
	Air Blank	0.000	22:26
	Diagnostics Check	OK	22:26

*Volume Not Met (0.153 - Breath Sample Not Reliable to Determine Breath Alcohol Level)

Cylinder Lot: 22620080A2
Exp: 10/05/2022

State of Florida, County of Palm Beach

Personally appeared before me the undersigned authority, who () is personally known to me or () produced _____ as identification, and who after being placed under oath, states:

I THOMAS H LEAHEY, hold a valid Breath Test Operator permit issued by the Florida Department of Law Enforcement, I administered the above breath test to the subject named above in accordance with Chapter 11D-8, Florida Administrative Code, and this form is a true and accurate report of that breath test.

Breath Test Operator: T Leahy Date: 12/18/2020
Signature

Sworn to (or affirmed) before me this 18th day of December, 2020
[Signature] Off N Windsor # 1029
Signature of Notary Public-State of Florida Printed Name of Notary Public-State of Florida

Note: Pursuant to section 117.10, Florida Statutes, law enforcement officers, correctional officers, traffic accident investigation officers and traffic infraction enforcement officers are notaries public when engaged in the performance of official duties. In accordance with section 316.1934(5), F.S., this completed form is admissible without further authentication and is presumptive proof of the results herein. To be used in accordance with Section 316.1934(5), F.S., and in administrative proceedings pursuant to 322.2615, F.S.

SUBJECT: Saladino, Louisa L CASE NUMBER: DPD 20-16421

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? Y

WHERE WERE YOU GOING? WORK

WHAT STREET OR HIGHWAY WERE YOU ON? LINTON

DIRECTION OF TRAVEL? UNK WHERE DID YOU START? LINTON

WHAT TIME DID YOU START? UNK WHAT TIME IS IT NOW? NO

WHAT IS TODAY'S DATE? 1/14/UNSURE WHAT DAY OF THE WEEK IS IT? FRIDAY

WHAT COUNTY AND CITY ARE YOU IN NOW? WINDSOR BLANCH / DRB, TC

WHEN DID YOU LAST EAT? 3:00 PM WENT TO WORK WHAT DID YOU EAT? SUSHI / MISO SOUP

WHAT HAVE YOU BEEN DOING FOR THE LAST THREE HOURS? CLEANING IN HOUSE

HOW MUCH DO YOU WEIGH? 138 HAVE YOU BEEN DRINKING? Y WHAT? WINE

HOW MUCH? 1 DRINK WHERE? STRIKI WITH WHOM? NO

WHEN DID YOU HAVE YOUR FIRST DRINK? 5:30 PM AND YOUR LAST DRINK? UNKNOWN

HOW DID YOU CONSUME YOUR LAST TWO DRINKS? IN BOTTLE

CAN YOU FEEL THE EFFECTS OF THE ALCOHOL? Y ARE YOU UNDER THE INFLUENCE? UNK

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

WHAT? WHERE? WHEN?

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

DO YOU HAVE ANY PHYSICAL DEFECTS OR INJURIES? WHAT?

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

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

WERE YOU IN AN ACCIDENT TODAY? N

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

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

ARE YOU TAKING ANY PRESCRIPTION MEDICINES? Y WHAT? WHEN? 11/2019

- DO YOU HAVE:
- EPILEPSY? N
 - GLASS EYE? N
 - FALSE TEETH? N
 - EAR INFECTION? N
 - INNER EAR TROUBLE? N
 - DIABETES? N

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

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

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

INTERVIEWER: OFC WINDSOR #10279

SUBJECT: Saladino, Louise L

CASE NUMBER: DBPD 20-16427

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 Officer Windsor of the DBPD

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



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: 2020029698	Date: 12/20/2020
	Specialist Name/ID: AM/31562