

# Arrest Report

FLORIDA FISH AND WILDLIFE CONSERVATION COMMISSION  
3440 S.E. 19TH AVE.  
FORT LAUDERDALE, FL. 33316

DS30634

22MM-2645 Amb 113

|                                         |                                                |                                                               |                                                |
|-----------------------------------------|------------------------------------------------|---------------------------------------------------------------|------------------------------------------------|
| Report Date / Time<br>4/3/2022 09:09 PM | Report Number<br>C-4012AB                      | Case Number/Cad Number<br>FWC22ON0026925 /<br>FWCS22IN0013219 | Reporting Officer Name<br>MCCOLLIN DAVIS, DEVO |
| Originating Agency ORI<br>FLO508000     | Occur Date Time Range<br>04/03/2022 20:21:30 - | Jurisdiction                                                  |                                                |
| OBTS Number                             |                                                | Other Number                                                  | Clearance                                      |

## Location of Occurrence

|                      |                        |                                                       |                           |             |          |
|----------------------|------------------------|-------------------------------------------------------|---------------------------|-------------|----------|
| County<br>PALM BEACH | Location Type<br>OTHER | Location Description<br>ISLAND ICW PEANUT ISLAND EAST |                           |             |          |
| Street Number        | Street<br>INDIAN RD    | Apt/Lot/Bldg<br>FWC                                   | City<br>RIVIERA BEACH INC | State<br>FL | Zip Code |

## Defendant

|                                                                                   |                      |                             |           |              |                                              |                 |                 |               |               |
|-----------------------------------------------------------------------------------|----------------------|-----------------------------|-----------|--------------|----------------------------------------------|-----------------|-----------------|---------------|---------------|
| First Name<br>MANUEL                                                              | Middle Name<br>ANGEL | Last Name<br>AMARO ALVAREZ  | Suffix    | Race<br>W    | Sex<br>MALE                                  | Height<br>5'08" | Weight<br>205   | Hair<br>BLACK | Eyes<br>BROWN |
| MNI #                                                                             | SSN                  | Date of Birth<br>06/17/1990 | Age<br>31 | ID Type<br>E | Drivers License or other ID<br>A564541902170 | State<br>FL     | OCA / Agency ID |               |               |
| Place of Birth:<br>Cuba                                                           |                      |                             |           |              |                                              |                 |                 |               |               |
| Address<br>* RESIDENCE / 14861 85TH RD N , RIVIERA BEACH, FL 33470 / 561-385-9168 |                      |                             |           |              |                                              |                 |                 |               |               |

## Arrest

|                                                     |                               |                                                                |                      |               |             |          |
|-----------------------------------------------------|-------------------------------|----------------------------------------------------------------|----------------------|---------------|-------------|----------|
| Arrest Date/Time<br>4/3/2022<br>4/3/2022 9:49:00 PM | Arrest Location Type<br>OTHER | Arrest Location Description<br>ICW/ WEST SIDE OF PEANUT ISLAND |                      |               |             |          |
| Street Number                                       | Street                        | Apt/Lot/Bldg                                                   | County<br>PALM BEACH | City<br>RIVER | State<br>FL | Zip Code |

## Charge : STATE STATUTE

|                                                                                                 |                        |                                           |                                  |
|-------------------------------------------------------------------------------------------------|------------------------|-------------------------------------------|----------------------------------|
| Counts<br>1                                                                                     | Charge<br>327.35(1)(c) | Bond Amount<br>\$0.00                     | <input type="checkbox"/> No Bond |
| Charge Degree<br>SECOND DEGREE                                                                  |                        | Charge Level<br>MISDEMEANOR               |                                  |
| General Offense Code<br>PRINCIPAL                                                               |                        | Arrest Offense Code<br>DUI-UNLAW BLD ALCH |                                  |
| Charge Description<br>OPERATING A VESSEL WITH AN UNLAWFUL BREATH ALCOHOL LEVEL OF .08 OR HIGHER |                        |                                           |                                  |

## Bond Set by Officer

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

## Probable Cause

While on marked vessel patrol on April 3rd 2022 at approximately 2021 hours, I, Officer McCollin Davis of

## Arrest Report

Barillo #18342

SCANNED  
APR 04 2022

|                                                |                                                       |                                                                       |                                                       |
|------------------------------------------------|-------------------------------------------------------|-----------------------------------------------------------------------|-------------------------------------------------------|
| Report Date / Time<br><b>4/3/2022 09:09 PM</b> | Report Number<br><b>C-4012AB</b>                      | Case Number/Cad Number<br><b>FWC22ON0026925 /<br/>FWCS22IN0013219</b> | Reporting Officer Name<br><b>MCCOLLIN DAVIS, DEVO</b> |
| Originating Agency ORI<br><b>FL0508000</b>     | Occur Date Time Range<br><b>04/03/2022 20:21:30 -</b> | Jurisdiction                                                          |                                                       |
| OBTs Number                                    | Other Number                                          | Clearance                                                             |                                                       |

Florida Fish and Wildlife (FWC) observed a vessel operating on state waters with no all-around white light (Stern light). Upon stopping the underway vessel, the operator (Manuel Angel Amaro Alvarez DOB: 6/17/2022) who was identified by Florida Drivers License had a difficult time following the instructions of putting his vessel in neutral and to stop steering. Once Mr. Amaro Alvarez abided by the instructions, he was explained why his vessel was stopped. He then seemed to forget, asking why he was stopped again. Officer Aaron Koger of FWC proceeded to explain why he was stopped and why it is a violation of Florida State Statute.

Mr. Amaro Alvarez was asked to provide his Drivers License and Registration for the vessel. He was able to provide his drivers license and an expired registration on board for the vessel. Afterward, a boating safety inspection was conducted. After reminding Mr. Amaro Alvarez multiple times of the items that were requested, it was found that he did not have enough personal flotation devices (PFD) for he and the other occupant aboard, nor did he have a U.S Coast Guard approved Type IV throwable.

While searching for the items, Officer Heather Grant of FWC smelled an odor of an alcoholic beverage emitting from Mr. Amaro Alvarez. She then asked if he had an alcohol to drink for the evening. He responded, "never." Officer Grant then instructed Mr. Amaro Alvarez to open the cooler located under the seat. When he opened the cooler, I observed empty beer bottles along with an almost empty bottle of brown liquor.

Officer Grant requested Mr. Amaro Alvarez to board our marked vessel in order to conduct seated field sobriety tasks (SFST'S). He complied. Officer Grant asked him pre-task questions. He answered no to all of them. She checked his eyes for nystagmus. She asked if he was wearing contacts, He stated no. She read him the instructions and conducted the Horizontal Gaze Nystagmus (HGN) task. He exhibited lack of smooth pursuit, distinct and sustained nystagmus at maximum deviation, and onset of nystagmus prior to 45 degrees. He exhibited nystagmus at approximately 30 degrees. Vertical nystagmus was present. He exhibited 6 clues.

She conducted the finger-to-nose task. Mr. Amaro Alvarez was unable to follow instructions, opened his eyes periodically, searched for his nose, did not use his fingertip and did not bring his hand down multiple times. In total, he exhibited 11 clues.

On the third task, the Palm Pat, Mr. Amaro Alvarez was not able to perform as instructed. He rolled his hands, chopped his hands and did not increase speed. He exhibited 3 clues.

The final task was the Hand Coordination. Mr. Amaro Alvarez was unable to follow instructions and started in the wrong position. On the first part of the task, he performed it correctly. On the second part of the task, he performed improper count. On the third task, he counted improperly and did not return his left first to his chest. He then completed the fourth part of the task. He exhibited 4 clues in total.

At 2049 hours, Mr. Amaro Alvarez was placed under arrest for boating under the influence. He was then transported to the Palm Beach County Jail where he was the read implied consent and subsequently provided two breath samples. The first resulted in a .135, the second test resulted in a .133.

**Jail Booking Facility**

**Arrest Report**

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**SCANNED**  
APR 04 2022

|                                         |                                                |                                                               |                                                |
|-----------------------------------------|------------------------------------------------|---------------------------------------------------------------|------------------------------------------------|
| Report Date / Time<br>4/3/2022 09:09 PM | Report Number<br>C-4012AB                      | Case Number/Cad Number<br>FWC22ON0026925 /<br>FWC822IN0013219 | Reporting Officer Name<br>MCCOLLIN DAVIS, DEVO |
| Originating Agency ORI<br>FL0508000     | Occur Date Time Range<br>04/03/2022 20:21:30 - | Jurisdiction                                                  |                                                |
| OBTs Number                             | Other Number                                   | Clearance                                                     |                                                |

|                   |                              |                                           |                                          |
|-------------------|------------------------------|-------------------------------------------|------------------------------------------|
| Booking Date/Time | Booking County<br>PALM BEACH | Booking Facility<br>MAIN DETENTION CENTER | Booking Facility Phone<br>(561) 996-1699 |
|-------------------|------------------------------|-------------------------------------------|------------------------------------------|

|                                                                                     |                |
|-------------------------------------------------------------------------------------|----------------|
| Booking Facility Location<br>3228 GUN CLUB ROAD WEST PALM BEACH, FLORIDA 33406-3001 | Booking Number |
|-------------------------------------------------------------------------------------|----------------|

|                  |
|------------------|
| Booking Comments |
|------------------|

### Court

|                            |                                                                |
|----------------------------|----------------------------------------------------------------|
| Court County<br>PALM BEACH | Court Location<br>3228 GUN CLUB ROAD WEST PALM BEACH, FL 33406 |
|----------------------------|----------------------------------------------------------------|

|                                              |             |                                                  |            |
|----------------------------------------------|-------------|--------------------------------------------------|------------|
| Court<br>PALM BEACH COUNTY COURT AT GUN CLUB | Court Phone | Court Appearance Date / Time<br>04/28/2022 08:30 | Court Fine |
|----------------------------------------------|-------------|--------------------------------------------------|------------|

|          |
|----------|
| Comments |
|----------|

| Officer Name<br>Rank / ID #           | Involvement On Report /<br>Reporting Role | Officer Agency<br>Org/Unit                                                       |
|---------------------------------------|-------------------------------------------|----------------------------------------------------------------------------------|
| MCCOLLIN DAVIS, DEVO<br>OFFICER WP137 | PRIMARY /<br>REPORTING OFFICER            | FLORIDA FISH AND WILDLIFE CONSERVATION COMMISSION<br>FWCSISO REGION AIBROWARD    |
| RIGGS, JAMES<br>OFFICER WP167         | ASSISTING                                 | FLORIDA FISH AND WILDLIFE CONSERVATION COMMISSION<br>FWCSISO REGION AIPALM BEACH |
| KOGER, AARON<br>OFFICER WP340         | ASSISTING                                 | FLORIDA FISH AND WILDLIFE CONSERVATION COMMISSION<br>FWCSISO REGION AIMARTIN     |
| GRANT, HEATHER<br>OFFICER WN967       | ASSISTING                                 | FLORIDA FISH AND WILDLIFE CONSERVATION COMMISSION<br>FWCSISO REGION AIBROWARD    |

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<br>MCCOLLIN DAVIS, DEVO                                                                  | Office Rank<br>OFFICER | Officer ID No<br>WP137 | Sworn and subscribed before me, the undersigned authority<br>This the <u>4<sup>th</sup></u> day of <u>April</u> , <u>2022</u><br>DEPUTY OF THE COURT, NOTARY OR LAW ENFORCEMENT |
| Officer Agency<br>FLORIDA FISH AND WILDLIFE CONSERVATION COMMISSION                                   |                        |                        | <br>Signature of Assistant State Attorney                                                   |
| Officer Signature  |                        |                        |                                                                                                                                                                                 |

☐ No Bill / Petition
 ☐ Issue Warrant
 ☐ Prosecution Approved

Signature of Assistant State Attorney

Date

Arrest Report

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SCANNED  
APR 04 2022

# TESTING FACILITY TASK REPORT

AGENCY: FWC

SUBJECT: Amaro Alvarez, Manuel A

CASE NUMBER: 22-053083

DATE: Apr 3, 2022

VIDEO DVD NUMBER: n/a

BEGINNING TIME: 2248

ENDING TIME: 2258

BREATH TESTS RESULTS: 1) .135 TIME 2253 A.M. ☐ P.M. ☒ 2) .133 TIME 2256 A.M. ☐ P.M. ☒  
3) 0 TIME n/a 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: cooperative, fidgety

CLOTHING: orange bathing suit, blue l/s suit, gray crocs

MEDICAL CONDITIONS: none

MEDICATIONS: none

## OTHER:

eyes are glassy & bloodshot  
odor of unknown alcoholic beverage on breath

## COMMENTS:

arrived at center A/O conducted 20 minute observation period 2226 hrs

subject agreed to perform breath test

subject completed breath test

A/O did not read rights - due to subject shoulder pain

A/O did not attempt Q&A

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APR 04 2022

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: 80-006029 Software: 8100.27  
Date of Test: 04/03/2022

Date of Last Agency Inspection: 03/25/2022  
Observation Period Began: 22:26  
Subject's Name: MANUEL A AMARO ALVAREZ

DOB: 06/17/1990 Sex: M

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     | 22:51 |
|          | Air Blank         | 0.000  | 22:51 |
|          | Control Test      | 0.081  | 22:52 |
|          | Air Blank         | 0.000  | 22:52 |
|          | Subject Sample #1 | 0.135  | 22:53 |
|          | Air Blank         | 0.000  | 22:53 |
|          | Air Blank         | 0.000  | 22:55 |
|          | Subject Sample #2 | 0.133  | 22:56 |
|          | Air Blank         | 0.000  | 22:56 |
|          | Control Test      | 0.080  | 22:57 |
|          | Air Blank         | 0.000  | 22:57 |
|          | Diagnostics Check | OK     | 22:57 |

Cylinder Lot: 19021080A2  
Exp: 09/05/2023

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 LEANEY, 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: \_\_\_\_\_

Signature

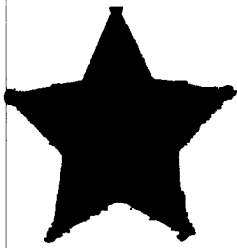
Date: 04/03/22

Sworn to (or affirmed) before me this 03 day of April, 2022

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.



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

PBSO CASE # 22-053083 PBSO ZONE 3-13  
AGENCY CASE # FWC220N0026925 CRASH CASE # \_\_\_\_\_  
TIME OF STOP/CRASH 2021 DATE 4/3/2022 DAY SUNDAY  
SUBJECT'S NAME MANUEL AMARO ALVAREZ RACE H SEX M  
HGT 5'08" WGT 205 lbs. DOB 06/17/1990  
LOCATION ICW/WEST SIDE OF PEANUT ISLAND  
ARRESTING OFFICER'S NAME & ID MCCOY DAVIS, DEVON AGENCY FWC  
P137  
DIVISION: LE NOTIFIED BY COMMO Yes  
ARRIVAL AT FACILITY 2226  
Arrest Time 2049  
BREATH RESULTS:  
1. .135  
2. .133  
3. N/A  
4. N/A  
TESTING OFFICER'S ID 19183

SCANNED  
APR 04 2022

SUBJECT: Amaro Alvarez, Manuel A CASE NUMBER: 22-053083

## 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) Did not Read or Camera

SCANNED  
APR 04 2022

SUBJECT: Amaro Alvarez, Manuel A CASE NUMBER: 22-053083

## 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 <sup>vessel</sup> ~~MOTOR VEHICLE~~ AT THE TIME OF THE STOP/ACCIDENT? \_\_\_\_\_

WHERE WERE YOU GOING? \_\_\_\_\_

WHAT STREET OR <sup>Body of water</sup> ~~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: \_\_\_\_\_

WHITE - STATE ATTY.

YELLOW - DHSMV

PINK - CENTRAL RECORDS

GOLD - JAIL

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APR 04 2022