

D.U.I. PROBABLE CAUSE AFFIDAVIT

ON THE 10 DAY OF February 2020 AT 2:07 A.M P.M.

CASE #: 20-007800

DEFENDANT: COULTON, MARIANNE

PERSONAL CONTACT/DRIVING PATTERN/OBSERVATION OF DRIVER:

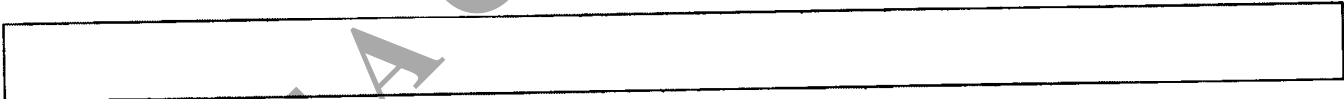
At 1407 hours I responded to the area of Summit Dr and Hampshire Ln in reference to a possible impaired driver operating a White Subaru bearing FL tag EDB9I. The caller/witness advised the vehicle was involved in a crash striking a Stop Sign on Summit Dr. The crash occurred in Boynton Beach Florida, Palm Beach County. It should be noted prior to this crash, Boynton Beach dispatch received a call for a reckless driver involving the above mentioned vehicle at 1351 hours in the area of SW 30th Ave. The caller advised the female driver was falling asleep at the wheel.

Upon arrival on scene, Boynton Beach Ofc Gomez was on scene along with the witness, Richard Sedlik. Sedlik advised to Ofc Gomez he observed the vehicle enter the development off of 30th Ave. The vehicle was at the guard gate and the gate went up and then back down, striking the vehicle and then reopened back up. Sedlik advised he continued to follow the vehicle and observed the vehicle exit the roadway and drive into the grass to the right of the roadway. The vehicle then struck a stop sign and then drag the sign as the vehicle proceeded to cross two lanes of travel, striking a curb where the vehicle then veered back across the road where the vehicle came to final rest. During this time, Sedlik advised the vehicle was weaving from lane to lane. Sedlik advised the female sitting in her vehicle was the female who was operating the vehicle at the time of the crash. Sedlik advised the female was the sole occupant of the vehicle. I made contact with the driver, W/F Coulton, Marianne DOB 04/03/56 who was sitting in the back driver seat of her vehicle. I began asking Coulton what had occurred and she advised she was at work and was on her way home. Coulton provided her phone number for my crash report. While conducting my crash report, Coulton proceeded to sit back into her vehicle as she fell into the vehicle and landed in the rear driver footrest area. Coulton needed help sitting back onto the seat by Ofc Gomez.

I then advised Coulton I had finished my crash investigation, and was now conducting an investigation due to the fact I believed she was operating a motor vehicle while impaired. Upon speaking with Coulton, Coulton stood up out of her vehicle and used the vehicle to balance herself as she could not stand on her own. Coulton was wearing sun glasses at this time.

Coulton was read her miranda rights on video from a deparment issued card. Coulton advised she understood her rights. Upon speaking with Coulton, I could smell the odor of an alcoholic beverage emitting from her person which intensified as she spoke. Coulton's eyes were glassy/blood shot and her speech was slow and slurred. Based on the driving pattern provided by Sedlik, the damage to the stop sign, tire marks in the grass area prior to the damage to the stop sign, and my initial observations to this point, I requested Coulton to submit to a series of Field Sobriety Tasks to determine if she was operating a motor vehicle while under the influence of an alcoholic beverage. Coulton advised she would submit to the tasks.

CERTIFIED COPY



HORIZONTAL GAZE NYSTAGMUS:

- | | |
|---|--|
| <input checked="" type="checkbox"/> Left eye does not follow smoothly | <input checked="" type="checkbox"/> Right eye does not follow smoothly |
| <input checked="" type="checkbox"/> Left eye prior to 45 degrees | <input checked="" type="checkbox"/> Right eye prior to 45 degrees |
| <input checked="" type="checkbox"/> Distinct jerking in left eye at maximum deviation | <input checked="" type="checkbox"/> Distinct jerking in right eye at maximum deviation |
| <input type="checkbox"/> Vertical Nystagmus in left eye | <input type="checkbox"/> Vertical Nystagmus in right eye |

WALK AND TURN:

This exercise was explained and demonstrated to Coulton. Coulton advised she understood. During the instruction phase, Coulton could not keep her balance while standing. Coulton had a hard time placing her right foot in front of her left foot on the line. I had to repeat myself several times for Coulton to stand with her left foot on the line and her right foot in front of her left foot. Coulton proceeded to start without me telling her to begin several times and proceeded to take two to three steps towards me as I advised he to step back and stand in the original place on the line. Once I advised Coulton to begin, she procced to take 21 steps

FEB 11 2002

forward without counting. Coulton conducted an improper turn and proceeded back taking 18 steps without counting. While walking forward and back, Coulton stepped off line numerous times missing heel to toe on several occasions. Coulton used her arms for balance while walking in both directions.

ONE LEG STAND:

This exercise was explained and demonstrated to Coulton. Coulton advised she understood. Once Coulton began, she began to sway to keep her balance. Coulton continued to put her foot down during this task and would pick her foot back up. Coulton proceeded to put her foot up and down several times before I advised her to return to the instructional phase. Once Coulton began, she did not count out loud and could not do the task for 30 seconds.

FINGER TO NOSE:

This exercise was explained and demonstrated to Coulton. Coulton advised she understood. Coulton began and after each time I advised left or right, she would raise her finger without keeping her eyes closed and would not use the tip of her finger to touch her nose.

ROMBERG/ALPHABET:

This exercise was explained and demonstrated to Coulton. Coulton advised she understood. Coulton began the task and did not keep her eyes closed. Coulton then proceeded to recite the alphabet and got to Q, P then restarted after she could not continue. Coulton then restarted and got to H,I,J then had to restart. Again she began and then stated J, C,M,N,O,P and then stopped.

Based on the above facts I've established probable cause for the arrest of Coulton, Marianne with charges of Driving Under the Influence pursuant with F.S.S. 316.193 (1)A. Coulton was placed into cuffs and transported to PBSO for further processing. Coulton provided two samples of her breath and the results are as follows: .141 and .139. Coulton was then transported to JFK for medical clearance and then turned over to PBCJ.

NOT A CERTIFIED COPY

SEARCHED
FEB 11 2005

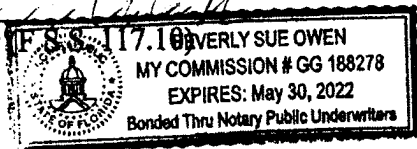
The following instrument was sworn to before me this

10 day of February 2020

By: _____

[Handwritten Signature]

Notary/Police Officer



[Handwritten Signature]

Signature of Arresting Officer

NOT A CERTIFIED COPY

SEARCHED
 FEB 17 2020

**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: 80-006478 Software: 8100.27
Date of Test: 02/10/2020

Date of Last Agency Inspection: 01/17/2020

Observation Period Began: 16:02

Subject's Name: MARIANNE COULTON

DOB: 04/03/1956 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	16:26
	Air Blank	0.000	16:27
	Control Test	0.081	16:27
	Air Blank	0.000	16:28
	Subject Sample #1	0.141	16:29
	Air Blank	0.000	16:29
	Air Blank	0.000	16:31
	Subject Sample #2	0.139	16:32
	Air Blank	0.000	16:33
	Control Test	0.081	16:33
	Air Blank	0.000	16:34
	Diagnostics Check	OK	16:34

Cylinder Lot: 13518080A5
Exp: 08/05/2020

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 SUE OWEN, 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: 02/10/20
Signature

Sworn to (or affirmed) before me this 10th day of February, 2020

ofc [Signature] ofc L. Rini
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 322.2515, F.S.

FEB 11 2020

CASE #: 20-007800

DEFENDANT: COULTON, MARIANNE

Arresting Officer: OFC RINI

Address: 100 E. Boynton Beach Boulevard Boynton Beach, Fl. 33435

Phone Numbers: Home: _____ Work: (561) 742-6100

Name: OFC GOMEZ

Address: 2045 High Ridge Rd, Boynton Beach, Fl, 33436

Phone Numbers: Home: _____ Work: 561-742-6100

Can testify to: THE INCIDENT

Name: OFC RINI

Address: 2045 HIGH RIDGE RD

Phone Numbers: Home: _____ Work: 5617426853

Can testify to: THE INCIDENT

Name: Richard Sedlik

Address: 27 Woods Ln, Boynton Beach Fl 33436

Phone Numbers: Home: 516 330 6607 Work: _____

Can testify to: The incident

Name: _____

Address: _____

Phone Numbers: Home: _____ Work: _____

Can testify to: _____

Name: _____

Address: _____

Phone Numbers: Home: _____ Work: _____

Can testify to: _____

Name: _____

Address: _____

Phone Numbers: Home: _____ Work: _____

Can testify to: _____

Name: _____

Address: _____

Phone Numbers: Home: _____ Work: _____

Can testify to: _____

Name: _____

Address: _____

Phone Numbers: Home: _____ Work: _____

Can testify to: _____

NOT A CERTIFIED COPY
FEB 11 2020



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: 2020004571	Date: 2/10/2020
	Specialist Name/ID: J. Beck/9007

SEARCHED
FEB 11 2020