

0529025 1936

Arrest Report

22CT 1236ASB

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

Report Date / Time 1/25/2022 09:32 PM	Report Number FHP99ARR794856	Case Number/Cad Number FHP22ON0040471 / RCC22IN0060314	Reporting Officer Name M.W. MCDONOUGH
Originating Agency ORI FL0509000	Occur Date Time Range 01/25/2022 19:39:18 -	Jurisdiction	
OBTS Number	Other Number	Clearance	

Location of Occurrence

County PALM BEACH	Location Type OTHER	Location Description SB INTERSTATE-95 JSOF DONALD ROSS RD			
Street Number	Street B INTERSTATE-95	Apt/Lot/Bldg	City PALM BEACH GARDENS	State FL	Zip Code 33418

Defendant

First Name MATTHEW	Middle Name RYAN	Last Name SHELLEY	Suffix	Race WHITE	Sex MALE	Height 601	Weight 190	Hair BLK	Eyes BRN
MNI #	SSN	Date of Birth 04/28/1983	Age 38	ID Type E	Drivers License or other ID S400556831480	State FL	OCA / Agency ID		
Place of Birth:		WEST PALM BEACH FL UNITED STATES							
Address * RESIDENCE / 37 COPPERPOD CT, ROYAL PALM BEACH, FL 33411 /									

Arrest

Arrest Date/Time 1/25/2022 8:35:00 PM	Arrest Location Type OTHER	Arrest Location Description SB INTERSTATE-95 JSOF DONALD ROSS RD				
Street Number	Street SB INTERSTATE-95	Apt/Lot/Bldg	County PALM BEACH	City JUPITER	State FL	Zip Code

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	Arrest Offense Code DUI-UNLAW BLD ALCH		
Charge Description DUI INFLUENCE OF ALCOHOL OR DRUGS			

Bond Set by Court

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

Probable Cause

While on patrol in Palm Beach County, I was dispatched to assist the Palm Beach

Arrest Report

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SCANNED
JAN 26 2022

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Originating Agency ORI FL0509000	Occur Date Time Range 01/25/2022 19:39:18 -	Jurisdiction	
OBT\$ Number	Other Number	Clearance	

County Sheriff's Office on a traffic stop located on southbound Interstate-95 (State Road 9) just south of Donald Ross Road. Upon my arrival I met with Palm Beach County Sheriff Cpl. Mike Dallesandro # 8297. Cpl. Dallesandro stated he was entering southbound Interstate-95 from the entrance ramp from State Road 706 (Indiantown Road) in his department issued unmarked Ford Explorer. Cpl. Dallesandro stated that a white in color Dodge Charger (FL license " 01JZI ") was traveling at a very high rate of speed and passed Cpl. Dallesandro using the right shoulder on the right side of the single entrance lane as it merges onto southbound Interstate-95. The white Dodge Charger then veered to the left crossing directly in front of Cpl. Ballesandro's vehicle then across the marked apex that separates the entrance ramp and the right straight lane of southbound Interstate-95 then cutting in front of another vehicle that was traveling southbound on Interstate-95 in the right starlight lane. Cpl. Dallesandro's in car camera was on and recorded video of the vehicle's travel.

Cpl. Ballesandro then attempted to catch up to the white Dodge Charger. Cpl. Ballesandro stated that the white Dodge Charger veered all the way to the left into the left straight lane for southbound Interstate-95. Cpl. Ballesandro stated that the white Charger was traveling at a very high rate of speed. Moments later Cpl. Mike Ballesandro was able to make a traffic stop on the white Dodge Charger on the left paved shoulder of southbound Interstate-95 just south of Donald Ross Road. Cpl. Ballesandro then met with the Dodge Charger's driver Mr. Matthew Ryan Shelley (FL DL # S-400-556-83-148-0). Cpl. Ballesandro then requested a State Trooper from the Florida Highway Patrol come to his traffic stop.

A short time later I arrived and spoke to Cpl. Ballesandro. Cpl. Ballesandro stated that the driver of the Dodge Charger was showing indicators of possibly being under the influence.

I then walked up the Dodge Charger and met with it's driver Mr. Shelley. I observed that Mr. Shelley had glassed over eyes, had slurred speech, emitted an odor of alcohol from his person, and had a flushed face. I asked Mr. Shelly where he was coming from where he stated from a friends house. I the asked to

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Originating Agency ORI FL0509000	Occur Date Time Range 01/25/2022 19:39:18 -	Jurisdiction	
OBTS Number	Other Number	Clearance	

where he was going after leaving friends house, he stated going to anthers friends house. Mr. Shelly stated while at friends house he drank two Captain Morgan and Cokes. I advised Mr. Shelley that he was showing indicators of possibly being under the influence and asked if he would submit to roadside soberly exercises. When asked again if he would submit to the exercises he stated that he would. Mr. Shelley exited his vehicle and walked over to my marked patrol vehicle with it's in car camera on.

The first exercise was H.G.N. (Horizontal Gaze Nystagmus). During the exercise Mr. Shelley exhibited lack of smooth pursuit, had distinct and sustained nystagmus on both right and left eyes, had onset of nystagmus prior to forty five degrees, and swayed.

The next exercise was the " Walk And Turn ". A yellow in color in color tape was layed down on the concrete ground shoulder/ turn around slot. Mr. Shelley was wearing brown in color slippers. During the exercise Mr. Shelley performed an incorrect 180 turn on the incorrect foot (right).

The next exercise was the " One Leg Stand ". Mr. Shelley stated that he did not have any medical issues that meant he count not perform the exercise. During the exercise Mr. Shelley put his right foot down on the count of 15 one thousand at about 29-30 seconds after starting the exercise.

Based on the evidence I placed Mr. Shelley under arrest for driving under the influence at 8:35pm, and placed him in the rear of my patrol vehicle. Short time later All Florida Towing towed the white Dodge Charger from the scene. I then transported Mr. Shelley to the Palm Beach County breath testing center at the Palm Beach County Main Jail. After a twenty minute observation Mr. Shelley went on camera at the testing center where I asked if he would submit to breath sample. Mr. Shelley stated that he would submit to the request. Mr. Shelley's two breath samples return a result of .138 and .135 g/210L. A short time later I took Mr. Shelley to the booking area of the Main jail.

Jail Booking Facility

Arrest Report

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JAN 26 2022

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Originating Agency ORI FL0509000	Occur Date Time Range 01/25/2022 19:39:16 -	Jurisdiction	
OBTS Number	Other Number	Clearance	

Booking Date/Time	Booking County PALM BEACH	Booking Facility PALM BEACH COUNTY CORRECTIONS	Booking Facility Phone (561) 688-4400
Booking Facility Location 3228 GUN CLUB ROAD WEST PALM BEACH, FLORIDA 33408			Booking Number
Booking Comments			

Court

Court County PALM BEACH	Court Location 200 WEST ATLANTIC AVE. DELRAY BEACH, FL 33444		
Court PALM BEACH SOUTH COUNTY COURTHOUSE	Court Phone 561-274-1530	Court Appearance Date / Time 02/25/2022 900AM	Court Fine
Comments			

Officer Name Rank / ID # M.W. MCDONOUGH TPR	Involvement On Report / Reporting Role REPORTING OFFICER	Officer Agency Org/Unit FLORIDA HIGHWAY PATROL FHPLLWRCC/PALM BEACH/SR702 TO MARTIN LN
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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 M.W. MCDONOUGH	Office Rank TPR	Officer ID No 2772	Sworn and subscribed before me, the undersigned authority This the ____ day of _____, _____ DEPUTY OF THE COURT, NOTARY OR LAW ENFORCEMENT
Officer Agency FLORIDA HIGHWAY PATROL			
Officer Signature M. McD			

<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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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: 80-006477 Software: 8100.27
Date of Test: 01/25/2022

Date of Last Agency Inspection: 01/14/2022

Observation Period Began: 21:25

Subject's Name: MATTHEW R SHELLEY

DOB: 04/28/1983 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		21:53
Air Blank	0.000	21:53
Control Test	0.080	21:54
Air Blank	0.000	21:54
Subject Sample #1	0.135	21:55
Air Blank	0.000	21:55
Air Blank	0.000	21:57
Subject Sample #2	0.138	21:58
Air Blank	0.000	21:58
Control Test	0.080	21:59
Air Blank	0.000	21:59
Diagnostics Check OK		21:59

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 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: 01/25/2022

Sworn to (or affirmed) before me this 25th day of January 2022

Tpr. M. McDonough #2772
Signature of Notary Public-State of Florida

Tpr M. McDonough
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.

TESTING FACILITY TASK REPORT

AGENCY: FHP-L

SUBJECT: SHELLEY, MATTHEW RYAN

CASE NUMBER: 22029166

DATE: 01/25/2022

VIDEO DVD NUMBER: N/A

BEGINNING TIME: 2150

ENDING TIME: 2209

BREATH TESTS RESULTS: 1) .135 TIME 2155 A.M. ☐ P.M. ☒ 2) .138 TIME 2158 A.M. ☐ P.M. ☒
3) TIME A.M. ☐ P.M. ☐ 4) TIME A.M. ☐ P.M. ☐

BREATH OPERATOR: S. Owen #3184

MAINTENANCE TECHNICIAN: J. KARLECKE #6467

TESTING OFFICER'S OBSERVATIONS

SPEECH:

ATTITUDE: PLEASANT, CO-OPERATIVE

CLOTHING: FLIP FLOPS, JEANS, DARK BLUE SHIRT

MEDICAL CONDITIONS: ADHD, BAD KNEES AND BACK

MEDICATIONS: ADDEROL, SERTRALINE

OTHER:

COMMENTS:

TROOPER McDONOUGH #812 OF TROOP L AND DEFENDANT ARRIVED AT 2125 HOURS. A/O OBSERVED
, 20 MINUTES. A/O REQUESTED BREATH TEST, DEFENDANT AGREED. NO PROBLEM WITH TEST, .
A/O READ C/W, DEFENDANT UNDERSTOOD RIGHTS. DEFENDANT ANSWERED Q & A. ATE AROUND
6 P.M. DEFENDANT ADMITTED DRINKING CAPTAIN MORGAN AND COKE (2). VAGUELY FELT EFFECTS
~ OF ALCOHOL. DEFENDANT IS TRAVEL NURSE. HAS TINNITUS IN EARS.

SCANNED
JAN 26 2022

TESTING FACILITY TASK REPORT

AGENCY: FHP-L

SUBJECT: SHELLEY, MATTHEW RYAN

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~ OF ALCOHOL. DEFENDANT IS TRAVEL NURSE. HAS TINNITUS IN EARS.

SCANNED
JAN 26 2022

SUBJECT: Shelley, Matthew Ryan CASE NUMBER: FHP220N0040471

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? Yes

WHERE WERE YOU GOING? Friends house

WHAT STREET OR HIGHWAY WERE YOU ON? I-95

DIRECTION OF TRAVEL? South WHERE DID YOU START? Donald Ross Rd + 95

WHAT TIME DID YOU START? after 7pm WHAT TIME IS IT NOW? UK, almost 10pm

WHAT IS TODAY'S DATE? 1-25-22 WHAT DAY OF THE WEEK IS IT? Tuesday

WHAT COUNTY AND CITY ARE YOU IN NOW? Palm Beach County, West Palm Beach

WHEN DID YOU LAST EAT? 6pm WHAT DID YOU EAT? Wings

WHAT HAVE YOU BEEN DOING FOR THE LAST THREE HOURS? went to friends ship, eat

HOW MUCH DO YOU WEIGH? 190 HAVE YOU BEEN DRINKING? Yes WHAT? capt Morgan + coke

HOW MUCH? 2 WHERE? Friends house WITH WHOM? Friends

WHEN DID YOU HAVE YOUR FIRST DRINK? _____ AND YOUR LAST DRINK? _____

HOW DID YOU CONSUME YOUR LAST TWO DRINKS? sip

CAN YOU FEEL THE EFFECTS OF THE ALCOHOL? Some what ARE YOU UNDER THE INFLUENCE? _____

HAVE YOU CONSUMED ANY ALCOHOL SINCE THE ACCIDENT? n/A HOW MUCH? n/A

WHAT? _____ WHERE? _____ WHEN? _____

WHAT LINE OF WORK ARE YOU IN? Travel nurse WHEN DID YOU LAST WORK? Sunday

DO YOU HAVE ANY PHYSICAL DEFECTS OR INJURIES? Yes WHAT? knees, back

ARE YOU SICK OR INJURED? no WHAT'S WRONG? _____

DO YOU LIMP? no DID YOU RECEIVE A BUMP ON THE HEAD RECENTLY? no

WERE YOU IN AN ACCIDENT TODAY? n/A

HAVE YOU TAKEN ANY DRUGS OR SMOKED ANY MARIJUANA TODAY? no WHEN? _____

HAVE YOU SEEN A DOCTOR OR DENTIST TODAY? no WHO? _____ WHY? _____

ARE YOU TAKING ANY PRESCRIPTION MEDICINES? Yes WHAT? sertraline, adderal WHEN? daily

DO YOU HAVE:

EPILEPSY?	<u>no</u>
GLASS EYE?	<u>no</u>
FALSE TEETH?	<u>Partial</u>
EAR INFECTION?	<u>no</u>
INNER EAR TROUBLE?	<u>intinnitus</u>
DIABETES?	<u>no</u>

DO YOU HAVE ANY PROBLEMS WITH YOUR EYES THAT ARE NOT CORRECTED BY GLASSES? no

DO YOU TAKE INSULIN? no IF SO, WHEN WAS YOUR LAST INJECTION? _____

HAVE YOU EVER HAD A DRIVER'S LICENSE IN ANY OTHER STATE? no WHERE? _____

INTERVIEWER: Tr. Mark McDonough 2772/812

SCANNED

WHITE - STATE ATTY. YELLOW - DHSMV PINK - CENTRAL RECORDS GOLD - JAN 26 2022

SUBJECT: Shelley, Matthew Ryan CASE NUMBER: FHP220N0040421

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) _____

Read on Camera

SCANNED
JAN 26 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: 80-006477 Software: 8100.27
Date of Test: 01/25/2022

Date of Last Agency Inspection: 01/14/2022
Observation Period Began: 21:25
Subject's Name: MATTHEW R SHELLEY

DOB: 04/28/1983 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	21:53
	Air Blank	0.000	21:53
	Control Test	0.080	21:54
	Air Blank	0.000	21:54
	Subject Sample #1	0.135	21:55
	Air Blank	0.000	21:55
	Air Blank	0.000	21:57
	Subject Sample #2	0.138	21:58
	Air Blank	0.000	21:58
	Control Test	0.080	21:59
	Air Blank	0.000	21:59
	Diagnostics Check	OK	21:59

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 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: 01/25/2022
Signature

Sworn to (or affirmed) before me this 25th day of January 2022
Tpr. M. McDonough #2772 Tpr. M. McDonough
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 # 22029166 PBSO ZONE 3-15

AGENCY CASE # FNP22010040471 CRASH CASE # _____

TIME OF STOP/CRASH 7:04 pm DATE 1-25-2022 DAY Tuesday

SUBJECT'S NAME Matthew Ryan Shelley RACE W SEX M

HGT 601 WGT 190 DOB 4-28-1983

LOCATION SB Interstate - 95 SOF Donald Ross Rd

ARRESTING OFFICER'S NAME & ID Trp. Mark McDonough AGENCY F.H.P.

DIVISION: Troop L # 2712/212

NOTIFIED BY COMMO NO

ARRIVAL AT FACILITY 9:25 pm

Arrest Time 8:35 pm

BREATH RESULTS:

1. .135
2. .138
3. /
4. /

TESTING OFFICER'S ID 3184

SCANNED
JAN 26 2022



**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: 2022002346

Date: 1/26/2022

Specialist Name/ID: Chantel Daniels/30347

SCANNED
JAN 26 2022