21CT11081 SB

•	OBTS Number	——— AR	REST / NO	TION TO	APPLA	R .				
D M					7			t for Warrant st for Capias	1	UVENILE
I N	·	ncy Name e lrav Beach Police D e	onartmont	. ((1 \)		Agency Re	ort Number (N.T.A.'s only) 0 21-008115			
I S	Charge Type: 1. Felony	3 Misdemenor	5. Ordinance	\	-/	7 1	If Weapon Seized		-	Multiple Clearance
R	se apolv. 2. Traffic Felony 1.ocation of Arrest (Including Name of Business)	3 4 Traffic Misdemeanor	6. Other	Locati	on of Offense (Business Name.		<u>IRMED</u>		Indicator 1
T	1999 W ATLANTIC AVE DELR			19	99 W A I		CAVE, DELRAY		L 33445	
O N	Date of Arrest	Booking Date 07/04/2021	Booking Tune 08:0		07/04/	2021	Jail Time Loc 08:05	ation of Vehicle		
	Name (Last, First, Middle)				0 // 04/		(Name, DOB, Soc. Sec. #, Etc.)	77		
	RODRIGUEZ, MITCHELL EVA	Date of Birth	Height	Alias:	Eye	Color	Hair Color	Complexion	,	Build
n	W - White I - American Indian B - Black O - Oriental/Asjan W M Scars, Marks, Tatoos, Urfique Physical Features (Location, Type		5'10	220		BROWN	BLACK		GHT	LARGE
E	Scars, Marks, Istoos, Utique Physical Features (Location, Type	e, Description)			Mari	tal Status Reli	gion Jon	Indication of Alcohol Influence Infl	luence Yes	
E N	Local Address (Street, Apt. Number) 1217 W SAMPLE ROAD, COR.	(City)	(State)	(Zip)			Phone (0.5.4) (2.0, 0.4.6)	Residence T	ype: 3. Florida	1
A	Permanent Address (Street, Apt. Number)	(City)	(State)	(Zip)			(954) 629-040 Phone	Address Sou	4. Out of State	
Ť	1217 W SAMPLE ROAD, COR. Business Address (Name, Street)	AL SPRINGS, FL 3300	(State)	(Zip)			(954) 629-040 Phone	7 Occupation	VERB	AL
			T					<i>y</i>		
	D/L Number, State R362545972640 / FL	Soc. Sec. Number	INS Number		1	lace of Birth (Cit	sy, State) SPRINGS, FL,	Citizenship <i>US</i>		
c o	Co-Defendant Name (Last, First, Middle)	لست		Race	Sex	Date of Birth			3. Felony 4. Misdemean	5. Juvenile
D E	Co-Defendant Name (Last, First, Middle)			Race	Sex	Date of Birth			3 Felony	or 5. Juvenile
F	Parent Cher:	Name (Last,	First, Middle)						4. Misdemeen Residence Phone	or
J U	Legal Custodian			Λ		$\mathcal{L}\mathcal{L}$				
V E	Address (Street, Apt. Number)	(City)	$\int \mathcal{A} $	(Slate)	(Zip)			[Business Phone	. 1
I	Notified by: (Name)		VD	T Date		Time	JUVENILE DISPOSI 1 Handled/Proce	essed within	2. TOT JAC	
E	Released To: (Name)	Relationsho	/ 	Date		Time	Department ar	d Released	3. Incarcerated	
	The above address was provided by	defendant and/or D d	efendant's par	ents		School Alte	nded.		G	rade
	The child and/or parent was told to keep (Phone 355-2526) informed of any change	the Juvenile Court Clerk's O	office par	<u> </u>	+ Q : - A	<u> </u>	CD.			
	Priorie 355-2526) informed of any chang	ge of address.		1700	rty Crime? Yes 😧 No		of Property			alue of Property
C O	Drug Activity S. Sell R. Smuggle N. N/A B. Buy D. Deliver	K. Disperses/ Distribute M. Marsufacture/ Produce/	Z. Other	Dru N. h	g Type	B. Barbiture C. Cocaine	ste H. Hallucinogen M. Marijuana	P. Paraphemalia/ Equipment	U. Unknow Z. Other	п
E	P. Possess T. Traffic E. Use	Cultivate			Amphetamine	E. Heroin	O. Opium/Deriv.	S. Synthetic		
H	Charge Description DRIVING WHILE UNDER INF	FLUENCE					Statute Violation Number 316, 193(1)A		Violation of C	₩O#
R	Drug Activity Drug Type Amount / Unit	Offense # 21-008115	1 1	estic Violence	Wurrant / Cu AF2	pia⊨ Number 27BOE			Bond	
ç	Charge Description	21-000113			7122		Statute Violation Number		Violation of 0	ORD#
R	Drug Activity Drug Type Amount / Unit	Offense #	Counts Dom	estic Violence	Warrant / Cap	pine Number			Bond	
Ĕ	Charge Description			Y D N	<u> </u>		Statute Violation Number		Violation of 0	ORD#
H	``	Y							<u> </u>	
R G E	Drug Activity Drug Type Amount / Unit	Offerac #	4 1 .	estic Violence Y N	Warrant / Cap	pias Number			Bond	
Ţ	Health / Apparent Physical Condition of Defendant	•			Any knowled	ge of the followi	ng: Mental Esca	spe Risk 🔲 Medic	ation Defo	emities 🔲 Injuries
Ň	_		T. County Jail	PROPERTY - Re		T	Released By	Relea	sed To	
K	Posted Bond Soul	ith County Mental Health		Date Transported	Time	Transported	Other			202
_	_			Location (Court,	Room)					72
OI	INSTRUCTION NO. 1 - Mandatory ☐ INSTRUCTION NO. 2 - You need to		Į	South Co	unty 20	0 W Atla	ntic Ave Delray B		3444	
C E		mply with instructions on Pag	ge 2.	Court Date and Ti		2021 08:.	30:00	<u> </u>		One Consider
Ţ	I AGREE TO APPEAR AT THE TIME AND PLACE DESIGNATED TO ANSWER THE OFFENSE CHARGED OR TO PAY THE FINE SUBSCRIBED. I UNDERSTAND THAT SHOULD IN WILLFULLY FAIL TO APPEAR BEFORE THE COURT AS REQUIRED BY THIS NOTICE TO APPEAR. THAT I MAY BE HELD IN COMTEMPT OF COURT AND A WARRANT O									
è	FOR MY ARREST SHALL BE ISSUED.	COURT AS REQUIRED BY THIS N	OTICE TO APPE	ak, ihai i M	AT BE HEL	D IN COM∏	SWIFT OF COURT AND A	WARRANIE		Available
P E A										JC
R	Signature of Defendar HOLD for Other Agency	nt (or Juvenile and Parent/Custodian Signature of Arrest				Na	Date Signed me Verification (Printed by Arre-	stee)		
å		130	Lit			218				ထ
M	Dangeryan Resisted Arrest Suiçidal Dother	Name of Arresting LOPEZ, B				218	(PKINT) SCA	MNIC-		PAGE
"	Intake Deputy 12	Pouch# Transporting Office LOPEZ, B	r -	ID. 12.	# /	\gency	/itness here if subject state Dvith	NNED 2021		1 of 1
_	The state of the s	LUPEZ, B	MAN	12.	10 DI	LLIVI		<uz <="" del=""></uz>		

D.U.I. PROBABLE CAUSE AFFIDAVIT

ON THE 4 DAY OF July	20 21	, AT 0537	
SUBJECT: Rodriguez, Mitchell			ENUMBER: 21-008115
AGENCY: DBPD			CER B. Lopez 1218
		CONTACT	
DRIVING PATTERN: <u>actual physical control (pi</u>	HYSICAL EVID	ENCE OR STATEMENT	S PUTTING DEF. BEHIND WHEEL OF VEHICLE)
We were dispatched to a subject who wa and N Congress Ave. Upon arrival Serge wheel with the car still in drive. Rodriguez back home and he usually takes I-95 sou the left turning lane about to go southbou	eant Ruscz z advised t uth. Let it b	yk advised that that he was leav	Rodriguez was asleep at the ring from Tin Roof and traveling
OBSERVATION OF DRIVER:			
Rodriguez appeared impaired, swaying v were dilated and appeared to have urinated	vhile he wa ted himsel	as standing. His	s eyes were glossy red, pupils
DRIVER'S STATEMENTS:		·	·
Rodriguez advised that he had 1 to 2 "Hig seltzer made with vodka, juice and spark! Roof and traveling back home and he usu I-95 and was in the left turning lane about	ling water. ually takes	Rodriguez advis	sed that he was leaving from Tin
ODORS:			
SPEECH: Mumbling	AL OBS	ERVATION	S
ATTITUDE: Calm and cooperative			
CLOTHING: Red shirt, Jeans, and black should be controlled a controlled and contr	0 0 S.		
MEDICAL/OTHER:			
FATE OF FLORIDA OUNTY OF PALM BEACH			<u> </u>
grature of Arrestin(firmesfigative Officer)			SCANA
e foregoing instrument was sworn to or affirmed and subscribed before me this	day of	20	JUL OF ZOZI
int name of Arresting/Investigative Officer), who is personally known to me and/or produced	d identification. Type o	f identification produced	<u> </u>
tary Public, Clerk of Court, Officer (F.S.S. 117.10)			

SUBJECT: Rodriguez, Mitchell CAS	SE NUMBER 21-008115
ROADSIDE '	TASKS
HORIZONTAL GAZE NYSTAGMUS:	
LT EYE-LACK OF SMOOTH PURSUIT	RT_EYE-LACK OF SMOOTH PURSUIT
7	
LT EYE-DISTINCT & SUSTAINED NYSTAGMUS AT MAX. DEVIATION	RT EYE-DISTINCT & SUSTAINED NYSTAGMUS AT MAX. DEVIATION
LITE EYE-ONSET OF NYSTAGMUS PRIOR TO 45 DEGREES	RT- EYE-ONSET OF NYSTAGMUS PRIOR TO 45 DEGREES
Other Observations:	
Rodriguez did not follow with his eyes only, he bega	in to track the stimulus with his head.
MALIC S THEN	
WALK & TURN: Rodriguez walked 16 steps instead of 9 and only to	uched heel to toe on steps 1 and 2, the other steps were
about six to twelve inches apart. After turning, makir	
touching heel to toe.	
ONE LEG STAND:	
Rodriguez was instructed to raise a foot of his choice inch off the ground.	se and when he raised his right foot, he had it about 1
FINGER TO NOSE:	
	. While conducting the task, Rodriguez was using the
pad of his finger, not the tip.	
DOMESTIC ALBUMAN	
ROMBERG ALPHABET:	
DDD ATTACANON DEPOSIT TO A	
BREATH TEST RESULTS: 1) 0.101 2) 0.103	[3]
STATE OF FLORIDA COUNTY OF PALM BEACH	
(Signature of Arrenting/Ighestigative Officer)	
The foregoing instrument was sworn to or affirmed and subscribed before me tris	
(Print name of Amesting/Investigative Officer), who is personally known to me and/or produced identification. Type	pe of identification produced
Notary Public Clerk of Court. Officer (F.S.S. 11 7.10)	SCALL
Training and Commission Commission of the Commis	JUL OF 2021
	2021



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

PBSO CASE #	082337		PBSO	ZONE _	4-11	
AGENCY CASE #2	1-008115		CRASH	CASE	#	
TIME OF STOP/CRA	ASH 0534	DATE	07/04/21		DAY S	UNDAY
SUBJECT'S NAME F	RODRIGUEZ, MIT	CHELL EVA	N RACE	W	SEX 1	M
HGT 6'0	WGT 220		DOB	07/24/	1997	
LOCATION WATI	ANTIC AVE	/ CONGR	ESS AVE	, DELI	RAY BEAC	H FLORIDA
ARRESTING OFFICER	'S NAME & ID	B. LOPE	Z #1218		agency D	BPD
DIVISION: ROAL	PATROL		NOT	IFIED B	Y COMMO YE	S
		~ >	ARR	IVAL AT	r FACILITY	0639
BREATH RESULTS:					Arrest Time	0608
.101		<i>></i> ′				
2. .103	U'					
3. N/A						
4. N/A						
TESTING OFFICE	R'S ID BELL	8656				

SUBJECT: ROLL CASE NUMBER: 21-008(15)

QUESTIONS AND ANSWERS

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?
WHERE WERE YOU GOING?
WHAT STREET OR 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? 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? WHERE? WHERE? WHERE?
DO YOU TAKE INSULIN? IF SO, WHEN WAS YOUR LAST INJECTION?
HAVE YOU EVER HAD A DRIVER'S LICENSE IN ANY OTHER STATE? WHERE? WHERE?
INTERVIEWED (1C. LOPEZ # 1))
WHITE - STATE ATTY. YELLOW - DHSMV PINK - CENTRAL RECORDS GOLD - JAIL PBSO #0129C REV. 9/93

SUBJECT: Redirect L. M + CNEW EVA CASE NUMBER: 21-008115

IMPLIED CONSENT FOR DUI IN A MOTOR VEHICLE

NOTE: READ ONLY THE PARAGRAPH APPLICABLE TO THE TYPE OF TEST YOU ARE REQUESTING.

NOTE: READ UNLY THE PARAGRAPH ATTLICABLE TO THE TITL OF TEST TO THE	<u></u>
I am now requesting that you submit to a lawful test of your BREATH for the purpose of determining its alcohol	
contentOR-	
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 conte and the presence of chemical or controlled substances.	ent
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 period of one (1) year for a first refusal, or eighteen (18) months if your privilege has been previously suspended as a of a refusal to submit to a lawful test of your breath, urine or blood. Additionally, if you refuse to submit to the test requested of you and if your driving privilege has been previously suspended for a prior refusal to submit to a lawful of your breath, urine or blood, you will be committing a misdemeanor. Refusal to submit to the test I have requested is admissible into evidence in any criminal proceeding.	for a result have al test of you
SUBJECT'S SIGNATURE: (X)	
CONSTITUTIONAL WARNINGS	
I AM REQUIRED TO WARN YOU BEFORE YOU MAKE ANY STATEMENTS THAT YOU HAVE THE FOLLOWING RIG	<u>GHTS</u>
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 an statements and during any questioning.	ı y
5. If at any time during the interview you do not wish to answer any questions, you are privileged to remain siles	nt.
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 come in Scan, and support of the	VEL
COLD IAU	7
WHITE - STATE ATTY. YELLOW - DHSMV PINK - CENTRAL RECORDS GOLD - JAIL PBSO #0129B REV. 06/11	

TESTING FACILITY TASK REPORT

	AGENCY: DBPD				
SUBJECT: RODRIGUEZ, MITCHELL EVAN	CASE NUMBER: 21-082337				
DATE: Jul 4, 2021	VIDEO DVD NUMBER: N/A				
BEGINNING TIME: 0706	ENDING TIME: 0720				
BREATH TESTS RESULTS: 1) .101 TIME 0711 A.M.					
BREATH OPERATOR: JOSHUA J BELL #8656					
MAINTENANCE TECHNICAN: J. KARLECKE #6467					
TESTING OFFICER'S OBSERVATIONS					
SPEECH:					
ATTITUDE: EMOTIONAL, COOPERATIVE					
CLOTHING: RED TEE SHIRT, BLUE JEANS, BLACK SHOES					
MEDICAL CONDITIONS: ASTHMA, ALLERGIES					
MEDICATIONS: NONE					
OTHER: EYES: BLOODSHOT, GLASSY					
COMMENTS: ARRIVED AT DUI TESTING FACILITY AND BEGAN THE	20 MINUTE OBSERVATION AT 0639 HOURS				
SUBJECT STATED HE WOULD TAKE BREATH TEST					
TECH READ BREATH TEST RESULTS SUBJECT STATED HE UNDERSTOOD BREATH TEST RESULTS					
A/O READ RIGHTS SUBJECT STATED HE UNDERSTOOD HIS RIGHTS					
A/O CONDUCTED Q AND A SUBJECT DECLINED TO ANSWER Q AND A					

SCANNED JUL 06 2021

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: 80-006238 Software: 8100.27

Date of Test: 07/04/2021

Date of Last Agency Inspection: 06/11/2021

Observation Period Began: 06:39

Subject's Name: MITCHELL E RODRIGUEZ

DOB: 07/24/1997 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	q/210L	Time
	Diagnostics Check		07:09
	Air Blank	0.000	07:10
	Control Test	0.079	07:10
	Air Blank	0.000	07:10
	Subject Sample #1	0.101	07:11
	Air Blank	0.000	07:12
	Air Blank	0.000	07:13
	Subject Sample #2	0.103	07:14
	Air Blank	0.000	07:15
	Control Test	0.079	07:15
	Air Blank	0.000	07:16
	Diagnostics Check	OK	07:16

Cylinder Lot: 02021080A1 Exp: 03/05/2023

State of Florida, County of Calm 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 JOSHUA J BELL , 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: Date: 07/04/

Sworn to (or affirmed) before me this OH day

OCC 12 1000 HING

Signature of Nothry 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.

FDLE/ATP FORM 38 - MARCH 2004, Ref. 11D-8.007



WITNESS LIST

	CASE NUMBER: 21-008115
ARRESTING OFFICER: Alami, Khaled	
ADDRESS: 300 W Atlantic Ave Delray Beach FL 33444	
PHONE NUMBERS (HOME): 561-243-7800	(WORK)
CAN TESTIFY TO: Refer to IR	A
NAME: Green, Travis	
ADDRESS: 300 W Atlantic Ave Delray Beach FL 33444	
PHONE NUMBERS (HOME) 561-243-7800	(WORK)
CAN TESTIFY TO: Refer to IR	
NAME: Reed, Charles	
ADDRESS 300 W Atlantic Ave Delray Beach FL 33444	
PHONE NUMBERS (HOME) 561-243-7800	(WORK)
CAN TESTIFY TO: Refer to IR	
NAME: Rusczyk, Jonathan	
ADDRESS 300 W Atlantic Ave Delray Beach FL 33444	
PHONE NUMBERS (HOME) 561-243-7800	(WORK)
CAN TESTIFY TO: Refer to IR	
NAME: Williams, Theodore	X
ADDRESS 300 W Atlantic Ave Delray Beach FL 33444	
PHONE NUMBERS (HOME) 561-243-7800	(WORK)
CAN TESTIFY TO: Refer to IR	
NAME:	
ADDRESS	
	(WORK)
CAN TESTIFY 10:	
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PHONE NUMBERS (HOME)	(WORK)
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PHONE NUMBERS (HOME)	(WORK)
CAN TESTIFY TO	· —



Palm Beach County Sheriff's Office - Arrests Only

	х	Florida State Statute	Description	Page Number(s)
		119.071(2)(d)	Surveillance techniques, procedures and personnel; inventory of law enforcement resources, policies or plans pertaining to mobilization deployment or tactical operations.	
ions		943.053, 943.0525	NCIC/FCIC/FBI and in-state FDLE/DOC.	
Exemptions		119.071(4)(c)	Undercover personnel.	
L/E E)		119.071(2)(f)	Confidential informants (Cls).	
		119.071(2)(e)	Confession.	
us		985.04(1)	Juvenile offender records.	
mptio		119.071(h)(i)	Assets of a crime victim.	
Public Info. Exemptions		395.3025(7)(a), 456.057(7)(a)	Medical information.	
olic Inf		394.4615(7)	Mental health information.	
ā		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.	
	⊠	(iii) 119.0714(1)(i)-(j), (2)(a)-(e)	Social Security, bank account, charge, debit, and credit card numbers	2
		(viii) 394.4615(7)	Clinical records under the Baker Act.	
of 23)		(xii) 741.30(3)(b)	The victim's address in a domestic violence action on petitioner's request.	
Rule (R		(xiii) 119.071(2)(h), 119.0714(1)(h)	Protected information regarding victims of child abuse or sexual offenses.	
Florida Rules of Judicial Administration 2.420 (Rule of 23)				
I Administr				·
es of Judicia				
Florida Rule				
Ĕ			Other:	
Other			Other:	

REVIEW COMPLETED BY

	Date: 07/05/2021
Booking Number: 2021016381	Specialist Name/ID: T Howard/7185