

0530355

22CT4789NB

664

ARREST / NOTICE TO APPEAR
Juvenile Referral Report

1. Arrest 2. N.T.A. 3. Request for Warrant 4. Request for Copies 1 Juvenile N

ADMINISTRATIVE	OBTS Number		Agency ORI Number FLO 5 0 2 6 0 0		Agency Name PALM BEACH GARDENS POLICE DEPARTMENT		Agency Report Number 78 - 22001513	
	Charge Type: Check as many as apply: ☐ 1. Felony ☐ 2. Traffic Felony ☒ 3. Misdemeanor ☒ 4. Traffic Misdemeanor ☐ 5. Ordinance ☐ 6. Other		Weapon Seized / Type ☒ 1. Yes ☐ 2. No		Multiple Clearance Indicator			
	Location of Arrest (Including Name of Business) N MILITARY TRI/GARDEN LAKES DR, PALM BEACH GARDENS, FL, 33410				Location of Offense (Business Name, Address) N MILITARY TRI/ELM AVE, PALM BEACH GARDENS, FL, 33410			
	Date of Arrest 03/24/2022		Time of Arrest 00:48		Booking Date		Booking Time	
DEFENDANT	Name (Last, First, Middle) PANTOLIANO, NICHOLAS, THOMAS		Alias (Name, DOB, Soc. Sec. #, etc.)		Location of Vehicle KAUFF'S TOWING AND RECOVERY 4701 EAST AVENUE, WPB, FL 33407		Jail Time	
	Race W - White I - American Indian B - Black O - Oriental/Asian		Sex M		Date of Birth 05/31/1995		Height 600	
	Weight 180		Eye Color GRN		Hair Color BRO		Complexion LGT	
	Build MED		Marital Status SINGLE		Religion NONE		Indication of Alcohol Influence ☐ 1. Yes ☐ 2. No	
CO-DEF	Scars, Marks, Tattoos, Unique Physical Features (Location, Type, Description) NONE		Residence Type: ☐ 1. City ☐ 2. County ☐ 3. Florida ☐ 4. Out of State		Address Source FL DRIVER'S LICENSE		Occupation	
	Local Address (Street, Apt. Number) 9832 HONEYSUCKLE AVE, PALM BEACH GARDENS, FL 33410		City (City)		State (State)		Zip (Zip)	
	Permanent Address (Street, Apt. Number) 9832 HONEYSUCKLE AVE, PALM BEACH GARDENS, FL 33410		City (City)		State (State)		Zip (Zip)	
	Business Address (Name, Street) (City)		City (City)		State (State)		Zip (Zip)	
JUVENILE	DL Number, State P534638951910 FL		Soc. Sec. Number (Soc. Sec. #)		INS Number (INS #)		Place of Birth (City, State) ORLANDO, FL	
	Citizenship USA		Co-Defendant Name (Last, First, Middle) (Name)		Race (Race)		Sex (Sex)	
	Date of Birth (Date)		Arrested ☐ 1. Arrested ☐ 2. At Large		Misdemeanor ☐ 3. Felony ☐ 4. Misdemeanor ☐ 5. Juvenile		Juvenile Disposition ☐ 1. Handled/processed within Dept. and Released. ☐ 2. TOT HRS / DYS ☐ 3. Incarcerated	
	Relationship (Relationship)		Date (Date)		Time (Time)		Grade (Grade)	
CHARGE	The above address provided by ☐ defendant and / or ☐ defendant's parents. The child and / or parent was told to keep the Juvenile Court Clerk (Phone 365-2526) informed of any change of address. ☐ Yes, by (Name) (Name) ☐ No: (Reason) (Reason)		School Attended (School)		Value of Property (Value)		Property Crime? ☐ Yes ☐ No	
	Description of Property (Description)		Counts (Counts)		Domestic Violence ☐ Y ☐ N		Status Violation Number 316.193(1)(C)	
	Charge Description DUI - BREATH OVER .08		Offense # (Offense #)		Warrant / Copies Number (Warrant / Copies #)		Bond O R	
	Drug Activity (Drug Activity)		Drug Type (Drug Type)		Amount / Unit (Amount / Unit)		Violation of ORD # (Violation of ORD #)	
CHARGE	Charge Description (Charge Description)		Counts (Counts)		Domestic Violence ☐ Y ☐ N		Status Violation Number (Status Violation #)	
	Offense # (Offense #)		Warrant / Copies Number (Warrant / Copies #)		Bond (Bond)		Violation of ORD # (Violation of ORD #)	
	Drug Activity (Drug Activity)		Drug Type (Drug Type)		Amount / Unit (Amount / Unit)		Violation of ORD # (Violation of ORD #)	
	Charge Description (Charge Description)		Counts (Counts)		Domestic Violence ☐ Y ☐ N		Status Violation Number (Status Violation #)	
CHARGE	Offense # (Offense #)		Warrant / Copies Number (Warrant / Copies #)		Bond (Bond)		Violation of ORD # (Violation of ORD #)	
	Drug Activity (Drug Activity)		Drug Type (Drug Type)		Amount / Unit (Amount / Unit)		Violation of ORD # (Violation of ORD #)	
	Charge Description (Charge Description)		Counts (Counts)		Domestic Violence ☐ Y ☐ N		Status Violation Number (Status Violation #)	
	Offense # (Offense #)		Warrant / Copies Number (Warrant / Copies #)		Bond (Bond)		Violation of ORD # (Violation of ORD #)	
NOTICE TO APPEAR	Location (Post or Prison Address) NORTH COUNTY COURTHOUSE, 3188 PGA BOULEVARD, PALM BEACH GARDENS, FL 33410 - PH: (561) 662-6700		Court Date and Time Month APRIL Day 27 Year 2022 Time 10:00 AM X PM		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 I WILLFULLY FAIL TO APPEAR BEFORE THE COURT AS REQUIRED BY THIS NOTICE, A WARRANT FOR MY ARREST SHALL BE ISSUED. 03/24/2022		Signature of Defendant (or Juvenile and Parent / Custodian) (Signature)	
	Date Signed (Date)		Signature of Arresting Officer (Signature)		Name Verification (Printed by Arrestee) (Name)		PAGE 1 OF 1	
	HOLD for other Agency (Name)		Name of Arresting Officer (Print) OFC. CAMERON CARVER		I.D. # 471		Agency PBPGD	
	Transporting Officer C. CARVER		ID # 471		Witness here if subject signed with an "X" (Witness)		PAGE 1 OF 1	

D.U.I. PROBABLE CAUSE AFFIDAVIT

On the 24 day of MARCH 2022 at 00:07 ☒ AM ☐ PM

Subject: PANTOLIANO, NICHOLAS, THOMAS Case Number: 22001513

Agency: PALM BEACH GARDENS POLICE DEPARTMENT Arresting Officer: OFC. CAMERON CARVER 471

PERSONAL CONTACT

DRIVING PATTERN: (Actual Physical Control; Physical Evidence or Statements Putting Defendant Behind Wheel of Vehicle)

Officer Keel #508 was at the 12200-BLK of N Military Trl., in the City of Palm Beach Gardens, Palm Beach County, Florida, and observed a silver Toyota Tacoma bearing FL tag 63BAXJ with an inoperable driver side headlight. The vehicle was traveling northbound on N Military Trl. and made a U turn at Victoria Falls Blvd. The traffic stop was initiated on southbound N Military Trl. at Elm Ave. The vehicle came to final rest at Garden Lakes Dr, approximately .6 of a mile from the initial stop. Officer Keel identified the driver and sole occupant by his Florida Driver's License as Nicholas T. Pantoliano (W/M 05/31/1995).

OBSERVATION OF DRIVER:

Unsteady on feet, swaying, strong odor of unknown alcoholic beverage, slurred, mumbled speech, argumentative on roadsides, concerned about DUI charge. Bloodshot and glassy eyes.

DRIVER STATEMENTS:

Had one shot of "sake" at Kabuki, then stated had one-two shots, five hours ago. No medical conditions. Angry he was arrested. Repeated he was just a mile to mile and a half away from his house. Should be out arresting rapist, etc.

ODORS: Strong Odor of Alcohol

GENERAL OBSERVATIONS

SPEECH: Slurred, Mumbled, Direct, Deliberate

ATTITUDE: Calm, Cooperative, Laughing, Indifferent, Angry, Argumentative

CLOTHING: Black shirt, blue jeans, black shoes

MEDICAL/OTHER: None

STATE OF FLORIDA
COUNTY OF PALM BEACH

471
SIGNATURE OF ATTESTING OFFICER

The forgoing instrument was sworn to or affirmed and subscribed before me this 24 day of MARCH 2022 by
OFC. CAMERON CARVER 471 who is ☒ personally known to me or ☐ produced

[Signature]
Notary Public, Clerk of Court, Officer (FSS 117.10)



JOSHUA BELL
MY COMMISSION #GG346008
EXPIRES: JUN 18, 2023
Bonded through 1st State Insurance

STAMP

D.U.I. PROBABLE CAUSE AFFIDAVIT Cont.

Subject: PANTOLIANO, NICHOLAS, THOMAS

Case Number: 22001513

ROADSIDE TASKS

HORIZONTAL GAZE NYSTAGMUS:

LEFT EYE

- ☒ Lack of Smooth Pursuit
- ☒ Distinct & Sust. Nystag. at Max. Deviation
- ☒ Onset of Nystagmus Prior to 45 Degrees

RIGHT EYE

- ☒ Lack of Smooth Pursuit
- ☒ Distinct & Sust. Nystag. at Max. Deviation
- ☒ Onset of Nystagmus Prior to 45 Degrees

Other Observations:

Bloodshot, glassy eyes. Strong odor, sway, laughing, joking. ***odor of alcohol.

Walk and Turn

-Unable to maintain balance during instruction phase.
-Started prior to being told.
-Missed heel-to-toe.
-Stepped off the line.
-Used arms for balance.
-Improper turn.
-Incorrect number of steps.
Refused to count
***odor of alcohol.
Refer to Probable Cause Affidavit for further details.

One Leg Stand

-Swayed.
-Used arms for balance.
-Puts foot down.
-Did not count as instructed.
-Did not look at his feet as instructed. \\\n***odor of alcohol.
Refer to Probable Cause Affidavit for further details.

Rhombberg

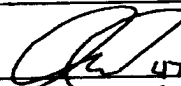
-Swayed.
-Properly Recited: A-B-C-D-E-F-G-H-I-J-K-L-M-N-O-P-Q-R-S-T-U-V-W-X-Y-Z
***odor of alcohol.

Finger to Nose

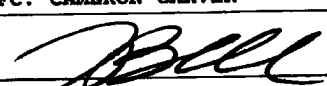
-Did not keep eyes closed.
L: Pad/Tip; Held
R: Pad/Tip
L: Side/Tip
R: Pad/Tip
R: Pad/Tip
L: Pad/Side; Held

BREATH RESULTS: 1) .129 @ 01:54 2) .145 @ 01:57 3) _____ @ _____ 4) _____ @ _____

STATE OF FLORIDA
COUNTY OF PALM BEACH


SIGNATURE OF ATTESTING OFFICER

The forgoing instrument was sworn to or affirmed and subscribed before me this 24 day of MARCH 2022 by
OFC. CAMERON CARVER 471 who is ☒ personally known to me or ☐ produced _____


Notary Public, Clerk of Court, Officer (FSS 117.10)



JOSHUA BELL
MY COMMISSION #GG346008
EXPIRES: JUN 18, 2023
Bonded through 1st State Insurance

STAMP

DUI WITNESS LIST

Arresting Officer: OFC. CAMERON CARVER 471 Email: ccarver@pbgfl.com
Agency Address: 10500 N Military Trail, Palm Beach Gardens, FL 33410 Phone: (561) 799-4445
Can Testify To: Facts of Case

Backup Officers: OFC. SHELDON KEEL #508 / OFC. DEAN MOREA #517
Agency Address: 10500 N Military Trail, Palm Beach Gardens, FL 33410 Phone: (561) 799-4445
Can Testify To: TRAFFIC STOP & SCENE SAFETY / SCENE SAFETY

Crash Investigator: _____ Email: _____
Agency Address: _____ Phone: _____

Breathalyzer Technician: J. Bell ID: 8656 Agency: PBSO

DRE: _____ ID# _____ Agency Case #: _____
Agency Address: _____ Phone: _____ Email: _____

Name: _____ **Involvement:** _____
Address: _____ **Phone:** _____
Can Testify To: _____ ☐ Wheel Witness

Name: _____ **Involvement:** _____
Address: _____ **Phone:** _____
Can Testify To: _____ ☐ Wheel Witness

Name: _____ **Involvement:** _____
Address: _____ **Phone:** _____
Can Testify To: _____ ☐ Wheel Witness

Name: _____ **Involvement:** _____
Address: _____ **Phone:** _____
Can Testify To: _____ ☐ Wheel Witness

Name: _____ **Involvement:** _____
Address: _____ **Phone:** _____
Can Testify To: _____ ☐ Wheel Witness

Name: _____ **Involvement:** _____
Address: _____ **Phone:** _____
Can Testify To: _____ ☐ Wheel Witness



**PALM BEACH GARDENS POLICE DEPARTMENT
DUI TESTING FACILITY INFORMATION SHEET**



PBSO Case #: 22-049264 PBSO Zone: 3-13

Agency Case #: 22001513 Crash Case #: _____

Incident Information:

Time of Stop/Crash: 00:07 Date of Incident: 03/24/2022 Day: THURSDAY

Location of Incident: N MILITARY TRL/ELM AVE, PALM BEACH GARDENS, FL, 33410

Arrest Information:

Time of Arrest: 00:48 Date of Arrest: 03/24/2022 Day: THURSDAY

Location of Arrest: N MILITARY TRL/GARDEN LAKES DR, PALM BEACH GARDENS, FL, 33410

Subject's Name: (L) PANTOLIANO (F) NICHOLAS (M) THOMAS

DOB: 05/31/1995 Race: W Sex: M Height: 600 Weight: 180 Hair BRO Eye GRN

Address: 9832 HONEYSUCKLE AVE, PALM BEACH GARDENS, FL 33410 Phone: (561) 388-7262

Arresting Officer's Name: OFC. CAMERON CARVER ID#: 471

Agency: PBGPD Division: TRAFFIC - DUI

Breath Results

- 1) .129 at 01:54 hrs.
- 2) .145 at 01:57 hrs.
- 3) N/A at — hrs.
- 4) N/A at — hrs.

—BAT Use—

BAT Notified: YES
Arrival Time at BAT: 01:16
Subject Arrest Time: 00:48

Breath Test Operator: Bell 8656
PBSO

TESTING FACILITY TASK REPORT

AGENCY: PBG

SUBJECT: PANTOLIANO, NICHOLAS, THOMAS

DATE: Mar 24, 2022

BEGINNING TIME: 0148

ENDING TIME: 0203

CASE NUMBER: 22-049264

VIDEO DVD NUMBER: N/A

BREATH TESTS RESULTS: 1) .129 TIME 0154 A.M. ☒ P.M. ☐ 2) .145 TIME 0157 A.M. ☒ P.M. ☐
3) XX TIME XX A.M. ☐ P.M. ☐ 4) XX TIME XX A.M. ☐ P.M. ☐

BREATH OPERATOR: JOSHUA J BELL #8656

MAINTENANCE TECHNICIAN: J. KARLECKE #6467

TESTING OFFICER'S OBSERVATIONS

SPEECH: SLURRED

ATTITUDE: TALKATIVE

CLOTHING: BLACK TEE SHIRT, BLUE JEANS, BLACK SHOES

MEDICAL CONDITIONS: NONE

MEDICATIONS: NONE

OTHER:

EYES: BLOODSHOT, GLASSY

ODOR OF UNKNOWN ALCOHOLIC BEVERAGE COMING FROM BREATH

COMMENTS:

A/O ARRIVED AT DUI TESTING FACILITY AND BEGAN THE 20 MINUTE OBSERVATION AT 0116 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 ASKED A FEW QUESTIONS

SUBJECT ANSWERD A FEW QUESTIONS

SUBJECT THEN STATED HE DID NOT WANT TO ANSWER ANYMORE QUESTIONS

**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: 03/24/2022

Date of Last Agency Inspection: 02/04/2022
Observation Period Began: 01:16
Subject's Name: NICHOLAS T PANTOLIANO

DOB: 05/31/1995 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	01:52
	Air Blank	0.000	01:52
	Control Test	0.078	01:53
	Air Blank	0.000	01:53
	Subject Sample #1	0.129	01:54
	Air Blank	0.000	01:54
	Air Blank	0.000	01:56
	Subject Sample #2	0.145	01:57
	Air Blank	0.000	01:58
	Control Test	0.078	01:58
	Air Blank	0.000	01:58
	Diagnostics Check	OK	01:59

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 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: _____

Signature

Date: 03/24/22

Sworn to (or affirmed) before me this 24 day of March, 2022

Signature of Notary Public-State of Florida

OFC. C. Carver #471
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: Pantoliano, Nicholas Thomas CASE NUMBER: _____

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

WARNING CITATION

YOU ARE HEREBY OFFICIALLY WARNED OF THE BELOW DESCRIBED VIOLATION.
YOUR ONLY REQUIRED ACTION IS TO EXERCISE SAFER DRIVING HABITS IN THE FUTURE.

PALM BEACH GARDENS POLICE DEPARTMENT

CITY OF PALM BEACH		W088744	
CITY OF PALM BEACH PALM BEACH GARDENS			
DAY OF WEEK THURSDAY	MONTH 03	DAY 24	YEAR 2022
TIME 12:11		☐ AM ☒ PM	
DRIVER'S NAME NICHOLAS THOMAS PANTOLIANO		LIC. NO. 39410	
ADDRESS 9632 HONEYSUCKLE AVE		CITY FL 33410	
PHONE (407)866-5814		DOB 05 31 1995	
SEX W		HEIGHT 600	
WEIGHT 153		EYES 4	
HAIR 6		SKIN 3	
BUILD 8		HANDS 9	
FEET 5		TOES 1	
FINGER 1		THUMB 0	
MIDDLE 2		RING 3	
PINKY 4		INDEX 5	
MIDDLE 6		RING 7	
PINKY 8		INDEX 9	
MIDDLE 0		RING 1	
PINKY 2		INDEX 3	
MIDDLE 4		RING 5	
PINKY 6		INDEX 7	
MIDDLE 8		RING 9	
PINKY 0		INDEX 1	
MIDDLE 2		RING 3	
PINKY 4		INDEX 5	
MIDDLE 6		RING 7	
PINKY 8		INDEX 9	
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**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	☐	119.071(2)(d)	Surveillance techniques, procedures and personnel; inventory of law enforcement resources, policies or plans pertaining to mobilization deployment or tactical operations.	
	☐	943.053, 943.0525	NCIC/FCIC/FBI and in-state FDLE/DOC.	
	☐	119.071(4)(c)	Undercover personnel.	
	☐	119.071(2)(f)	Confidential informants (CIs).	
	☐	119.071(2)(e)	Confession.	
Public Info. Exemptions	☐	985.04(1)	Juvenile offender records.	
	☐	119.071(h)(i)	Assets of a crime victim.	
	☐	395.3025(7)(a), 456.057(7)(a)	Medical information.	
	☐	394.4615(7)	Mental health information.	
	☐	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)	☒	(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.	
	☐	(xii) 741.30(3)(b)	The victim's address in a domestic violence action on petitioner's request.	
	☐	(xiii) 119.071(2)(h), 119.0714(1)(h)	Protected information regarding victims of child abuse or sexual offenses.	
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Other	☐		Other:	
	☐		Other:	

REVIEW COMPLETED BY

Booking Number: 2022007608	Date: 3/24/2022
	Specialist Name/ID: Chantel Daniels/30347