



Arrest Report 0518267

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FLORIDA HIGHWAY PATROL
P.O. BOX 16007, LAKE WORTH, FL 33416

20110610

Report Date / Time 8/29/2020 12:26 AM	Report Number FHP99ARR763117	Case Number/Cad Number FHPK20OFF038468 / LWRC20CAD127728	Reporting Officer Name M.W. JEFFRIES
Originating Agency ORI	Occur Date Time Range 08/28/2020 22:10:26 -	Jurisdiction	Clearance

Location of Occurrence

County PALM BEACH	Location Type OTHER	Location Description STATE ROAD-91 MM 94			
Street Number	Street FLORIDA'S TPKE SB	Apt/Lot/Bldg	City WEST PALM BEACH	State FL	Zip Code 33413

Defendant

First Name NOEMI	Middle Name	Last Name CARVAJAL	Suffix	Race HISPANI	Sex FEMALE	Height 503	Weight 170	Hair BLK	Eyes BRO
MNI #	SSN	Date of Birth 04/29/1967	Age 53	ID Type E	Drivers License or other ID C612620676490	State FL	OCA / Agency ID		
Place of Birth:	CUBA								
Address * RESIDENCE / 571 ESTES AVE, PALM BAY, FL 32908 /									

Arrest

Arrest Date/Time 8/28/2020 11:12:00 PM	Arrest Location Type OTHER	Arrest Location Description LAKE WORTH SERVICE PLAZA				
Street Number	Street	Apt/Lot/Bldg	County	City	State	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 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

One 08/28/2020 at 10:11pm a BOLO was dispatched in reference to a silver Nissan Rouge southbound on State Road-91 at MM 97. The vehicle was traveling at a slow rate of speed and stopped in the lane of traffic. I was at the Lake Worth

Arrest Report

DISCANNED
AUG 31 2020
7622

M.W. Jeffries

APR 11 2021
5:40

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Service Plaza at MM 94, when I noticed a vehicle matching the description travel the wrong way in the parking lot and drive over the curb. I made contact with the defendant, who was sitting in the drivers seat. I knocked on the drivers side window, in an attempt to get the drivers attention. The driver opened the door and I asked her if she was ok. The defendant had glossy and watery eyes. I asked the defendant where she was going and she replied "Spanish". I noticed a strong odor of an alcoholic beverage coming form her face. I attempted to communicate with the defendant, but she stated that she didn't speak any English. I made contact with my communication center and request that they contact PBSO in an attempted to have a Spanish speaking deputy arrive at my scene. I was advised that PBSO did not have a Spanish speaking deputy working at this time. I contacted my communication center and requested that the road ranger assist me with the translation. Road Ranger Luis Saurez Castro arrived on scene. Road Ranger Saurez Castro was instructed to translate my instruction from English to Spanish so the defendant had a complete understanding of the process that was taking place. I asked the defendant if she had any injuries that would hinder from completing the task and she replied "No". The defendant was advised that the task were voluntary and she could refuse. The defendant stated that she would perform the roadside task at this time. The first task was the finger to nose. The defendant began to tell a story of "what she had" and continued for several minutes and never concluded "what she had". The defendant attempted the finger to nose task. The defendant could not do the proper arm movements and touch her eye instead of her nose and could not keep her feet together. This task was attempted several times and each time the defendant could not do the proper movements. The second task was the heel to toe. The defendant could not maintain her balance and kept falling off the line. The defendant was unable to complete this task. The line used for the task was a solid straight white line used for a parking space. The third task was the one legged stand. The defendant attempted to do the heel to toes instead of the one legged stand. The defendant lost her balance several times while attempting this task. Due to the defendant inability to follow my instructions, her physical appearance (watery and glassy eyes and the strong odor of an alcoholic beverage coming form her face), she was placed into custody for driving under the influence of an alcoholic beverage. While sitting in the back seat of my patrol vehicle, the defendant stated to cry and say no

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papi several times. The defendant was transported to PBSO and given the opportunity to take a breath test. The defendant agreed to take a breath test. The defendant blew a .311 and a .300. The defendant was transported to Delray Medical Center outreach to be medically cleared for incarceration. The defendant was placed into the Palm Beach County Jail for booking. The Implied consent was explained to the defendant in Spanish by Officer C.Perez, with the North Palm Police Department.

Jail Booking Facility

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 33406		Booking Number	
Booking Comments			

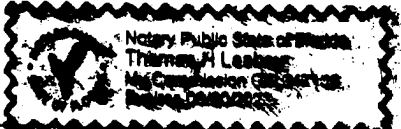
Court

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 09/14/2020 8:30AM	Court Fine
Comments			

Officer Name Rank / ID # M.W.JEFFRIES TPR 1414	Involvement On Report / Reporting Role REPORTING OFFICER	Officer Agency Org/Unit FLORIDA HIGHWAY PATROL FHPKILWRCCIWPBISR91 73-88
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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.JEFFRIES	Office Rank TPR	Officer ID No 1414	Sworn and subscribed before me, the undersigned authority This the <u>29</u> day of <u>August</u> , <u>2020</u> DEPUTY OF THE COURT, NOTARY OR LAW ENFORCEMENT
Officer Agency FLORIDA HIGHWAY PATROL			
Officer Signature <i>M. Jeffries</i>			

<input type="radio"/> No Bill / Petition	<input type="radio"/> Issue Warrant	<input type="radio"/> Prosecution Approved
Signature of Assistant State Attorney		Date

Arrest Report

TESTING FACILITY TASK REPORT

AGENCY: FHP-K

SUBJECT: CARVAJAL, NOEMI

CASE NUMBER: 20-101804

DATE: Aug 29, 2020

VIDEO DVD NUMBER: N/A

BEGINNING TIME: 00:50

ENDING TIME: 01:06

BREATH TESTS RESULTS: 1) .311 TIME 00:57 A.M. P.M. 2) .300 TIME 01:00 A.M. P.M.
3) N/A TIME N/A A.M. P.M. 4) N/A TIME N/A A.M. P.M.

BREATH OPERATOR: P.POUND #24639

MAINTENANCE TECHNICIAN: J. KARLECKE# 6467

TESTING OFFICER'S OBSERVATIONS

SPEECH: SPANISH SPEAKER

ATTITUDE: CALM, QUIET

CLOTHING: BLUE JEANS, BLACK SHIRT, SILVER/WHITE/PINK SNEAKERS

MEDICAL CONDITIONS: NONE

MEDICATIONS: NONE

OTHER:

EYES: GLASSY AND BLOODSHOT

TRANSDATED BY: OFC. C.PEREZ ID# 9887 NPPD

COMMENTS:

ARRIVED AT CENTER A/O BEGAN THE 20 MINUTE OBSERVATION PERIOD AT 00:25 HRS.

SUBJECT: AGREED TO TAKE TEST

A/O: READ RIGHTS

SUBJECT: STATED SHE UNDERSTOOD RIGHTS

TECH: READ TEST RESULTS

SUBJECT: STATED SHE UNDERSTOOD TEST RESULTS

NO Q&A CONDUCTED



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

PBSO CASE # 20-101804 PBSO ZONE 1-25

AGENCY CASE # FAFR2008FF039468 CRASH CASE # _____

TIME OF STOP/CRASH 10:20pm DATE 08/28/2020 DAY FRIDAY

SUBJECT'S NAME NOEMI CARVAJAL RACE Hispanic SEX F

HGT _____ WGT _____ DOB 04/29/1967

LOCATION SPACE ROAD-91 MM 94

ARRESTING OFFICER'S NAME & ID M. W. Jeffers 121/473 AGENCY F.I.P.

DIVISION: Group R

NOTIFIED BY COMMO y

ARRIVAL AT FACILITY 0025

Arrest Time 11:20pm

BREATH RESULTS:

- 1. .311
- 2. .300
- 3. N/A
- 4. N/A

TESTING OFFICER'S ID 24639

NOT A CERTIFIED COPY

**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: 08/29/2020

Date of Last Agency Inspection: 08/14/2020
Observation Period Began: 00:25
Subject's Name: NOEMI CARVAJAL

DOB: 04/29/1967 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	00:55
	Air Blank	0.000	00:55
	Control Test	0.079	00:56
	Air Blank	0.000	00:56
	Subject Sample #1	0.311	00:57
	Air Blank	0.000	00:58
	Air Blank	0.000	00:59
	Subject Sample #2	0.300	01:00
	Air Blank	0.000	01:01
	Control Test	0.078	01:01
	Air Blank	0.000	01:02
	Diagnostics Check	OK	01:02

Cylinder Lot: 14020080A1
Exp: 07/05/2022

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 PARIS D BOUND, 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: 08/29/20
Signature

Sworn to (or affirmed) before me this 29th day of August, 2020

Signature of Notary Public-State of Florida TRP. M. JEFFRIES
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.

1706777
SUBJECT: CARVAJAL, ~~JOE~~ CASE NUMBER: _____

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? _____

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? _____

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: _____

SUBJECT: CARVAJAL, JOSE ^{JOSEMI} 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) Josemi Carvajal