

Arrest Report

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

So. 2021-CT-009219-ASB

3110

NA

Report Date / Time 6/6/2021 12:20 AM	Report Number FHP99ARR833340	Case Number/Cad Number FHPK21OFF028768 / LWRC21CAD101665	Reporting Officer Name LAMPIASI, JAKE
Originating Agency ORI	Occur Date Time Range 06/05/2021 23:40:04 -	Jurisdiction	Clearance

Location of Occurrence

County PALM BEACH	Location Type PUBLIC PLACE	Location Description
Street Number SR-91 MILE POST 84 SB	Apt/Lot/Bldg BOYNTON BEACH	City BOYNTON BEACH
State FL	Zip Code 33437	

Defendant

First Name PATRICK	Middle Name A	Last Name JOHNSON	Suffix	Race WHITE	Sex MALE	Height 511	Weight 180	Hair BRO	Eyes BLU
MNI #	SSN	Date of Birth 11/16/1997	Age 23	ID Type D	Drivers License or other ID UE599612	State OH	OCA / Agency ID		
Place of Birth: Ohio									
Address * RESIDENCE / 6300 SW 24TH PL 202, DAVIE, FL 33324 /									

Arrest

Arrest Date/Time 6/6/2021 12:08:17 AM	Arrest Location Type PUBLIC PLACE	Arrest Location Description
Street Number SR-91 MILE POST 84 SB	Apt/Lot/Bldg PALM BEACH	City BOYNTON BEACH
State FL	Zip Code 33437	

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

On the above date and time, I, Trooper Specialist J. Lampiasi ID 1649, responded to an assistance needed on a traffic stop from Trooper Yopez ID 1622 on SR-91, Florida's Turnpike, around mile post 84 south bound in Palm Beach County,

Arrest Report

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JUN 6 2021

FILED
JUN 06 2021
CIRCUIT & COUNTY COURTS
(CRIMINAL DIV.)

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Florida. Trooper Yepez requested a DUI Unit, myself, in reference to a possible impaired driver (See Trooper Yepez's incident report when completed).

Upon arrival on scene, I made contact with the driver, identified via his Ohio DL as Patrick A. Johnson. I immediately smelled the odor of an alcoholic beverage emitting from within the vehicle. Mr. Johnson's eyes appeared watery and glassy. Mr. Johnson's eye's were bloodshot. I asked Mr. Johnson where he was coming from, which he stated "Ft. Lauderdale". Mr. Johnson stated he was going to Delray Beach from Ft. Lauderdale (It should be noted that Mr. Johnson was traveling south from Boynton Beach). Mr. Johnson's speech appeared to be slurred. I smelled the odor of an alcoholic beverage emitting from Mr. Johnson's breath as he spoke.

At that time, I requested Mr. Johnson to step out of the vehicle. Mr. Johnson appeared uneasy on his feet as he leaned up against his vehicle. I requested that Mr. Johnson participate in Standardized Field Sobriety Tasks (SFST's), which he voluntarily agreed.

Mr. Johnson performed poorly on all SFST's (see full completed incident report, DUI packet, and dash-cam video for details). At that time, due to Mr. Johnson's driving behavior, personal interaction, and SFST performance, I concluded that Mr. Johnson's normal faculties were impaired at the time he operated a motor vehicle. Mr. Johnson was arrested for driving under the influence at 0008 hours. Mr. Johnson was searched incident to arrest and placed in the rear of my patrol vehicle. Mr. Johnson started tensing up and kept asking what he did wrong. Mr. Johnson eventually calmed down and was placed in the rear of my patrol vehicle. Mr. Johnson kept repeating his questions, even after I answered them.

Mr. Johnson was transported to the Palm Beach County Jail without incident. Mr. Johnson was observed for twenty (20) minutes. I requested that Mr. Johnson provide a sample of his breath, which he would not answer. Mr. Johnson kept asking a question constantly. Mr. Johnson was read implied consent at 0110 hours. Mr. Johnson refused to provide a sample and stated "no" after asking him once again. Mr. Johnson was transferred into the custody of the Palm Beach

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County Sheriff's Office for booking.

Jail Booking Facility

Booking Date/Time 6/6/2021 12:44 AM	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			

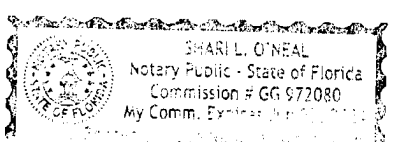
Court

Court County PALM BEACH	Court Location 2950 STATE ROAD 15, ROOM S-100 BELLE GLADE, FL 33430		
Court PALM BEACH WEST COUNTY COURTHOUSE	Court Phone 561-996-4843	Court Appearance Date / Time 07/06/2021 9:00AM	Court Fine
Comments			

Officer Name Rank / ID #	Involvement On Report / Reporting Role	Officer Agency Org/Unit
LAMPIASI, JAKE TPR 4635	REPORTING OFFICER	FLORIDA HIGHWAY PATROL FHPKILWRCC\WEST PALM\TRP KIDUI

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 LAMPIASI, JAKE	Office Rank TPR	Officer ID No 4635	Sworn and subscribed before me, the undersigned authority This the <u>06</u> day of <u>June</u> , 2021 DEPUTY OF THE COURT, NOTARY OR LAW ENFORCEMENT
Officer Agency FLORIDA HIGHWAY PATROL			
Officer Signature <i>Tpr. J. Lampiasi</i>			

<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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STATE OF FLORIDA
DEPARTMENT OF HIGHWAY SAFETY & MOTOR VEHICLES
AFFIDAVIT OF REFUSAL TO SUBMIT TO
BREATH AND/OR URINE TEST

I, LAMPIASI, JAKE, a duly certified Law Enforcement Officer or Correctional Officer,
(Name of Officer reading Implied Consent Warning)

am a member of FLORIDA HIGHWAY PATROL, and I do swear
(Name of law enforcement agency)

or affirm that on or about the 6 day of June, 21, at 0008 ☐ P.M. ☒ A.M.

DRIVER PATRICK A JOHNSON,
(Type or Print) FIRST NAME MIDDLE OR MAIDEN NAME LAST NAME

DL# UE599612, state of OH, was placed under lawful arrest for

316.193(1)
the offense of D.U.I. - ALCOHOL OR DRUGS (MISDEMEANOR) by LAMPIASI, JAKE and
(Name of Arresting Officer)

issued Citation # A7717KE.

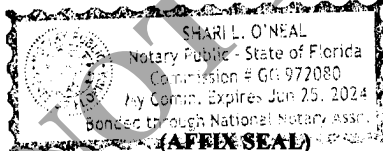
That on or about the 6 day of June, 2021, at 0110 ☐ P.M. ☒ A.M.
in Palm Beach County,

I requested that the driver submit to a ☒ **breath** and/or ☐ **urine** test to determine his or her blood alcohol level and/or the presence of chemical or controlled substances. I informed the driver that the refusal to submit to such test(s) would result in the suspension of his or her driving privilege for a period of one (1) year for a first refusal, or for a period of eighteen (18) months if his or her driving privilege had been previously suspended for refusing to submit to a breath, urine or blood test. I also informed the driver that he or she commits a misdemeanor by refusing to submit to a lawful test as requested above if his or her driving privilege has been previously suspended for refusal to submit to a lawful test of his or her breath, urine, or blood. Additionally, I informed the driver that if he or she holds a CDL, or was operating a CMV, refusal will result in the disqualification of the Commercial Driver's License/driving privilege for a period of one (1) year in the case of a first refusal or permanently if he or she has previously been disqualified as a result of a refusal to submit to any such lawful test. Nonetheless, the driver refused to submit to the test(s) requested.

Tpr. J. Lampiasi

Signature of Law Enforcement Officer or
Correctional Officer

THE AFFIDAVIT MUST BE NOTARIZED OR ATTESTED TO (F.S. 117.10)



The foregoing instrument was sworn and subscribed before
me this 6 day of June, 2021,
by _____,

who is personally known to me or who has produced
_____ as identification.

Notary Public Shari L. O'Neal

The foregoing instrument was sworn and subscribed before me:

Signature of Attesting Officer

Title _____

Date _____

Note: Mail or hand deliver to the designated
Bureau of Administrative Reviews office,
Department of Highway Safety and Motor
Vehicles, with the driver's license, the
appropriate copy of the UTC, and the
probable cause affidavit.



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

PBSO CASE # 21-073086 PBSO ZONE 6-12

AGENCY CASE # FHPK21OFF028768 CRASH CASE # _____

TIME OF STOP/CRASH 2340 DATE 06/05/2021 DAY Saturday

SUBJECT'S NAME Patrick A. Johnson RACE W SEX M

HGT 5-11 WGT 180 DOB 11/16/1997

LOCATION SR-91 Mile Post 84 South, Boynton Beach, FL 33437

ARRESTING OFFICER'S NAME & ID J. Lampina 1649 AGENCY FHP

DIVISION: _____

NOTIFIED BY COMMO Yes

ARRIVAL AT FACILITY 0044

Arrest Time 0008

BREATH RESULTS:

1. _____

2. _____

3. **REFUSED**

4. _____

TESTING OFFICER'S ID 6212

TESTING FACILITY TASK REPORT

AGENCY: FHP-K TRP. LAMPIASI #1649

SUBJECT: JOHNSON, PATRICK A.

CASE NUMBER: 21-073086

DATE: 06-06-21

VIDEO DVD NUMBER: N/A

BEGINNING TIME: 0108 HRS

ENDING TIME: 0115 HRS

BREATH TESTS: 1) **REFUSED** TIME 0110 A.M. ☒ P.M. ☐ 2) TIME A.M. ☐ P.M. ☐
3) TIME A.M. ☐ P.M. ☐ 4) TIME A.M. ☐ P.M. ☐

BREATH OPERATOR: S.O'NEAL #6212

MAINTENANCE TECHNICIAN: J. KARLECKE #6467

TESTING OFFICER'S OBSERVATIONS

SPEECH: LOUD AT TIMES

ATTITUDE: EXCITED, TALKATIVE, SARCASTIC, OBNOXIOUS, UNCOOPERATIVE, PROFANE

CLOTHING: SHIRT- WHITE SHORTS- BLACK/PIN STRIPED

MEDICAL CONDITIONS: NONE

MEDICATIONS: NONE

OTHER:

EYES: RED, GLASSY

COMMENTS:

20 MIN. OBSERVATION DONE BY A/O LAMPIASI #1649
A/O REQUESTED THE BREATH TEST.
D WOULD NOT ANSWER THE A/O WHEN HE REQUESTED THE BREATH TEST.
D KEPT ASKING THE A/O WHY HE ARRESTED HIM.
A/O READ THE IMPLIED CONSENT ON CAMERA.
D REFUSED TO SUBMIT AFTER THE I/C WAS READ TO HIM.
C/W READ ON CAMERA, Q&A CONDUCTED.
D WAS SARCASTIC AND PROFANE DURING THE Q&A.

SUBJECT: _____ 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? Yes

WHERE WERE YOU GOING? Wherever I want to go

WHAT STREET OR HIGHWAY WERE YOU ON? Wherever I wanted to be on

DIRECTION OF TRAVEL? _____ WHERE DID YOU START? _____

WHAT TIME DID YOU START? _____ WHAT TIME IS IT NOW? _____

WHAT IS TODAY'S DATE? Sunday 7th WHAT DAY OF THE WEEK IS IT? Sunday

WHAT COUNTY AND CITY ARE YOU IN NOW? Not from here

WHEN DID YOU LAST EAT? 5 hours ago WHAT DID YOU EAT? egg sandwich

WHAT HAVE YOU BEEN DOING FOR THE LAST THREE HOURS? decline to answer

HOW MUCH DO YOU WEIGH? 140 HAVE YOU BEEN DRINKING? NO WHAT? _____

HOW MUCH? _____ WHERE? _____ WITH WHOM? _____

WHEN DID YOU HAVE YOUR FIRST DRINK? Never AND YOUR LAST DRINK? _____

HOW DID YOU CONSUME YOUR LAST TWO DRINKS? _____

CAN YOU FEEL THE EFFECTS OF THE ALCOHOL? NO ARE YOU UNDER THE INFLUENCE? NO

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? NO WHAT? _____

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? NO

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? NO WHAT? _____ WHEN? _____

DO YOU HAVE: _____

EPILEPSY? NO

GLASS EYE? NO

FALSE TEETH? NO

EAR INFECTION? NO

INNER EAR TROUBLE? NO

DIABETES? NO

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: S. Lamplasi

SUBJECT: _____ 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) _____



**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: 2021013750

Date: 6/6/21

Specialist Name/ID: A. Pinkney/7796