# #0228708

## 21CT 6934 SB

	OBTS Number	Juvenile	OTICE TO APP Referral Repo	rt <sup>2</sup>	1. Arrest 3. Request for Warra 2. N.T.A. 4. Request for Capia		Juvenile N
NOF	Agency ORI Number FL 0 5 0 0 3 0 0	gency Name BOYNTON BEAC	H POLICE DEP		Agency Report Number 34-21-021362		
ADMINISTRATION	Charge Type:	3. Misdemeanor  4. Traffic Misdemeanor	5. Ordinance		If Weapon Seized Enter Type	Cle	tiple arance
NMO	Location of Arrest (Including Name of Business)		Location of Ot	ffense (Business Na			cator
`	W Gateway Blvd & N Congress Ave, Bo Date of Arrest Time of Arrest	Booking Date Booking	i	-	Congress Ave., Bo		seach, FL
$\vdash$	04/27/2021 0032 Name (Last, First, Middle)	Alias (Na	me DOB, Soc. Sec. #, Et	tc)			
	Croteau Jr, Robert, Francis	of Birth Helg	int Weight	Eye Color	Hair Color Comp	plexion	Build
	B - Black O - Oriental / Asian W M 12/0	05/1978 5'8		Brown	Gray F	air	Small
-	Scars, Marks, Tattoos, Unique Physical Features (Location, Type	pe, Description)		Marital Status Single	Alcol	ation of: hol influence i influence	Y N Unk.
DEFENDANT		(City)	(State) (Zip)			dence Type	
REF	2233 NE 3RD AVE, Boca Raton Permanent Address (Street, Apt. Number)	Florida,	33431 (State) (Zip)	Pho	2. Co	ounty 4. Our ess Source	
	Business Address (Street, Apt, Number)	(Čity)	(State) (Zip)	) Pho	) - FL [	DL upation	
	D/L Number, State		I INS Number		) - Out	back	enship
L	C630-766-78-445-0 FL				WPB, Florida	USA	<u> </u>
CO-DEF	Co-Defendant Name (Last, First, Middle)	_		of Birth	1. Arrested 3. Fel	lony sdemeanor	5. Juvenile
8	Co-Defendant Name (Last, First, Middle)		Race Sex Date o	of Birth		sdemeanor	5. Juvenile
Γ	☐ Parent Name (Last) ☐ Legal Custodian	(First) (N	lidale)		F	Residence Pl	none
	Address (Street, Apt. Number)	OV2 (City)	(Sta	ate)	(Zip) B	usiness Pho	ne
	Notified by: (Name)	Date	Time		Juvenile Disposition 1. Handled/Processed within	2. TOT HR	sovs
JUVENILE	Released To: (Name) Relation	OK			Dept. and Released	3. Incarcer	ated
3	The above address was provided by [] defendant and/or [] of	efendant's parents. The child and/or	parent was told to keep th	ne Juvenile Sch	ool Attended		Grade
	Court Clerk's Office (Phone 561-355-2526) informed of any cha	inge of address: [No: (Reason)	`				
	Property Crime? Description of Property Yes No				Value of Property		·-
CODE	Drug Activity S. Sell R. Smuggle K. Dispense/ N. N/A B. Buy D. Deliver Distribute P. Possess T. Traffic E. Use	M. Manufacture Z. Other Produce/ Cultivate		C. Cocaine M.	, Hallucinogen P, Parapherna , Marijuana Equipment , Opium/Deriv. S, Synthetic		Jnknown Other
-	Charge Description	Cour		ence Statute Vic	plation Number	Violatio	of ORD#
CHARGE	Drug Activity Drug Type Amount/Unit	Offense # 21 -021				Bond	
ı,	Charge Description Refused to Sign Criminal Citation	Cour			olation Number	Violati	on of ORD#
CHARG	Drug Activity Drug Type Amount/Unit	Offense # 21-021			aplas Number	Bond	
-	Charge Description	Cour	ts Domestic Viole		olation Number	- Violeti	orfof OFID#
CHARGE	Refusal to Submit to Breath Test 2nd T	Offense #	1 □Yes ■N	1 '	apias Number 🖸 🔠	Bond	Parameter Services
$\vdash$	Charge Description	21-021  Cour	nts Domestic Viole		plation Number	Violation	n of ORD#
CHARGE	Drug Activity Drug Type Amount/Unit	Offense #	☐Yes ☐N		apias Number	Bond	Canada
-	Instruction No. 1 Locet	on (Court, Room Number, Address)			<del></del>	100	
PEAR	Mandatory Appearance in Court Instruction No. 2 You need not appear in Court but must	th County Courthouse,			11 250		
NOTICE TO APPEAR	Comply with instruction on reverse side.  I AGREE TO APPEAR AT THE TIME AND PLACE DESIGNAT	Month May ED TO ANSWER THE OFFENSE CH	Day 17 HARGED OR TO PAY TH	Year 2021	Time 8:30	OULDIWI	A.M. P.M.
TICE.	APPEAR BEFORE THE COURT AS REQUIRED BY THIS NO	TICE TO APPEAR, THAT I MAY BE	HELDIN CONTEMPT OF	F COURT AND A W	04/27/21	MLL DE 133	_
Ž	Signature of Defendant HOLD for other Agency	(or Juvenile and Parent/Custodian)    Signature of Arresting Officer		Nar	Date Signed ne Verification (Printed by Arrest	tee)	_
	Name:	Name of Arresting Officer (Pri	int) I	I.D.#	RINT)		
ADMIN	Suicidal Other	L.Nalerio	1.D.#	982 BU	J#116567 ness here is subject	<del></del> -	Page 1 OF 1
	Intake Deputy  1)	h# Transporting Officer LNalerio	982 B		ned with an "X".		

#### D.U.I. PROBABLE CAUSE AFFIDAVIT

ON THE _	27	DAY OF _	April	2021	AT	0032	🖂 A.M	□ P.M.
CASE #: _	21-0213	62	DEI	FENDAN	T: Cr	oteau Jr, F	Robert, Francis	

### PERSONAL CONTACT/DRIVING PATTERN/OBSERVATION OF DRIVER:

On 4/27/21 at approximately 0240 hours, I responded to the area of W Gateway Blvd and N Congress Ave in reference to backing up FWC Ofc. Brodbeck ID-N957 (FWCS210FF011417) on a traffic stop that he initiated on a Tan Lincoln MKS bearing FL tag Y42HCL. Ofc. Brodbeck advised to me of the following; While Brodbeck was travelling east on W Gateway Blvd just west of the intersection of N Congress Ave. Ofc. Brodbeck observed the Lincoln travelling east bound on W Gateway Blvd in the right lane. There, Ofc. Brodbeck observed the Lincoln veering of the lane and hit the curb on W Gateway Blvd. The Lincoln then veered back to its lane, where it reached the intersection of N Congress Ave; at a red traffic light. Once the traffic light turned green, the Lincoln stayed stationary while the light was green for a couple seconds. Once the Lincoln started travelling east on W Gateway Blvd, it was swerving all over the road. Upon arrival Ofc. Brodbeck was outside speaking with driver of the vehicle Robert Croteau. Immediately, I observed Croteau unsteady on his feet and almost falling to the ground. Croteau was using his vehicle for balance. Every time Croteau spoke, I could smell a heavy odor of an unknown alcoholic beverage coming from his mouth. Croteau had very slurred speech. Croteau was also heavily swaying swaying back and forth.

Based on the above, Croteau was asked if he would submit to Standardized Field Sobriety Exercises, Croteau first agreed to partake in the exercises. Croteau was asked if he had any injuries, or issues with his eyesight, which he stated that he did not.

Croteau was asked to stand on a line with his feet together and arms down at his sides. Croteau was losing balance and unable to stand on the line with his feet together. Croteau lost balance several times. Croteau was asked if he wanted to do seated task which he advised that he said that he didn't. Croteau was unable to stand in the instructional stay. While I was speaking to Croteau outside of the vehicle and explaining him the instructions. I could still smell the strong odor of an unknown alcoholic beverage coming from his mouth. Croteau then became belligerent and advised that he didn't want to try the exercise anymore. I advised Croteau of the Taylor Warnings which he advised still advised he didn't want to partake in the exercises anymore. Croteau told me that he was at Outback drinking alcoholic beverages with his girlfriend and told me that he had 2 'shots'.

Based on the initial indicators that I observed on scene, during the encounter and the indicators that I observed during the SFST exercises, I placed Corteau under arrest for DUI (316.193.1A).

I then transported Croteau to PBCJ BAT. I arrived at the facility at 0324 hours and I started my 20 minutes observation at 0325. Upon completion, I requested Croteau to provide a sample of his breath to determine the alcohol content, Croteau refused the breath test. Implied consent was read to Croteau and he refused once again. Refusal time was at 0353 hours. Croteau was advised of his Miranda Rights for the QUESTIONS AND ANSWERS; Croteau refused to answer any questions.

Croteau vehicle was parked at Starbucks parking lot secured. Croteau issued a warning for the traffic infractions.

HORIZONTAL GAZE NYSTAGMUS:  Left eye does not follow smoothly  Left eye prior to 45 degrees  Distinct jerking in left eye at maximum deviation  Vertical Nystagmus in left eye	Right eye does not follow smoothly Right eye prior to 45 degrees Distinct jerking in right eye at maximum deviation Vertical Nystagmus in right eye
WALK AND TURN:	
ONE LEG STAND:	
FINGER TO NOSE:	
ROMBERG/ALPHABET:	
The following instrument was sworn to before me th	is <u>27</u> day of <u>April</u> 2021
By: Ofc.Nalerio	<u> </u>
d. O'New	
Notary/Police Officer (F.S.S. 117.10)	Signature of Arresting Officer
SHARL O NEA- Notary Public - State of Piortos Commission = 1,280 Pay Cemmis Diginos and 20,24 Bonder through hational side y last.	

## **TESTING FACILITY TASK REPORT**

AGENCY: BBPD OFC. NALERIO #982	
SUBJECT: CROTEAU JR., ROBERT F. CASE NUMBER: 21-059557	_
DATE: 04-27-21 VIDEO DVD NUMBER: N/A	
BEGINNING TIME: 0349 HRS ENDING TIME: 0354 HRS	
BREATH TESTS PECUS. (1) R 3 TUNE 0353 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 TECHNICAN: J. KARLECKE #6467	]
TESTING OFFICER'S OBSERVATIONS	
SPEECH: THICK, SLUR, ARGUMENTATIVE	
ATTITUDE: AGITATED, UPSET, SARCASTIC, UNCOOPERATIVE, MOODSWINGS, OBNOXIOUS	
CLOTHING: SHIRT- GRAY/WORK/OUTBACK PANTS-BLACK	]
MEDICAL CONDITIONS: NONE	]
MEDICATIONS: NONE	
OTHER: EYES: RED, GLASSY	_

#### **COMMENTS:**

- 20 MIN. OBSERVATION DONE BY A/O NALERIO #982
- D HAD BEEN DIFFICULT, UNCOOPERATIVE AND OBNOXIOUS SINCE HE ARRIVED AT THE BAT FACILITY.
- D WAS ARGUMENTATIVE ON AND OFF CAMERA.
- A/O REQUESTED THE BREATH TEST ON CAMERA.
- D REFUSED THE BREATH REQUEST, A/O READ THE IMPLIED CONSENT ON CAMERA.
- HE ASKED THE D AGAIN WOULD HE SUBMIT TO THE REQUEST.
- D REFUSED TO ANSWER CORRECTLY WAS BEING UNCOOPERATIVE, A/O TOOK IT AS A REFUSAL.
- C/W READ ON CAMERA, NO Q&A



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

PBSO CASE # 21-059557		PBSO	ZONE	lo-2	3
AGENCY CASE # 21-021362		CRASH	CASE #		.1
TIME OF STOP/CRASH 0240	_ DATE	04/27/21		DAY	uesday
SUBJECT'S NAME Robert, Croteau	****	RACE	W	SEX I	М
HGT 5'5 WGT 170		DOB	12/05/19	778	
LOCATION W Gateway Blvd & N (	Congress	Ave			
ARRESTING OFFICER'S NAME & ID	Nalerio 9	82	A	GENCY B	BPD
DIVISION: Patrol					_
		NOTI	FIED BY	COMMO	Yes
		ARRI	VAL AT	FACILITY	0325 hrs
BREATH RESULTS:	7		Ai	rrest Time	0302
2.					
760					
3. REI					
4.					
TESTING OFFICER'S ID 621	2				

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

լ Ofc Nalerio	, a duly certified Law Enforcement Officer or Correctional Officer,
(Name of Officer reading Implied Consent Warning)	••• ·
am a member of Boynton Beach Police	, and I do swear
(Name of law	enforcement agency)
or affirm that on or about the 27th day of April	, 20 <u>21</u> , at <u>0349</u> P.M <b>2</b> A.M.
DRIVER Robert , Francis, Croteau Jr	,
• • •	R MAIDEN NAME LAST NAME
DL# C630-766-78-445-0 , state of	FLORIDA , was placed under lawful arrest for
the offense of DUI	by OFC.NALERIO and (Name of Arresting Officer)
issued Citation # AC8637E	(realize of Artesiang Officer)
That on or about the 27TH day of APRIL	, 20 21 , at 0353
in PALM BEACH County,	
for a period of eighteen (18) months if his or her dri submit to a breath, urine or blood test. I also informed to submit to a lawful test as requested above if his refusal to submit to a lawful test of his or her breath, or she holds a CDL, or was operating a CMV, refusa License/driving privilege for a period of one (1) yea	ving privilege for a period of one (1) year for a first refusal, of iving privilege had been previously suspended for refusing to the driver that he or she commits a misdemeanor by refusing or her driving privilege has been previously suspended for urine, or blood. Additionally, I informed the driver that if he will result in the disqualification of the Commercial Driver in the case of a first refusal or permanently if he or she had to submit to any such lawful test. Nonetheless, the driver
	Signature of Law Enforcement Officer or Correctional Officer
SPARIL O'NEAL  Notary Public - State of Florida oc musclon & Co. 572,280 My Center, Exputes Jun 25, 2024 Bonded through Notary Associated through No	Correctional Officer  OTARIZED OR ATTESTED TO (F.S. 117.10)  The foregoing instrument was sworn and subscribed before me:  Signature of Attesting Officer
Notary Public - State of Plerica to emission a CC 572080 Ny Correr, Expines Jun 25, 2024 Borded through National Notary Assn. of (AFFIX SEAL) The foregoing instrument was sworn and subscribed before	Correctional Officer  OTARIZED OR ATTESTED TO (F.S. 117.10)  The foregoing instrument was sworn and subscribed before me:  Signature of Attesting Officer  Title
Notary Public - State of Plerica to remarked a Co. 972.080  Ny Correct Express Jun 25. 2024  Borded through National Notary Associated to the Co. 972.080  (AFFIX SEAL)  The foregoing instrument was sworn and subscribed before me this 27 day of APRIL	Correctional Officer  OTARIZED OR ATTESTED TO (F.S. 117.10)  The foregoing instrument was sworn and subscribed before me:  Signature of Attesting Officer
Notary Public - State of Plerica to emission of CE, 572,080 My Correct, Expires Jun 25, 2024 Borded through National Notary Assn. of (AFFIX SEAL) The foregoing instrument was sworn and subscribed before	Correctional Officer  OTARIZED OR ATTESTED TO (F.S. 117.10)  The foregoing instrument was sworn and subscribed before me:  Signature of Attesting Officer  Title

SUBJECT:	CASE NUMBER:
IMPLIED CON	ISENT FOR DUI IN A MOTOR VEHICLE
NOTE: READ ONLY THE PARAG	RAPH APPLICABLE TO THE TYPE OF TEST YOU ARE REQUESTING.
am now requesting that you submit to	a lawful test of your BREATH for the purpose of determining its alcohol
ontent.	-OR-
am now requesting that you submit to	a lawful test of your URINE for the purpose of detecting the presence of
hemical or controlled substances.	-OR-
am now requesting that you submit to and the presence of chemical or control	a lawful test of your BLOOD for the purpose of detecting its alcohol content lled substances.
NOTE: READ ONLY IF	THE SUBJECT DOES NOT COMPLY WITH YOUR REQUEST.
am	of the
of your breath, urine or blood, you will be admissible into evidence in any criminal subject's SIGNATURE: (X)	equested of you, your privilege to operate a motor vehicle will be suspended for a or eighteen (18) months if your privilege has been previously suspended as a result your breath, urine or blood. Additionally, if you refuse to submit to the test I have ivilege has been previously suspended for a prior refusal to submit to a lawful test be committing a misdemeanor. Refusal to submit to the test I have requested of you had proceeding.
SUDJECT S SIGNATURE. (A)	
60	INSTITUTIONAL WARNINGS
	ATOTTOTTO WARRANTOS
AM REQUIRED TO WARN YOU BEFO	RE YOU MAKE ANY STATEMENTS THAT YOU HAVE THE FOLLOWING RIGHTS:
. You have the right to remain silent	and not answer any questions.
2. Any statement must be freely and v	voluntarily given.
3. You have the right to the presence questioning.	of a lawyer of your choice before you make any statement and during any
4. If you cannot afford a lawyer, you a statements and during any question	are entitled to the presence of a court appointed lawyer before you make any ning.
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	d against you in a court of law.
SUSPECT'S SIGNATURE: (X)	
WHITE - STATE AT	TY, YELLOW - DHSMV PINK - CENTRAL RECORDS GOLD - JAIL

SUBJECT:		CASE NUMBER	
		AND ANSW	
I AM NOW GOING TO AS NONE OF THE FOLLOW	K YOU SOME QUESTIONS. WITH T ING QUESTIONS AS YOU LIKE.	HESE RIGHTS IN MIN	ND, YOU MAY ANSWER SOME OF, ALL OF, OR
WERE YOU OPERATING	A MOTOR VEHICLE AT THE TIME	OF THE STOP/ACCI	DENT?
WHERE WERE YOU GO	NG?		
	IWAY WERE YOU ON?		
DIRECTION OF TRAVEL	? WHERE DID YOU STAR	r?	
	FART? WHAT		
WHAT IS TODAY'S DATE	? WHAT D	AY OF THE WEEK IS	пт?
WHAT COUNTY AND CIT	TY ARE YOU IN NOW?		Y
WHEN DID YOU LAST EA	VT?v	VHAT DID YOU EAT? _	
WHAT HAVE YOU BEEN	DOING FOR THE LAST THREE HO	OURS?	
HOW MUCH DO YOU WE	IGH? HAVE YOU	BEEN DRINKING?	WHAT?
HOW MUCH?	WHERE?	with w	/HOM?
WHEN DID YOU HAVE Y	OUR FIRST DRINK?	AND YOUR L	/HOM?AST DRINK?
	E YOUR LAST TWO DRINKS?		•
CAN YOU FEEL THE EF	FECTS OF THE ALCOHOL?	ARE YOU UN	DER THE INFLUENCE?
			HOW MUCH?
WHAT?	WHERE?		WHEN?
WHAT LINE OF WORK A	ARE YOU IN?		WHEN DID YOU LAST WORK?
DO YOU HAVE ANY PHY	SICAL DEFECTS OR INJURIES? _	WHAT?	
ARE YOU SICK OR INJU	RED? WHAT'S WE	RONG?	
DO YOU LIMP?	DID YOU RECEIVE A BUMP OF	N THE HEAD RECENT	TLY?
WERE YOU IN AN ACCID	ENT TODAY?		<u>.</u>
HAVE YOU TAKEN ANY	DRUGS OR SMOKED ANY MARIJUA	NA TODAY?	WHEN?
HAVE YOU SEEN A DOO	TOR OR DENTIST TODAY?	WHO?	WHY?
			WHEN?
· · · · · · · · · · · · · · · · · · ·	GLASS EYE?		
DO YOU HAVE ANY PRO	BLEMS WITH YOUR EYES THAT A	RE NOT CORRECTE	D BY GLASSES?
			N?
			_ WHERE?
INTERVIEWER:			
	- STATE ATTY. YELLOW - DHSM	V PINK - CENTRAI	L RECORDS GOLD - JAIL

PBSO #0129C REV: 1993

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## Palm Beach County Sheriff's Office - Arrests Only

	х	Florida State Statute	Description	Page Number(s)
	П	119.071(2)(d)	Surveillance techniques, procedures and personnel; inventory of law enforcement resources, policies or plans pertaining to mobilization deployment or tactical operations.	
tions		943.053, 943.0525	NCIC/FCIC/FBI and in-state FDLE/DOC.	
L/E Exemptions	п	119.071(4)(c)	Undercover personnel.	
L/E E	П	119.071(2)(f)	Confidential informants (CIs).	
	П	119.071(2)(e)	Confession.	
suc		985.04(1)	Juvenile offender records.	
mptic	П	119.071(h)(i)	Assets of a crime victim.	
Public Info. Exemptions	П	395.3025(7)(a), 456.057(7)(a)	Medical information.	
blic In		394.4615(7)	Mental health information.	
Pu	П	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		(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)				
al Administ				
es of Judici	П			
Florida Rul	U			
Other			Other:	
ਠ			Other:	

#### REVIEW COMPLETED BY

Booking Number: 2021010155	Date: 04/27/2021				
Booking Hamber. 2021010133	Specialist Name/ID: T Howard/7185				