

J-0528855 50-2022-MM-000498-AMB P 710



Arrest Report

FLORIDA HIGHWAY PATROL
P.O. BOX 540007, GREENACRES, FL 33454

Report Date / Time 1/18/2022 11:47 PM	Report Number FHP99ARR836981	Case Number/Cad Number FHP22ON0029013 / RCC22IN0043362	Reporting Officer Name MASTERSON, MONIQUE
Originating Agency ORI FL0509000	Occur Date Time Range 01/18/2022 21:47:30 - 01/19/2022 01:00:00	Jurisdiction	
OBTs Number	Other Number	Clearance	

Location of Occurrence

County PALM BEACH	Location Type PUBLIC PLACE	Location Description INTRSTATE 95 (STATE ROAD 9)			
Street Number N STATE ROAD 808 (GLADES RD)	Street	Apt/Lot/Bldg BOCA RATON	City BOCA RATON	State FL	Zip Code 33487

Defendant

First Name STEFANIE	Middle Name GAIL	Last Name SUTTON	Suffix	Race WHITE	Sex FEMALE	Height 506	Weight 125	Hair BRO	Eyes BRO
MNI #	SSN	Date of Birth 08/20/1976	Age 45	ID Type E	Drivers License or other ID S350787768000	State FL	OCA / Agency ID		
Place of Birth:		QUEENS NY USA							
Address * RESIDENCE / 555 SE 6TH ST APT9G , DELRAY BEACH, FL 33483 / 646-522-1497									

Arrest

Arrest Date/Time 1/18/2022 11:21:55 PM	Arrest Location Type PUBLIC PLACE	Arrest Location Description INTERSTATE 95				
Street Number N STATE ROAD 808 (GLADES RD)	Street	Apt/Lot/Bldg	County PALM BEACH	City BOCA RATON	State FL	Zip Code 33487

Charge : S

Counts 1	Charge 316.193.3c1	Bond Amount \$0.00	<input type="checkbox"/> No Bond
Charge Degree MM M	Charge Level MISDEMEANOR		
General Offense Code	Arrest Offense Code DUI-UNLAW BLD ALCH		
Charge Description DUI AND DAMAGE PROPERTY			
Is Arrestee Juvenile?		No	
Type of Arrest		On-View Arrest (apprehension without a warrant or previous incident report)	

Charge : S

Counts 1	Charge 843.02	Bond Amount \$0.00	<input type="checkbox"/> No Bond
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Benito 18342

Arrest Report

1 CR
2 CR

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Charge Degree 1st M	Charge Level MISDEMEANOR
General Offense Code	Arrest Offense Code RESIST OFFICER
Charge Description OBSTRUCT WO VIOLENCE	
Is Arrestee Juvenile?	No
Type of Arrest	On-View Arrest (apprehension without a warrant or previous incident report)

Bond Set by Court

Bond Amount	<input type="checkbox"/> No Bond
Bond Type(s)	

Probable Cause

On 1/18/2022 I, Trooper Masterson was dispatched to a crash northbound on Interstate 95 (State Road 9) north of State Road 808 (Glades Road). I arrived on scene and observed a gray Jeep on the left shoulder and a dark colored sedan on its roof on the right shoulder. Both drivers were getting attention from EMS. The vehicle that was rolled over barred the Florida tag of "NSUJ72". The driver of the vehicle is the registered owner who was identified by her Florida driver license as STEFANIE, GAIL, SUTTON (S-350-787-76-800-0). Ms. Sutton appeared impaired from even a far. She could barely hold herself standing and hung her head in a lethargic manner.

I spoke with a witness who pulled Ms. Sutton out of the driver seat of the dark colored BMW that was upside down. The witness was identified by his Florida driver license as DANNIE, JUNIOR, YOUNG (Y-520-170-62-333-0). Mr. Young stated the BMW nearly hit him changing lanes and hit the Jeep and then rolled. Mr. Young's witness statement is attached to all reports.

I asked Ms. Sutton how the crash happened. Ms. Sutton stated she could not remember. Ms. Sutton was reluctant to even speak about anything on scene. Ms. Sutton would turn away when asked a question or shake her head. I would tell Ms. Sutton I need a verbal yes or no and she would still only shake her head as a

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Originating Agency ORI FL0609000	Occur Date Time Range 01/18/2022 21:47:30 - 01/19/2022 01:00:00	Jurisdiction	
OBTS Number	Other Number	Clearance	

response. Even with the few words she spoke you could smell an obvious odor of unknown alcoholic beverage emitting from Ms. Sutton breath. Ms. Sutton swayed when she stood and used anything to steady her self while standing or walking. Ms. Sutton spoke with a slow cadence and slurred speech. Ms. Sutton was carefree and was not worried about the crash or anyone involved.

Once I completed the crash investigation I told Ms. Sutton about the documents pertaining to the crash and asked if she had any questions about the investigation or documents. Ms. Sutton stated she understood all and had no questions. I informed Ms. Sutton I was done with the crash investigation and was now conducting a DUI investigation. I read Ms. Sutton her Miranda Rights. Ms. Sutton stated she understood her Miranda Rights. I informed Ms. Sutton of the indicators I observed during the crash investigator. I asked Ms. Sutton if she wanted to participate in voluntary field sobriety exercises (SFST). Ms. Sutton refused SFST. I informed Ms. Sutton of Taylor warning. Ms. Sutton agreed to SFST after explain Taylor Warning to her. I informed Ms. Sutton that I would be transporting her off the Interstate to conduct SFST at a safer location. I informed her she was not under arrest and would not being wearing handcuffs during transport. Ms. Sutton entered the back seat of my patrol vehicle willingly. Upon arrival of the location at the Yamato Tri Rail. I asked Ms. Sutton if she suffered from diabetes, stroke, and or seizures. Ms. Sutton stated no. I asked Ms. Sutton if she wore glasses or contacts. Ms. Sutton stated no. I asked Ms. Sutton if she was in any pain or had any injuries. Ms. Sutton stated no. I asked Ms. Sutton if she was comfortable in her shoes. Ms. Sutton stated she was fine in them. I informed her she could take them off at any time during the exercise for her benefit.

The first exercise was the Horizontal Gaze Nystagmus. Ms. Sutton was placed in the starting position of standing up straight with feet together and arms by her side. I instructed Ms. Sutton to keep her head and body still during the entirety of the first exercise. I explained to Ms. Sutton that I would move my pen from side to side and for her to move her eyes only. I asked Ms. Sutton if she understood the instructions. Ms. Sutton stated that she understood. Ms. Sutton had a lack of smooth pursuit in both eyes, distinct and sustained Nystagmus at

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maximum deviation in both eyes. Vertical Gaze Nystagmus was not tested. Ms. Sutton moved her head multiple times. Ms. Sutton anticipated the pens movement repetitively. Ms. Sutton swayed in an orbital manner.

The second exercise was the Walk and Turn. I instructed and demonstrated Ms. Sutton to place her left foot on the parking line followed by her right foot in front of her left foot touching heel to toe. I explained and demonstrated to Ms. Sutton that her arms are to stay by her side and not to raise at any point during this exercise. I instructed and demonstrated Ms. Sutton to stay in that position (the starting position) while I give the rest of the instruction to the test. I specifically instructed Ms. Sutton to not begin the exercise until told to do so. I explained and demonstrated to Ms. Sutton, when I tell her to begin that her first step will be with her left foot. I instructed and demonstrated to Ms. Sutton that she will take nine heels to toe steps. During the explanation Ms. Sutton stated she is unable to perform the exercise due to the shoes she was wearing. I informed Ms. Sutton she can take her shoes off if she wanted to. Ms. Sutton stated she did not want to take her shoes off. I asked Ms. Sutton if she wanted to continue since she did not want to take her shoes off. Ms. Sutton stated she couldn't do the exercises.

I walked Ms. Sutton to the front of my patrol vehicle. I informed Ms. Sutton that she was under arrest for DUI at 11:21PM. Ms. Sutton resisted arrest without violence. Ms. Sutton tensed up and actively pulled her arms away from me and the Boca Raton officer that was assisting. I told Ms. Sutton to stop resisting and to put her hands behind her back multiple times. Ms. Sutton continued to resist by trying to pull her arms away and not placing her hands behind her back willingly. Ms. Sutton would not comply. Resisting arrest without violence was added to Ms. Sutton charges.

I transported Ms. Sutton to the Palm Beach County Breath and Alcohol Breath Testing Facility. Ms. Sutton underwent a 20 minute observation period at 12:01AM on 1/19/2022. I asked Ms. Sutton for a sample of her breath. Ms. Sutton refused to give breath. I read Implied Consent to Ms. Sutton. Ms. Sutton stated she understood her Implied Consent. I asked Ms. Sutton if she understood Implied

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Consent. Ms. Sutton stated she understood. I asked Ms. Sutton for a breath sample after reading Implied Consent. Ms. Sutton still refused at 12:28AM.

I transported Ms. Sutton to Good Samaritan west campus for jail clearance. I transported Ms. Sutton back to the Palm Beach County jail and released custody of her to them. There were no further incidents. All events occurred in Palm Beach County. All above events were recorded on FHP1388.

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			

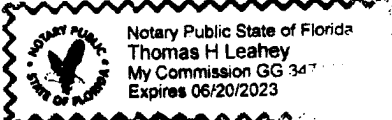
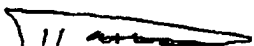
Court

Court County PALM BEACH	Court Location 3228 GUN CLUB ROAD WEST PALM BEACH, FL 33406		
Court CRIMINAL JUSTICE COMPLEX	Court Phone 561-355-2994	Court Appearance Date / Time 02/03/2022 8:30AM	Court Fine
Comments			

Officer Name Rank / ID #	Involvement On Report / Reporting Role	Officer Agency Org/Unit
MASTERSON, MONIQUE TPR 4467	REPORTING OFFICER	FLORIDA HIGHWAY PATROL FHPL\LRCC\PALM BEACH\SR804 JSOF SR702

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 MASTERSON, MONIQUE	Office Rank TPR	Officer ID No 4467	Sworn and subscribed before me, the undersigned authority This the <u>19</u> day of <u>January</u> , 2022 DEPUTY OF THE COURT, NOTARY OR LAW ENFORCEMENT
Officer Agency FLORIDA HIGHWAY PATROL			
Officer Signature 			

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☐ No Bill / Petition
 ☐ Issue Warrant
 ☐ Prosecution Approved

Signature of Assistant State Attorney _____
 Date _____

NOT A CERTIFIED COPY

WITNESS INTERVIEW / STATEMENT

Name	<u>DANNIE JUNIOR YOUNG</u>	Date/Time	<u>1/18/22 10:30A</u>
Address	<u>937 PALMA WAY LANTANA FL 33462</u>		
Place of Employment	<u>FIRST SERVICE RESIDENTIAL</u>		
Phone Number(s): Home	<u>(954) 801 7209</u>	Work	<u>()</u>
Interview Conducted By:	<u>TRP MASTERSON</u>		
Identification Produced:	<u>Y520 170 62 3330</u>		

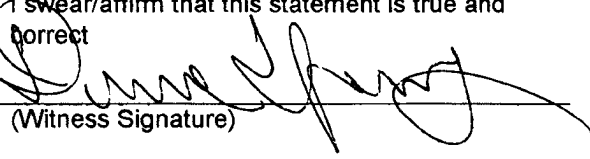
Going north on I 95 A dark color
BMW went around me and clipped
the back of a Jeep and then flip
over on the roof it was a woman
driving the BMW and no one was
in the car but the woman. And
the BMW also hit me too

Sworn to me this 18 day of January,
2022


(Law Enforcement Officer Signature)
Section 117.10 Florida Statute

Trooper Monique Masterson 4467
(Print Name / PIN)

I swear/affirm that this statement is true and
correct


(Witness Signature)

Statement Page 1 of 1

Case Number: FHP22ON0029013

Page 1

SUBJECT: Sutton, Stefan G CASE NUMBER: PH2204002, 113

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) _____

SUBJECT: Sutton, Stefanie G CASE NUMBER: FHF22CNC0027613

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: _____

TESTING FACILITY TASK REPORT

AGENCY: FHP-L

SUBJECT: Sutton, Stefanie G

CASE NUMBER: 22-026849

DATE: Jan 19, 2022

VIDEO DVD NUMBER: n/a

BEGINNING TIME: 0024

ENDING TIME: 0029

BREATH TESTS RESULTS: 1) R TIME 0028 A.M. ☒ P.M. ☐ 2) n/a TIME 0 A.M. ☐ P.M. ☐
3) n/a TIME 0 A.M. ☐ P.M. ☐ 4) n/a TIME 0 A.M. ☐ P.M. ☐

BREATH OPERATOR: Thomas H Leahey #19183

MAINTENANCE TECHNICIAN: Jason Karlecke #6467

TESTING OFFICER'S OBSERVATIONS

SPEECH: slurred

ATTITUDE: talkative, repetitive

CLOTHING: black pants, black print shirt, white tank top, black leather jacket, black boots

MEDICAL CONDITIONS: none

MEDICATIONS: none

OTHER:

eyes are glassy and bloodshot
odor of unknown alcoholic beverage on breath

REFUSED

COMMENTS:

arrived at center A/O conducted 20 minute observation period at 0001 hrs

subject agreed to perform breath test - then refused - why am I here

A/O read I/C 2x & subject understood I/C

subject refused to perform breath test

A/O called refusal @ 0028

A/O read rights & subject understood rights

A/O attempted Q&A

subject declined to answer questions

REFUSED



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

PBSO CASE # 22-026849

AGENCY CASE# FHP22ON0029013

AGENCY ZONE 7-32

CRASH CASE # _____

TIME OF STOP/CRASH 9:40PM DATE 1/18/2022 DAY TUESDAY

SUBJECT'S NAME STEFANIE GAIL SUTTON RACE WHITE SEX FEMALE

HGT 506 WGT 125LBS DOB 08/20/1976

LOCATION NORTHBOUND INTERSTATE 95 NORTH OF STATE ROAD 808

ARRESTING OFFICER'S NAME & ID TPR MASTERSON, MONIQUE 4467 AGENCY FHP

DIVISION: _____

NOTIFIED BY COMMO YES

ARRIVAL AT FACILITY 0001

BREATH RESULTS:

ARREST TIME 11:21PM

1. **REFUSED**

2. _____

3. _____

4. _____

TESTING OFFICER'S ID 19183 PBSO VIDEOTAPE # N/A

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

I, TROOPER MONIQUE MASTERSON, a duly certified Law Enforcement or Correctional Officer, am a
(Name of Officer reading Implied Consent Warning)

member of FLORIDA HIGHWAY PATROL, and I do swear
(Name of Law Enforcement Agency)

or affirm that on or about the 18 day of JANUARY, 2022, at 11:21 ☒ P.M. ☐ A.M.

DRIVER STEFANIE SUTTON

FIRST NAME

MIDDLE OR MAIDEN NAME

LAST NAME

DL # S350787768000, state of FLORIDA, was placed under lawful arrest for

the offense of 316.193.3C1 by TROOPER MASTERSON and
(Name of Arresting Officer)

issued citation # A774PWE.

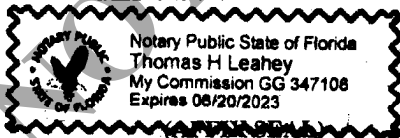
That on or about the 19 day of JANUARY, 2022, at 12:28 ☐ P.M. ☒ A.M.

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, or if he or she had been previously fined under s. 327.35215, F.S., 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, or if he or she has been previously fined under s. 327.35215, F.S., 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 Commercial Driver's License (CDL), or was operating a commercial motor vehicle, refusal will result in the disqualification of the CDL 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.

Signature of Law Enforcement Officer or Correctional Officer

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



The foregoing instrument was sworn and subscribed before me:

Signature of Attesting Officer

The foregoing instrument was sworn and subscribed before me this 19 day of January, 2022, by Tro. M. Mastersen #4467, who is personally known to me or who has produced None as identification.

Notary Public T. Leahey

HSMV-BAR1001 (REV. 09/2021)

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**
Florida State Statute Exemption Sheet

Palm Beach County Sheriff's Office – Arrests Only

	X	Florida State Statute	Description	Page Number(s)
I/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"/>			
	<input type="checkbox"/>			
Other	<input type="checkbox"/>		Other:	
	<input type="checkbox"/>		Other:	

REVIEW COMPLETED BY

Booking Number: 2022001648

Date: 1/19/2022

Specialist Name/ID: Chantel Daniels/30347