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ADM					ARI	KESI N	NO INCE	TOPAP	ARVA	)		oquest for W Loquest for C		1	JUVENILE
I N	Agency ORI No.	0500400	D	elray Be	ach Police De	Dartme	nt				port Number (N.T.A.'s ent 0   21-00680				
Š	Charge Type: Check as many as apply.	1. Pelony 2. Traffic	Polony	3. Misden	casor E	5. Ordinan 6. Other	ce			<del></del>	If Wespon Seizer Enter Type	4	ŒŊ		Multiple Clearance
R A T	Lecation of Arre	s (Including Name of ) ST/SE 7TH							Offices (Business of 1 CT C						2492
0 %	Date of Arrest	93/2021	Time of Arrest	Booking De		Booking		Jail Date			Jail Time	Location o	(Vehicle		· · · · · · · · · · · · · · · · · · ·
T	Name (Last, Plus				3/40/41	1 00	:30		/03/202		03:13 (Name, DOB, Soc. Sec. #,	699 ; Bic.)	<u>SE IST</u>	ST/SE	7TH AVE
	Race	- American Indias	Sex	Date of Big		Height	Ali	phot	Bye Color		Hair Color		Complexion	1	Build
D		- Oriental/Asian toos, Unique Physical I	leatures (Location, T)		V11/1954	5'09		175	HA Marital Str	ZEL Male	WHIT!	E	Indication of		MEDIU!
FE		treet, Apt. Number)		(City)		(State)		(Zip)	D		ATHOLIC Phone		Alcohol info Drug influe Residence T		- No □ Unk
DA	3606 S Permanent Address	OCEAN BL	VD 1007, H	IGHLANI	D BEACH, FL	33487 (State)	·	( <b>22a</b> p)		,	(561) 445-0	314	City     County     Address Sos	3. Plorida 4. Out of St	_   2
T	3606 S Business Address		VD 1007, H	IGHLANI (City)	D BEACH, FL	33487 (State)		(Zšp)			(561) 445-0	314		FL	DL
	D/L Number, Sta		<del> </del>	Soc. Sec. Number		INS Number		(-4)					Occupation	Ret	ired
L	P52	<u>0830542910</u>		SUL BUL NUMBER		Ing retailor			AL		OWN, PA,	US			
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EF	Co-Defindent No	me (Last, First, Middle	)				Ra	ce Sex	Dute	of Birth		□ 1.	Arrested	3. Feloxy	5. Jevanii
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VB	Address (Street, /				(City)	\ /	(State)		(Zip)				В	estinces Phot	<b>10</b>
N L	Notified by: (Nam	ne)		- · · · · · ·	7	1	Y	Date		Time	JUVENILE DISI	POSITION	din :	2. TOT JAC	<del> </del>
B	Released To: (No	(Tab)			Relationship	<del>[</del>		Date	1	7ime		nt and Rele		Jaconson	4
	The above	address was pr	ovided by	defendan	t and/or def	endant's	parents.		S	theol Atten	ded				Grade
	(Phone 355	nd/or parent w -2526) inform	as told to keep ed of any cha	p the Juveni nge of addre	ile Court Clerk's (	Office		Property Cris	ne? D	ecriptice o	of Property				Value of Property
C	Yes, by: Drug Activity	S. Sell	R. Smuggle	No: K. Disporaes/	M. Manufacture/	Z. Other		☐ ye							
O D B	N. N/A P. Posses	B. Buy	D. Deliver E. Use	Distribute	Produce/ Cultivate	2 000		Drug Type N. N/A A. Amphota	C.	Berbiturate Cocaine Heroia	H. Hallacinogen M. Marijuana O. Opium/Deriv.		aphernalis/ aipment athetic	U. Unkn Z. Other	
H	Charge Description	G WHILE U	NDER INF	LUENCE			. 7				Statute Violation Nur			Violetice o	ORD #
ROE			ent / Unit /	Offense #			enestic Violes		nt / Capins No	mber	316.193(1)	1		Bond	
	Charge Description				1-000003		LIY KONI	<u> </u>			Statute Violation Nam	ber		Violation of	ORD#
HARGE	Drug Activity	Drug Type Asso	ant / Unit	Officer f			mestic Violen		t / Capins Nu	- Der	.1			Bond	
	Charge Descriptio	<u> </u>	/_				OY (D)	N			Statute Violation Name	ber		Violation of	ORD #
CHARGE	Drug Activity	Drug Type Amor	mat / Umit	Officer #	, 1		mestic Violen		t / Capias Nu	der				Bond	
	Health / Apparent	Physical Condition of I	Defindent	- K7			O Y O ;		owinder of the	followine	- 144				ormities 🗆 Injuries
Ļ,	Check which appli	cs: 🔲 Released	O.R. Bein	ested to Parcest/Gue	rdian 🔀 T.O.T.	County Isil	PROPERTY	Explain  - Received By	<u>.                                    </u>		- 11 11				
£	Transported By	Posted Bo		h County Mental I			Date Transp				JUI	V 03	2021	4.	
		-							Thine Transpo			ABRUZ	ZO. CLE	DV.	
NOT	INSTRI □ INSTRI	JCTION NO. 1 JCTION NO. 2	l - Mandatory 2 - You need :	appearance not appear in	in court n Court		South	ourt, Room) County	200 W	Manti	ic Ave Delray	ron C Beach,	FL 334	FA	
E E			but must co	mply with	instructions on Pa		Court Date	and Time 06/3	0/2021	08:30	:00				<b>A</b> 4-
- 1	I AGREE TO A	PPEAR AT THE T FAIL TO APPEAR	IME AND PLACE BEFORE THE C	E DESIGNATE	D TO ANSWER THE ( QUIRED BY THIS NO	OFFENSE C	HARGED (	OR TO PAY	THE EINE	et inco	IDED LINDEDET	ND THAT	T SHOULD	1	No Photo
;	FOR MY ARRE	ST SHALL BE ISS	SUED.			· -			4		AN	n #AE	ereni i		Available
E A R		Sign	ature of Defendant	(or Juvenile an	d Parent/Custodian)				<del></del>		Date Signed				
	HOLD for Other A	pency			Signature of Arresting (	Office /	1/	4	<del></del>	_	Verification (Printed by A	reales)	<u>~</u> 4• €		····
삵	Day		Resisted Arrest		Name of Arresting Office		. 46		LD.#	CPRI	S/	CAI	<u>VNE</u>	<u>D</u>	
N	Suicid Intake Deputy		Other	Pouch #	WINDSOR, I Transporting Officer	VICHO!		LD. f	1029			111 0	2 201	21	PAGE 1 OF 1
ᆚ	1	ا کا ک			WINDSOR			1029	<b>DBPD</b>	Winc	ss here if subject signed	JAVE U	J 601		ᢇᠯᅕᄦᅟᅪ

# D.U.I. PROBABLE CAUSE AFFIDAVIT

ON THE 2ND DAY OF JU	INF	aa 21	36	Пп			
		20 <u>21</u> , AT <u>23</u>		AMIZPN			
SUBJECT: PANIK, THOMAS J				ER: 21-006803			
AGENCY DELRAY BEACH PD				NDSOR #1029			
	PERS	ONAL CONTA	CT				
DRIVING PATTERN: <u>ACTUAL PHYSIC</u>	DRIVING PATTERN: ACTUAL PHYSICAL CONTROL (PHYSICAL EVIDENCE OR STATEMENTS PUTTING DEF. BEHIND WHEEL OF VEHICLE)						
The following occurred in the City of E On 06/02/21 at 2336hrs Ofc. Woods # 6th Ave. from E. Atlantic Ave. SE 6th lane marked for left turn only and one mounted near the traffic signal and an conducted a traffic stop by activating I stopped at the intersection of SE 1st Shis FL DL as Thomas John Panik. Parengine was running and the vehicle keeps.	#1071 DBPD observe Ave. Eastbound moto lane for straight trave one way arrow facin his emergency lights of St. and SE 7th Ave. Onlik was the only person	d a black 2009 Men or vehicle traffic in the el only. Eastbound in g northbound on the on his marked Delra ofc. Woods made co	cedes SL (FL Tag # ne 500 block of E. At notor vehicle traffic a southeast comer of by Beach Police Dep intact with the white des and was sitting	dantic Ave. has two lanes. One also has a prohibited right turn sign of the intersection. Ofc. Woods to patrol vehicle. The Mercedes male driver and identified him by in the driver seat. The Mercedes'			
OBSERVATION OF DRIVER:				,			
Panik was standing outside the Mercedes when I met him. I smelled an odor of an unknown alcoholic beverage coming from Panik. Panik's eyes were red and had a glassy appearance. Panik's speech was slurred while he was speaking. Panik swayed in a circular motion while standing still. Panik's pupils were dilated and slow to react to changes in light. Panik stumbled and had difficulty maintaining his balance while walking. After arrest, Panik had mood swings from laughing to being angry.  DRIVER'S STATEMENTS:  Panik stated he was at City Oyster (213 E. Atlantic Ave., Delray Beach, FL. 33444) prior to driving. Panik stated he consumed three "John Daly" cocktails. Panik stated a "John Daly" cocktail contained ice tea, femonade and vodka. Panik stated he finished his last cocktail 45 minutes prior to the traffic stop. Panik stated he was traveling to the 600 block of SE 1st St. to meet a female acquaintance. Panik stated nobody was inside the Mercedes when he was stopped by the police. Panik stated Uber has been getting expensive lately and he tries to not drive when he drinks alcohol. Panik initial did not consent to performing roadsides but after I informed Panik of Taylor Warning, he agreed to perform roadsides. Panik requested several times to park the Mercedes and give us the vehicle key.							
ODORS: I smelled an odor of an	unknown alc	oholic have	rade comina	from Danik			
SPEECH: Slurred		OBSERVA	•	HOIII GIIK.			
ATTITUDE: Polite and Respect	ful. After Arrest B	ecame Uncoope	erative.				
CLOTHING: Blue Shirt, Blue Je	eans with White	Shoes.					
MEDICAL/OTHER: None Stated							
STATE OF FLORIDA COUNTY OF PALM BEACH	/						
(Signature of Arresting/Investigative Officer) The foregoing instrument was sworn to or affirmed and subscribed	3rd	June	<sub>20</sub> 21	Ofc. Windsor #1029			
		Instinct Time of Identification	- la	yun			
(PTIME Assiste OF APPRINGENIESSEGGENE CHECK); Who is personally kn	own to me and/or produced identif	ICEBON. Lype or Identification pr	······································	SCANNED			
Notary Public, Clark of Court, Officer (F.S.S. 117.10)	Th	tary Public State of Florid omas H Leahey Commission GG 34710 pires 08/20/2023	₹	JUN 0 3 2021			

SUBJECT: PANIK, THOMAS JOHN

\_\_\_CASE NUMBER DBPD #21-006803

#### ROADSIDE TASKS

HORIZONTAL GAZE NYSTAGMUS:					
LT EYE-LACK OF SMOOTH PURSUIT	RT EYE-LACK OF SMOOTH PURSUIT				
LT EYE-DISTINCT & SUSTAINED NYSTAGMUS AT MAX. DEVIATION	RT EYE-DISTINCT & SUSTAINED NYSTAGMUS AT MAX. DEVIATION				
LT-EYE-ONSET OF NYSTAGMUS PRIOR TO 45 DEGREES	RT- EYE-ONSET OF NYSTAGMUS PRIOR TO 45 DEGREES				
Other Observations:					
VGN present.	head still and only move his eyes. Panik had sustained				
WALK & TURN:					
Panik was unable to maintain his balance after being placed in the instructional phase position. Panik kept placing the wrong foot in the front after being instructed to place his right foot in the front. Panik did not count each step as instructed. Panik did not touch heel to toe on either step. Panik did not turn around as instructed. Panik restarted the roadside several times and each time he stopped, he requested to have a few minutes. Panik had his arms more than two inches of his body to aid him with balance. Panik stepped off the line several times. I stopped this roadside due to safety concerns for Panik.					
ONE LEG STAND:					
on the ground several times. Panik stated he wanted DUI.	nd down during the roadside. Panik put his foot down it to complete this roadside because he didn't want a				
FINGER TO NOSE:  Panik did not keep his head tilted back for the entire					
attempt. Panik swayed in a circular motion while sta	nding still.				
ROMBERG ALPHABET:					
Panik swayed in a circular motion while standing still roadside. Panik stated "I Love You" while reciting the	. Panik did not keep his head tilted back for the entire alphabet.				
BREATH TEST RESULTS: 1) Refused 2)	<b>(3)</b>				
STATE OF FLORIDA COUNTY OF PALM BEACH					
(Signature of Arrestingfinvestigative Officer) The foregoing instrument was sworm to or affirmed and subscribed before me this day of June	o 21 Ofc. Windsor #1029				
	Kayan				
(Majutating of Artesting Property and the Street, who is personally known to me and/or produced identification. Type	SCANNED				
Notacy Public, Clerk of Court, Officer (F.S.S. 117.10)  Notacy Public, Clerk of Court, Officer (F.S.S. 117.10)  Notacy Public, Clerk of Court, Officer (F.S.S. 117.10)	ate of Florida JUN 0 3 2021				



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

PBSO CASE # 21.072023	PBSO ZONE	
AGENCY CASE # 21-006803	CRASH CASE # N/A	4
TIME OF STOP/CRASH 2336 DATE		VEDNESDAY
SUBJECT'S NAME PANIK, THOMAS JOH	IN RACE W SEX	M
HGT 5'09" WGT 175	ров 08/11/54	
LOCATION 600 BLOCK SE 1ST ST	, DELRAY BEACH,	FL
ARRESTING OFFICER'S NAME & ID WINDSC	OR #1029 AGENCY D	ELRAY BEACH PD
DIVISION: CRD		YES
	NOTIFIED BY COMMO	
Brand Brown	ARRIVAL AT FACILITY	
BREATH RESULTS:	ARREST TIME	0020
1)		S.
REFUSED		
3) REFUSEU		
4)		
TESTING OFFICER'S ID 16877	PBSO VIDEOTAPE #	/A

SCANNED
JUN 0 3 2021

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

i, Nicholas Windsor	, a duly certified Law Enforcement Officer or Correctional Officer,
(Name of Officer reading Implied Consent Warning)	_ , a daily defined have condensed of the of the content of the co
am a member of Delray beach Police Departm	ent
(Name of law	enforcement agency) , and I do swear
or affirm that on or about the 3rd day of Jun	, 20 21
	ohn Panik
DECCCO C 100 10	MAIDEN NAME LAST NAME
P520830542910 , state of	Florida , was placed under lawful arrest for
the offence of Driving Under the Influence	by Ofc. Windsor #1029
issued Citation # AE26VWE	(Name of Arresting Officer)
That on or about the 3rd day of June	, 20 <u>21</u> , at <u>0115</u> P.M  A.M.
Palm Beach County,	
I requested that the driver submit to a breath and	ou urine test to determine his or her blood alcohol level
made are presented or chemical or controlled situation	CES. ( INTIMENTIAL TIPE AND VET that the televise) to evilent to evaluate
for a period of eighteen (18) months if his or her drive	ing privilege for a period of one (1) year for a first refusal, or
submit to a breath, wrine or blood test. I also informed	ing privilege had been previously suspended for refusing to 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,	trine, or blood. Additionally, I informed the driver that if he
or sac noices a CDL, or was operating a CMV, refusal)	will result in the disqualification of the Commercial Deixer's
License driving privilege for a period of one (1) year	in the case of a first refusal or nermanently 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.	_ 1. /
	Sinds
	Signature of Law Enforcement Officer or Correctional Officer
THE AFFIDAVIT MUST BE NOT	ARIZED OR ATTESTED TO (F.S. 117.10)
Notary Public State of Florida Thomas H Leahey	The foregoing instrument was sworn and subscribed before me:
My Commission GG 347108 Expires 06/20/2023	Signature of Attesting Officer
The foregoing instrument was sworn and subscribed before	Title
me this 03 day of June, 20 21,	Date
Of NWridser #1029	
who is personally known to me or who has produced	Note: Mail or hand deliver to the designated Bureau of Administrative Reviews office,
14	Department of Highway Safety and Motor
as rectuireston	Vehicles, with the driver's license, the appropriate copy of the UTC, and the
Notary Public Theely	probable cause affidavit.
ISMV-BAR1001 (REV. 10/2016)	SCANNEL

JUN 0 3 2021

# **TESTING FACILITY TASK REPORT**

	AGENCY: DBPD					
SUBJECT: Panik, Thomas J.	CASE NUMBER: 21-072023					
DATE: Jun 3, 2021	VIDEO DVD NUMBER: N/A					
BEGINNING TIME: 01:10	ENDING TIME: 01:16					
BREATH TESTS RESULTS: 1) Refusal TIME 01:15 A.M.	P.M. 2) N/A TIME A.M. P.M.					
3) N/A TIME A.M F	P.M. 4) N/A TIME A.M. P.M.					
BREATH OPERATOR: R. Ragin #16877	Y					
MAINTENANCE TECHNICAN: Jason Karlecke #6467						
TESTING OFFICER'S OBSERVATIONS						
SPEECH: Slurred						
ATTITUDE: Talkative, agitated, uncooperative, moodswings						
CLOTHING: Blue jeans, light blue shirt, white sneakers						
MEDICAL CONDITIONS: Psoriasis						
MEDICATIONS: Otezla	Y					
OTHER:  Eyes are red odor of unknown alcoholic beverage on breath	REFUSE					
COMMENTS:						
Arrived at center A/O started 20 minute observ	ration period at 00:46 hrs.					

Subject refused to perform breath test.

A/O read I/C and explained I/C.

Subject refused to take test.

A/O read rights.

Subject stated he understood rights.

NO Q&A conducted subject invoked the right to counsel.

REFUSED

SCANNED
JUN 0 3 2021

## **WITNESS LIST**

ARRESTING OFFICER: OFC. WINDSOR #1029 DBPD	
DDRESS: 300 W ATLANTIC AVE DELRAY BEACH, FL 33444	
PHONE NUMBERS (HOME):	(WORK) <u>561-243-7800</u>
CAN TESTIFY TO: DUI PC	
NAME: OFC. WOODS #1071 DBPD	
DDRESS: 300 W ATLANTIC AVE DELRAY BEACH, FL 33444	
HONE NUMBERS (HOME)	(WORK) 561-243-7800
CAN TESTIFY TO: TRAFFIC VIOLATION	
NAME:	
DDRESS	
HONE NUMBERS (HOME)	(WORK)
CAN TESTIFY TO:	
IAME:	
ADDRESS	
PHONE NUMBERS (HOME)	(WORK)
CAN TESTIFY TO:	
NAME:	
ADDRESS	
PHONE NUMBERS (HOME)	(WORK)
AN TESTIFY TO:	
KAME:	
ADDRESS	
PHONE NUMBERS (HOME)	(WORK)
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PHONE NUMBERS (HOME)	(WORK)
CAN TESTIFY TO:	
VAME:	
ADDRESS	
PHONE NUMBERS (HOME)	(WORK)
CAN TESTIFY TO:	
NAME:	
ADDRESS	
PHONE NUMBERS (HOME)	(WORK)
CAN TESTIFY TO:	JUN-0-3-2021



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

	х	Florida State Statute	Description	Page Number(s)
		119.071(2)(d)	Surveillance techniques, procedures and personnel; inventory of law enforcement resources, policies or plans pertaining to mobilization deployment or tactical operations.	
ons		943.053, 943.0525	NCIC/FCIC/FBI and in-state FDLE/DOC.	
L/E Exemptions		119.071(4)(c)	Undercover personnel.	
L/E E)		119.071(2)(f)	Confidential informants (Cls).	
		119.071(2)(e)	Confession.	
ns		985.04(1)	Juvenile offender records.	
Public Info. Exemptions		119.071(h)(i)	Assets of a crime victim.	
o. Exe		395.3025(7)(a), 456.057(7)(a)	Medical information.	
olic Inf		394.4615(7)	Mental health information.	
2		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 o		(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)				
l Administr				
es of Judicia				
Florida Rul				
			Other:	
Other		\ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \	Other:	

#### REVIEW COMPLETED BY

ſ		Date: 6/3/2021
ļ	Booking Number: 2021013475	Specialist Name/ID: M. Tooks #8557