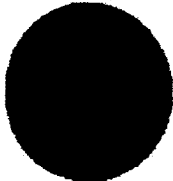


20CT15561ANB

Arrest Report 0515537

3073



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

Report Date / Time 12/1/2020 09:51 PM	Report Number FHP99ARR834821	Case Number/Cad Number FHPL20OFF068839 / LWRC20CAD185035	Reporting Officer Name COSTALES, ALEXANDRO
Originating Agency ORI	Occur Date Time Range 12/01/2020 18:23:10 -	Jurisdiction	Clearance

Location of Occurrence

County PALM BEACH	Location Type PUBLIC PLACE	Location Description SR 9 NB / S OF SR 80
Street Number SR-9NB	Street	Apt/Lot/Bldg WEST PALM BEACH
City WEST PALM BEACH	State FL	Zip Code 33405

Defendant

First Name VICTOR	Middle Name	Last Name LARES	Suffix	Race HISPANI	Sex MALE	Height 504	Weight 170	Hair BRO	Eyes BRO
MNI #	SSN	Date of Birth 05/27/1974	Age 46	ID Type E	Drivers License or other ID L620860741870	State FL	OCA / Agency ID		
Place of Birth:	Venezuela								
Address	* RESIDENCE / 1080 SANCTUARY COVE DR , WEST PALM BEACH, FL 33410 /								

Arrest

Arrest Date/Time 12/1/2020 7:31:00 PM	Arrest Location Type BUSINESS	Arrest Location Description WAWA GAS STATION 1520 Belvedere RD WEST PALM BEACH 33405				
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

On December 1, 2020, at approximately 6:30 pm, I was dispatched to reckless driver traveling north on Interstate 95 (State Road 9) south of Hypoluxo. Dispatch advised the reckless vehicle was a gray truck traveling northbound swerving across all lanes. Dispatch advised they had a witness (and line) who was

Arrest Report

05 Lomnie #8003

SCANNED

DEC 02 2020

Report Date / Time 12/1/2020 09:51 PM	Report Number FHP99ARR834821	Case Number/Cad Number FHPL20OFF068839 / LWRC20CAD185035	Reporting Officer Name COSTALES, ALEXANDRO
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observing the reckless driving pattern of the gray truck. This was the second call from the witness. Per the witness, the vehicle was still swerving from lane to lane, cut another vehicle off and was traveling at a high rate of speed.

I was able to intercept the vehicle northbound SR 9, just south of 6th Ave N. The witness was able to confirm through dispatch that I was behind the correct vehicle. The vehicle was a Gray Nissan Frontier with Florida tag KQAE87 traveling in the inside lane. I observed the vehicle following too close to the vehicle in front and weave in its lane, from right to left. I noticed the vehicle kept braking by the rear brakes lights coming on, to keep from colliding with the vehicle in front. The vehicle at one point veered into the inside center lane and straddled both lanes before veering back into the inside lane.

Based on these observations, I activated my emergency equipment and conducted a traffic stop on said vehicle. The vehicle pulled over onto the left shoulder, just south of Southern Blvd (SR 80). I made a driver side approach and advised the Driver the reason for the stop. I asked the Driver if he was having any medical issues and if he needed EMS. The Driver stated "no". I asked him if he was diabetic and he stated "no". The Driver was identified as, Victor Lares, via his Florida driver's license and was the only occupant in the car. While talking with Mr. Lares, I observed a strong unknown odor of an alcoholic beverage coming from his mouth area and that he had blood shot watery eyes. Mr. Lares initially was not wearing a mask.

I then advised Mr. Lares of all my observations and asked him if he had any alcoholic beverage before driving? Mr. Lares stated he had "1" beer and was heading home. Based on my observations so far, I believed Mr. Lares was under the influence of alcohol while driving. I then asked Mr. Lares if he was willing to perform field sobriety exercises and he consented. Due to the unsafe area of the traffic stop, I advised him that we would need to perform the exercises off the interstate and he consented. Trooper M. McDonough #870 and Trooper D. Alexandre # 1697 had also arrived on scene.

I then asked Mr. Lares to step out of the vehicle and stand in front of patrol car. Mr. Lares then became aggressive because neither Trooper McDonough and Trooper Alexandre were not wearing a mask nor gloves. He advised he has been tested "4 times" for COVID and has come back negative and did not want to get infected. Mr. Lares continued to yell and state that if anyone infected him or his car with COVID, that he was going to "sue us". But Mr. Lares was not wearing a mask himself. After a short while, I was able to calm Mr. Lares and provided him with a new disposable mask and advised him that we were going off the interstate to conduct the field sobriety exercises. Once I advised him to sit inside my patrol car he stepped back and asked why? I again advised him of my observations and why the exercises could not be conducted on the side of the roadway. After explaining again, Mr. Lares agreed and was taken to the Wawa gas station on Belvedere Road. Once at the gas station, Mr. Lares performed poorly on the field sobriety exercises.

Mr. Lares was then placed under arrest for DUI at 7:31 pm and transported to the Palm Beach County Jail. On the way to the jail, I again observed an unknown odor of an alcoholic beverage inside my patrol vehicle that was not present prior to Mr. Lares being inside. Once at the jail, I conducted a 20 minute

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observation at 8 pm, in which this time, Mr. Lares did not eat or regurgitate anything. After the 20 minutes, I asked Mr. Lares if he was willing to provide two breath samples and he consented. The first breath sample was .120 and the second .130.

Mr. Lares was then charged with DUI and issued to citations for following to closely and failure to maintain in its lane. Mr. Lares was then released to the county jail for further booking.

All events occurred in Palm Beach County.

****Note:** This investigation was primarily conducted in Spanish due to a language barrier.

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			

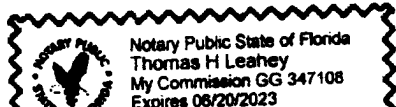
Court

Court County PALM BEACH	Court Location 3188 PGA BLVD. PALM BEACH GARDENS, FL 33410		
Court PALM BEACH NORTH COUNTY COURTHOUSE	Court Phone 561-624-6608	Court Appearance Date / Time 12/16/2020 10:30 AM	Court Fine
Comments			

Officer Name Rank / ID # COSTALES, ALEXANDRO TPR	Involvement On Report / Reporting Role REPORTING OFFICER	Officer Agency Org/Unit FLORIDA HIGHWAY PATROL FHPL\LRCC\PALM BEACH\ALL WEST
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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 COSTALES, ALEXANDRO	Office Rank TPR	Officer ID No 3943	Sworn and subscribed before me, the undersigned authority This the <u>01</u> day of <u>December</u> , <u>2020</u> DEPUTY OF THE COURT, NOTARY OR LAW ENFORCEMENT
Officer Agency FLORIDA HIGHWAY PATROL			
Officer Signature <i>A. Costales</i>			

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<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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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: 80-006240 Software: 8100.27
Date of Test: 12/01/2020

Date of Last Agency Inspection: 11/13/2020
Observation Period Began: 20:00
Subject's Name: VICTOR LARES

DOB: 05/27/1974 Sex: M

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		20:34
Air Blank	0.000	20:34
Control Test	0.081	20:34
Air Blank	0.000	20:35
Subject Sample #1: 0:129	0.000	20:36:30
Air Blank	0.000	20:37
Air Blank	0.000	20:39
Subject Sample #2: 0:130	0.000	20:40
Air Blank	0.000	20:41
Control Test	0.081	20:41
Air Blank	0.000	20:42
Diagnostics Check OK		20:42

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 SUE OWEN, 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: [Signature] Date: 12/1/2020
Signature

Sworn to (or affirmed) before me this 1ST day of December 2020

[Signature] Signature of Notary Public-State of Florida
Tpr Costales 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.



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

PBSO CASE # 20132394 PBSO ZONE 1-11

AGENCY CASE # FHPL200FF068834 CRASH CASE # _____

TIME OF STOP/CRASH 6:37pm DATE 12/1/2020 DAY Tuesday

SUBJECT'S NAME Victor Laro RACE H SEX M

HGT 504 WGT 70 DOB 5/27/1974

LOCATION 1-95 / S of SR 80

ARRESTING OFFICER'S NAME & ID A. Costales #3943 AGENCY FHP

DIVISION: Trp L

NOTIFIED BY COMMO yes

ARRIVAL AT FACILITY 2000

Arrest Time 1931

BREATH RESULTS:

1. .120
2. .130
3. /
4. _____

TESTING OFFICER'S ID 3184

NOT A CERTIFIED

TESTING FACILITY TASK REPORT

AGENCY: FHP-L

SUBJECT: LARES, VICTOR

CASE NUMBER: 20132394

DATE: 12/01/2020

VIDEO DVD NUMBER: N/A

BEGINNING TIME: 2029

ENDING TIME: 2051

BREATH TESTS RESULTS: 1) .120 TIME 2036 A.M. P.M. 2) .130 TIME 2040 A.M. P.M.
3) TIME A.M. P.M. 4) TIME A.M. P.M.

BREATH OPERATOR: S. Owen #3184

MAINTENANCE TECHNICIAN: J. Karlecke #6467

TESTING OFFICER'S OBSERVATIONS

SPEECH: SOME ENGLISH

ATTITUDE: QUIET AND CO-OPERATIVE

CLOTHING: TENNIS SHOES, GREY CARGO PANTS, GREY T-SHIRT, BLACK JACKET

MEDICAL CONDITIONS: NONE

MEDICATIONS: NONE

OTHER:

A/O SPOKE SPANISH AND DID TRANSLATION (TPR COSTALES #3943)

COMMENTS:

A/O AND DEFENDANT ARRIVED AT 2000 HOURS. A/O OBSERVED 20 MINUTES. A/O REQUESTED BREATH TEST, DEFENDANT AGREED. HAD A LITTLE PROBLEM BUT WAS ABLE TO GIVE TWO ADEQUATE SAMPLES. TECHNICIAN GAVE RESULTS, DEFENDANT UNDERSTOOD. A/O READ C/W IN SPANISH, DEFENDANT ANSWERED Q & A IN SPANISH.



**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"/>			
	<input type="checkbox"/>			
Other	<input type="checkbox"/>		Other:	
	<input type="checkbox"/>		Other:	

REVIEW COMPLETED BY

Booking Number: 2020028117	Date: 12/02/2020
	Specialist Name/ID: T Howard/7185