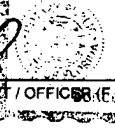


OBTS Number		ARREST / NOTICE TO APPEAR Juvenile Referral Report		1. Arrest 2. N.T.A.		3. Request for Warrant 4. Request for Capias		1		Juvenile		N									
Agency ORI Number FLO 5 0 2 6 0 0		Agency Name PALM BEACH GARDENS POLICE DEPARTMENT				Agency Report Number 78 - 22002600															
Charge Type: Check as many as apply.		☐ 1. Felony ☐ 2. Traffic Felony		☐ 3. Misdemeanor ☒ 4. Traffic Misdemeanor		☐ 5. Ordinance ☐ 6. Other		Weapon Seized / Type 2 1. Yes 2. No		Multiple Clearance Indicator											
Location of Arrest (Including Name of Business) 2401 PGA BLVD, PBG, FL, 33410						Location of Offense (Business Name, Address) PGA BLVD/ELLISON WILSON RD, PBG, FL, 33410															
Date of Arrest 05/24/2022		Time of Arrest 22:04		Booking Date		Booking Time		Jail Date		Jail Time		Location of Vehicle KAUFF'S TOWING AND RECOVERY 4701 EAST AVENUE, WPB, FL 33407									
Name (Last, First, Middle) WAGNER, ALAN,												Alias (Name, DOB, Soc. Sec. #, Etc.)									
Race W - White I - American Indian B - Black O - Oriental/Asian		Sex W M		Date of Birth 9/5/1953		Height 6'00		Weight 200		Eye Color BLU		Hair Color BRO		Complexion LGT		Build LRG					
Scars, Marks, Tattoos, Unique Physical Features (Location, Type, Description)										Marital Status MARRIED		Religion NOT STATED		Indication of: Alcohol Influence Drug Influence		Y N Unk. ☐ ☒ ☐					
Local Address (Street, Apt. Number) 1415 JAMES BAY RD, PALM BEACH GARDENS, FL 33410						(City) (State) (Zip)		Phone (561) 315-8918		Residence Type: 1. City 2. County 3. Florida 4. Out of State 1											
Permanent Address (Street, Apt. Number) 1415 JAMES BAY RD, PALM BEACH GARDENS, FL 33410						(City) (State) (Zip)		Phone		Address Source VERBAL											
Business Address (Name, Street) (City) (State) (Zip)						Phone		Occupation													
D/L Number, State W256000533250 FL				Soc. Sec. Number				INS Number				Place of Birth (City, State) SPRINGFIELD, MA				Citizenship US					
Co-Defendant Name (Last, First, Middle)						Race		Sex		Date of Birth		☐ 1. Arrested ☐ 2. At Large		☐ 3. Felony ☐ 4. Misdemeanor ☐ 5. Juvenile							
Co-Defendant Name (Last, First, Middle)						Race		Sex		Date of Birth		☐ 1. Arrested ☐ 2. At Large		☐ 3. Felony ☐ 4. Misdemeanor ☐ 5. Juvenile							
☐ Parent ☐ Legal Custodian ☐ Other: Name (Last) (First) (Middle)												Residence Phone									
Address (Street, Apt. Number) (City) (State) (Zip)												Business Phone									
Notified by: (Name)						Date		Time		Juvenile Disposition 1. Handled/ processed within Dept. and Released.		2. TOT HRS / DYS 3. Incarcerated									
Released To: (Name)						Relationship						Date		Time							
The above address provided by ☐ defendant and / or ☐ defendant's parents The child and / or parent was told to keep the Juvenile Court Clerk (Phone 355-2526) informed of any change of address. ☐ Yes, by (Name) ☐ No: (Reason)										School Attended				Grade							
Property Crime? ☐ Yes ☐ No		Description of Property						Value of Property													
CODE Drug Activity N. N/A P. Possess		S. Sell B. Buy T. Traffic		R. Smuggle D. Deliver E. Use		K. Dispense/ Distribute		M. Manufacture/ Produce/ Cultivate		Z. Other		Drug Type N. N/A A. Amphetamine		B. Barbiturate C. Cocaine E. Heroin		H. Hallucinogen M. Marijuana O. Opium/Deriv.		P. Paraphernalia/ Equipment S. Synthetics		U. Unknown Z. Other	
Charge Description DRIVING UNDER THE INFLUENCE				Counts 1		Domestic Violence ☐ Y ☒ N		Statute Violation Number 316.193(1)(A)				Violation of ORD #									
Drug Activity		Drug Type		Amount / Unit		Offense #		Warrant / Capias Number				Bond									
Charge Description				Counts		Domestic Violence ☐ Y ☐ N		Statute Violation Number				Violation of ORD #									
Drug Activity		Drug Type		Amount / Unit		Offense #		Warrant / Capias Number				Bond									
Charge Description				Counts		Domestic Violence ☐ Y ☐ N		Statute Violation Number				Violation of ORD #									
Drug Activity		Drug Type		Amount / Unit		Offense #		Warrant / Capias Number				Bond									
Charge Description				Counts		Domestic Violence ☐ Y ☐ N		Statute Violation Number				Violation of ORD #									
Drug Activity		Drug Type		Amount / Unit		Offense #		Warrant / Capias Number				Bond									
Location (Court Room Number, Address) NORTH COUNTY COURTHOUSE, 3188 PGA BOULEVARD, PALM BEACH GARDENS, FL 33410 - PH: (561) 662-6700												Court Date and Time Month JUNE Day 29 Year 2022 Time 10:00 AM X PM									
I AGREE TO APPEAR AT THE TIME AND PLACE DESIGNATED TO ANSWER THE OFFENSE CHARGED OR TO PAY THE FINE SUBSCRIBED. I UNDERSTAND THAT SHOULD I WILLFULLY FAIL TO APPEAR BEFORE THE COURT AS REQUIRED BY THIS NOTICE TO APPEAR, THAT I MAY BE HELD IN CONTEMPT OF COURT AND A WARRANT FOR MY ARREST SHALL BE ISSUED												05/24/2022									
Signature of Defendant (or Juvenile and Parent /Custodian)												Date Signed									
HOLD for other Agency Name:				Signature of Arresting Officer X				Name Verification (Printed by Arrestee)													
☐ Dangerous ☐ Suicidal ☐ Resisted Arrest ☐ Other:				Name of Arresting Officer (Print) A. FLINK				I.D. # 514													
Intake Deputy Dung 666				I.D. #				Pouch #				Transporting Officer A. FLINK									
I.D. #				Pouch #				ID # 514				Agency PBGPD									
Witness here if subject signed with an -X												PAGE 1									

OBTS Number		PROBABLE CAUSE AFFIDAVIT		1. Arrest 2. N.T.A.		3. Request for Warrant 4. Request for Capias		1	JUVENILE
A D M I N I S T R A T I V E	Agency ORI Number FL FL0502600	Agency Name Palm Beach Gardens Police Department	Agency Report Number 7 8 22-002600						
	Charge Type: ☐ 1. Felony ☐ 3. Misdemeanor ☐ 5. Ordinance ☐ 2. Traffic Felony ☒ 4. Traffic Misdemeanor ☐ 6. Other			Special Notes:					
D E F	Name (Last, First, Middle) WAGNER, ALAN			Alias WAGNER, ALAN		Race W	Sex M	Date of Birth 09/05/1953	
C H A R G E S	Charge Description 316.193(1)(A) DUI - NORMAL FACULTIES IMPAIRED			Charge Description					
	Charge Description			Charge Description					
V I C T I M	Victim's Name (Last, First, Middle) State Of Florida					Race	Sex	Date of Birth	
	Local Address (Street, Apt. Number) (City) (State) (Zip)					Phone		Address Source	
	Business Address (Name, Street) (City) (State) (Zip)					Phone		Occupation	
The undersigned certifies and swears that he/she has just and reasonable grounds to believe, and does believe that the above named Defendant committed the following violation of law. The Person taken into custody ... ☒ committed the below acts in my presence. ☐ was observed by _____ who told _____ that he/she saw the arrested person commit the below acts. ☐ confessed to _____ admitting to the below facts. ☒ was found to have committed the below acts, resulting from my (described) investigation. On the <u>24</u> day of <u>May</u>, <u>2022</u> at <u>21:48</u> (Specifically include facts constituting cause for arrest.) On 05/24/2022 at approximately 2148 hours, this Officer arrived in the parking lot of 2401 PGA Blvd, PBG, FL, to assist Ofc Hinson 546 with a traffic stop. Body worn camera and in car video were used. Ofc Hinson said he first observed the vehicle, a Toyota utility (Y70QPC/FL) disobey a steady red light west bound on PGA Blvd through the intersection of Ellison Wilson Rd, PBG, FL. Ofc Hinson then said once he attempted a traffic stop on the vehicle, it cut across three lanes of travel from the inside through lane to outside through lane. Lastly, when the vehicle entered the plaza, it entered through two wrong direction lanes, before parking in a parking spot. This Officer made contact with the driver and sole occupant, identified via Florida Driver License photo, Alan Wagner (OF) while he was still in actual physical control of same. This Officer noticed Wagner had a white pale face, was sweating profusely, appeared to have possibly spilled a liquid on his shirt, was hunched forward, had slow lethargic movements and speech. This Officer asked Wagner how he was to which he replied "I'm good, I haven't been drinking or anything". Wagner said he took a "prescription medicine earlier, but it's nothing that affects me". Wagner further stated he was at his office in North Palm and said he then went to Publix, prior to the traffic stop. Based on this Officer's observations, Wagner was asked to exit the vehicle to participate in Standardized Field Sobriety Exercises, to which he complied. Wagner initially said he did not have any medical conditions which would affect the exercises performed. The first exercise conducted, was the Horizontal Gaze Nystagmus. The stimulus used, was a Toxoptix X3 with an illuminated red light. This Officer observed a _____ of smooth									
A D M I N I S T R A T I V E	SWORN AND SUBSCRIBED BEFORE ME  SHARI L. O'NEAL Notary Public - State of Florida Commission # GG 972080 My Comm. Expires Jun 25, 2024 Notary Public / Clerk of Court / Officer (If State or National Notary Assn.)			 SIGNATURE OF ARRESTING / INVESTIGATING OFFICER			FLINK, ANDREW S (514) NAME OF OFFICER (PLEASE PRINT)		
	<u>05/24/2022</u> DATE			<u>05/24/2022</u> DATE			PAGE 1 OF 3		

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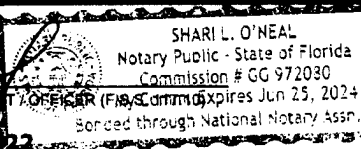
STATE ATTORNEY

CENTRAL RECORDS

JAIL

CRIME ANALYSIS

P. I. O.

OBTS Number		PROBABLE CAUSE AFFIDAVIT SUPPLEMENT		1. Arrest 2. N.T.A.	3. Request for Warrant 4. Request for Capias	1	JUVENILE
A D M I N I S T R A T I V E	Agency ORI Number FL FL0502600		Agency Name Palm Beach Gardens Police Department		Agency Report Number 7 8 22-002600		
	Charge Type: Check as many as apply. ☐ 1. Felony ☐ 3. Misdemeanor ☐ 5. Ordinance ☐ 2. Traffic Felony ☒ 4. Traffic Misdemeanor ☐ 6. Other				Special Notes:		
Name (Last, First, Middle) WAGNER, ALAN		Alias WAGNER, ALAN		Race W	Sex M	Date of Birth 09/05/1953	
pursuit in both eyes and sustained involuntary jerking in both eyes at maximum deviation. Wagner moved his head multiple times during the exercise and raised his arms from as well. Wagner had a lack of convergence in his right eye, twice. Wagner's pupils were constricted and appeared to remain this way whether a light was in or near his eyes, or when ambient lighting conditions existed. The second exercise to be conducted, was the Walk and Turn. While getting into the starting position, Wagner said he would be unable to do the exercise due to a knee condition. The exercise was terminated and seated exercises were conducted from herein. The third exercise conducted, was the Finger to Nose. When told to begin, Wagner raised his left hand and touched his nose rather than tilting his head the best he can and closing his eyes. During the first command of Left, Wagner touched the left side of his nose and opened his eyes. The first command of Right and second command of Left, Wagner used the pad of his finger. The second command of Right, Wagner touched he side of his nose. The third command of Right, Wagner used the pad of his finger. The final command of Left, Wagner did not lower his hand until told. The fourth exercise conducted, was the Palm Pat. Wagner did not increase speed until told to do so. Wagner doubled patted four times and toward the end of the exercise, Wagner did not count when his hands made contact. The fifth and final exercise conducted, was the Hand Coordination. Prior to Task 1, Wagner started before being told to do so. Task 3, Wagner did not return his left fist to his chest, rather Wagner started Task 2 again, then repeated Task 1. Wagner then did not complete Task 4, which was to return his palms to his lap. Based on this Officer's observations, Wagner was placed under arrest at 2204 hours. During a search of Wagner's vehicle, incident-to-arrest, Officers located an orange prescription bottle, in Wagner's name, in the center console. The prescription was for Buprenorphine HCL 8mg, containing multiple within. Also located in the vehicle was 20mg CBD liquid drops. At PBSO BAT, this Officer requested Wagner to provide a breath sample for the purpose of determining its alcohol content, to which he refused. This Officer read updated Florida Implied Consent to Wagner to which he acknowledged and eventually agreed to provide a breath sample. At 2305 hours and at 2308 hours, he blew .024. This Officer requested Wagner to provide a urine sample for the purpose of determining the presence of chemical or controlled substances, to which he requested counsel. This Officer reminded Wagner of Florida Implied Consent, to which he declined to have it read to him and again and agreed to provide a urine sample. Wagner provided a urine sample at 2313 hours.							
SWORN AND SUBSCRIBED BEFORE ME  NOTARY PUBLIC / CLERK OF COURT / FOREMAN (F.S. 222.01) Expires Jun 25, 2024 Bonded through National Notary Assn.		SHARI L. O'NEAL Notary Public - State of Florida Commission # GG 972030 Bonded through National Notary Assn.		 SIGNATURE OF ARRESTING / INVESTIGATING OFFICER		FLINK, ANDREW S (514) NAME OF OFFICER (PLEASE PRINT)	
05/24/2022 DATE		05/24/2022 DATE		05/24/2022 DATE		PAGE 2 OF 3	

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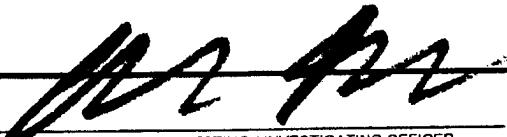
STATE ATTORNEY

CENTRAL RECORDS

JAIL

CRIME ANALYSIS

P. I. O.

OBTS Number		PROBABLE CAUSE AFFIDAVIT SUPPLEMENT		1. Arrest 2. N.T.A.		3. Request for Warrant 4. Request for Capias		1	JUVENILE
A D M I N I S T R A T I V E	Agency ORI Number	Agency Name	Agency Report Number						
	FL FL0502600	Palm Beach Gardens Police Department	7 8 22-002600						
	Charge Type: ☐ 1. Felony ☐ 3. Misdemeanor ☐ 5. Ordinance Check as many as apply: ☐ 2. Traffic Felony ☒ 4. Traffic Misdemeanor ☐ 6. Other		Special Notes:						
	Name (Last, First, Middle)		Alias		Race	Sex	Date of Birth		
	WAGNER, ALAN		WAGNER, ALAN		W	M	09/05/1953		
Based on the results of the investigation and the totality of the circumstances presented, this Officer has probable cause to prove Alan Wagner operated a motor vehicle, in the state of Florida, while under the influence to the extent his normal faculties were impaired, in violation of FSS 316.193(1) (A).									
NOT A CERTIFIED COPY									
	SWORN AND SUBSCRIBED BEFORE ME  SHARI L. O'NEAL Notary Public - State of Florida Commission # GG 972080 My Comm. Expires Jun 25, 2024 Notary Public / Clerk of Court / Officer (F.S.S. 147.10) Notary Public / Clerk of Court / Officer (F.S.S. 147.10)		 SIGNATURE OF ARRESTING / INVESTIGATING OFFICER						
	05/24/2022 DATE		FLINK, ANDREW S (514) NAME OF OFFICER (PLEASE PRINT)						
			05/24/2022 DATE						

COURT

STATE ATTORNEY

CENTRAL RECORDS

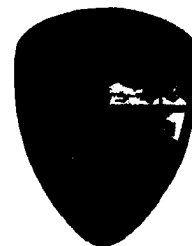
JAIL

CRIME ANALYSIS

P. I. O.



PALM BEACH GARDENS POLICE DEPARTMENT
DUI TESTING FACILITY INFORMATION SHEET



PBSO Case #: 22 070805 PBSO Zone: 3-13

Agency Case #: 22002600 Crash Case #: _____

Incident Information:

Time of Stop/Crash: 2137 Date of Incident: 05/24/2022 Day: TUESDAY

Location of Incident: PGA BLVD/ELLISON WILSON RD, PBG, FL, 33410

Arrest Information:

Time of Arrest: 22:04 Date of Arrest: 05/24/2022 Day: TUESDAY

Location of Arrest: 2401 PGA BLVD, PBG, FL, 33410

Subject's Name: (L) WAGNER, (F) ALAN, (M) _____

DOB: 9/5/1953 Race: W Sex: M Height: 6'00 Weight: 200 Hair BRO Eye BLU

Address: 1415 JAMES BAY RD, PBG, FL 33410 Phone: (561) 315-8918

Arresting Officer's Name: A. FLINK ID#: 514

Agency: PBGPD Division: TRAFFIC UNIT

Breath Results

- 1) .024 at 23:05 hrs.
- 2) .024 at 23:08 hrs.
- 3) Urine at _____ hrs.
- 4) Pending at _____ hrs.

---BAT Use---

BAT Notified: YES
Arrival Time at BAT: 2238
Subject Arrest Time: 22:04

Breath Test Operator: ONEAL 6212
PBSO

SUBJECT: Wayne Allen

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 determining the presence of chemical or controlled substances.

NOTE: READ ONLY IF THE SUBJECT DOES NOT COMPLY WITH YOUR REQUEST.

I am Wayne Allen of the TRCTD

If you refuse to take the test I have requested of you, your driving privilege will be suspended for a period of one (1) year for a FIRST REFUSAL, or eighteen (18) months if your driving privilege has been PREVIOUSLY SUSPENDED, or if you have been PREVIOUSLY FINED under s. 327.35215, for refusing to submit to a lawful test of your breath, urine, or blood. Additionally, if you refuse to take the test I have requested of you, and if your driving privilege has been previously suspended, or if you have been previously fined under s. 327.35215, for a refusal to submit to a lawful test of your **breath, urine** or blood, you will be committing a misdemeanor, in addition to any other penalties which can be imposed by law.

Refusal to submit to the test I have requested is admissible into evidence in any criminal proceeding.

Do you understand what I have just read to you? YES <or> NO Do you still refuse to submit to this test? YES <or> NO

NOTE: IF THE SUBJECT POSSESSES A COMMERCIAL DRIVER'S LICENSE (CDL), READ THE FOLLOWING,

If you are a Commercial Driver License (CDL) holder or were driving a Commercial Motor Vehicle (CMV), your refusal to submit to testing will result in the loss of your commercial driving privilege for a period of one year from today. If this is your SECOND REFUSAL, you will be permanently disqualified from holding a CDL or operating a CMV.

Do you understand what I have just read to you? YES <or> NO Do you still refuse to submit to this test? YES <or> NO

SUBJECTS SIGNATURE: (X) Wayne Allen

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) Wayne Allen

WHITE: STATE ATTY.

YELLOW: DHSMV

PINK: CENTRAL RECORDS

GOLD: JAIL

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?

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: _____

**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: 80-006238 Software: 8100.27
Date of Test: 05/24/2022

Date of Last Agency Inspection: 05/13/2022

Observation Period Began: 22:38

Subject's Name: ALAN WAGNER

DOB: 09/05/1953 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	23:03
	Air Blank	0.000	23:03
	Control Test	0.080	23:04
	Air Blank	0.000	23:04
	Subject Sample #1	0.024	23:05
	Air Blank	0.000	23:05
	Air Blank	0.000	23:07
	Subject Sample #2	0.024	23:08
	Air Blank	0.000	23:08
	Control Test	0.080	23:09
	Air Blank	0.000	23:09
	Diagnostics Check	OK	23:09

Cylinder Lot: 29821080A4
Exp: 12/05/2023

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 SHARI L O'NEAL, 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: S. O'Neal Date: 05-24-22
Signature

Sworn to (or affirmed) before me this 24 day of May, 2022

Signature of Notary Public-State of Florida [Signature] Printed Name of Notary Public-State of Florida Ofc. Flink #514

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.



TOXICOLOGY ANALYSIS REQUEST

This Form Must Be Included With the Property Receipt and Accompany the Evidence Submitted for Toxicology Analysis
PRINT LEGIBLY OR TYPE

Agency: PALM BEACH GARDENS POLICE DEPARTMENT Case #: 22002600

Officer: A. FLINK ID#: 514 Email: aflink@pbgfl.com

Specimen Collected By: A. FLINK Date: May 24, 2022 Time: 2313

Specimen Collected From: WAGNER, ALAN, Age: 69 Sex: M Hgt: 6'00 Wgt: 200

Specimen Type: ☐ Blood ☒ Urine ☐ Beverage ☐ Other-Describe _____

Type of Case: ☐ Traffic Crash ☐ Fatality ☒ DWI/DUI ☐ Other Date: 5/24/22 Time: 2313

Potential Felony? ☐ Yes ☒ No

Was any medication administered by medical personnel prior to sample being drawn: ☐ Yes ☒ No

If yes, name of Medication(s): n/a

Subject Arrested: ☒ Yes ☐ No

Breath Test Performed? ☒ Yes ☐ No Results: .024 .024 - -

Tests requested: ☐ Blood Alcohol ☐ Blood Drug Screen ☒ Urine Drug Screen

NOTE: Blood Alcohol analysis is performed on all DUI blood specimens. Requested Blood Drug Screen may not be performed based on the laboratory protocol. If you have any questions, please contact the Toxicology Unit at 561-688-4814 or toxicologyrequest@pbso.org.

DRE exam performed: ☐ Yes ☒ No DRE Officer: n/a Agency: _____

DRE Opinion: _____ DRE Email: _____

Drug History and Signs of Impairment (Please list any drugs, medications, or prescriptions the subject may have taken or were in his/her possession.)

Buprenorphine HCL 8mg and CBD in vehicle

Wagner had a white pale face, was sweating profusely, appeared to have possibly spilled a liquid on his shirt, was hunched forward, had slow lethargic movements and speech. This Officer asked Wagner how he was to which he replied "I'm good, I haven't been drinking or anything". Wagner said he took a "prescription medicine earlier, but it's nothing that affects me".

TESTING FACILITY TASK REPORT

AGENCY: PBG OFC. FLINK #514	
SUBJECT: WAGNER, ALAN	CASE NUMBER: 22-070805
DATE: 05-24-22	VIDEO DVD NUMBER: N/A
BEGINNING TIME: 22:58 HRS	ENDING TIME: 23:11 HRS
BREATH TESTS RESULTS: 1) .024 TIME 23:05 A.M. ☐ P.M. ☒ 2) .024 TIME 23:08 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:	SLUR
ATTITUDE:	CALM, COOPERATIVE
CLOTHING:	SHIRT- NAVY BLUE/PRINT/SWEATY SHORTS- BLACK
MEDICAL CONDITIONS:	ARTHRITIS, BLOOD PRESSURE AND ALLERGIC TO PENICILLIN
MEDICATIONS:	YES FOR THE ARTHRITIS AND BLOOD PRESSURE

OTHER:

EYES: RED, GLASSY
DEXTERITY: SLOW

COMMENTS:

20 MIN. OBSERVATION DONE BY A/O FLINK #514
A/O REQUESTED THE BREATH TEST.
D REFUSED THE REQUEST AT FIRST.
A/O READ THE IMPLIED CONSENT ON CAMERA.
D UNDERSTOOD THE I/C.
D DECIDED TO SUBMIT AFTER THE I/C WAS READ TO HIM.
D COMPLETED THE TEST CORRECTLY, D HAD A LITTLE DIFFICULTY.
EXPLAINED THE BREATH RESULTS TO THE D.
A/O REQUESTED A URINE SAMPLE ON CAMERA.
D ASKED ABOUT HIS ATTORNEY, A/O REMINDED HIM ABOUT THE IMPLIED CONSENT.
D SUBMITTED TO THE URINE REQUEST.



**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	☐	119.071(2)(d)	Surveillance techniques, procedures and personnel; inventory of law enforcement resources, policies or plans pertaining to mobilization deployment or tactical operations.	
	☐	943.053, 943.0525	NCIC/FCIC/FBI and in-state FDLE/DOC.	
	☐	119.071(4)(c)	Undercover personnel.	
	☐	119.071(2)(f)	Confidential informants (CIs).	
	☐	119.071(2)(e)	Confession.	
Public Info. Exemptions	☐	985.04(1)	Juvenile offender records.	
	☐	119.071(h)(i)	Assets of a crime victim.	
	☐	395.3025(7)(a), 456.057(7)(a)	Medical information.	
	☐	394.4615(7)	Mental health information.	
	☐	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)	☒	(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.	
	☐	(xii) 741.30(3)(b)	The victim's address in a domestic violence action on petitioner's request.	
	☐	(xiii) 119.071(2)(h), 119.0714(1)(h)	Protected information regarding victims of child abuse or sexual offenses.	
	☐			
	☐			
	☐			
	☐			
Other	☐		Other:	
	☐		Other:	

REVIEW COMPLETED BY

Booking Number: 2022013515	Date: 5/25/2022
	Specialist Name/ID: Chantel Daniels/30347