

# CRIMINAL REPORT AFFIDAVIT/HILLSBOROUGH COUNTY, FLORIDA

Supplemental Page   
  Plant City Courthouse   
  Notice To Appear   
 CRA #: HS21025466

Fel   
 Misd   
 (APAD) Adult Pre-Arrest Div   
 Traffic   
 Tampa Ord   
 Juv Delinq   
 JAAP   
Booking #: 2021-28544

**Arrest Type:**  PC   
 Warrant   
 PC VOP/VOCC   
**Request:**  Warrant   
 SAO Review Direct File   
 JUV Pick-Up Order

Court Case #	Family #	SOID #
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<b>Agency:</b> <input checked="" type="radio"/> HCSO <input type="radio"/> TPD <input type="radio"/> PCPD <input type="radio"/> TTPD <input type="radio"/> FHP <input type="radio"/> Other: _____	<b>Report #</b> 21-0761123	<b>Report Written</b> <input checked="" type="radio"/> Yes <input type="radio"/> No
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<b>Offense Location:</b> HILLSBOROUGH AV W / LONGBOAT BL W, TAMPA, FL 33615	<b>Offense Date:</b> 11/13/2021	<b>Offense Time:</b> 1006
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<b>Arrest Location:</b> 6001 WEBB RD, TAMPA, FL 33615	<b>Arrest Date:</b> 11/13/2021	<b>Arrest Time:</b> 1228
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<b>Defendant:</b> Last Name <b>SIMINSKI</b>	First Name <b>CHARLES</b>	Middle Name <b>DENNIS</b>	<input type="radio"/> Gang Name:
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Race White	Gender <input checked="" type="radio"/> M <input type="radio"/> F	DOB 01/05/1970	DL# S552144700050	State FLORIDA	POB (City, State) NEW YORK
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<b>Address Street:</b> 14027 CHERRY LAKE DR	<b>City:</b> TAMPA	<b>State:</b> FLORIDA	<b>Zip:</b> 33618
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<b>School (JUV)</b>	<b>Parent/Guardian (JUV)</b>
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**The defendant does not qualify for the APAD/JAAP program because:**  
 SUBJECT IS BEING ARRESTED FOR DUI AND DENIES COMMITTING THE OFFENSE, THEREFORE HE IS INELIGIBLE FOR APAD.

No Co-defendants Found

Statute	Level	Degree	Charge	Count	Citation #	DV
316.193(1)(A)	Misd	S	DRIVING UNDER THE INFLUENCE (TRAF1012)	1	A851MTE	<input type="radio"/>

The undersigned swears there are reasonable grounds to believe that the above named defendant in Hillsborough County, Florida, did  
 On 11-13-2021, at 1006 hours, on Westbound Hillsborough Av W, at the intersection of Longboat Bl W, Tampa, FL, Dep. George #4710 was stopped in the left turn lane at a steady red turn light, waiting to turn South onto Longboat Bl W. The defendant was traveling West on Hillsborough Av W in his white Lexus LS 460 (FL Tag: B9LMY) when he committed a traffic violation when he pulled in front of Dep. George and stopped in the middle of the intersection. The defendant committed another traffic violation when he turned left while the turn signal was still steady red, traveling in front of an oncoming vehicle that had to brake hard to avoid a collision. Dep. George turned on his emergency equipment to conduct a traffic stop. The defendant in his vehicle pulled over to the right, then pulled back into the through lane, before he then pulled over to the left side of the southbound roadway, finally stopping in the middle of the roadway by a median. Dep. George noted the defendant had red glossy eyes and he could detect the odor of alcohol coming from the defendant's breath. The defendant appeared confused over the events that occurred, and of his current location. The defendant had difficulty finding his vehicle registration, and at one point handed Dep. George a Hillsborough County Tax Document. The defendant was leaning against his own vehicle while standing next to it. Upon my (Dep. Naylor #227082) arrival I also noted the defendant had red glossy eyes, and I could detect the odor of alcohol coming from his breath when he spoke to me. I determined through the defendant's appearance and actions observed by Dep. George and myself, he did appear to be impaired. I informed the defendant I was conducting a DUI investigation. The defendant advised he was feeling fine right now, but did mention being diabetic. I requested an ambulance to check the defendant in order to determine if he was suffering from a diabetic issue. HCFR Rescue #13 responded (HCFR Run #21-116973). HCFR advised the defendant's blood sugar and vitals were normal. The defendant did not inform HCFR of any current medical issues, and HCFR was going to clear the defendant medically. The defendant began signing the refusal of transport, but stopped to ask me (Dep. Naylor) what I was going to do to him if he didn't go to the hospital. I advised I would talk to him after he was done with HCFR, and the defendant advised he then wants to go to the hospital, stating he was feeling, "Disoriented." The defendant was transported to Tampa Community Hospital (6001 Webb Rd). I read implied consent to the defendant, and he refused to submit to a breath, urine, or blood test. The defendant informed the staff that now his chest, back, and head were hurting, and he had a possible head injury from a fall the day before, all of which he had not previously mentioned. The defendant admitted to hospital staff drinking alcohol "last night." The hospital staff determined multiple tests were going to be done for the possible medical issues. I informed the defendant he was no longer being detained, and I would follow up this case on another date in reference to the DUI investigation and his refusal to submit to a test. I exited the hospital. Shortly after exiting the hospital, I was informed by hospital staff that the defendant had refused testing and treatment at the hospital, the defendant's vitals were normal, and the

**Clerk of Court**

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HILLSBOROUGH COUNTY, FLORIDA

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defendant was going to be immediately discharged. I noted it was 1228 hours (11-13-2021) when the defendant was being discharged, approximately 2.5 hours after initial contact with him. The defendant exited the hospital on foot. I stopped the defendant and requested once more that he submit to Field Sobriety Exercises, to which the defendant refused. I took the defendant into custody and transported him to HCSO Central Breath Testing. I once again read implied consent to the defendant. I asked the defendant if he was still refusing to submit to a test of his breath, urine, and blood, to which the defendant replied, "Yes." I verified the defendant's identification via his Florida DL.

Pursuant to Florida Statute §92.525 and under penalties of perjury, I declare that I have read the foregoing document and the facts stated in it are true to the best of my knowledge. For Notices to Appear, I also certify that a complete list of witnesses and evidence known to me is attached.

Affiant:	DEP I Naylor Digitally signed on 2021.11.13 14:50:46	Officer # 227082	DIST: D3	SWORN TO AND SUBSCRIBED BEFORE ME THIS DATE CPL R Blair Digitally signed on 2021.11.13 14:51:37	Officer # 5132
			SQD: D3305		

Judgment requested against defendant for agency investigative cost per Florida Statute 938.27: \$46.20

2021 NOV 14 AM 5:33  
CLERK OF COURT

Clerk of Court

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