

22CT21457 NB

ARREST / NOTICE TO APPEAR

1. Arrest 2. N.T.A. 3. Request for Warrant 4. Request for Capias

1

JUVENILE

OBTS Number	Agency ORI Number 0502300		Agency Name North Palm Beach Police Department		Agency Report Number (N.T.A.'s only) 7 0 22-000897	
Charge Type: Check as many # apply	<input type="checkbox"/> 1. Felony	<input type="checkbox"/> 2. Traffic Felony	<input checked="" type="checkbox"/> 3. Misdemeanor	<input type="checkbox"/> 4. Traffic Misdemeanor	<input type="checkbox"/> 5. Ordinance	<input type="checkbox"/> 6. Other
Location of Arrest (Including Name of Business) US HIGHWAY 1/ANCHORAGE DR S, US HIGHWAY 1/				Location of Offense (Business Name, Address) US HIGHWAY 1/ ANCHORAGE DR S, NORTH PALM BEACH,		
Date of Arrest 12/24/2022	Time of Arrest 23:55	Booking Date 12/25/2022	Booking Time 00:05	Jail Date	Jail Time	Location of Vehicle US HIGHWAY 1/
Name (Last, First, Middle) HUYNH, CHUONG TAN			Alias (Name, DOB, Soc. Sec. #, Etc.) Alias:			
Race W - White B - Black O - Oriental/Asian	Sex M	Date of Birth 06/11/1974	Height 5'01	Weight 130	Eye Color BLACK	Hair Color BLACK
Scars, Marks, Tattoos, Unique Physical Features (Location, Type, Description)			Marital Status M	Religion	Completion MEDIUM	Build SMALL
Local Address (Street, Apt. Number) 13900 CROSSPOINTE CT, WEST PALM BEACH, FL 33418			Phone		Residence Type: 1. City 3. Florida 2. County 4. Out of State 2	
Permanent Address (Street, Apt. Number) 13900 CROSSPOINTE CT, WEST PALM BEACH, FL 33418			Phone		Address Source FL DL	
Business Address (Name, Street) 13900 CROSSPOINTE CT, WEST PALM BEACH, FL 33418			Phone		Occupation	
DL Number, State H500118742110 / FL	Soc. Sec. Number	DNS Number	Place of Birth (City, State) VIETNAM, North		Citizenship US	
Co-Defendant Name (Last, First, Middle)	Race	Sex	Date of Birth	<input type="checkbox"/> 1. Arrested	<input type="checkbox"/> 3. Felony	<input type="checkbox"/> 5. Juvenile
Co-Defendant Name (Last, First, Middle)	Race	Sex	Date of Birth	<input type="checkbox"/> 2. At Large	<input type="checkbox"/> 4. Misdemeanor	<input type="checkbox"/> 6. Other
Name (Last, First, Middle)			Residence Phone		Business Phone	
Address (Street, Apt. Number)			Date		Time	
Notified by: (Name)			Date		Time	
Released To: (Name)			Date		Time	
The above address was provided by <input type="checkbox"/> defendant and/or <input type="checkbox"/> defendant's parents. The child and/or parent was told to keep the Juvenile Court Clerk's Office (Phone 355-2526) informed of any change of address.			School Attended		Grade	
Property Crime? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No			Description of Property		Value of Property	
Drug Activity			Drug Type		B. Barbiturate	
Charge Description DUI - NORMAL FACULTIES IMPAIRED			Statute Violation Number 316.193(1)(A)		Violation of ORD #	
Drug Activity			Drug Type		Warrant / Capias Number	
Charge Description			Statute Violation Number		Violation of ORD #	
Drug Activity			Drug Type		Warrant / Capias Number	
Charge Description			Statute Violation Number		Violation of ORD #	
Drug Activity			Drug Type		Warrant / Capias Number	
Health / Apparent Physical Condition of Defendant			Any knowledge of the following: <input type="checkbox"/> Mental <input type="checkbox"/> Escape Risk <input type="checkbox"/> Medication <input type="checkbox"/> Deformities <input type="checkbox"/> Injuries			
Check which applies: <input type="checkbox"/> Released O.R. <input type="checkbox"/> Released to Parent/Guardian <input type="checkbox"/> T.O.T. County Jail			PROPERTY - Received By		Released By	
Transported By			Date Transported		Time Transported	
<input checked="" type="checkbox"/> INSTRUCTION NO. 1 - Mandatory appearance in court			Location (Court, Room) North County PALM BEACH GARD		No Photo Available	
<input type="checkbox"/> INSTRUCTION NO. 2 - You need not appear in Court but must comply with instructions on Page 2.			Court Date and Time 01/25/2023 10:00:00			
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			Signature of Defendant (or Juvenile and Parent/Custodian)		Date Signed	
HOLD for Other Agency			Signature of Arresting Officer		Name Verification (Printed by Arrestee)	
<input type="checkbox"/> Dangerous <input type="checkbox"/> Resisted Arrest			Name of Arresting Officer (Print) MILORD, J.		(PRINT)	
<input type="checkbox"/> Suicidal <input type="checkbox"/> Other			ID # 9905		PAGE	
Inmate Deputy J DUNN 36162			Transporting Officer MILORD		ID # Agency 9905 NPBPD	
Witness here if subject signed with an "X"			1 OF 1			

0536948

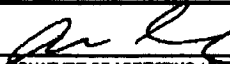
19574

PROBABLE CAUSE AFFIDAVIT

1. Arrest 2. N.T.A. 3. Request for Warrant 4. Request for Citrus

1 JUVENILE

OST# Number	Agency ORI Number FL FL0502300		Agency Name NORTH PALM BEACH POLICE	Agency Report Number 7 0 22-000897
Charge Type: Check as many as apply.	<input type="checkbox"/> 1. Felony <input type="checkbox"/> 2. Traffic Felony	<input type="checkbox"/> 3. Misdemeanor <input checked="" type="checkbox"/> 4. Traffic Misdemeanor	<input type="checkbox"/> 5. Ordinance <input type="checkbox"/> 6. Other	Special Number
Name (Last, First, Middle) HUYNH, CHUONG TAN	Alias	Race A	Sex M	Date of Birth 06/11/1974
Charge Description 316.193(3)(A) DUI - NORMAL FACULTIES IMPAIRED	Charge Description	Charge Description	Charge Description	Charge Description
Local Address (Street, Apt. Number) _____ (City) _____ (State) _____ (Zip)	Phone _____	Address Source _____		
Business Address (Phone, Street) _____ (City) _____ (State) _____ (Zip)	Phone _____	Occupation _____		
<p>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.</p> <p>The Person taken into custody ...</p> <p><input checked="" type="checkbox"/> committed the below acts in my presence. <input type="checkbox"/> was observed by _____ who told _____ that he/she saw the arrested person commit the below acts.</p> <p><input type="checkbox"/> confessed to _____ admitting to the below facts. <input checked="" type="checkbox"/> was found to have committed the below acts, resulting from my (described) investigation.</p> <p>On the <u>25</u> day of <u>December</u>, <u>2022</u> at <u>00:26</u> (Specifically include facts constituting cause for arrest.)</p> <p>On 12/24/2022 at approximately 11:38pm, I was conducting traffic enforcement in the 800 block of US Highway 1, North Palm Beach, Florida 33408 when I observed a silver 2019 Honda utility, FL tag FXGP98, traveling southbound. As the vehicle passed my location where I was stationary in the median, the vehicle was in the inside left lane when I observed the vehicle drift to the left over the solid yellow painted fog line, nearly striking the raised concrete median. I then began to follow the vehicle southbound on US Highway 1. As I was following the vehicle, I observed the vehicle drift from the left lane approximately 6 feet into the center lane and continue to drive for approximately one half mile, straddling the painted lane divider halfway between both lanes. While the vehicle was traveling between the lanes, another motorist had to swerve away from the defendant's vehicle to avoid being struck. The vehicle then accelerated from 38 mph to 48 mph and then came to an abrupt stop in the middle of US Highway 1. The vehicle then began to drive southbound again, at which time I activated my emergency lights and conducted a traffic stop on the vehicle at US Highway 1 and S Anchorage Drive.</p> <p>I made contact with the driver and explained the reason for the traffic stop. I requested his driver's license and he was identified by his Florida driver's license as A/M Chuong Tan Huynh(06/11/74). While speaking with Huynh, I observed that his eyes were red and glassy and his speech was extremely slurred. I also detected a strong odor of an unknown alcoholic beverage on his breath as he spoke. I asked Huynh where he was coming from and if he had consumed any alcohol. Huynh stated that he was coming from a party and that he drank two beers approximately one hour earlier. Several minutes later, I again asked Huynh how much alcohol he had consumed and then he stated three beers.</p> <p>Based on Huynh's driving pattern, obvious signs of impairment, and admission to consuming alcohol, I requested Police Officer Milord to respond to the scene to conduct a driving under the influence investigation. I briefed Police Officer Milord on my observations and the subsequent driving under the influence investigation was turned</p>				
<p>SWORN AND SUBSCRIBED BEFORE ME</p> <p>MILORD, JHAMIL NOTARY PUBLIC / CLERK OF COURT / OFFICER (F.S. 117.10)</p> <p>12/25/2022 DATE</p> <p>_____ SIGNATURE OF ARRESTING / INVESTIGATING OFFICER</p> <p>COUNCIL, ANDREW (9794) NAME OF OFFICER (PLEASE PRINT)</p> <p>12/25/2022 DATE</p> <p>PAGE 1 of 2</p>				

COST Number		PROBABLE CAUSE AFFIDAVIT SUPPLEMENT		1. Arrest 2. N.T.A.	3. Request for Warrant 4. Request for Citation	1	JUVENILE
A D M I N	Agency ORI Number	Agency Name		Agency Report Number			
	FL FL0502300	NORTH PALM BEACH POLICE		7 0 22-000897			
D E F	Charge Type: Check as many as apply.		Special Notice:		Race	Sex	Date of Birth
	<input type="checkbox"/> 1. Felony <input type="checkbox"/> 2. Traffic Felony <input type="checkbox"/> 3. Misdemeanor <input checked="" type="checkbox"/> 4. Traffic Misdemeanor <input type="checkbox"/> 5. Ordinance <input type="checkbox"/> 6. Other				A	M	06/11/1974
Name (Last, First, Middle)		Alias					
HUYNH, CHUONG TAN							
<p>over to him. Huynh was issued a traffic citation for failure to maintain a single lane (Citation AG3WH5E).</p>							
<p>NOT A CERTIFIED COPY</p>							
A D M I N I S T R A T I V E	SWORN AND SUBSCRIBED BEFORE ME						
	MILORD, JAMIL			 SIGNATURE OF ARRESTING / INVESTIGATING OFFICER			
	NOTARY PUBLIC / CLERK OF COURT / OFFICER (F.S.S. 117.10)			COUNCIL, ANDREW (9794)			
	12/25/2022			NAME OF OFFICER (PLEASE PRINT)			
DATE			12/25/2022				
			DATE				
			PAGE				
			2 of 2				

COURT

STATE ATTORNEY

CENTRAL RECORDS

JAIL

CRIME ANALYSIS

P. I. O.

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	ORIS Number	Agency ORI Number FL FL0502300		Agency Name NORTH PALM BEACH POLICE		Agency Report Number 7 0 22-000897	
	Charge Type: Check as many as apply: <input type="checkbox"/> 1. Felony <input type="checkbox"/> 2. Traffic Felony <input type="checkbox"/> 3. Misdemeanor <input checked="" type="checkbox"/> 4. Traffic Misdemeanor <input type="checkbox"/> 5. Ordinance <input type="checkbox"/> 6. Other		Special Notes:		Race A		Sex M
D E F E N D E N T	Name (Last, First, Middle) HUYNH, CHUONG TAN					Date of Birth 06/11/1974	
	Charge Description 316.193(1)(A) DUI - NORMAL FACULTIES IMPAIRED		Charge Description				
C H A R G E S	Charge Description		Charge Description				
	Charge Description		Charge Description				
V I C T I M	Victim's Name (Last, First, Middle) FLORIDA, STATE OF					Race U	Sex U
	Local Address (Street, Apt. Number) 560 US HIGHWAY 1, NORTH PALM BEACH, FL 33408		(City)	(State)	(Zip)	Phone (561) 848-2525	Address Source
Business Address (Name, Street)		(City)	(State)	(Zip)	Phone	Occupation	
<p>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.</p> <p>The Person taken into custody...</p> <p><input type="checkbox"/> committed the below acts in my presence. <input type="checkbox"/> was observed by _____ who told _____ that he/she saw the arrested person commit the below acts.</p> <p><input type="checkbox"/> confessed to _____ admitting to the below facts. <input checked="" type="checkbox"/> was found to have committed the below acts, resulting from my (described) investigation.</p> <p>On the <u>24</u> day of <u>December</u>, <u>2022</u> at <u>23:39</u> (Specifically include facts constituting cause for arrest.)</p> <p>On December 24th, 2022 at approximately 2339 hours, I responded to Police Sergeant Council's traffic stop at US Highway 1 and S Anchorage Dr, North Palm Beach FL, 33408 as a backup officer.</p> <p>Upon arrival to the scene, Police Sergeant Council notified me that the driver of the vehicle Chuong Huynh (A/M 6/11/1974) was showing obvious signs of impairment. I went and made contact with Huynh, and asked him where he was coming from. Huynh stated to me that he was coming from his Christmas party that was located at Charlie's. I then asked Huynh where Charlie's was located and he stated to me that his name is Charlie. I then asked Huynh if he had anything to drink at the party. Huynh stated to me that he did have two beers at the party. While talking to Huynh I noticed that he had bloodshot red eyes, glassy eyes, slurred speech, and the odor of an unknown alcoholic beverage coming off his breath. I asked Huynh if he would be willing to complete several standardized field sobriety tasks (SFSTs), and he stated that he would. I then asked Huynh to step out of the vehicle. While stepping out of the vehicle Huynh had trouble maintaining his balance and almost fell over into the median. I had to catch him so he would not injure himself. I asked Huynh if he had any medical problems and he stated to me that he did not.</p> <p>I explained the first SFST Horizontal Gaze Nystagmus (HGN) to Huynh and he stated that he understood. I placed the stimulus (a black pen) in front of Huynh and advised him to follow the pen with his eyes only. Huynh swayed from left to right, was unable to keep his balance, and was not able to maintain the starting position. As I began to move the pen, Huynh moved his head to follow the pen and stared at me. I had to remind Huynh to follow the pen with his eyes only numerous times. Huynh was eventually able to follow the pen, and his eyes showed the following signs: a Lack of Smooth Pursuit in both the right and left eyes, Distinct Nystagmus at Maximum Deviation in both the right and left eyes, and Onset of Nystagmus Prior to 45 degrees in both the right and left eyes.</p>							
<p>SWORN AND SUBSCRIBED BEFORE ME</p> <p><i>T. Leahy</i> NOTARY PUBLIC / CLERK OF COURT 12/25/22 DATE</p> <p>Notary Public State of Florida Thomas J. Leahy My Commission GG 347108 Expires 06/20/2023</p> <p><i>Milord Jhamil</i> SIGNATURE OF ARRESTING / INVESTIGATING OFFICER MILORD, JHAMIL (9905) NAME OF OFFICER (PLEASE PRINT) 12/25/2022 DATE</p>							
						PAGE 1 OF 3	

PROBABLE CAUSE AFFIDAVIT
SUPPLEMENT

1. Arrest
2. N.T.A
3. Request for Warrant
4. Request for Capture

1

JUVENILE

OBTS Number	Agency ORI Number FL FL0502300		Agency Name NORTH PALM BEACH POLICE		Agency Report Number 710 22-000897	
Charge Type: Check as many as apply			Special Notes:			
<input type="checkbox"/> 1. Felony <input type="checkbox"/> 2. Traffic Felony <input type="checkbox"/> 3. Misdemeanor <input checked="" type="checkbox"/> 4. Traffic Misdemeanor <input type="checkbox"/> 5. Ordinance <input type="checkbox"/> 6. Other						
Name (Last, First, Middle) HUYNH, CHUONG TAN					Race A	Sex M
					Date of Birth 06/11/1974	

I explained and demonstrated the second SFST, Walk and Turn, to Huynh. Huynh stated that he understood the instructions. Huynh was instructed to get into the proper starting position (left foot on line with right foot in front, touching heel to toe). Huynh kept swaying back and forth, kept stumbling, kept trying to begin the tasks before told to do so numerous times, and was unable to maintain the starting position. Huynh was instructed that he could begin. Huynh took 18 steps the first time and did not turn around to do the second set of steps. Huynh missed every heel to toe step, stepped off the line on all of his steps, was not able to maintain his balance, refused to do the second set of steps, used his arms to balance multiple times, and did an incorrect number of steps.

I explained and demonstrated the third SFST, One Leg Stand to Huynh, Huynh stated that he understood. I instructed Huynh to begin. Huynh stated to watch this, and proceeded to jump and kick in the air. Huynh then stated "see I told you I can do it". I instructed Huynh to get into proper starting position again to perform the task and he refused to do so. This task was not able to be performed due to Huynh refusing.

Due to Huynh consistently not following instructions and refusing to do tasks, the finger to nose and Rhomberg alphabet tasks were not able to be completed at this time.

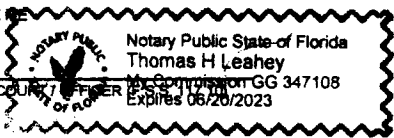
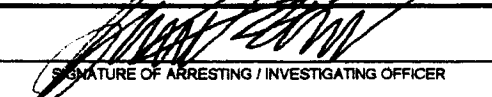
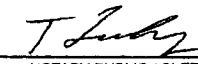
After completion of one leg stand, Huynh was placed under arrest for suspicion of driving under the influence of drugs and/or alcohol. Huynh was handcuffed, which were checked for fit and double locked. Huynh was searched before being placed into my marked patrol vehicle. Huynh was wearing a white shirt, a red button down shirt, a brown trench coat, white pants, and white shoes.

I transported Huynh to PBSO Breath Alcohol Testing Center (BAT) without incident. Huynh was observed for 20 minutes. During the 20 minute observation he did not consume or regurgitate anything.

I asked Huynh if he was willing to provide a sample of his breath to determine his blood alcohol content. Huynh stated "maybe, maybe not". I then read implied consent to Huynh and he stated that he understood and refused at 0048 hours.

Based on my investigation, probable cause exists to charge Huynh with the following:

Chuong Huynh did drive or was in actual physical control of a vehicle, while under the influence of alcoholic beverages or chemical substances as set forth in Florida Statute 877.111, or a controlled substance as set forth in Chapter 893 or any combination thereof, and was affected to the extent that his or her normal faculties were impaired; or while having a blood alcohol level of .08 or more grams of alcohol per 100 milliliters of blood or breath alcohol level of .08 or more grams of alcohol per 210

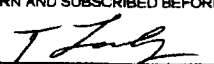
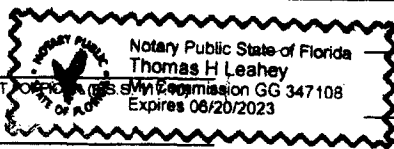
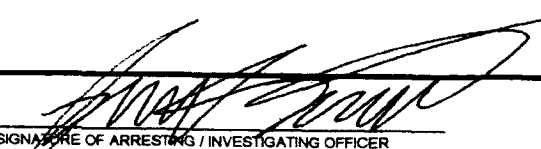
SWORN AND SUBSCRIBED BEFORE ME		 SIGNATURE OF ARRESTING / INVESTIGATING OFFICER MILORD, JHAMIL (9905) NAME OF OFFICER (PLEASE PRINT)
 NOTARY PUBLIC / CLERK OF COUNTY / JUDGE OF PROBATE 12/25/22 DATE	12/25/2022 DATE	

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	OBTS Number		Agency ORI Number FL FL0502300		Agency Name NORTH PALM BEACH POLICE		Agency Report Number 7 0 22-000897					
	Charge Type: Check all that apply. <input type="checkbox"/> 1. Felony <input type="checkbox"/> 3. Misdemeanor <input type="checkbox"/> 5. Ordinance <input type="checkbox"/> 2. Traffic Felony <input checked="" type="checkbox"/> 4. Traffic Misdemeanor <input type="checkbox"/> 6. Other						Special Notes:					
D E F	Name (Last, First, Middle) HUYNH, CHUONG TAN						Race A		Sex M		Date of Birth 06/11/1974	
	<p>liters of breath, contrary to Florida Statute 316.193(1).</p> <p>Huynh was issued citations for the following: Fail to maintain lane (AG3WH5E) and Driving Under the Influence (AG3WH7E).</p> <p>Huynh was turned over to Palm Beach County Jail Personnel without incident.</p> <p>Huynh's vehicle was turned over to his daughter, who responded to the scene.</p> <p>My vehicle was searched after Huynh was transported and there was no contraband inside.</p> <p>No further information.</p>											
P R O B A B L E C A U S E S T A T E M E N T	SWORN AND SUBSCRIBED BEFORE ME  NOTARY PUBLIC / CLERK OF COURT 12/25/22 DATE											
					 SIGNATURE OF ARRESTING / INVESTIGATING OFFICER MILORD, JHAMIL (9905) NAME OF OFFICER (PLEASE PRINT) 12/25/2022 DATE							
PAGE 3 OF 3												

NOT A CERTIFIED COPY



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

PBSO CASE # 22-143232 PBSO ZONE 3-13

AGENCY CASE # 22060897 CRASH CASE # _____

TIME OF STOP/CRASH 2338 DATE 12/24/2022 DAY Saturday

SUBJECT'S NAME HUYNH, Chuong RACE W SEX M

HGT 5'1 WGT _____ DOB 6/11/1974

LOCATION US Highway 1/S Anchorage Dr

ARRESTING OFFICER'S NAME & ID Milard 9905 AGENCY NPBPD

DIVISION: Patrol

NOTIFIED BY COMMO Y

ARRIVAL AT FACILITY 0019

BREATH RESULTS:

Arrest Time 2355

1. **REFUSED**
2. _____
3. _____
4. _____

TESTING OFFICER'S ID 19183

NOT A CERTIFIED COPY

D.U.I. PROBABLE CAUSE AFFIDAVIT



ON THE 24th DAY OF December 20 22, AT 2339 AM PM

SUBJECT: Huynh Chuong T CASE NUMBER: 22-000897

AGENCY: North Palm Beach Police Department ARRESTING OFFICER: J.Milord

PERSONAL CONTACT

DRIVING PATTERN: ACTUAL PHYSICAL CONTROL (PHYSICAL EVIDENCE OR STATEMENTS PUTTING DEF. BEHIND WHEEL OF VEHICLE)
See Police Sergeant Council's supplemental report

OBSERVATION OF DRIVER:
Unable to maintain balance
Swaying back and forth

DRIVER'S STATEMENTS:
Huynh stated he had two beers

ODORS:
Strong odor of an unknown alcoholic beverage

GENERAL OBSERVATIONS

SPEECH: **slurred**

ATTITUDE: **frustrated**

CLOTHING: **white under shirt, red button down shirt, brown trench coat, white pants, white shoes**

MEDICAL/OTHER: **N/A**

STATE OF FLORIDA
COUNTY OF PALM BEACH

J.Milord

(Signature of Arresting/Investigative Officer)

The foregoing instrument was sworn to or affirmed and subscribed before me this 25th day of December 2022 by J.Milord

(Print name of Arresting/Investigative Officer), who is personally known to me and/or produced identification. Type of identification produced Key

J. Leary
Notary Public, Clerk of Court, Officer (F.S.S. 117.18)



NOT A CERTIFIED COPY

SUBJECT Huynh

Chuong

CASE NUMBER 22-000897



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:

WALK & TURN:

I explained and demonstrated the second SFST, Walk and Turn, to Huynh. Huynh stated that he understood the instructions. Huynh was instructed to get into the proper starting position (left foot on line with right foot in front, touching heel to toe). Huynh kept swaying back and forth, kept stumbling, kept trying to begin the tasks before told to do so numerous times, and was unable to maintain the starting position. Huynh was instructed that he could begin. Huynh took 18 steps the first time and did not turn around to do the second set of steps. Huynh missed every heel to toe step, stepped off the line on all of his steps, was not able to maintain his balance, refused to do the second set of steps, used his arms to balance multiple times, and did an incorrect number of steps.

ONE LEG STAND:

I explained and demonstrated the third SFST, One Leg Stand to Huynh, Huynh stated that he understood. I instructed Huynh to begin. Huynh stated to watch this, and proceeded to jump and kick in the air. Huynh then stated "see I told you I can do it". I instructed Huynh to get into proper starting position again to perform the task and he refused to do so. This task was not able to be performed due to Huynh refusing.

FINGER TO NOSE:

Due to Huynh consistently not following instructions and refusing to do tasks, the finger to nose and Rhomberg alphabet tasks were not able to be completed at this time.

ROMBERG ALPHABET:

Due to Huynh consistently not following instructions and refusing to do tasks, the finger to nose and Rhomberg alphabet tasks were not able to be completed at this time.

BREATH TEST RESULTS: 1) refused 2) refused 3) 4)

STATE OF FLORIDA
COUNTY OF PALM BEACH

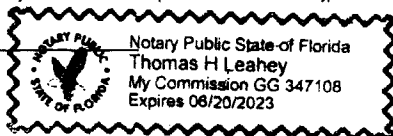
J. Milord

(Signature of Arresting/Investigative Officer)

The foregoing instrument was sworn to or affirmed and subscribed before me this 25th day of December 2022 by J. Milord

(Print name of Arresting/Investigative Officer), who is personally known to me and/or produced identification. Type of identification produced Kuon

T. Leahy
Notary Public, Clerk of Court, Officer (F.S.S. 117.10)



WITNESS LIST

CASE NUMBER: 22-000897



ARRESTING OFFICER: J.Milord

ADDRESS: 560 US Highway 1

PHONE NUMBERS (HOME): 561-848-2525 (WORK) _____

CAN TESTIFY TO: facts of the case

NAME: A.Council

ADDRESS: 560 US Highway 1

PHONE NUMBERS (HOME) 561-848-2525 (WORK) _____

CAN TESTIFY TO: facts of the case

NAME: _____

ADDRESS _____

PHONE NUMBERS (HOME) _____ (WORK) _____

CAN TESTIFY TO: _____

NAME: _____

ADDRESS _____

PHONE NUMBERS (HOME) 0 (WORK) 0

CAN TESTIFY TO: _____

NAME: _____

ADDRESS _____

PHONE NUMBERS (HOME) _____ (WORK) _____

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PHONE NUMBERS (HOME) _____ (WORK) _____

CAN TESTIFY TO: _____

NAME: _____

ADDRESS _____

PHONE NUMBERS (HOME) _____ (WORK) _____

CAN TESTIFY TO: _____

NOT A CERTIFIED COPY

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

I, J.Milord, a duly certified Law Enforcement Officer or Correctional Officer,
(Name of Officer reading Implied Consent Warning)

am a member of North Palm Beach PD, and I do swear
(Name of law enforcement agency)

or affirm that on or about the 25th day of December, 2022, at 0048 P.M. A.M.

DRIVER Chuong T Huynh
(Type or Print) FIRST NAME MIDDLE OR MAIDEN NAME LAST NAME

DL# B550060641750, state of Florida, was placed under lawful arrest for

the offense of DUI by J.Milord and
(Name of Arresting Officer)

issued Citation # AG3WH7E

That on or about the 25 day of December, 2022, at 0048 P.M. A.M.

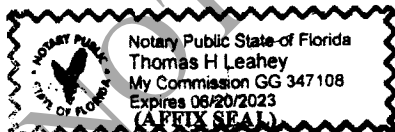
in PALM BEACH County,

I requested that the driver submit to a X 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 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 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 CDL, or was operating a CMV, refusal will result in the disqualification of the Commercial Driver's License/driving privilege 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 (F.S. 117.10)

The foregoing instrument was sworn and subscribed before me:



The foregoing instrument was sworn and subscribed before

me this 25th day of December, 2022

by J.Milord

who is personally known to me or who has produced

as identification

Notary Public

Signature of Attesting Officer

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.

TESTING FACILITY TASK REPORT

AGENCY: NPPD
SUBJECT: Huynh, Chong T
CASE NUMBER: 22-143232
DATE: Dec 25, 2022
VIDEO DVD NUMBER: n/a
BEGINNING TIME: 0042
ENDING TIME: 0049

BREATH TESTS RESULTS: 1) R TIME 0048 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, accent

ATTITUDE: fidgety, Talkative

CLOTHING: white pants, white shirt, red shirt, black coat

MEDICAL CONDITIONS: none

MEDICATIONS: none

OTHER:

eyes were glassy & bloodshot
odor of unknown alcoholic beverage on breath

REFUSED

COMMENTS:

arrived at center A/O conducted 20 observation period at 0019 hrs
subject refused to perform breath test - maybe or maybe not
A/O read I/C 2X & A/O explained I/C & subject understood I/C
subject refused to perform breath test - I want a lawyer first
A/O called a refusal @ 0048
A/O read rights & subject understood rights
A/O did not attempt Q&A
subject invoked right to counsel

REFUSED

SUBJECT: Harjoh Henry T 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: _____



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

REVIEW COMPLETED BY

Booking Number: 2022033166	Date: 12/25/2022
	Specialist Name/ID: Chantel Daniels/30347