

Arrest Report

FLORIDA HIGHWAY PATROL
P.O. BOX 16007, LAKE WORTH, FL 33416

22 CT 21730WB

Report Date / Time 12/31/2022 01:38 AM	Report Number FHP99ARR858387	Case Number/Cad Number FHP22ON0675515 / RCC22IN0998175	Reporting Officer Name LAMPIASI, J.
Originating Agency ORI FL0509000	Occur Date Time Range 12/31/2022 00:58:09 -	Jurisdiction	
OBTs Number	Other Number	Clearance	

Location of Occurrence

County PALM BEACH	Location Type PUBLIC PLACE	Location Description SR-704 (OKEECHOBEE BLVD) AT WEST DR			
Street Number SR-704 (OKEECHOBEE BLVD)	Street SR-704 (OKEECHOBEE BLVD)	Apt/Lot/Bldg WEST PALM BEACH	City WEST PALM BEACH	State FL	Zip Code 33417

Defendant

First Name DAVID	Middle Name A	Last Name ABROMS	Suffix	Race WHITE	Sex MALE	Height 511	Weight 185	Hair BRO	Eyes HAZ
MNI #	SSN [REDACTED]	Date of Birth 05/05/1983	Age 39	ID Type O	Drivers License or other ID 057729256	State GA	OCA / Agency ID		
Place of Birth: BIRMINGHAM AL USA									
Address * RESIDENCE / 6168 ADRIATIC WAY , GREENACRES CITY, FL 33413 /									

Arrest

Arrest Date/Time 12/31/2022 12:55:28 AM	Arrest Location Type RESIDENCE	Arrest Location Description			
Street Number SR-704 (OKEECHOBEE BLVD)	Street SR-704 (OKEECHOBEE BLVD)	Apt/Lot/Bldg PALM BEACH	City WEST PALM BEACH	State FL	Zip Code 33417

Charge : S

Counts 1	Charge 316.193.1a	Bond Amount \$0.00	☐ No Bond
Charge Degree S	Charge Level MISDEMEANOR		
General Offense Code	Arrest Offense Code DUI-UNLAW BLD ALCH		
Charge Description DUI INFLUENCE OF ALCOHOL OR DRUGS			
Administrative Code - Description -			

SCANNED

DEC 31 2022

SPIN #8101

FILED
2022 DEC 31 AM 7:17
JOSEPH J. JONES, CLERK
PALM BEACH COUNTY, FL
GUN CLUB

Arrest Report

Page 1 of 3

0537073

29109

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Bond Set by Court

☐ Bond Amount ☐ No Bond
Bond Type(s)

Probable Cause

On December 31st, 2022 I was received a call from the Palm Beach County Sherriffs Office regarding the need for a DUI Unit. I was already on scene with another PBSO Deputy who advised me of the location. Corporal Dallesandra from PBSO conducted a traffic stop on a white pickup on State Road 704 (Okeechobee Blvd) in Palm Beach County, Florida and requested an FHP DUI unit, myself (See Cpl. Dallesandra's Narrative).

I arrived on scene and made contact with Cpl. Dallesandra which stated that he stopped the vehicle for speeding. He stated the vehicle took an unusual amount of time to stop. I then made contact with the driver of the vehicle, later identified via his Georgia DL as David A. Abroms. Abroms had watery/glassy bloodshot eyes. The inside of the vehicle smelled like the odor of an alcoholic beverage. I asked Abroms where he was coming from, which he stated a dinner party. He said he was going home. As he spoke, he speech was slurred and thick. His reflexes appeared depressed and sluggish. I smelled the odor of an alcoholic beverage emitting from his breath when speaking. His eyelids had ptosis (droopy eyelids).

At that time I requested Abroms to exit the vehicle. Abroms appeared uneasy at times on his feet. Abroms was swaying visibly. I asked Abroms to participate in Standardized Field Sobriety Tasks (SFST's) which he agreed. Abroms performed poorly on all SFST's (See Full completed DUI Incident Report when available for SFST notes as well as dashcam for FHP419). Due to the totality of the circumstances regarding Abroms' driving, personal interaction, and SFST performance, I concluded that Abroms' normal faculties were impaired at the time he operated his motor vehicle. Abroms was handcuffed and arrested for DUI.

I placed Abroms in the rear of my patrol vehicle and allowed him to call his mother. I then asked Abroms for a sample of his breath as I have a fully functional Intoxilyzer in the rear of my patrol vehicle. I am certified to operate such instrument by FDLE. Abroms refused to provide a sample and was read implied consent. Abroms refused again on camera within the rear of my patrol vehicle.

Cpl. Dallesandra provided a supplement narrative as he initially stopped the vehicle. I then transported Abroms to the Palm Beach County Jail for booking.

Jail Booking Facility

☐ Booking Date/Time 12/31/2022 01:43 AM	☐ Booking County PALM BEACH	☐ Booking Facility PALM BEACH COUNTY CORRECTIONS	☐ Booking Facility Phone (561) 688-4400
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Originating Agency ORI FL0509000	Occur Date Time Range 12/31/2022 00:58:09 -	Jurisdiction	
OBTS Number	Other Number	Clearance	

Booking Facility Location 3228 GUN CLUB ROAD WEST PALM BEACH, FLORIDA 33406	Booking Number
Booking Comments	

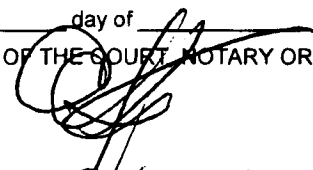
Court

Court County PALM BEACH	Court Location 2950 STATE ROAD 15, ROOM S-100 BELLE GLADE, FL 33430
Court PALM BEACH WEST COUNTY COURTHOUSE	Court Phone 561-996-4843
Court Appearance Date / Time 01/31/2023 9:00AM	Court Fine
Comments	

Officer Name Rank / ID #	Involvement On Report / Reporting Role	Officer Agency Org/Unit
LAMPIASI, J. TPR 4635	REPORTING OFFICER	FLORIDA HIGHWAY PATROL FHPKILWRCC\WEST PALM\TRP KIDUI

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 LAMPIASI, J.	Office Rank TPR	Officer ID No 4635	Sworn and subscribed before me, the undersigned authority This the _____ day of _____ DEPUTY OF THE COURT, NOTARY OR LAW ENFORCEMENT
Officer Agency FLORIDA HIGHWAY PATROL			 INV. J. K. WHITE 7209
Officer Signature 			

☐ No Bill / Petition	☐ Issue Warrant	☐ Prosecution Approved	Signature of Assistant State Attorney	Date
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STATE OF FLORIDA
DEPARTMENT OF HIGHWAY SAFETY & MOTOR VEHICLES
AFFIDAVIT OF REFUSAL TO SUBMIT TO
BREATH AND/OR URINE TEST

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

member of FLORIDA HIGHWAY PATROL, and I do swear

(Name of Law Enforcement Agency)
or affirm that on or about the 31 day of Dec, 22, at 0055 ☐ P.M. ☒ A.M.

DRIVER DAVID ALLEN ABROMS
FIRST NAME MIDDLE OR MAIDEN NAME LAST NAME

DL# 057729256, state of GA, was placed under lawful arrest for

316.193(1)
the offense of D.U.I. - ALCOHOL OR DRUGS (MISDEMEANOR) by LAMPIASI, J. and
(Name of Arresting Officer)

issued Citation # A77AC9E

That on or about the 31 day of Dec, 20 22, at 0100 ☐ P.M. ☒ A.M.
in Palm Beach County,

I requested that the driver submit to a ☒ **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, or if he or she had been previously fined under s. 327.35215, F.S., 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, or if he or she has been previously fined under s. 327.35215, F.S., 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 Commercial Driver's License (CDL), or was operating a commercial motor vehicle, refusal will result in the disqualification of the CDL 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 (s. 117.10, F.S.)

The foregoing instrument was sworn and subscribed before me:

Inv. P.K. [Signature]
Signature of Attesting Officer

(AFFIX SEAL)

The foregoing instrument was sworn and subscribed before
me this day of , 20 ,

by ,

who is personally known to me or who has produced
 as identification.

Notary Public

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.

		PROBABLE CAUSE AFFIDAVIT		1 Arrest 2 NTA		3 Request for Warrant 4 Request for Copies		Juvénile	
ADMIN	OBTS Number			Agency ORI Number		Agency Name		Agency Report Number	
	FLO. 5 0 0 0 0 0	PALM BEACH COUNTY SHERIFF'S OFFICE							
CHARGES	Charge Type	☐ 1 Felony ☐ 2 Traffic Felony ☒ 3 Misdemeanor ☐ 4 Traffic Misdemeanor ☐ 5 Ordinance ☐ 6 Other		Special Notes					
	Charge Description	DUI							
DEF	Name (Last, First, Middle)	Abroms, David Allen				Race	Sex	Date of Birth	
						W	M	05/05/1983	
VICTIM	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			
PROBABLE CAUSE STATEMENT	Business Address (Name, Street)	(City)	(State)	(Zip)	Phone	Occupation			
						UK			
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 _____ ☐ confessed to _____ ☐ that he/she saw the arrested person commit the below acts. admitting to the below facts. was found to have committed the below acts, resulting from my (described) investigation. On the <u>31</u> day of <u>December</u> 20<u>22</u> at <u>1236</u> ☒ A.M. ☐ P.M. (Specifically include facts constituting cause for arrest) Deputy Baldino 25513 and I were on selective enforcement in the 5400 blk of Okeechobee Blvd within unincorporated West Palm Beach. During that time, I observed a white in color Ford F150 (bearing FL tag 33BBES) traveling westbound in the left lane. I visually estimated the vehicle's speed to be 65mph in a posted 45mph zone. Upon activating my department issued laser (Stalker Laser LF002607) to the front portion of the vehicle, I received a reading of 65 MPH which confirmed my visual estimation. I then traveled after the vehicle and attempted a traffic stop on the vehicle. With my emergency equipment activated (lights/siren) the vehicle traveled for several blocks taking an abnormal time to pull over. The vehicle eventually came to a stop in the parking lot of 5849 Okeechobee Blvd. I then made contact with the driver and sole occupant of the aforementioned vehicle David Abroms. Upon speaking with Abroms and explaining the reason for the traffic stop, I noticed that Abroms speech was thick and slurred, his eyes were blood shot and there was a strong odor of an unknown alcoholic beverage coming from the interior of the vehicle. I noticed that the odor intensified as Abroms spoke. I then requested Abroms, drivers license, vehicle registration and proof of insurance. As Abroms looked for the requested information he appeared confused and kept asking what I needed. At this point in time I requested a DUI unit to respond to the scene and conduct their investigation. The investigation was ultimately turned over to Trooper Lampiasi 1524. NOI									
ADMINISTRATIVE	STATE OF FLORIDA COUNTY OF PALM BEACH (Signature of Arresting/Investigative Officer) <u>[Signature] 8297</u>								
	The foregoing instrument was sworn to or affirmed and subscribed before me this <u>31st</u> day of <u>December</u> 20 <u>22</u> by <u>CPL Dallesandro 8297</u> (Print name of Arresting/Investigative Officer), who is personally known to me and/or produced identification Type of identification produced <u>Known</u> Notary Public, Clerk of Court, Officer (F.S.S. 117.10) _____								

SUBJECT:

David Abrams

CASE NUMBER:

0675515

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 _____ of the _____

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) _____

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) _____

WHITE: STATE ATTY.

YELLOW: DHSMV

PINK: CENTRAL RECORDS

GOLD: JAIL

SUBJECT:

David Abrams

CASE NUMBER:

0675515

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: _____

WHITE - STATE ATTY.

YELLOW - DHSMV

PINK - CENTRAL RECORDS

GOLD - JAIL

TESTING FACILITY TASK REPORT

AGENCY: PH

SUBJECT: David Abrams

CASE NUMBER: 0675515

DATE: 12/31/22

VIDEO TAPE NUMBER: _____

BEGINNING TIME: _____

ENDING TIME: _____

BREATH TESTS RESULTS: 1) _____ TIME _____ A.M./P.M. 2) _____ TIME _____ A.M./P.M.
3) _____ TIME _____ A.M./P.M. 4) _____ TIME _____ A.M./P.M.

BREATH OPERATOR: _____

MAINTENANCE TECHNICIAN: _____

TESTING OFFICER'S OBSERVATIONS

SPEECH: _____

ATTITUDE: _____

CLOTHING: _____

MEDICAL CONDITIONS: _____

MEDICATIONS: _____

OTHER: _____

COMMENTS: Refused



**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: 2022033601	Date: 12/31/2022
	Specialist Name/ID: M. Tooks #8557