0553087 50-2022-CT-011529-AMB 2724

☐ Marsy's Law CVI FL. Const. Art.1 § 16(b)

☐ Check if Supplement is Attached

ARREST / NOTICE TO APPEAR
Juvenile Referral Report

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

OBTS Number:

ADMINISTRATIVE

Agency ORI Number	Agency Name	Agency Report Number (N.T.A.'s only)
FL0 5 0 0 0 0 0 0	PALM BEACH COUNTY SHERIFF'S OFFICE	0 6 1 - 22088702

Charge Type: Check as many as apply. ☐ 1. Felony ☐ 2. Traffic Felony ☐ 3. Misdemeanor ☒ 4. Traffic Misdemeanor ☐ 5. Ordinance ☐ 6. Other

If Weapon Seized Enter Type: N/A — Multiple Clearance Indicator:

Location of Arrest (including Name of Business): 101 LAKE TERRY DR, WEST PALM BEACH, FL 33411

Location of Offense (Business Name, Address): 101 LAKE TERRY DR, WEST PALM BEACH, FL 33411

Date of Arrest	Time of Arrest	Booking Date	Booking Time	Jail Date	Jail Time	Location of Vehicle
07/17/2022	0216					N/A

DEFENDANT

Name (Last, First, Middle): Dresson, Destiny, Lee — Alias (Name, DOB, Soc. Sec. #, Etc.):

Race	Sex	Date of Birth	Height	Weight	Eye Color	Hair Color	Complexion	Build
W	F	9/12/2001	5'07	120	GREEN	BROWN	MED	SMALL

(Race: W - White, B - Black, I - American Indian, O - Oriental/Asian)

Scars, Marks, Tattoos, Unique Physical Features (Location, Type, Description): RIGHT ARM, BACK, LEFT WRIST

Marital Status: Single — Religion: CATHOLIC — Indication of: Alcohol Influence / Drug Influence (Y / N / Unk)

Local Address (Street, Apt. Number) (City) (State) (Zip): 1127 Lake Terry Dr Apt D, West Palm Beach, FL 33411 — Phone: (561) 801-5012 — Residence Type (1. City 2. County 3. Florida 4. Out of State): 2

Permanent Address (Street, Apt. Number) (City) (State) (Zip): — Phone: ( ) — Address Source: VERBAL / FL DL

Business Address (Name, Street) (City) (State) (Zip): — Phone: ( ) — Occupation: CHIPOLTE SERVICE MANAGER

D/L Number, State	Soc. Sec. No.	INS Number	Place of Birth (City, State)	Citizenship
D625172018320, FL	[redacted]		PLANTATION, FL	YES

CO-DEF

Co-Defendant (Last, First, Middle): — Race — Sex — Date of Birth — ☐ 1. Arrested ☐ 2. At Large — ☐ 3. Felony ☐ 4. Misdemeanor ☐ 5. Juvenile

Co-Defendant (Last, First, Middle): — Race — Sex — Date of Birth — ☐ 1. Arrested ☐ 2. At Large — ☐ 3. Felony ☐ 4. Misdemeanor ☐ 5. Juvenile

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 was provided by ☐ defendant and / or ☐ defendant's parents. The child and / or parent was told to keep the Juvenile Court Clerk's Office (Phone (561) 355-6511) 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. Synthetic U. Unknown Z. Other

CHARGE

1. Charge Description: Driving Under The Influence — Counts: 1 — Domestic Violence: ☐ Y ☒ N — Statute Violation Number: 316.193(1)(A) — Violation of ORD #:

Drug Activity: U — Drug Type: U — Amount / Unit: — Offense #: 22088702 — Warrant / Capias Number: — Bond:

CHARGE

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

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

Charge Description — Counts — Domestic Violence ☐ Y ☐ N — Statute Violation Number — Violation of ORD #

Drug Activity — Drug Type — Amount / Unit — Offense # — Warrant / Capias Number — Bond

NOTICE TO APPEAR

Location (Court, Room Number, Address): Criminal Justice Complex, 3228 Gun Club Road, West Palm Beach, FL 33406 - Ph: (561) 688-4600

Court Date and Time: Month AUGUST Day 4th Year 2022 Time 0830 A.M. X P.M.

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

X [signature] — Signature of Defendant (or Juvenile and Parent/Custodian) — Date Signed: 07/17/2022

ADMIN

HOLD for other agency — Signature of Arresting Officer: X [signature] — Name Verification (Printed by Arrestee): (PRINT)

☐ Dangerous ☐ Suicidal ☐ Resisted Arrest ☐ Other: — Name of Arresting Officer (Print): Inv. Cisson J. — I.D. #: 24091

Intake Deputy: [signature] — I.D. #: 18347 — Pouch # — Transporting Officer: Inv. Cisson J. — I.D. #: 24091 — Agency: PBSO — Witness here if subject signed with an "X"

PAGE 1 OF 1

PROBABLE CAUSE AFFIDAVIT

ADMIN

OBTS Number		1. Arrest 2. N.T.A. 3. Request for Warrant 4. Request for Capias	1	Juvenile	N
Agency ORI Number: FLO 500000	Agency Name: PALM BEACH COUNTY SHERIFF'S OFFICE	Agency Report Number: 06- 22088702			

ChargeType: Check as many as apply. ☐ 1. Felony ☐ 2. Traffic Felony ☐ 3. Misdemeanor ☐ 4. Traffic Misdemeanor ☐ 5. Ordinance ☐ 6. Other

Special Notes:

DEF

Name (Last, First, Middle)	Alias	Race	Sex	Date of Birth
DRESSON DESTINY L		W	F	09/12/2001

CHARGES

VICTIM

Victim's Name (Last, First, Middle)				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.
☐ *confessed to* _____ admitting to the below facts.
☐ was observed by _____ who told _____ that he/she saw the arrested person commit the below acts.
☐ was found to have commited the below acts, resulting from my (described) investigation.

On the 17TH day of JULY 2022 at 0135 ☒ A.M. ☐ P.M. (Specifically include facts constituting cause for arrest.)

PROBABLE CAUSE STATEMENT

On Sunday, July 17, 2022 at approximately 0124 hours, I responded to 101 Lake Terry Drive, located in unincorporated West Palm Beach, Palm Beach County, Florida 33411 in reference to a crash with unknown injuries.

Dispatch advised that the complainant Julio Aponte, stated a white Kia had hit a fence and the white female driver seemed to be passed out.

Upon my arrival, I observed a white Kia Rio bearing a Florida tag of 55AYTX was trapped under a fence that separated Lake Terry Drive from Lake Susan Drive. A white female, later identified as Destiny Dresson by her Florida driver's license, was unconscious behind the wheel with the car still running. After multiple attempts to wake Dresson via knocking on her window, I opened the door to try to wake her. A strong odor of an unknown alcoholic beverage emerged from the inside of the car. I observed multiple bottles of alcoholic beverages in the passenger door and an opened cased of truly seltzers in the floor board. When Dresson became conscious she seemed to be disoriented and had slurred speech. Dresson attempted to move the vehicle but was instructed not to and to shut the car off. West Palm Beach Fire Department (WPBFD) arrived on scene and assisted Dresson on exiting the vehicle through the passenger side.

As Dresson walked with fire rescue I observed her lack of balance, by her using her arms to steady herself. Once WPBFD cleared Dresson she was turned over to Agent Cisson #24091 for a DUI investigation.

ADMINISTRATIVE

STATE OF FLORIDA
COUNTY OF PALM BEACH

_____ (ID #) 37163
(Signature of Arresting/Investigative Officer)

The foregoing instrument was sworn to or affirmed and subscribed before me this 17 day of JULY 20 22 by 37163

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

Inv. Cisson 24091

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

D.U.I. PROBABLE CAUSE AFFIDAVIT

ON THE 17th DAY OF JULY 20 22, AT 0124 ✓AM PM

SUBJECT: Dresson, Destiny, Lee CASE NUMBER: 22088702

AGENCY: PALM BEACH COUNTY SHERIFF'S OFFICE ARRESTING OFFICER: Inv. Cisson J.

PERSONAL CONTACT

DRIVING PATTERN: Actual physical control (physical evidence or statements putting def. behind wheel of vehicle)

On Sunday July 17th 2022 at approximately 0135 hours, I arrived on scene of a traffic crash that occurred at 101 Lake Terry Dr in unincorporated West Palm Beach, FL 33411 (Palm Beach County). Upon arrival I observed a white Kia sedan stopped and crashed through a fence at the edge of the property and a female passed out behind the wheel, in the driver seat. Palm Beach County Fire Rescue was on scene and assessing the vehicle and single occupant. I spoke with Deputy Lewis ID# 37163 who relayed the following to me: On Sunday, July 17, 2022 at approximately 0124 hours, I responded to 101 Lake Terry Drive, located in unincorporated West Palm Beach, Palm Beach County, Florida 33411 in reference to a crash with unknown injuries.Dispatch advised that the complainant Julio Aponte, stated a white Kia had hit a fence and the white female driver seemed to be passed out. Upon my arrival, I observed a white Kia Rio bearing a Florida tag of 55AYTX was trapped under a fence that separated Lake Terry Drive from Lake Susan Drive. A white female, later identified as Destiny Dresson by her Florida driver's license, was unconscious behind the wheel with the car still running. After multiple attempts to wake Dresson via knocking on her window, I opened the door to try to wake her. A strong odor of an unknown alcoholic beverage emerged from the inside of the car. I observed multiple bottles of alcoholic beverages in the passenger door and an opened cased of truly seltzers in the floor board. When Dresson became conscious she seemed to be disoriented and had slurred speech. Dresson attempted to move the vehicle but was instructed not to and to shut the car off. West Palm Beach Fire Department (WPBFD) arrived on scene and assisted Dresson on exiting the vehicle through the passenger side. As Dresson walked with fire rescue I observed her lack of balance, by her using her arms to steady herself. This concludes his supplement.

OBSERVATION OF DRIVER:

I observed the defendant, Destiny Dresson who was wearing a blue shirt, black pants and black crocs. The defendant was sitting in the vehicle driver seat and was assisted out of the vehicle by fire rescue. She later was standing with deputies when I made initial contact with her. I asked the defendant to walk over to the front of my vehicle and speak with me. While walking over to my vehicle, the defendant was unsteady on her feet and walked slowly while looking down. While standing stationary the defendant swayed. I could see the defendants eyes were bloodshot and glossy. She had an obvious odor of an unknown alcoholic beverage emitting from her breath that grew stronger as she spoke. The defendants speech was slow.

DRIVER'S STATEMENTS:

The defendant said he did not have any physical defects, diabetes, wear glasses or receive a bump on the head. She said she had a previous knee injury. The defendant said she had nothing to drink. The defendant said she was coming from dropping friends off and going home. She said she was driving the vehicle. I asked the defendant to submit to roadside field sobriety tasks to which she agreed.

ODORS:

An obvious odor of an unknown alcoholic beverage

GENERAL OBSERVATIONS

SPEECH: **Slow**

ATTITUDE: **Calm, Compliant**

CLOTHING: **Disheveled**

MEDICAL/OTHER: **NONE**

STATE OF FLORIDA
COUNTY OF PALM BEACH

Inv. Cisson J.
(Signature of Arresting/Investigative Officer)

The foregoing instrument was sworn to or affirmed and subscribed before me this 17th day of July 20 22 by Inv. Cisson J.

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

Thomas Leahey (#19183)
Notary Public, Clerk of Court, Officer (F.S.S 117.10)

Notary Public State of Florida
Thomas H Leahey
My Commission GG 347108
Expires 06/20/2023

SUBJECT: Dresson, Destiny, Lee CASE NUMBER 22088702

ROADSIDE TASKS

HORIZONTAL GAZE NYSTAGMUS:

- [x] LT EYE-LACK OF SMOOTH PURSUIT
- [x] RT EYE-LACK OF SMOOTH PURSUIT
- [x] LT EYE-DISTINCT & SUSTAINED NYSTAGMUS AT MAX. DEVIATION
- [x] RT EYE-DISTINCT & SUSTAINED NYSTAGMUS AT MAX. DEVIATION
- [x] LT- EYE-ONSET OF NYSTAGMUS PRIOR TO 45 DEGREES
- [x] RT- EYE-ONSET OF NYSTAGMUS PRIOR TO 45 DEGREES

Other Observations:

HGN: I had to remind the defendant to not turn her head. She swayed while standing stationary.

HAND COORDINATION:

She complained about her knee hurting and causing pain while standing in the instructional position for the Walk and Turn task. I utilized the Hand Coordination task in its place. The task was explained and demonstrated. The defendant stated she understood the instructions. During the task the defendant failed to maintain the instructional stance by moving her hands. The defendant swayed while standing stationary. The defendant rotated her hand improperly, she did not touch then as instructed on the first set of 1-4 or the second set of 5-6. did not clap, she did not put her hands up and then down on her lap and say done.

PALM PAT:

The Palm Pat task was used in place of the One Leg Stand. The task was explained and demonstrated. The defendant stated she understood the instructions. The defendant swayed while standing stationary. During the task the defendant did the task extremely slow, she slid her top hand against her bottom hand and she did not speed up during the task.

FINGER TO NOSE:

The task was explained and demonstrated. The defendant stated she understood the instructions. The defendant swayed while standing stationary. During the task the defendant used the pad of her finger instead of the tip, she missed the tip of her nose with her finger, she used the side of her finger to touch her nose.

ROMBERG ALPHABET:

The task was explained and demonstrated. The defendant stated she understood the instructions. The defendant swayed while standing stationary. During the task the defendant said NM instead of MN.

BREATH TEST RESULTS: **0.109** **0.113**

STATE OF FLORIDA
COUNTY OF PALM BEACH

Inv. Cisson J.
(Signature of Arresting/Investigative Officer)

The foregoing instrument was sworn to or affirmed and subscribed before me this 17th day of July 2022 by Inv. Cisson J.

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

Thomas Leahey (#19183)
Notary Public, Clerk of Court, Officer (F.S.S 117.10)

Notary Public State of Florida
Thomas H Leahey
My Commission GG 347108
Expires 06/20/2023

PALM BEACH COUNTY SHERIFF'S OFFICE – **SWORN STATEMENT**

Per FL statute 837.012, whoever knowingly makes a false statement under oath shall be guilty of a misdemeanor of the first degree punishable by imprisonment up to 1 year.

☑ WITNESS ☐ VICTIM ☐ OTHER

CASE #: 22088702	ZONE: 3-24	SUSPECT: Destiny Dresson	DATE & TIME OF ORIGINAL EVENT/OFFENSE: 7-17-22 0124
EVENT TYPE: DUI		DEPUTY: INV. Cisson	ID#: 24091

COMPLETE EVERYTHING BELOW – PRINT LEGIBLY

LAST NAME: APONTE	FIRST NAME: JULIO	MIDDLE INITIAL: A.	RACE: HISP.	SEX: M

DATE OF BIRTH: (MM/DD/YYYY) 10/17/1955	YOUR HEIGHT: 6'2"	YOUR WEIGHT: 220	YOUR HAIR COLOR: GRAY	YOUR EYE COLOR: BROWN

YOUR HOME ADDRESS: ☐ CHECK IF HOMELESS	CITY:	STATE:	ZIP:

YOUR WORK NAME & ADDRESS: UNITED K9 SPECIAL PATROL ☐ CHECK IF UNEMPLOYED OR RETIRED	CITY: RPB	STATE: FL	ZIP:

WORK PHONE: ☐ CHECK IF NONE (954) 549-6964	CELL PHONE: ☐ CHECK IF NONE (561) 667-0225	HOME PHONE: ☐ CHECK IF NONE ( )	EMAIL: JAponte770@Gmail.com ☐ CHECK IF NONE

WRITE WHAT HAPPENED IN YOUR WORDS IN FULL DETAIL -- PRINT LEGIBLY

	YOUR NAME:	
I	JULIO A. APONTE	DO HEREBY VOLUNTARILY MAKE THE FOLLOWING STATEMENT WITHOUT THREAT, COERCION, OFFER OF BENEFIT, OR FAVOR BY ANY PERSONS WHOMSOEVER...

AT APPROXIMATELY 01:17 HRS. ON 7/17/2022, I, JULIO APONTE, OB-SERVED A WHITE 4 DR. SEDAN WEDGED BETWEEN A FENCE. THE VEHICLE OCCUPANT WAS A WHITE FEMALE THAT WAS SITTING MOTIONLESS BEHIND THE STEERING WHEEL. THE SUBJECT VEHICLE APPEARED TO HAVE BEEN DRIVEN FROM THE NEIGHBORING COMMUNITY INTO GOLDEN LAKES VILLAGE, DAMAGING MY EMPLOYERS FENCE. THE UNDERSIGNED MADE THE SUBJECT OBSERVATION WHILE ON A ROUTINE ROVING MOTORIZED PATROL OF THE GOLDEN LAKES COMMUNITY. POLICE AND FIRE RESCUE WAS CONTACTED BY THE UNDERSIGNED. (JA)

PAGE 1 OF 1

READ AND SIGN

I SWEAR AND AFFIRM THIS AND/OR THE ATTACHED STATEMENTS ARE CORRECT AND TRUE:

YOUR SIGNATURE: X

☑ DEPUTY SHERIFF ☐ NOTARY PUBLIC FSS: 117.10

SWORN TO AND SUBSCRIBED BEFORE ME TODAY:

DATE: 7/17/22 TIME: 02:17

SIGNATURE: ID: 37163

*IF YOU **DO NOT WISH TO PROSECUTE**, COMPLETE THE ABOVE STATEMENT, READ THIS DISCLAIMER AND INITIAL BELOW:* I AM OF LEGAL AGE AND I AM THE REPORTED VICTIM OF A CRIME UNDER FLORIDA LAW. I HEREBY STATE THAT I **WILL NOT** COOPERATE ANY FURTHER WITH THE INVESTIGATION OF THE ALLEGED CRIME. I FURTHER RELEASE THE PALM BEACH COUNTY SHERIFF'S OFFICE OF ANY PRESENT OR FUTURE RESPONSIBILITY AS TO MY CASE. I ACKNOWLEDGE THAT I UNDERSTAND MY RIGHTS AS A CRIME VICTIM, **PARTICULARLY REGARDING VICTIM COMPENSATION ELIGIBILITY**, WHICH INCLUDES SUCH BENEFITS AS REIMBURSEMENT FOR: DISABILITY; LOST WAGES; LOSS OF SUPPORT; MEDICAL, DENTAL, MENTAL HEALTH COUNSELING AND FUNERAL EXPENSES. I AM AWARE I MAY BE GIVING UP THESE RIGHTS FOR MY FAMILY AND MYSELF BY INITIALLING BELOW. I AM TAKING THIS POSITION OF MY OWN FREE WILL KNOWING THAT THE CASE CAN ONLY BE FURTHER INVESTIGATED AND PROSECUTED WITH MY COOPERATION. ☐ DO NOT WISH TO PROSECUTE (INITIAL _____)

(PROSECUTION WAIVER NOT TO BE USED FOR CASES INVOLVING DOMESTIC OR DATING VIOLENCE PER G.O. 508.00)

WHITE **- RECORDS COPY** ***CANARY*** **- STATE ATTORNEY COPY** ***PINK*** **- OFFICER'S COPY** ***GOLD*** **- WITNESS / VICTIM COPY**

PBSO #0134 REV. 12/11

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

PBSO CASE # **22088702** PBSO ZONE **3-24101**

AGENCY CASE # _____ CRASH CASE # **22088699**

TIME OF STOP/CRASH **0124** DATE **07/17/2022** DAY **Sunday**

SUBJECT'S NAME **Dresson, Destiny, Lee** RACE **W** SEX **F**

HGT **5'07** WGT **120** DOB **9/12/2001**

LOCATION **101 LAKE TERRY DR, WEST PALM BEACH, FL 33411**

ARRESTING OFFICER'S NAME & ID **Inv. Cisson J. (24091)** AGENCY **Palm Beach County Sheriff's Office**

DIVISION: **CID / DUI**

NOTIFIED BY COMMO **YES**

ARRIVAL AT FACILITY **0241**

ARREST TIME **0216**

BREATH RESULTS:

1 .109
2 .113
3 N/A
4 N/A

TESTING OFFICER'S ID **19183** PBSO VIDEOTAPE # N/A

WITNESS LIST

CASE NUMBER: 22088702

ARRESTING OFFICER: Inv. Cisson J.
ADDRESS: 3228 GUN CLUB RD, WEST PALM BEACH, FL 33406
PHONE NUMBERS (HOME): 688-3000 (WORK)
CAN TESTIFY TO: FACTS OF THE CASE

NAME: Deputy Lewis ID# 37163
ADDRESS: 3228 GUN CLUB RD, WEST PALM BEACH, FL 33406
PHONE NUMBERS (HOME) 688-3000 (WORK)
CAN TESTIFY TO: INDICATORS OF IMPAIRMENT, SUPPLEMENTAL PC

NAME: Deputy Joseph ID# 36169
ADDRESS PBSO
PHONE NUMBERS (HOME) 688-3000 (WORK)
CAN TESTIFY TO: Traffic Crash

NAME: Julio Aponte
ADDRESS United K9 Special Patrol, Royal Palm Beach, FL
PHONE NUMBERS (HOME) 954-549-6964 561-667-0225 (WORK) ()
CAN TESTIFY TO: Witness

NAME:
ADDRESS
PHONE NUMBERS (HOME) (WORK)
CAN TESTIFY TO:

NAME:
ADDRESS
PHONE NUMBERS (HOME) (WORK)
CAN TESTIFY TO:

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CAN TESTIFY TO:

NAME:
ADDRESS
PHONE NUMBERS (HOME) (WORK)
CAN TESTIFY TO:

TESTING FACILITY TASK REPORT

AGENCY: PBSO

SUBJECT: Dresson, Destiny L

CASE NUMBER: 22-088702

DATE: Jul 17, 2022

VIDEO DVD NUMBER: n/a

BEGINNING TIME: 0307

ENDING TIME: [redacted]

BREATH TESTS RESULTS: 1) .109 TIME 0311 A.M. ☒ P.M. ☐ 2) .113 TIME 0314 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 TECHNICAN: Jason Karlecke #6467

TESTING OFFICER'S OBSERVATIONS

SPEECH: thick

ATTITUDE: talkative, compliant

CLOTHING: black sweat pants, blue tank top, black crocs

MEDICAL CONDITIONS: none

MEDICATIONS: none

OTHER:

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

COMMENTS:

arrived at center A/O conducted 20 observation period at 0241 hrs

subject agreed to perform breath test

subject completed breath test

A/O read rights on scene & subject remembered rights

tech read breath test results & subject understood breath test results

A/O conducted Q&A

subject answered questions

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: 80-006477 Software: 8100.27
Date of Test: 07/17/2022

Date of Last Agency Inspection: 07/15/2022
Observation Period Began: 02:41
Subject's Name: DESTINY L DRESSON DOB: 09/12/2001 Sex: F

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	03:09
Air Blank	0.000	03:09
Control Test	0.079	03:10
Air Blank	0.000	03:10
Subject Sample #1	0.109	03:11
Air Blank	0.000	03:12
Air Blank	0.000	03:14
Subject Sample #2	0.113	03:14
Air Blank	0.000	03:15
Control Test	0.079	03:15
Air Blank	0.000	03:16
Diagnostics Check	OK	03:16

Cylinder Lot: 19021080A2
Exp: 09/05/2023

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 THOMAS H LEAHEY, 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: T Leahey Date: 07/17/2022
Signature

Sworn to (or affirmed) before me this 17 day of July, 2022

Signature of Notary Public-State of Florida

IRWIN J GISSON #240911
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.

FDLE/ATP FORM 38 - MARCH 2004, Ref. 11D-8.007

SUBJECT: D. [illegible] CASE NUMBER: [illegible]

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) [illegible]

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: _____

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: 2022018367	**Date:** 07/18/2022
	Specialist Name/ID: C. Smith/39657