

☐ Marsy's Law CVI FL Const. Art.1 § 18(b)

ARREST / NOTICE TO APPEAR
Juvenile Referral Report

☐ Check if Supplement is Attached

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

Juvenile

N

ADMINISTRATIVE	OBTS Number		Agency ORI Number FLO 5 0 0 0 0 0		Agency Name PALM BEACH COUNTY SHERIFF'S OFFICE		Agency Report Number (N.T.A.'s only) 0 6 1-22-142900																						
	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		Multiple Clearance Indicator 0 1																						
	Location of Arrest (Including Name of Business) Cedar Point Blvd and Boynton Beach Blvd, Boynton Beach, FL				Location of Offense (Business Name, Address) Cedar Point Blvd and Boynton Beach Blvd, Boynton Beach, FL																								
DEFENDANT	Date of Arrest 12/23/2022		Time of Arrest 2141		Booking Date		Booking Time		Jail Date		Jail Time		Location of Vehicle																
	Name (Last, First, Middle) Hurley, Elizabeth, K																												
	Alias (Name, DOB, Soc. Sec. #, Etc.)																												
CO-DEF	Race W - White B - Black		I - American Indian O - Oriental/Asian		Sex W F		Date of Birth 6/27/1959		Height 5'07		Weight 125		Eye Color Bro		Hair Color Bio		Complexion Light		Build Small										
	Scars, Marks, Tattoos, Unique Physical Features (Location, Type, Description)														Marital Status Divorced		Religion CHRISTIAN		Indication of: Alcohol Influence Drug Influence		Y N		Unk						
	Local Address (Street, Apt. Number) 4055 Blue Sage Path, Boynton Beach, FL 33436										(City)		(State)		(Zip)		Phone (870) 275-3788		Residence Type: 1. City 2. County 3. Florida 4. Out of State										
JUVENILE	Permanent Address (Street, Apt. Number)										(City)		(State)		(Zip)		Phone ()		Address Source FL DL										
	Business Address (Name, Street)										(City)		(State)		(Zip)		Phone ()		Occupation Singer										
	D/L Number, State H-640-231-59-727-0, FL				Soc. Sec. Number				INS Number				Place of Birth (City, State) Springfield, MA				Citizenship US												
CHARGE	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										
	☐ Parent ☐ Legal Custodian ☐ Other: Name (Last) (First) (Middle) Address (Street, Apt. Number) (City) (State) (Zip) Notified by: (Name) (Date) (Time) 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) Property Crime? ☐ Yes ☐ No Description of Property Value of Property										Residence Phone ()		Business Phone ()		Juvenile Disposition 1. Handled/Processed within Dept. and Released. 2. TOT HRS/DYS 3. Incarcerated		School Attended		Grade										
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	Charge Description Driving Under the Influence										Counts 01		Domestic Violence ☐ Y ☐ N		Statute Violation Number 316.193(1A)		Violation of ORD #												
	Drug Activity N		Drug Type N		Amount / Unit		Offense # 22-142900		Warrant / Capias Number		Bond																		
	Charge Description										Counts		Domestic Violence ☐ Y ☐ N		Statute Violation Number		Violation of ORD #												
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 Description										Counts		Domestic Violence ☐ Y ☐ N		Statute Violation Number		Violation of ORD #												
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 Description										Counts		Domestic Violence ☐ Y ☐ N		Statute Violation Number		Violation of ORD #												
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																		
	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 January Day 12 Year 2023 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																
ADMIN	Signature of Defendant (or Juvenile and Parent/Custodian) 12/23/2022										Date Signed		Name Verification (Printed by Arrestee) (PRINT)		PAGE 1 OF 1														
	HOLD for other agency										Signature of Arresting Officer X		Name of Arresting Officer (Print) Inv. C. Ward 16305		I.D. # 16305														
	☐ Dangerous ☐ Suicidal ☐ Resisted Arrest ☐ Other:										Transporting Officer Inv. C. Ward 16305		Agency PBSO		Witness here if subject signed with an "X"														

J# 0536922

D.U.I. PROBABLE CAUSE AFFIDAVIT

ON THE 23 DAY OF 12 20 22, AT 2056 AM ☒ PM

SUBJECT: Hurley, Elizabeth, K CASE NUMBER: 22-142900

AGENCY: PALM BEACH COUNTY SHERIFF'S OFFICE ARRESTING OFFICER: Inv. C. Ward 16305

PERSONAL CONTACT

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

I was called to the scene of a traffic stop near the intersection of S Military Trl and Boynton Beach Blvd, in unincorporated Boynton Beach, Palm Beach County, Florida. I arrived at the scene at approximately 2112 hrs.

D/S C. Medina 40907 told me, in a signed sworn PC Supplement, that he had stopped the defendant's vehicle, a blue lue BMW X3 bearing FL tag AUGU83, because the defendant's vehicle was unable to maintain speed, unable to maintain lane. D/S C. Medina stated that the vehicle swerved into his lane almost striking his patrol vehicle. D/S C. Median noticed that the defendant had articulable indicators of impairment, so he requested me to respond to conduct a possible DUI investigation. D/S C. Medina identified the defendant, to me, as the driver / sole occupant of the defendant's vehicle, at the time of the stop. (see sup pc for further)

OBSERVATION OF DRIVER:

I made contact with the defendant, later identified by their Florida Driver's License as, Elizabeth Hurley. I observed that the defendant had red, watery, bloodshot eyes. The defendant had slurred, slowed, lethargic, speech, and the odor of an unknown alcoholic beverage, based on my training and life experiences, that came from their breath which intensified as they spoke to me. The defendant was crying and irrational. I asked the defendant if they had any medical problems or had taken any medications and the defendant said she takes medication of ADHD. The defendant stated that she had no mechanical issues with her vehicle.

I asked the defendant to exit the vehicle. The defendant swayed while standing, stumbled while walking, and leaned on the car for balance. While walking to the front of my patrol vehicle the defendant randomly stopped, took off her belt, and walked back to her vehicle to put the belt in the vehicle. Once in front of my PBSO patrol vehicle the defendant stated that she had drank 2 cosmopolitans, which she stated was cranberry and vodka in a martini glass.

I asked the defendant to perform voluntary field sobriety tasks. The defendant consented.

DRIVER'S STATEMENTS:

In the vehicle. The defendant was crying and irrational. I asked the defendant if they had any medical problems or had taken any medications and the defendant said she takes medication of ADHD. The defendant stated that she had no mechanical issues with her vehicle. She stated that she was crying because her friend died in an RV accident that she should have been in.

Outside the vehicle Once in front of my PBSO patrol vehicle the defendant stated that she had drank 2 cosmopolitans, which she stated was cranberry and vodka in a martini glass. She confirmed she had no medical problems but stated that she had an inner ear infection. She stated that she was almost home. She stated that she last ate at 1700 hours. She stated she drank the two glasses of alcohol between 1830-1900 hours and believed it was 2100 hours.

Enroute to Jail: While travelling to the Jail the defendant asked what she was being charged with. When I answered that she was being charged with DUI she stated that it was probable true.

ODORS:

I could smell the odor of an unknown alcoholic beverage, based on my training and life experiences, which came from the defendants breath and intensified as they spoke with me.

GENERAL OBSERVATIONS

SPEECH: slowed slurred lethargic, crying,

ATTITUDE: upset, mood swings,

CLOTHING: Sheer Blouse, Jeans with Zipper undone and Black Boots.

MEDICAL/OTHER: The defendant stated that they had no medical issues. They stated that they had not taken any prescription drugs

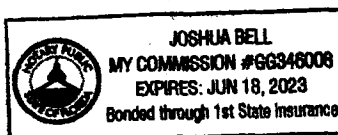
STATE OF FLORIDA
COUNTY OF PALM BEACH

Inv. C. Ward 16305
Signature of Arresting/Investigative Officer

I, the foregoing instrument was sworn to or affirmed and subscribed before me this 24 day of 12 20 22 by Inv. C. Ward 16305

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

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



SUBJECT: Hurley, Elizabeth, K

CASE NUMBER 22-142900

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:

See PC:

WALK & TURN:

I placed, with the assistance of another deputy, an approximately 2" wide piece of yellow on the ground. While standing on the right side of the defendant, I asked the defendant if they knew their left from their right which they did. I asked the defendant if they could see the line and they stated that they did. I asked the defendant what color the line was and they stated yellow. I had the defendant place their left foot on the line with their right foot in front of the left heel to toe. The defendant was unable to maintain this position. I instructed the defendant to remain in the position throughout my instructions and demonstration. The defendant stated that she understood. As the defendant was being given the instructions she stated that she couldn't hear because she has an ear infection in her left ear. I asked her if she still wanted to do the task and she stated that she did. I again placed her in the instructional position. While giving her the instructions she again became argumentative. The defendant was given her taylor warnings which she stated that she understood. She then became argumentative and said to just arrest her. Task were stopped at this time and she was placed under arrest.

ONE LEG STAND:

task not completed

FINGER TO NOSE:

Task not completed

ROMBERG ALPHABET:

Task Not completed

BREATH TEST RESULTS:

STATE OF FLORIDA
COUNTY OF PALM BEACH

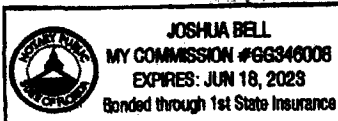
Inv. C. Ward 16305

Signature of Arresting/Investigative Officer

The foregoing instrument was sworn to or affirmed and subscribed before me this 24 day of 12 2022 by Inv. C. Ward 16305

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

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



PROBABLE CAUSE AFFIDAVIT		1 Arrest 2 NTA	3 Request for Warrant 4 Request for Capias	1	Juvenile N
OBT Number		Agency ORI Number		Agency Name	
FLO 5 0 0 0 0 0		PALM BEACH COUNTY SHERIFF'S OFFICE		Agency Report Number 22- 142900	
Charge Type Check as many as apply		Special Notes			
☐ 1 Felony ☐ 2 Traffic Felony ☒ 3 Misdemeanor ☐ 4 Traffic Misdemeanor ☐ 5 Ordinance ☐ 6 Other					
Name (Last, First, Middle)		Alias		Race	Sex
HURLEY, ELIZABETH, K				W	F
Date of Birth		6/27/1959			
Charge Description		Charge Description			
DUI		316.193(1)A			
Charge Description		Charge Description			
Victim's Name (Last, First, Middle)		Race		Sex	Date of Birth
Local Address (Street, Apt Number)		(City)	(State)	(Zip)	Phone
Business Address (Name, Street)		(City)	(State)	(Zip)	Phone
The undersigned certifies and swears that I have just and reasonable grounds to believe, and do believe that the above named Defendant committed the listed violation(s) 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 committed the below acts, resulting from my (described) investigation.					
On the 23 day of DECEMBER 20 22 at 2232 ☐ A.M. ☒ P.M. (Specifically include facts constituting cause for arrest.)					
☐ Morsy's Law CVI FL. Const. Art. 1 § 18(b)					
On Friday, December 23, 2022 I assisted Investigator Christopher Ward with processing the defendant at the breath facility. I escorted her into the facility and began a 20 minute observation period. During this time the defendant did not ingest anything into her body orally or otherwise. Neither did she regurgitate. I escorted her into the testing room and asked her to provide breath samples for the purpose of determining her alcohol content. She initially declined. I began reading her implied consent. She was interruptive during the reading of the consent. She later told me she would provide breath samples. The defendant provided two adequate breath samples that rendered results of .156 and .143. I attempted to read her Constitutional Rights but she invoked her "rights" in the process. She was booked into the main jail for the charge of DUI.					
STATE OF FLORIDA COUNTY OF PALM BEACH INV E. K. WHITE (72) (Signature of Arresting Investigative Officer)					
The foregoing instrument was sworn to or affirmed and subscribed before me this 23 day of 12 20 22 by INV E. K. WHITE (Print name of Arresting Investigative Officer, who is personally known to me and/or produced identification. Type of identification produced) KNOWN LEO					
Notary Public, Clerk of Court, Officer (F.S.S. 117.10)					
PAGE 1 OF 1					

OBTS Number		PROBABLE CAUSE AFFIDAVIT		1. Arrest 2. N.T.A.		3. Request for Warrant 4. Request for Capias		1	Juvenile	N
ADMIN	Agency ORI Number	Agency Name		Agency Report Number						
	FLO 500000	PALM BEACH COUNTY SHERIFF'S OFFICE		06-22-142500						
CHARGES	Charge Type: Check as many as apply		☐ 1. Felony ☒ 2. Traffic Felony ☐ 3. Misdemeanor ☒ 4. Traffic Misdemeanor ☐ 5. Ordinance ☐ 6. Other		Special Notes:					
	Name (Last, First, Middle) HURLEY ELIZABETH		Alias		Race W		Sex F		Date of Birth 06/27/1957	
VICTIM	D.U.I.		316.193(1)							
	Victim's Name (Last, First, Middle) STATE OF FLORIDA				Race		Sex		Date of Birth	
PROBABLE CAUSE STATEMENT	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 committed the below acts, resulting from my (described) investigation. On the _____ day of _____ 20____ at _____ ☐ A.M. ☐ P.M. (Specifically include facts constituting cause for arrest.)										
☐ Marsy's Law CVI FL. Const. Art. I § 16(b) While patrolling in the vicinity of Boynton Beach Blvd and N Military Trail in Boynton Beach Florida, Palm Beach County, a blue BMW X30i bearing Florida tag AUG U83 was observed traveling east bound on Boynton Beach Blvd operating her vehicle in a careless manner. She was swerving, accelerating, and impeding my lane on several occasions. While traveling east on Boynton Beach Blvd approximately one mile west of N Military Trail, I observed the aforementioned vehicle traveling east in the far left lane make an improper lane change to the center lane where I was traveling and almost strike my patrol unit. I continued to monitor the blue utility vehicle further swerve through multiple lanes while she accelerated to over 66 miles per hour in a posted 45 mile an hour zone. The vehicle consistently accelerated and abruptly slowed her speed until coming to a stop at 9854 S Military Trail Boynton Beach, located in Palm Beach County Florida. Upon contact with the driver and sole occupant of the vehicle, Elizabeth Hurley, I could detect the odor of and unidentified alcoholic beverage emanating from her mouth at conversational distances. I also observed red glossy eyes and failure to complete tasks while speaking to me. Hurley was also very emotional and would start crying hysterically and suddenly stop. Based on my observations, I contacted a DUI investigator. DUI investigator C Ward ID 16305 and the investigation was turned over to him.										
ADMINISTRATIVE	STATE OF FLORIDA COUNTY OF PALM BEACH		(ID #) <u>40907</u>							
	(Signature of Arresting/Investigative Officer)									
The foregoing instrument was sworn to or affirmed and subscribed before me this <u>23</u> day of <u>December</u> 20<u>22</u> by <u>C Medina</u> (Print name of Arresting/Investigative Officer) who is personally known to me and/or produced identification. Type of identification produced <u>KNOWN</u> D/S										
Notary Public, Clerk of Court, Officer (F.S.S. 147.10)										PAGE OF 1

		PROBABLE CAUSE AFFIDAVIT		1 Arrest 2 NTA		3 Request for Warrant 4 Request for Capias		1		Juvenile N		
ADMIN	OBTS Number		Agency ORI Number FLO. 5.0.0.0.0.0		Agency Name PALM BEACH COUNTY SHERIFF'S OFFICE		Agency Report Number 22-142900					
	Charge Type 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) Hurley, Elizabeth, K					Alias		Race W		Sex F		
	Date of Birth 6/27/1959											
CHARGES	Charge Description Driving Under the Influence					316.193(1A)		Charge Description				
	Charge Description							Charge Description				
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		
	Business Address (Name, Street)					(City)		(State)		(Zip)		
					Phone						Occupation	
The undersigned certifies and swears that I have just and reasonable grounds to believe, and do believe that the above named Defendant committed the listed violation(s) 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 committed the below acts, resulting from my (described) investigation. On the <u>23</u> day of <u>12</u> 20 <u>22</u> at <u>2056</u> ☐ A.M. ☒ P.M. (Specifically include facts constituting cause for arrest.)												
☐ Marsy's Law CVI FL. Const. Art.1 § 18(b) I conducted the Standardized Field Sobriety Tasks (SFSTs) in front of my PBSO patrol vehicle using the in car video system with the following results. The area was Well Lit and clear of any large debris. It was cold and Not Windy. The area was dry. Horizontal Gaze Nystagmus (HGN) The defendant was placed with their feet together and hands down by their side. The defendant was instructed to await the completion of the instructions prior to beginning the task. The defendant acknowledged that they clearly understood my instructions. I then instructed the defendant on the task. The defendant stated that they clearly understood my instructions for the task. I placed my stimulus in front of the defendant and ask the defendant if they could see it to which he said "yes." I asked the defendant what color the stimulus was to which they answered. "red." Upon commencing the task the defendant moved their head side to side instead of following with their eyes only, anticipated the stimulus, and did not follow the stimulus as instructed. The defendant would reinitiate crying during the task and close her eyes. During the task, I observed that the defendant had equal pupil size and did not exhibit resting nystagmus. The defendant's eyes tracked equally. I then checked the defendant for Vertical Gaze Nystagmus (VGN). I did not observe a distinct and sustained nystagmus at maximum deviation in both of the defendant's left and right eyes.												
ADMINISTRATIVE	STATE OF FLORIDA COUNTY OF PALM BEACH					Inv. C. Ward 16305						
	(Signature of Arresting/Investigative Officer)											
	The foregoing instrument was sworn to or affirmed and subscribed before me this <u>24</u> day of <u>12</u> 20 <u>22</u> by <u>Inv. C. Ward</u>											
	(Print name of Arresting/Investigative Officer) who personally known to me and/or produced identification. Type of identification produced: <u>Known</u>											
Notary Public, Clerk of Court, Officer (F.S. § 111.10)					 JOSHUA BELL MY COMMISSION #GG346008 EXPIRES: JUN 18, 2023 Bonded through 1st State Insurance					PAGE <u>1</u> OF <u>1</u>		

**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: 12/23/2022

Date of Last Agency Inspection: 12/22/2022

Observation Period Began: 22:28

Subject's Name: ELIZABETH K HURLEY

DOB: 06/27/1959 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	22:57
Air Blank	0.000	22:57
Control Test	0.080	22:57
Air Blank	0.000	22:58
Subject Sample #1	0.156	22:59
Air Blank	0.000	23:00
Air Blank	0.000	23:02
Subject Sample #2	0.143	23:02
Air Blank	0.000	23:03
Control Test	0.079	23:03
Air Blank	0.000	23:04
Diagnostics Check	OK	23:04

Cylinder Lot: 08622080A1
Exp: 06/05/2024

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 JOSHUA J BELL, 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: _____

Signature

Date: 12/24/22

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

Signature of Notary Public-State of Florida

INV. Ward #16305
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.



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

PBSO CASE # 22-142900 PBSO ZONE 6-32

AGENCY CASE # _____ CRASH CASE # _____

TIME OF STOP/CRASH 2056 DATE 12/23/2022 DAY Friday

SUBJECT'S NAME Hurley, Elizabeth, K RACE W SEX F

HGT 5'07 WGT 125 DOB 6/27/1959

LOCATION Cedar Point Blvd and Boynton Beach Blvd, Boynton Beach, FL

ARRESTING OFFICER'S NAME & ID Inv. C. Ward 16305 (16305) AGENCY Palm Beach County Sheriff's Office

DIVISION: CID-DUI

NOTIFIED BY COMMO Yes

ARRIVAL AT FACILITY 2228

ARREST TIME 2141

BREATH RESULTS:

.156

.143

TESTING OFFICER'S ID 8656 PBSO VIDEOTAPE # N/A

WITNESS LIST

CASE NUMBER: 22-142900

ARRESTING OFFICER: Inv. C. Ward 16305

ADDRESS: 3228 Gun Club Rd, West Palm Beach, FL 33406

PHONE NUMBERS (HOME): _____ (WORK) 561-688-3000

CAN TESTIFY TO: DUI Investigation

NAME: D/S C. Medina 40907

ADDRESS: 3228 Gun Club Rd, West Palm Beach, FL 33406

PHONE NUMBERS (HOME) _____ (WORK) 561-688-3000

CAN TESTIFY TO: stopping deputy

NAME: D/S T. Cole

ADDRESS 3228 Gun Club , West Palm Beach, FL 33406

PHONE NUMBERS (HOME) _____ (WORK) 561-688-3000

CAN TESTIFY TO: FTO for D/S C. Median

NAME: _____

ADDRESS _____

PHONE NUMBERS (HOME) _____ (WORK) _____

CAN TESTIFY TO: _____

NAME: _____

ADDRESS _____

PHONE NUMBERS (HOME) _____ (WORK) _____

CAN TESTIFY TO: _____

NAME: _____

ADDRESS _____

PHONE NUMBERS (HOME) _____ (WORK) _____

CAN TESTIFY TO: _____

NAME: _____

ADDRESS _____

PHONE NUMBERS (HOME) _____ (WORK) _____

CAN TESTIFY TO: _____

NAME: _____

ADDRESS _____

PHONE NUMBERS (HOME) _____ (WORK) _____

CAN TESTIFY TO: _____

NAME: _____

ADDRESS _____

PHONE NUMBERS (HOME) _____ (WORK) _____

CAN TESTIFY TO: _____

NAME: _____

ADDRESS _____

PHONE NUMBERS (HOME) _____ (WORK) _____

CAN TESTIFY TO: _____

NAME: _____

ADDRESS _____

PHONE NUMBERS (HOME) _____ (WORK) _____

CAN TESTIFY TO: _____

TESTING FACILITY TASK REPORT

AGENCY: **PBSO**

SUBJECT: **HURLEY, ELIZABETH KELLER** CASE NUMBER: **22-142900**

DATE: **Dec 23, 2022** VIDEO DVD NUMBER: **N/A**

BEGINNING TIME: **2252** ENDING TIME: **2305**

BREATH TESTS RESULTS: 1) **.156** TIME **2259** A.M. ☐ P.M. ☒ 2) **.143** TIME **2302** A.M. ☐ P.M. ☒

3) **XX** TIME **XX** A.M. ☐ P.M. ☐ 4) **XX** TIME **XX** A.M. ☐ P.M. ☐

BREATH OPERATOR: **JOSHUA J BELL #8656**

MAINTENANCE TECHNICIAN: **J. KARLECKE #6467**

TESTING OFFICER'S OBSERVATIONS

SPEECH: **SLURRED**

ATTITUDE: **MOODSWINGS, ARGUMENTATIVE**

CLOTHING: **LEOPARD PRINT SHIRT, BLUE JEANS, BLACK KNEE HIGH BOOTS**

MEDICAL CONDITIONS: **UNKNOWN**

MEDICATIONS: **UNKNOWN**

OTHER:

EYES: **BLOODSHOT, GLASSY**

COMMENTS:

A/O ARRIVED AT DUI TESTING FACILITY AND BEGAN THE 20 MINUTE OBSERVATION AT **2228** HOURS

SUBJECT STATED SHE WOULD NOT TAKE BREATH TEST

A/O READ I.C

SUBJECT STATED SHE DID NOT UNDERSTAND

SUBJECT STATED SHE WOULD TAKE BREATH TEST

BREATH TEST COMPLETED

A/O READ RIGHTS

SUBJECT STATED SHE DID NOT WANT TO ANSWER ANY QUESTIONS

TECH READ BREATH TEST RESULTS AND EXPLAINED

SUBJECT ACKNOWLEDGED SHE UNDERSTOOD BREATH TEST RESULTS

INV. WHITE PBSO CONDUCTED 20 MIN OBSERVATION AND REQUESTED A BREATH SAMPLE FOR INV. C. WARD PBSO CASE

SUBJECT: H. J. F. 12.1.14

CASE NUMBER: 1-143100

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: Henry, E. J. CASE NUMBER: 72-112100

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: INV. F. L. WHITE 7209



**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: 2022033122	Date: 12/24/2022
	Specialist Name/ID: Chantel Daniels/30347