

0535884 1172

ARREST / NOTICE TO APPEAR

Arrest (No Warrant) 3 Request for Capias
Arrest (Warrant) 4 Request for Capias
2 NTA 5 Juvenile Referral

1

JUVENILE

OBTS Number	Agency ORI Number 0500200		Agency Name Boca Raton Police Department		Agency Report Number (NTA's only) 3 2 2022-014358	
Charge Type Click as many as apply	☐ 1 Felony ☐ 2 Traffic Felony	☒ 3 Misdemeanor ☒ 4 Traffic Misdemeanor	☐ 5 Ordinance ☐ 6 Other	If Weapon Seized Enter Type UNARMED		Multiple Clearance Indicator
Location of Arrest (Including Name of Business) 100 S OCEAN BLVD, BOCA RATON, FL, 33432, 100 S OCEAN			Location of Offense (Business Name, Address) 100 S OCEAN BLVD, BOCA RATON, FL 33432			
Date of Arrest 11/09/2022	Time of Arrest 07:12	Booking Date 11/09/2022	Booking Time 07:22	Jail Date 11/09/2022	Jail Time 07:22	Location of Vehicle WESTWAY TOWING
Name (Last, First, Middle) FISHER, ERIC CHRISTOPHER			Alias: Alias (Name, DOB, Soc. Sec. #, Etc.)			
Race W - White B - Black O - Oriental/Asian	Sex M	Date of Birth 08/03/1976	Height 5'08	Weight 190	Eye Color HAZEL	Hair Color BLONDE
Complexion LIGHT			Build Medium			
Scars, Marks, Tattoos, Unique Physical Features (Location, Type, Description)			Marital Status S	Religion CHRISTIAN	Indication of Alcohol Influence Yes ☐ No ☒ Unk ☐	
Local Address (Street, Apt. Number) 401 NE 4TH ST, BOCA RATON, FL 33432			(City)	(State)	(Zip)	Phone (808) 371-2873
Permanent Address (Street, Apt. Number) 401 NE 4TH ST, BOCA RATON, FL 33432			(City)	(State)	(Zip)	Phone (808) 371-2873
Business Address (Name, Street) COAST TO COAST,			(City)	(State)	(Zip)	Phone DEFENDANT
D/I Number, State F260203762830 / FL			Soc. Sec. Number [REDACTED]	INS Number	Place of Birth (City, State) BOYNTON BEACH, FL	Citizenship US
Co-Defendant Name (Last, First, Middle) [REDACTED]			Race	Sex	Date of Birth	☐ 1 Arrested ☐ 3 Felony ☐ 5 Juvenile
Co-Defendant Name (Last, First, Middle) [REDACTED]			Race	Sex	Date of Birth	☐ 2 At Large ☐ 4 Misdemeanor ☐ 6 Other
Name (Last, First, Middle) [REDACTED]			Residence Phone			
Address (Street, Apt. Number) 1 - O.R.			(City)	(State)	(Zip)	Business Phone
Notified by: (Name) 2 - O.R.			Date	Time	JUVENILE DISPOSITION 1. Handled/Processed within Department and Released 2. TOT JAC 3. Incarcerated	
Released To: (Name) [REDACTED]			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 355-2526) informed of any change of address.			School Attended			Grade
☐ Yes ☒ No			Property Crime? ☐ Yes ☒ No			Description of Property
Drug Activity S Sell N N/A P Possess			R Smuggle D Deliver E Use	K Disperse/ 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/Dern	P Paraphernalia/ Equipment S Synthetic	U Unknown Z Other
Charge Description DRIVE UNDER INFLUENCE			Statute Violation Number 316.193(1A)			Violation of ORD #
Drug Activity	Drug Type N	Amount / Unit	Offense #	Counts 1	Domestic Violence ☐ Y ☒ N	Warrant / Capias Number
Charge Description RESIST/OBSTRUCT OFFICER W/O VIOLENCE			Statute Violation Number 843.02			Violation of ORD #
Drug Activity	Drug Type N	Amount / Unit	Offense #	Counts 1	Domestic Violence ☐ Y ☒ N	Warrant / Capias Number
Charge Description			Statute Violation Number			Violation of ORD #
Drug Activity	Drug Type	Amount / Unit	Offense #	Counts	Domestic Violence ☐ Y ☐ N	Warrant / Capias Number
Health / Apparent Physical Condition of Defendant POOR			Any knowledge of the following: ☐ Mental ☐ Escape Risk ☐ Medication ☐ Deformities ☐ Injuries			
Check which applies ☐ Released O.R. ☐ Posted Bond			☐ Released to Parent/Guardian ☒ TOT County Jail			
Transported By J. CASAS 818			PROPERTY - Received By J. CASAS 818			
Released To TOT CJ			Released By J. CASAS 818			
INSTRUCTION NO. 1 - Mandatory appearance in court ☐ INSTRUCTION NO. 2 - You need not appear in Court but must comply with instructions on Page 2.			Location (Court, Room) South County 200 W Atlantic Ave Delray Beach, FL 33444			
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.			Court Date and Time 12/13/2022 08:30:00			
Signature of Defendant (or Juvenile and Parent/Custodian) [Signature]			Date Signed 11/29/2022			
HOLD for Other Agency			Signature of Arresting Officer [Signature]			
☐ Dangerous ☐ Resisted Arrest ☐ Suicidal ☐ Other			Name of Arresting Officer (Print) CASAS, J.			
Intake Deputy Knight 9383			ID # 818			
Pouch #			Agency BRPD			
Name Verification (Printed by Arrestee) ERIC FISHER			PAGE 1 OF 1			

☐ COURT ☐ STATE ATTORNEY ☐ AGENCY ☐ CENTRAL RECORDS ☐ JAIL ☐ CRIME ANALYSIS ☐ P.I.O. ☐ DEFENDANT

804 3401139

OETS Number		PROBABLE CAUSE AFFIDAVIT		1. Arrest 2. N.T.A.		3. Request for Warrant 4. Request for Copies		1	JUVENILE
A D M I N I S T R A T I V E	Agency ORI Number FL FLO500200		Agency Name BOCA RATON POLICE DEPARTMENT		Agency Report Number 3 2 2022-014358				
	Charge Type: Check as many as apply. ☐ 1. Felony ☐ 2. Traffic Felony		☒ 3. Misdemeanor ☒ 4. Traffic Misdemeanor		☐ 5. Ordinance ☐ 6. Other		Special Notes:		
D E F	Name (Last, First, Middle) FISHER, ERIC CHRISTOPHER				Race W		Sex M		Date of Birth 08/03/1976
	Alias								
C H A R G E S	Charge Description 316.193(1A) DUI		Charge Description 843.02 RESIST/OBSTRUCT OFFICER W/O VIOLENCE						
	Charge Description		Charge Description						
V I C T I M	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 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 _____ that he/she saw the arrested person commit the below acts. ☐ confessed to _____ admitting to the below facts. ☒ was found to have committed the below acts, resulting from my (described) investigation. On the <u>9</u> day of <u>November</u>, <u>2022</u> at <u>07:12</u> (Specifically include facts constituting cause for arrest.)									
On 11/9/22, at approximately 0705 hours, I was at the entrance of 2 N Ocean Blvd in reference to closing the park for Hurricane Nicole. While at this post, I observed a white male wearing a black shirt, blue shorts with pink stripes, and no shoes walking eastbound along E Palmetto Park Rd towards the entrance of the park. I observed that the subject had poor balance while walking causing him to stumble and move side to side by several feet while trying to walk forward. As the subject approached the entrance to the park, I informed him that the park was closed. The subject slurred "I know!" and continued to walk past me anyway. At approximately 0708 hours, I observed the same subject exit the park and begin to walk westbound across the intersection of E Palmetto Park Rd and N Ocean Blvd. The subject began to cross within the crosswalk but was again unable to maintain his course due to his poor balance. Based upon my training and experience in DUI investigations, I suspected that the subject may be impaired by alcohol and or chemical or controlled substances. I then observed the subject enter a gold Pontiac G6 bearing FL tag IN85IK that was parked along the roadway in the westbound lanes of E Palmetto Park Rd. The subject turned the vehicle on and made a U-turn over the double solid yellow line to drive eastbound on E Palmetto Park Rd. The subject then made a right turn at the intersection of E Palmetto Park Rd and Ocean Blvd to travel southbound on S Ocean Blvd. Based on my observations of the subject prior to entering the vehicle, as well as the traffic violation, I initiated a traffic stop on the vehicle and the subject in the area of 100 S Ocean Blvd. The vehicle came to an immediate stop and the subject exited his vehicle, turned towards me, and started yelling at me before I was even able to put my vehicle in park.									
A D M I N I S T R A T I V E	SWORN AND SUBSCRIBED BEFORE ME				SIGNATURE OF ARRESTING / INVESTIGATING OFFICER				
	DALY, MICHAEL D				CASAS, JAVIER (818)				
	NOTARY PUBLIC / CLERK OF COURT / OFFICER (F.S.S. 117.10)				NAME OF OFFICER (PLEASE PRINT)				
11/09/2022 DATE				11/09/2022 DATE					
PAGE 1 OF 2									

COURT

STATE ATTORNEY

CENTRAL RECORDS

JAIL

CRIME ANALYSIS

P. I. O.

OETS Number		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	Agency ORI Number FL FLO500200	Agency Name BOCA RATON POLICE DEPARTMENT	Agency Report Number 3 2 2022-014358						
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) FISHER, ERIC CHRISTOPHER				Race W		Sex M		Date of Birth 08/03/1976	
The subject was acting erratic and asked why I was pulling him over. Before I could finish explaining the circumstances surrounding the stop, the subject stated, "Why? Because I'm drunk?". At this time, I was close enough to the subject to see that his eyes were bloodshot. I also observed that the subject's pupils were pinpoint. The subject continued speaking without allowing me to explain the circumstances surrounding the stop and stated that he had several firearms in the vehicle. Based on my observations of the subject prior the entering the vehicle, the traffic violation, the subject's erratic behavior, and the subject's claim of having firearms in the vehicle I felt it was necessary to place the subject into handcuffs for officer safety. I then extended my arm and grabbed the subject's wrist to place him into handcuffs. The subject then resisted my efforts to place him into handcuffs by bracing and tensing his arms. Two additional officers were required to respond in order to place the subject into handcuffs. Standardized Field Sobriety Exercises were determined to be impractical and not conducted due to the previously described circumstances and the subject's uncooperativeness. Based on the totality of the circumstances, I developed probable cause to arrest the subject for operating a vehicle within the state while impaired by alcohol and or chemical or controlled substances per F.S.S. 316.193(1). Probable cause was also developed to arrest the subject for resisting without violence per F.S.S. 843.02. The subject was later identified as Eric Fisher via FL DL. Fisher was transported to BRPD's booking facility for post arrest processing and the administration of a breath test. Officer Rafalko (ID779) (Breath Test Operator) responded to BRPD booking and assisted with the BAT room procedures. Fisher was asked to provide a sample of his breath for the purpose of determining the alcohol content and provided two samples of .000 and .000. Fisher was then asked to provide a sample of his urine for the purpose of detecting the presence of chemical or controlled substances and he provided a sample at approximately 0800 hours. The urine sample was collected using as BRPD issued urine kit, sealed per the provided instructions, and submitted to BRPD evidence with a request for testing. Fisher was then informed of his constitutional warnings (Miranda), and he stated he understood. Fisher answered all of my questions. See DUI Influence Report for further. Lastly, Fisher was asked if he would be willing to submit to a Drug Recognition Expert Evaluation and he agreed to participate. Officer Burnette (ID798) responded and conducted a DRE Evaluation at approximately 0836 hours. Officer Burnette will be completing a DRE report. Fisher was later transported to Palm Beach County Jail and turned over to PBSO.									
SWORN AND SUBSCRIBED BEFORE ME DALE, MICHAEL D NOTARY PUBLIC / CLERK OF COURT / OFFICER (F.S.S. 117.10) 11/09/2022 DATE  SIGNATURE OF ARRESTING / INVESTIGATING OFFICER CASAS, JAVIER (818) NAME OF OFFICER (PLEASE PRINT) 11/09/2022 DATE									
								PAGE 2 OF 2	

COURT

STATE ATTORNEY

CENTRAL RECORDS

JAIL

CRIME ANALYSIS

P. I. O.

22-14358

Arrest: 0712

OBSV: 0725 by 818

DUI INFLUENCE REPORT



BOCA RATON POLICE SERVICES DEPARTMENT
100 NW 2nd Avenue
Boca Raton, FL 33432



BOCA RATON POLICE SERVICES DEPARTMENT

DUI INFLUENCE REPORT - PART I

On the _____ day of _____, at _____ AM/PM:

Subject: _____ Case Number: _____

PERSONAL CONTACT

Driving Pattern: _____

Observation of Driver: _____

Driver's Statement: _____

Odors: _____

GENERAL OBSERVATIONS

Speech: _____

Attitude: _____

Clothing: _____

Medical Problems: _____

Medications: _____

Other: _____

Horizontal Gaze Nystagmus:

☐ Left eye does not follow smoothly

☐ Right eye does not follow smoothly

☐ Left eye jerks at 45 degrees angle or less

☐ Right eye jerks at 45 degrees angle or less

☐ Distinct jerking left eye maximum deviation

☐ Distinct jerking right eye maximum deviation

Can not do, Why? _____

Walk and turn: _____

Can not do, Why? _____

One leg stand: _____

Can not do, Why? _____

Finger to nose: _____

Can not do, Why? _____

Alphabet (speech pattern): _____

Can not do, Why? _____

Breath/Blood test results: _____

State of Florida, County of Palm Beach,

Sworn and subscribed before me this _____ (date) by _____.

Notary/Clerk of Court/ Officer (FSS 117.10)

Date

Signature of Arresting Officer

Name of Officer (print)

ARRESTING OFFICER: J. Casas

Name: Ofc. Rafalko Phone # _____ Work # _____

Address: _____

Can testify to: Breath Test operator

Name: Sgt. Brown Phone # _____ Work # _____

Address: _____

Can testify to: Backup

Name: Sgt. Caruso Phone # _____ Work # _____

Address: _____

Can testify to: Backup

Name: Ofc. Pare Phone # _____ Work # _____

Address: _____

Can testify to: Backup

Name: _____ Phone # _____ Work # _____

Address: _____

Can testify to: _____

Name: _____ Phone # _____ Work # _____

Address: _____

Can testify to: _____

Name: _____ Phone # _____ Work # _____

Address: _____

Can testify to: _____



BOCA RATON POLICE SERVICES DEPARTMENT
DUI INFLUENCE REPORT - PART II

To be filled out at testing facility

Agency Case # 22-14358

I. INTRODUCTION (Instrument Operator faces video camera)

A. The day is Wednesday, November, 9, 2022.
(day) (month) (date) (year)

B. The time is now approximately 749 AM/PM.

C. The following is in reference to case number 22-14358.

D. Present at this time is Casas/Rafalko/Brown of the Boca Raton Police Department.
(Officer's Name)

E. Officer Casas, have you arrested Eric Fisher in violation of
Florida State Statute 316.193? (Defendant's name)

F. Did this violation occur within the City of Boca Raton, Palm Beach County, Florida? Yes

G. Mr Mrs./Ms. Fisher, I am required to inform you these
proceedings are being video recorded.

Operator Note: Video record breath request, breath sample, and interview.

II. AT THIS TIME THE ARRESTING OFFICER WILL REQUEST A BREATH SAMPLE.

Note: Read only the paragraph applicable to the type of test you are requesting.

- ☐ A. I am now requesting that you submit to a lawful test of your BREATH for the purpose of determining its alcohol content.
- ☐ B. 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.
- ☐ C. I am now requesting that you submit to a lawful test of your BLOOD for the purpose of determining its alcohol content and the presence of chemical or controlled substances.

IMPLIED CONSENT WARNINGS

Note: Read only if the subject does not comply with your request.

I am _____ of the _____.

If you fail to submit to the test I have requested of you, your privilege to operate a motor vehicle will be suspended for a period of one (1) year for a first refusal, or eighteen (18) months if your privilege has been previously suspended as a result of a refusal to submit to a lawful test of your breath, urine, or blood. Additionally, if you refuse to submit to the test I have requested of you and if your driving privilege has been previously suspended for a prior refusal to submit to a lawful test of your breath, urine, or blood, you will be committing a misdemeanor. Refusal to submit to the test I have requested of you is admissible into evidence in any criminal proceeding.

Subject Signature: _____

Note: Also read for CDL holders:

IN ADDITION, your refusal to submit will result in the loss of your commercial privileges for one year from today. If this is your SECOND REFUSAL, you will be permanently disqualified from operating a commercial motor vehicle.

Note: After reading the implied consent warning, the arresting officer must request a breath sample again.

(IF REFUSAL THEN)

At this time Mr./Mrs./Ms. _____ has refused to submit to a breath test.

The date is _____, _____, _____, and the time is _____ AM/PM.
(month) (day) (year)

A refusal form will be completed by the arresting officer.



BOCA RATON POLICE SERVICES DEPARTMENT
JUVENILE CONSTITUTIONAL WARNINGS

Rights of suspects prior to custodial questioning.

Identify yourself and state:

I am required to warn you before you make any statement that you have the following Constitutional rights:

- 1) You have the right to remain silent and not answer any questions. *Tell me in your own words what you think this means.*
(*You do not have to talk to me or answer any questions about this offense. You can be quiet if you want.*)
 - 2) Any statement you make must be freely and voluntarily given. *Tell me in your own words what you think this means.*
(*If you do talk to me it has to be because you want to and not because anyone is forcing you to speak.*)
 - 3) You have a right to the presence and representation of a lawyer of your choice before you make any statement and during any questioning. *Tell me in your own words what you think this means.*
(*You can talk to a lawyer before we ask you any questions and you can have him/her with you now, during our questioning.*)
If you cannot afford a lawyer, you are entitled to the presence and representation of a court appointed lawyer before you make any statement and during any questioning. *Tell me in your own words what you think this means*
(*If you do not have money for a lawyer and you want one, a lawyer will be given to you for free.*)
- If at any time during the interview you do not wish to answer any questions, you are privileged to remain silent. *Tell me in your own words what you think this means.*
(*If you decide to talk to me then change your mind, you can stop answering my questions at any time.*)
- I can make no threats or promises to induce you to make a statement. This must be of your own free will. *Tell me in your own words what you think this means*
(*I am not allowed to threaten you or make you any promises to get you to talk to me. If you decide to talk, it must be because you want to.*)
- Any statement can be and will be used against you in a court of law. *Tell me in your own words what you think this means*
(*Anything you say to me can and will be told to the judge or a jury in court. A judge is a person who decides if you have done something wrong. Sometimes a group of people called a jury decide this, but the Judge is the person who decides what punishment you get.*)
- Do you understand these rights as I have read them to you, and do you wish to speak to me?

med: _____ Date: _____ Time: _____



BOCA RATON POLICE SERVICES DEPARTMENT
TESTING FACILITY TASK REPORT

SUBJECT: Eric Fisher

CASE #: 22-14358

DATE: 11/9/22

BREATH TEST RESULTS

1) TIME .000 / 0753 AM/PM

2) TIME .000 / 0756 AM/PM

3) TIME _____ AM/PM

4) TIME _____ AM/PM

BREATH OPERATOR: Rafalko

MAINTENANCE TECHNICIAN: Crawford

TESTING OFFICER'S OBSERVATIONS

SPEECH: OK

ATTITUDE: Angry / upset

CLOTHING: Black T-shirt / Blue swim trunks / No shoes

MEDICAL CONDITION: None

OTHER: eyes bloodshot / pinpoint pupils

COMMENTS: _____

Identify yourself and state:

I am required to warn you before you make any statement that you have the following Constitutional rights:

- (1) You have the right to remain silent and not answer any questions.
- (2) Any statement you make must be freely and voluntarily given.
- (3) You have a right to the presence and representation 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 and representation of a court appointed lawyer before you make any statement 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 be and will be used against you in a court of law.
- (8) Do you understand these rights as I have read them to you, and do you wish to speak to me?

Signed: Read on Camera Date: _____ Time: _____

QUESTIONS AND ANSWERS

Were you operating a motor vehicle at the time of the accident? stop yes

Where were you going? Pavillion to check current and then Boca inlet to surf.

What street or highway were you on? A1A South to Boca inlet

Direction of travel? South

Where did you start driving from? Demolished building, Addison Place??

What city (county) were you stopped in? Boca Raton palmetto/A1A

What time did you start? 7 AM/PM What time is it now? 830 am

What is today's date? 11-8-22 What day of the week is it? Tues, Wednesday

When did you last eat? Last night What did you eat? yellow rice, taco meat, guac

What have you been doing the past three hours prior to this stop accident? sleeping

How much do you weigh? 180 Have you been drinking? N What were you drinking? VB energy drink

How much? _____ Where? _____ With whom were you drinking? _____

When did you have your first drink? _____ AM/PM When did you stop drinking? _____ AM/PM

How did you consume your last two drinks? _____

Are you under the influence of alcohol now? ☐ Yes ☒ No

Can you feel the effects of alcohol? ☐ Yes ☒ No

Have you consumed alcohol since the accident? ☐ Yes ☐ No

Can you feel the effects of alcohol? ☐ Yes ☐ No

Have you consumed alcohol since the accident? ☐ Yes ☐ No How much? _____

What? _____ Where? _____

What line of work are you in? Carpenter, Boat captain, Fisherman

When did you last work? yesterday

Do you have any physical defects or injuries? ☐ Yes ☒ No If yes, explain:
"Limp on right side" after saying "no"

Are you sick or injured? ☐ Yes ☒ No If yes, explain: _____

Do you limp? ☒ Yes ☐ No sometimes

Did you get a bump on the head? ☐ Yes ☒ No

Were you in an accident today? No

Have you taken any drugs or smoked marijuana today? No

What? _____ When? _____

Have you seen a doctor or dentist today? ☐ Yes ☒ No Who? _____

Are you taking any prescription medications? ☐ Yes ☒ No What? _____ When? _____

Do you have: Epilepsy? ☐ Yes ☒ No

Inner ear trouble? ☐ Yes ☒ No

Glass eye? ☐ Yes ☒ No

Ear infection? ☐ Yes ☒ No

False teeth? ☒ Yes ☐ No

Diabetes? ☐ Yes ☒ No

Any problems not correctable by glasses or contact lenses? No

Do you take insulin? ☐ Yes ☒ No If yes, when was your last injection? _____

Have you ever had a driver's license in any other state? Hawaii

I am now ending this video recording. The time is now approximately 816 AM/PM.

The date is November 9 2022

(month)

(day)

(year)

**FLORIDA DEPARTMENT OF LAW ENFORCEMENT
ALCOHOL TESTING PROGRAM
BREATH ALCOHOL TEST AFFIDAVIT**

Instrument Type: Intoxilyzer 8000
Instrument Registered To: BOCA RATON PD
Instrument Serial Number: 80-006622 Software: 8100.27
Date of Test: 11/09/2022

Date of Last Agency Inspection: 10/19/2022
Observation Period Began: 07:25
Subject's Name: ERIC C FISHER

DOB: 08/03/1976 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	07:52
	Air Blank	0.000	07:52
	Control Test	0.079	07:52
	Air Blank	0.000	07:53
	Subject Sample #1	0.000	07:53
	Air Blank	0.000	07:54
	Air Blank	0.000	07:56
	Subject Sample #2	0.000	07:56
	Air Blank	0.000	07:57
	Control Test	0.079	07:57
	Air Blank	0.000	07:57
	Diagnostics Check	OK	07:57

Cylinder Lot: 02422080A1
Exp: 02/05/2024

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, TERESA E. BATALEO, 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] Signature

Date: 11/9/22

Sworn to (or affirmed) before me this 9 day of November 2022

[Signature]
Signature of Notary Public-State of Florida

ok. J. CASAS
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**
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: 2022029262	Date: 11/10/2022
	Specialist Name/ID: Pinkneya/7796