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ADMINISTRATION		ARREST / NOTICE TO APPEAR Juvenile Referral Report		1. Arrest 3. Request for Warrant 2. N.T.A. 4. Request for Capias		1 Juvenile N	
OBTS Number		Agency ORI Number FL 0500300		Agency Name BOYNTON BEACH POLICE DEPT.		Agency Report Number 34-22-011141	
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	
Location of Arrest (Including Name of Business) 300 N Congress Ave, Boynton Beach, FL, 33426				Location of Offense (Business Name, Address) 300 N Congress Ave, Boynton Beach, FL, 33426			
Date of Arrest 10/01/2022		Time of Arrest 16:29		Booking Date		Booking Time	
Jail Date		Jail Time		Location of Vehicle Towed			
Name (Last, First, Middle) Chester, Gregory				Alias (Name, DOB, Soc. Sec. #, Etc)			
W - White B - Black		I - American Indian O - Oriental / Asian		Race W M		Sex M	
Date of Birth 02/22/1985		Height 6'1"		Weight 210		Eye Color Blue	
Hair Color Black		Complexion Fair		Build Medium			
Scars, Marks, Tattoos, Unique Physical Features (Location, Type, Description)				Marital Status Married		Religion Unk	
Local Address (Street, Apt. Number) Sams				(City) (State) (Zip)		Phone () - ()	
Permanent Address (Street, Apt. Number) 1792 SAWGRASS CIRCLE, GREENACRES, FL, 33413				(City) (State) (Zip)		Phone (862)266-4889	
Business Address (Street, Apt. Number) (City) (State) (Zip)				Phone () - ()		Residence Type 1. City 3. Florida 2. County 4. Out of State	
D/L Number, State C236280850621/ FL				Soc. Sec. Number		INS Number	
Co-Defendant Name (Last, First, Middle)				Race		Sex	
Co-Defendant Name (Last, First, Middle)				Race		Sex	
☐ 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 561-355-2526) informed of any change of address. ☐ Yes, By: (Name) ☐ No, (Reason)				School Attended		Grade	
Property Crime? ☐ Yes ☐ No				Description of Property		Value of Property	
Drug Activity N. N/A P. Possess				S. Sell R. Smuggle D. Deliver T. Traffic E. Use		K. Dispense/ Distribute M. Manufacture/ Produce/ Cultivate Z. Other	
Drug Type N. N/A A. Amphetamine				B. Barbituate C. Cocaine E. Heroin		H. Hallucinogen M. Marijuana O. Opium/Deriv.	
P. Paraphernalia/ Equipment S. Synthetic				U. Unknown Z. Other			
Charge Description DUI				Counts 1		Domestic Violence ☐ Yes ☒ No	
Drug Activity				Drug Type		Amount/Unit	
Offense # 22-011141				Warrant/Capias Number		Bond	
Charge Description				Counts		Domestic Violence ☐ Yes ☐ No	
Drug Activity				Drug Type		Amount/Unit	
Offense #				Warrant/Capias Number		Bond	
Charge Description				Counts		Domestic Violence ☐ Yes ☐ No	
Drug Activity				Drug Type		Amount/Unit	
Offense #				Warrant/Capias Number		Bond	
Charge Description				Counts		Domestic Violence ☐ Yes ☐ No	
Drug Activity				Drug Type		Amount/Unit	
Offense #				Warrant/Capias Number		Bond	
Instruction No. 1 Mandatory Appearance in Court				Instruction No. 2 You need not appear in Court but must Comply with instruction on reverse side.		Location (Court, Room Number, Address) South County Courthouse, 200 West Atlantic Ave, Delray Beach, FL 33444	
Month October				Day 24th		Year 2022	
Time 08:30				A.M. ☒ 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.				Signature of Defendant (or Juvenile and Parent/Custodian)		Date Signed	
HOLD for other Agency Name:				Signature of Arresting Officer 1105		Name Verification (Printed by Arrestee) (PRINT)	
☐ Dangerous ☐ Suicidal				☐ Resisted Arrest ☐ Other:		BU#	
Intake Deputy 51A				Pouch #		Transporting Officer Alexis	
I.D. #				Agency BBPD		Witness here is subject Signed with an "X".	
Page 1 OF 1							

D.U.I. PROBABLE CAUSE AFFIDAVIT

ON THE 1st DAY OF October 2022 AT 1605 ☐ A.M ☒ P.M.

CASE #: 22-011141

DEFENDANT: Chester, Gregory

PERSONAL CONTACT/DRIVING PATTERN/OBSERVATION OF DRIVER:

On The above date and time, BBPD dispatch center received a call in reference to a reckless vehicle/drunk driver. The caller, later identified as Ricardo Esquivel advised that he was following a vehicle heading southbound on N Congress Ave, and the vehicle cut him off and was swerving all over the road.

Esquivel continued to follow the vehicle, while providing real time updates to BBPD dispatch in reference to the vehicle's current location and driver pattern. Esquivel also provided a tag (FL Tag: Y26EPN) and description of the vehicle (white Honda Accord).

Ofc Thomas later arrived in the current location of the vehicle, the 300 block of N Congress Ave, Boynton Beach, Palm Beach county, FL, 33426 and observed the vehicle traveling south on Congress Ave, Approaching Boynton Beach Blvd. The vehicle later stopped at the Shell Gas station (301 N Congress Ave, Boynton Beach, FL) at which time Ofc Thomas made contact with the vehicle and driver. I arrived on scene a few seconds later, at which time I made contact with ofc Thomas and the driver of the vehicle, identified by his FL DL as W/M Gregory Chester.

On my BWC, ofc Thomas stated that on arrival, he observed the vehicle swerving all over the road and almost striking the curb. Ofc Thomas stated the vehicle then pulled into the shell Gas Station at which time he made contact with the driver.

I approached the vehicle and made contact with Chester, who was still sitting in the driver seat of his vehicle. I introduced myself to Chester and advised him the reason officers were making contact with him. I immediately detected a very strong odor of alcoholic beverages emitting from Chester's person and his eyes were glassy. Chester stated that he was on his way home after he went Golfing, and was heading to Greenacres. Let it be noted that Greenacres was in the opposite direction of travel. I then asked Chester to exit his vehicle, at which time I observed him stumbling and almost falling. Chester then lean against his vehicle for support and refused to walk after I asked him too.

While officer's standby with Chester, I made contact with the caller/witness, identified as Ricardo Esquivel who provided the following sworn statement on my BWC. The witness stated that he was driving southbound on Congress Ave, when his vehicle's blind spot system alerted him that a vehicle was at proximity to his. The witness stated that the defendant's vehicle entered his vehicle's travel lane, cut him off and almost collided with his vehicle. The witness stated that he then began to follow the defendant's vehicle and witnessed the vehicle swerving all over the road as it continued to travel south. The witness stated that he then called 911 and continued to provide updates as he followed the vehicle.

The witness stated that the vehicle entered the city of Boynton Beach limits, and continued swerving all over the road. The witness stated that the defendant's vehicle was at the 1000 block of N Congress Ave, Boynton beach, when it made a left turn into a shopping plaza. The witness stated that the vehicle was then driving in circles, then proceeded to exit the plaza. The witness stated that the defendant's vehicle was at a traffic light awaiting to turn left back on Congress Ave, however the vehicle stopped, while the

lights being solid Green. The witness stated that the traffic lights turned red, at which time the defendant's vehicle accelerated, running the red light and went south on Congress Ave.

The witness stated that he managed to catch up with the vehicle, at which time he observed the defendant's vehicle continued to swerve and almost caused a crash with a Ford Ranger pick-up truck. The witness stated that he noticed ofc Thomas vehicle in the area at which time he signaled him and pointed the defendant's vehicle to Ofc Thomas.

I approached Chester again, and requested of him to submitted to the SFST's (Standardized Field Sobriety Task), based on suspicious that he was driving while under the influence of alcohol. Chester refused the first time, at which time I advised of his Taylor warnings.

Chester became argumentative and agitated, but agreed to the road sides. I requested that Chester moved to a designated area to perform the SFST's, at which time he became more agitated and refused the SFST's for the second time.

SFST's refused.

HORIZONTAL GAZE NYSTAGMUS:

- | | |
|--|---|
| ☐ Left eye does not follow smoothly | ☐ Right eye does not follow smoothly |
| ☐ Left eye prior to 45 degrees | ☐ Right eye prior to 45 degrees |
| ☐ Distinct jerking in left eye at maximum deviation | ☐ Distinct jerking in right eye at maximum deviation |
| ☐ Vertical Nystagmus in left eye | ☐ Vertical Nystagmus in right eye |

WALK AND TURN:

ONE LEG STAND:

FINGER TO NOSE:

ROMBERG/ALPHABET:

Based on the aforementioned, Chester was detained (Handcuffed, D/L and checked for spacing) for suspicion of driving under the influence of alcohol.

Chester was transported to Palm Beach County BAT facility in my vehicle (4962), where I arrived at 16:55 hrs. I conducted a 20 minutes observation which concluded at 17:15 hrs. Upon completion, I requested of Chester to provide a sample of his breath several times which he refused to answer. Based on his silent, I read Chester the implied Consent form which he stated he did not understand. I read the implied consent a second time, at which time Chester asked for his lawyer. Based on the above, I took it as a refusal the second time. Q/A's were not completed.

Based on the above facts, Chester, Gregory was charged with Driving Under the Influence pursuant with F.S.S. 316. 193.1.A; he was processed and later TOT PBCJ.

The following instrument was sworn to before me this

1 day of October 2022

By: Ofc Alexis

Notary/Police Officer



Signature of Arresting Officer



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

PBSO CASE # 22-114594 PBSO ZONE 6-32
AGENCY CASE # 22-011141 CRASH CASE # _____
TIME OF STOP/CRASH 16:15 DATE 10/01/2022 DAY Saturday
SUBJECT'S NAME Chester, Gregory RACE W SEX M
HGT 6'1" WGT 210 lbs DOB 02/22/1985
LOCATION 300 N Congress ave, Boynton Beach, FL, 33426
ARRESTING OFFICER'S NAME & ID Alexis 1105 AGENCY BBPD
DIVISION: Police / RP NOTIFIED BY COMMO Y
ARRIVAL AT FACILITY 16:55
BREATH RESULTS: Arrest Time 16:29
1. _____
2. _____
3. _____
4. _____
TESTING OFFICER'S ID 16877

REFUSED

NOT A CERTIFIED COPY

SUBJECT: Chester Gregory

CASE NUMBER: 22-011141

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) _____

Read on Camera

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) _____

Read on Camera

TESTING FACILITY TASK REPORT

AGENCY: BBPD

SUBJECT: Chester, Gregory

CASE NUMBER: 22-114594

DATE: Oct 1, 2022

VIDEO DVD NUMBER: N/A

BEGINNING TIME: 17:20

ENDING TIME: 17:25

BREATH TESTS RESULTS: 1) Refusal TIME 17:24 A.M. ☐ P.M. ☒ 2) N/A TIME ☐ A.M. ☐ P.M. ☐
3) N/A TIME ☐ A.M. ☐ P.M. ☐ 4) N/A TIME ☐ A.M. ☐ P.M. ☐

BREATH OPERATOR: R. Ragin #16877

MAINTENANCE TECHNICIAN: Jason Karlecke #6467

TESTING OFFICER'S OBSERVATIONS

SPEECH: Slurred, mumbled

ATTITUDE: Talkative, agitated, argumentative, mood swings, crying, cranky

CLOTHING: Light green shorts, light green & gray polo shirt, white sneakers

MEDICAL CONDITIONS: None

MEDICATIONS: None

OTHER:

Eyes are glassy & bloodshot
odor of unknown alcoholic beverage on breath

REFUSED

REFUSED

COMMENTS:

Arrived at center A/O started 20 minute observation period at 16:55 hrs.

Subject refused to answer if he would perform breath test.

A/O read I/C 2X.

Subject refused to answer if he would perform breath test again and invoked his rights to counsel.

A/O called refusal.

A/O read rights.

NO Q&A conducted.

Note: Mail or hand deliver to the designated Bureau of Administrative Reviews office, Department of Highway Safety and Motor Vehicles, with the driver's license, the appropriate copy of the UTC, and the probable cause affidavit.

SUBJECT:

Chester, Gregory

CASE NUMBER:

22-01141

QUESTIONS AND ANSWERS

I AM NOW GOING TO ASK YOU SOME QUESTIONS. WITH THESE RIGHTS IN MIND, YOU MAY ANSWER SOME OF, ALL OF, OR NONE OF THE FOLLOWING QUESTIONS AS YOU LIKE.

WERE YOU OPERATING A MOTOR VEHICLE AT THE TIME OF THE STOP/ACCIDENT? _____

WHERE WERE YOU GOING? _____

WHAT STREET OR HIGHWAY WERE YOU ON? _____

DIRECTION OF TRAVEL? _____ WHERE DID YOU START? _____

WHAT TIME DID YOU START? _____ WHAT TIME IS IT NOW? _____

WHAT IS TODAY'S DATE? _____ WHAT DAY OF THE WEEK IS IT? _____

WHAT COUNTY AND CITY ARE YOU IN NOW? _____

WHEN DID YOU LAST EAT? _____ WHAT DID YOU EAT? _____

WHAT HAVE YOU BEEN DOING FOR THE LAST THREE HOURS? _____

HOW MUCH DO YOU WEIGH? _____ HAVE YOU BEEN DRINKING? _____ WHAT? _____

HOW MUCH? _____ WHERE? _____ WITH WHOM? _____

WHEN DID YOU HAVE YOUR FIRST DRINK? _____ AND YOUR LAST DRINK? _____

HOW DID YOU CONSUME YOUR LAST TWO DRINKS? _____

CAN YOU FEEL THE EFFECTS OF THE ALCOHOL? _____ ARE YOU UNDER THE INFLUENCE? _____

HAVE YOU CONSUMED ANY ALCOHOL SINCE THE ACCIDENT? _____ HOW MUCH? _____

WHAT? _____ WHERE? _____ WHEN? _____

WHAT LINE OF WORK ARE YOU IN? _____ WHEN DID YOU LAST WORK? _____

DO YOU HAVE ANY PHYSICAL DEFECTS OR INJURIES? _____ WHAT? _____

ARE YOU SICK OR INJURED? _____ WHAT'S WRONG? _____

DO YOU LIMP? _____ DID YOU RECEIVE A BUMP ON THE HEAD RECENTLY? _____

WERE YOU IN AN ACCIDENT TODAY? _____

HAVE YOU TAKEN ANY DRUGS OR SMOKED ANY MARIJUANA TODAY? _____ WHEN? _____

HAVE YOU SEEN A DOCTOR OR DENTIST TODAY? _____ WHO? _____ WHY? _____

ARE YOU TAKING ANY PRESCRIPTION MEDICINES? _____ WHAT? _____ WHEN? _____

DO YOU HAVE:

EPILEPSY? _____

GLASS EYE? _____

FALSE TEETH? _____

EAR INFECTION? _____

INNER EAR TROUBLE? _____

DIABETES? _____

DO YOU HAVE ANY PROBLEMS WITH YOUR EYES THAT ARE NOT CORRECTED BY GLASSES? _____

DO YOU TAKE INSULIN? _____ IF SO, WHEN WAS YOUR LAST INJECTION? _____

HAVE YOU EVER HAD A DRIVER'S LICENSE IN ANY OTHER STATE? _____ WHERE? _____

INTERVIEWER: _____

WHITE - STATE ATTY.

YELLOW - DHSMV

PINK - CENTRAL RECORDS

GOLD - JAIL

CASE #: 22-011141

DEFENDANT: Chester, Gregory

Arresting Officer: Alexis, 1105

Address: 2100 HIGH RIDGE ROAD, BOYNTON BEACH, FL 33426

Phone Numbers: Home: Work: (561) 742-6100

Name: Ofc Thomas

Address: 2100 High Rigde Rd, Boynton Beach, FL 33426

Phone Numbers: Home: Work: 561-742-6100

Can testify to: Yes

Name: Ricardo Esquivel Jr

Address: 4316 Appian Way, Lake Worth, FL

Phone Numbers: Home: 561-215-2527 Work:

Can testify to: yes

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:



**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: 2022025676	Date: 10/2/2022
	Specialist Name/ID: M. Tookes #8557