22CT 16521 SB

ARREST / NOTICE TO APPEAR
Juvenile Referral Report

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

ADMINISTRATIVE

OBTS Number

Agency ORI Number: FLO 500000 | Agency Name: PALM BEACH COUNTY SHERIFF'S OFFICE | Agency Report Number (N.T.A.'s only): 06- 22114965

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

Weapon Seized / Type: 2 | 1. Yes 2. No NONE

Multiple Clearance Indicator: 01

Location of Arrest (Including Name of Business): KIMBERLY BLVD AND S STATE RD 7

Location of Offense (Business Name, Address): KIMBERLY BLVD AND S STATE RD 7

Date of Arrest	Time of Arrest	Booking Date	Booking Time	Jail Date	Jail Time	Location of Vehicle
10/02/2022	2302					

DEFENDANT

Name (Last, First, Middle): CONARD JANET GAYLE

Alias (Name, DOB, Soc. Sec. #, Etc.)

Race (W - White I - American Indian B - Black O- Oriental/Asian)	Sex	Date of Birth	Height	Weight	Eye Color	Hair Color	Complexion	Build
W	F	09/08/1965	5-06	140	BLUE	BROWN	LIGHT	SM

Scars, Marks, Tatoos, Unique Physcal Features (Location, Type, Description): NONE

Marital Status: Single | Religion:

Indication of: Alcohol Influence Y ☒ N ☐ Unk. ☐ | Drug Influence Y ☐ N ☐ Unk. ☒

Local Address (Street, Apt. Number) (City) (State) (Zip): 11526 SUNDANCE LN BOCA RATON, FL 33428 | Phone: (561) 305-9871 | Residence Type: 1. City 2. County 3. Florida 4. Out of State | 1

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

Business Address (Name, Street) (City) (State) (Zip): | Phone: ( ) | Occupation: EDUCATION

D/L Number, State	Soc. Sec. Number	INS Number	Place of Birth (City, State)	Citizenship
C563427658280, FL	[redacted]		BIG SANDY, TEXAS	USA

CO-DEF

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

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

JUVENILE

☐ Parent ☐ Legal Custodian ☐ Other: | Residence Phone: ( )

Address (Street, Apt. Number) (City) (State) (Zip) | Business Phone: ( )

Notified by: (Name) | Date: 10-02 | 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 provided by ☐ defendant and / or ☐ defendant's parents The child and / or parent was told to keep the Juvenile Court Clerk (Phone 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

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. Synthetics U. Unknown Z. Other

CHARGE

Charge Description	Counts	Domestic Violence	Statute Violation Number	Violation of ORD #
DRIVING UNDER THE INFLUENCE	1	☐Y ☒N	316.193 (1)(a)	

Drug Activity	Drug Type	Amount / Unit	Offense #	Warrant / Capias Number	Bond
N	N		22114965		

CHARGE

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

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

CHARGE

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

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

OCT 3 AM 2:21

CHARGE

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

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

NOTICE TO APPEAR

Location (Court Room Number, Address)

SOUTH COUNTY COURTHOUSE, COURTROOM #1, 200 W. ATLANTIC AVE., DELRAY BEACH, FL 33444 - PH: (561) 355-2996

Court Date and Time: Month NOVEMBER Day 3 Year 2022 Time 0830 AM X PM

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: 10/02/2022

ADMIN

HOLD for other Agency Name: | Signature of Arresting Officer: x D/S C. Abbott 36122 | Name Verification (Printed by Arrestee) (PRINT)

☐ Dangerous ☐ Resisted Arrest ☐ Suicidal ☐ Other: | Name of Arresting Officer (Print): D/S C. ABBOTT #36122 | I.D. #: 36122

Intake Deputy: D. Dunn 36167 I.D. # | Pouch # | Transporting Officer: D/S C. ABBOTT | ID #: 36122 | Agency: PBSO | Witness here if subject signed with an -X"

PAGE 1 OF 1

DISTRIBUTION: WHITE - COURT COPY GREEN - STATE ATTORNEY YELLOW - AGENCY PINK - AGENCY GOLD - DEFENDANT (N.T.A.'s ONLY)

PBSO #148 REV. 8/97

NOT A CERTIFIED COPY

0534977

3580

PROBABLE CAUSE AFFIDAVIT

OBTS Number:

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

Juvenile:

ADMIN

Agency ORI Number: FLO 500000

Agency Name: PALM BEACH COUNTY SHERIFF'S OFFICE

Agency Report Number: 06- 22-114965

Charge Type: Check as many as apply: 1. Felony 2. Traffic Felony [X] 3. Misdemeanor 4. Traffic Misdemeanor 5. Ordinance 6. Other

Special Notes:

DEF

Name (Last, First, Middle)	Alias	Race	Sex	Date of Birth
Conard Janet Gayle		W	F	09/08/1965

CHARGES

D.U.I.	316.193(1)

VICTIM

Victim's Name (Last, First, Middle)	Race	Sex	Date of Birth
STATE OF FLORIDA			

Local Address (Street, Apt. Number) (City) (State) (zip)	Phone	Address Source

Business Address (Name, Street) (City) (State) (zip)	Phone	Occupation

PROBABLE CAUSE STATEMENT

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

[X] 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.

[X] was found to have commited the below acts, resulting from my (described) investigation.

On the 2nd day of October 2022 at 2158 [ ] A.M. [X] P.M. (Specifically include facts constituting cause for arrest.)

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

On Sunday, October 2, 2022, at approximately 2158 hours, while assigned to District 7 and while driving my Palm Beach County Sheriff's Office Mark patrol vehicle asset #84093. As I drove North Bound on U.S Highway 441, passing the intersection of Kimberly rd, in unincorporated Boca Raton, Fl 33434, I observed a red vehicle driving Northbound on the Southbound lanes.

Upon approaching the vehicle, I observe multiple motorists driving southbound on U.S Highway 441 attempting to avoid the red Honda, while they also beep their horns at the vehicle. I immediately activated my overhead red and blue light in an attempt to get the attention of the driver. The driver then drove over the median barrier onto the northbound traffic lanes of U.S. 441. I then placed my patrol vehicle behind the Red Honda Accord, License place#BUHM23 with my overhead lights and siren activated in an attempt to initiate a traffic stop. The driver of the vehicle continues to drive at a normal speed. I activated my siren and air horn multiple times until the driver finally stopped at the left turning lane on U.S. Highway 441 and New England Blvd. I immediately exited my vehicle and observed a blond white female driving the vehicle. As I approached the vehicle, the female drove off and made a left turn on New England Blvd. The vehicle again turned into the East Bound lanes while driving Westbound. I again placed my Marked patrol vehicle with overhead lights and sirens activated behind the female driver and she stop the car.

While approaching the vehicle, I observed a white female wearing a blue dress. I tap on the window and asked the female to lower the driver-side window so I could speak to her. The female open the window and I asked her why she was driving northbound in the Southbound lanes in an attempt to see if she was suffering a medical emergency. The female stated she did not know. While speaking with the female I noted slurred speech and a strong odor of an unknown alcoholic beverage emanating from her person and her breath as she talked. I also noticed the female rocking from side to side while sitting on the driver's seat as she was unable to hold her balance. Other deputies and I asked the female where was she coming from and she stated I asked the female where she was coming from she uttered " from a bar."Based on the above mention, I requested a Palm Beach County Sheriff's Office DUI unit to respond to the incident to conduct a DUI investigation. No investigators were available and PBSO District 7 Traffic Deputy C. Abbot #36122 responded to the scene and took over the investigation.

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ADMINISTRATIVE

STATE OF FLORIDA
COUNTY OF PALM BEACH

_____ (ID #) 21280
(Signature of Arresting/Investigative Officer)

The foregoing instrument was sworn to or affirmed and subscribed before me this 2nd day of October 2022 by _____ 21280

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

DLS C. Abbot 36122

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

D.U.I. PROBABLE CAUSE AFFIDAVIT

ON THE 2 DAY OF OCTOBER 20 22, AT 2158 AM ✓ PM

SUBJECT: CONARD JANET GAYLE CASE NUMBER: 22114965

AGENCY: PALM BEACH COUNTY SHERIFF'S OFFICE ARRESTING OFFICER: D/S C. ABBOTT #36122

PERSONAL CONTACT

DRIVING PATTERN: ACTUAL PHYSICAL CONTROL (PHYSICAL EVIDENCE OR STATEMENTS PUTTING DEF. BEHIND WHEEL OF VEHICLE)

On 10/02/2022 at approximately 2158 hrs, I responded to the scene of a traffic stop at the intersection of Kimberly Blvd and S State Rd 7, which is located in unincorporated Boca Raton, Palm Beach County, Florida. I arrived at the scene at approximately 2158 hrs. D/S Garcia #21280 completed a written signed sworn supplemental Probable Cause Affidavit. The Probable Cause Affidavit stated the following "On Sunday, October 2, 2022, at approximately 2158 hours, while assigned to District 7 and while driving my Palm Beach County Sheriff's Office Mark patrol vehicle asset #84093. As I drove North Bound on U.S Highway 441, passing the intersection of Kimberly rd, in unincorporated Boca Raton, Fl 33434, I observed a red vehicle driving Northbound on the Southbound lanes.

Upon approaching the vehicle, I observe multiple motorists driving southbound on U.S Highway 441 attempting to avoid the red Honda, while they also beep their horns at the vehicle. I immediately activated my overhead red and blue light in an attempt to get the attention of the driver. The driver then drove over the median barrier onto the northbound traffic lanes of U.S. 441. I then placed my patrol vehicle behind the Red Honda Accord, License plate#BUHM33 with my overhead lights and siren activated in an attempt to initiate a traffic stop. The driver of the vehicle continues to drive at a normal speed. I activated my siren and air horn multiple times until the driver finally stopped at the left turning lane on U.S. Highway 441 and New England Blvd. I immediately exited my vehicle and observed a blond white female driving the vehicle. As I approached the vehicle, the female drove off and made a left turn on New England Blvd. The vehicle again turned into the East Bound lanes while driving Westbound. I again placed my Marked patrol vehicle with overhead lights and sirens activated behind the female driver and she stop the car.

While approaching the vehicle, I observed a white female wearing a blue dress, she was later identified as Janet Conard. I tap on the window and asked the Ms. Conard to lower the driver-side window so I could speak to her. Ms. Conard open the window and I asked her why she was driving Northbound in the Southbound lanes in an attempt to see if she was suffering a medical emergency. Ms. Conard stated she did not know why she was driving on the wrong lane. While speaking with Ms. Conard I noted slurred speech and a strong odor of an unknown alcoholic beverage emanating from her person and her breath as she continued to talked. I also noticed the female rocking from side to side while sitting on the driver's seat as she was unable to hold her balance. Other deputies and I asked the female where was she coming from and she uttered, " from a bar."Based on the above mention, I requested a Palm Beach County Sheriff's Office DUI unit to respond to the incident to conduct a DUI investigation.

No PBSO DUI investigators were available at the time and PBSO District 7 Traffic Deputy C. Abbot #36122 responded to the scene and took over the investigation.

OBSERVATION OF DRIVER:

Upon making contact with the driver who was identified by their (Florida Driver License) as Janet Conard, I immediately detected an obvious and strong odor of an unknown alcoholic beverage emitting from her person and face area. This odor intensified as I spoke to Janet. Janet had red glassy, glazed, dilated and blood shot eyes. Janet's speech was slurred, slow, thick, deliberate and at times difficult to understand. Janets's movements were slow and deliberate. Janet was lethargic in her movements with poor coordination. Janet had an unsteady gait while walking to my patrol vehicle and had difficulty following directions given to her. Janet was wearing a green dress and tan heels.

DRIVER'S STATEMENTS:

Pre Miranda Janet stated I am coming from a friends house, I am not drunk.

ODORS:

obvious and strong odor of an unknown alcoholic beverage emitting from her person and face area.

GENERAL OBSERVATIONS

SPEECH: **Slurred, Deliberate, Thick,**

ATTITUDE: **Agitated, Combative, Confused, Defiant, Argumentative, Indecisive, Emotional,**

CLOTHING: **Green dress, tan heels**

MEDICAL/OTHER: **See BAT Report**

STATE OF FLORIDA
COUNTY OF PALM BEACH

D/S C. ABBOTT #36122 D/S C. Abbott 36122
(Signature of Arresting/Investigative Officer)

The foregoing instrument was sworn to or affirmed and subscribed before me this 02 day of OCTOBER 20 22 by **D/S C. ABBOTT #36122**

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

T Leahey
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

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SUBJECT: CONARD JANET CASE NUMBER 22114965

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:

Janet would sway side to side front to back pattern throughout the task. Janet was reminded numerous times to track the pen with her eyes only. Janet failed to keep her head still while tracking the stimulus.

WALK & TURN:

I explained the instructions for the "Walk & Turn" to Janet who stated the she understood. Before the task started Janet proceeded to start the task before being told to do so. During the task, I observed Janet sway roughly in a side to side, front to back pattern throughout the demonstration phase. Janet could not maintain her balance while listening to instructions. Janet stepped out of the instructional stance during the demonstration to catch her balance multiple times. Janet then started the task before being instructed to do so.
***** would stop walking to steady HIMSELF/HERSELF, *** with pauses to regain balance. Janet, missed heel-to-toe steps and stepped off the line multiple times. Janet used her arms for balance by raising them more than six inches. Janet performed an improper turn . She lost her balance while turning, by staggering, stumbling, or turning other than which was explained. Additionally, Janet performed the incorrect number of steps. Janet could not perform the task**

ONE LEG STAND:

I explained and demonstrated the instructions for the "One Leg Stand" to Janet who stated that she understood. During the task, I observed Janet to sway roughly in a side to side, front to back pattern throughout the demonstration phase. Janet continued to sway while balancing on one leg. Janet used her arms to balance raising them more than 6 inches from her sides. Janet started hopping in an attempt to maintain balance. Janet put her foot down to regain balance numerous times. Janet put her foot down more than three times all before counting to 30 seconds, thusly not being able to complete the task.

FINGER TO NOSE:

I explained and demonstrated the instructions for the "Finger to Nose" task to Janet who stated that she understood. During the task, I observed Janet to sway roughly in a side to side, front to back pattern throughout the demonstration phase. Janet did not keep her eyes closed and had to be reminded numerous times. Janet failed to return her arms down to her sides as instructed after touching her nose. Janet's index finger did not touch the nose on 6 of 6 attempts. Janet searched for the tip of their nose using the finger to find their nose prior to touching the tip. Janet used the hand other than that which was called. Janet was unable to perform the task. The sequence used for this task was L, R, L, R, R, L.

ROMBERG ALPHABET:

I explained and demonstrated the instructions for the "Rhomberg Alphabet" task to Janet who stated that she understood. During the task, I observed Janet to sway roughly in a side to side, front to back pattern throughout the demonstration phase. Janet would sway more than 2 inches. Janet incorrectly recited the alphabet. Janet was unable to perform the task.

BREATH TEST RESULTS: **REFUSED**

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STATE OF FLORIDA
COUNTY OF PALM BEACH

D/S C. ABBOTT #36122 D/S C. ABBOTT 36122
(Signature of Arresting/Investigative Officer)

The foregoing instrument was sworn to or affirmed and subscribed before me this 02 day of OCTOBER 2022 by D/S C. ABBOTT #36122

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

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

Notary Public State of Florida
Thomas H Leahey
My Commission GG 347108
Expires 08/20/2023

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

PBSO CASE # 22114965 PBSO ZONE 7-32

AGENCY CASE # 22114965 CRASH CASE #

TIME OF STOP/CRASH 2158 DATE 10/02/2022 DAY Sunday

SUBJECT'S NAME CONARD (LAST) JANET (FIRST) GAYLE (MID) RACE W SEX F

HGT 5-06 WGT 140 DOB 09/08/1965

LOCATION KIMBERLY BLVD AND S STATE RD 7

ARRESTING OFFICER'S NAME & ID D/S C. ABBOTT 36122 AGENCY PBSO

DIVISION: PATROL

NOTIFIED BY COMMO YES

ARRIVAL AT FACILITY 2337

ARREST TIME 2302

BREATH RESULTS:

REFUSED

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

WITNESS LIST

CASE NUMBER: 22114965

ARRESTING OFFICER: D/S C. ABBOTT #36122

ADDRESS: 3228 GUN CLUB ROAD WEST PALM BEACH, FL 33406

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

CAN TESTIFY TO: SEE DUI PROBABLE CAUSE AFFIDAVIT, OFFENSE REPORT, & IN-CAR VIDEO

NAME: D/S C. GARCIA #21280

ADDRESS: 3228 GUN CLUB RD, WEST PALM BEACH, FL 33406

PHONE NUMBERS (HOME) _____ (WORK) 561-688-3400

CAN TESTIFY TO: PROBABLE CAUSE AFFIDAVIT

NAME: _____

ADDRESS _____

PHONE NUMBERS (HOME) _____ (WORK) _____

CAN TESTIFY TO: _____

NAME: _____

ADDRESS _____

PHONE NUMBERS (HOME) 0 (WORK) 0

CAN TESTIFY TO: _____

NAME: _____

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CAN TESTIFY TO: _____

NAME: _____

ADDRESS _____

PHONE NUMBERS (HOME) _____ (WORK) _____

CAN TESTIFY TO: _____

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TESTING FACILITY TASK REPORT

AGENCY: PBSO

SUBJECT: Conard, Janet G

CASE NUMBER: 22-114965

DATE: Oct 3, 2022

VIDEO DVD NUMBER: n/a

BEGINNING TIME: 2359

ENDING TIME: 0003

BREATH TESTS RESULTS: 1) R TIME 0001 A.M. ☒ P.M. ☐ 2) n/a TIME 0 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: crying, upset, cooperative

CLOTHING: green dress, no shoes

MEDICAL CONDITIONS: none

MEDICATIONS: none

OTHER:

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

REFUSED

COMMENTS:

arrived at center A/O conducted 20 observation period at 2359 hrs

subject refused to perform breath test

REFUSED

A/O read I/C & subject understood I/C

subject refused to perform breath test

A/O called refusal @ 0001

A/O read rights & subject understood rights

A/O attempted Q&A

subject invoked right to counsel

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SUBJECT: Conard, Janet G CASE NUMBER: 22-114965

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

NOT A CERTIFIED COPY

WHITE: STATE ATTY. YELLOW: DHSMV PINK: CENTRAL RECORDS GOLD: JAIL

SUBJECT: Conard, Janet G CASE NUMBER: 22-114965

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: _____

NOT A CERTIFIED COPY

STATE OF FLORIDA

AFFIDAVIT OF REFUSAL TO SUBMIT TO

BREATH TEST

I, Deputy C ABBOTT, a duly certified Law Enforcement Officer or Correctional Officer,
(Person reading Implied Consent Warning)

am a member of Palm Beach County Sheriffs Office, and I do swear
(Name of enforcement agency)

or affirm that on or about the THIRD day of October, 2022, at 1:07 AM

DRIVER (Type or Print) JANET (FIRST) GAYLE (MIDDLE OR MAIDEN) CONARD (LAST),

DL # C563427658280, state of FL, was placed under lawful arrest for

the offense of DUI by Deputy C ABBOTT and
(Name of Arresting Officer)

issued Citation # AG5ZITE.

That on or about the THIRD day of October, 2022, at 12:01 AM

in Palm Beach County,

I requested that the driver submit to a **BREATH** test for the purpose of determining its alcohol content. I informed the driver that the refusal to submit to such test would result in the suspension of his or her driving privilege for a period of one (1) year for a first refusal, or for a period of eighteen (18) months if his or her driving privilege had been previously suspended, or if he or she had been previously fined under s. 327.35215, F.S., for refusing to submit to a breath, urine, or blood test. I also informed the driver that he or she commits a misdemeanor by refusing to submit to a lawful test as requested above if his or her driving privilege has been previously suspended, or if he or she has been previously fined under s. 327.35215, F.S., for refusal to submit to a lawful test of his or her breath, urine, or blood. Nonetheless, the driver refused to submit to the test requested.

C [signature]

Signature of Law Enforcement Officer or Corrctional Officer

THE AFFIDAVIT MUST BE NOTARIZED OR ATTESTED TO (s. 117.10, F.S.)

Notary Public State of Florida
Thomas H Leahey
My Commission GG 347108
Expires 08/20/2023

(AFFIX SEAL)

The foregoing instrument was sworn and subscribed before me this 03 day of October, 2022,
by D/S C Abbott #36122
who is personally known to me or who has produced Kuam as identification.

Notary Public T Leahey

The foregoing instrument was sworn and subscribed before me:

Signature of Attesting Officer

Title

Date

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

NOT A CERTIFIED COPY

****EFFECTIVE OCTOBER 1, 2021****

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:	

NOT A CERTIFIED COPY

REVIEW COMPLETED BY

Booking Number: 2022025773	**Date:** 10/3/2022
	Specialist Name/ID: M. Tooks #8557