0535200

22CT-17065 ASB 3584

ARREST / NOTICE TO APPEAR
Juvenile Referral Report

OBTS Number

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

Juvenile: 1 | N

ADMINISTRATION

Agency ORI Number	Agency Name	Agency Report Number
FL0500300	BOYNTON BEACH POLICE DEPT.	34-22-011584

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

If Weapon Seized Enter Type | Multiple Clearance Indicator

Location of Arrest (Including Name of Business): 2400 N Congress Ave, Boynton Beach, FL, 33436

Location of Offense (Business Name, Address): 2400 N Congress Ave, Boynton Beach, FL, 33436

Date of Arrest	Time of Arrest	Booking Date	Booking Time	Jail Date	Jail Time	Location of Vehicle
10/11/2022	21:15					

DEFENDANT

Name (Last, First, Middle): Hampton, John Edward

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

W - White I - American Indian B - Black O - Oriental / Asian	Race	Sex	Date of Birth	Height	Weight	Eye Color	Hair Color	Complexion	Build
	W	M	11/25/1962	6'00	220	Brown	Brown	Fair	Medium

Scars, Marks, Tattoos, Unique Physical Features (Location, Type, Description)

Marital Status: Single | Religion: Unk | Indication of: Alcohol Influence ☒ Y ☐ N ☐ Unk. | Drug Influence ☐ Y ☒ N ☐ Unk.

Local Address (Street, Apt. Number) (City) (State) (Zip): 14101 Mahogany Dr, Boynton Beach, FL 33436

Phone: (508)232-0711 | Residence Type: 1. City 3. Florida 2. County 4. Out of State: 1

Permanent Address (Street, Apt. Number) (City) (State) (Zip)

Phone: ( ) - | Address Source

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

Phone: ( ) - | Occupation

D/L Number, State	Soc. Sec. Number	INS Number	Place of Birth	Citizenship
H513465624250/ FL	[redacted]		Boston, MA	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 | 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

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. Barbituate C. Cocaine E. Heroin | H. Hallucinogen M. Marijuana O. Opium/Deriv. | P. Paraphernalia/ Equipment S. Synthetic | U. Unknown Z. Other

CHARGE

Charge Description	Counts	Domestic Violence	Statute Violation Number	Violation of ORD#
DUI	1	☐ Yes ☒ No	316.193.1A1	

Drug Activity	Drug Type	Amount/Unit	Offense #	Warrant/Capias Number	Bond
-	-	-	22-011584		

CHARGE

Charge Description	Counts	Domestic Violence	Statute Violation Number	Violation of ORD#
		☐ Yes ☐ No		

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

CHARGE

Charge Description	Counts	Domestic Violence	Statute Violation Number	Violation of ORD#
		☐ Yes ☐ No		

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

CHARGE

Charge Description	Counts	Domestic Violence	Statute Violation Number	Violation of ORD#
		☐ Yes ☐ No		

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

NOTICE TO APPEAR

☐ 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

Court Date and Time: Month November Day 7 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 [redacted] SCRIBED. 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

ADMIN.

HOLD for other Agency Name:	Signature of Arresting Officer	Name Verification (Printed by Arrestee) (PRINT)
☐ Dangerous ☐ Resisted Arrest ☐ Suicidal ☐ Other:	Name of Arresting Officer (Print): Alexis I.D. #: 1105	BU#
Intake Deputy: J. DUNN I.D. #: 36167 Pouch #	Transporting Officer: Alexis I.D. #: 1105 Agency: BBPD	Witness here is subject Signed with an "X".

Page [redacted] OF

SCANNED OCT 12 2022

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D.U.I. PROBABLE CAUSE AFFIDAVIT

ON THE 11 **DAY OF** October **2022 AT** 2044 ☐ **A.M** ☒ **P.M.**

CASE #: 22-011584 **DEFENDANT:** Hampton, John Edward

PERSONAL CONTACT/DRIVING PATTERN/OBSERVATION OF DRIVER:

On the above date and time, I responded the area of N Congress Ave and Via Lugano Cir, in the city of Boynton Beach, Palm beach County, FL, 33436 as the back-up officer for K-9 Ofc Schalk who conducted a traffic stop on a vehicle, 2014 Black Honda Sedan, FL tag: IIFA96.

On arrival, I approached the passenger side of the vehicle when I observed the driver and sole occupant, later identified via his FL DL as John Edward Hampton. Ofc Schalk was already talking to the driver and advised him the reason for the stop.

Later I made contact with Ofc Schalk, who stated that he first noticed the vehicle at the intersection of Boynton Lakes Blvd and Congress Ave. Ofc Schalk stated that, as the traffic lights turned green, the above vehicle accelerated and maintain a speed of 80 MPH. Ofc Schalk stated that he paced the vehicle in his marked patrol K9 vehicle, then conducted a traffic on the vehicle approximately 1 mile later. The posted speed limit in that area was 45 MPH.

I then approached the front passenger side window of the vehicle, and started talking to John. John suddenly handed me his wallet, without me or Ofc Schalk asking for it, which I though was suspicious. I asked John why did he handed me his wallet, at which time he said "my whole life is in there". The more John spoke, the more I noticed his speech being slurred and he kept being off topic. I took a closer look at John, at which time I noticed his eyes were glassy. I then noticed a case of Miller light Beer (Alcoholic beverages) in the back seat of John's vehicle.

Based on my training and experience, I suspected that John might be intoxicated at which time I walked over to the driver side window to investigate further. I continued talking to John, at which time I detected a slight odor of alcoholic beverages emitting from his mouth. I asked John if he had any drink prior to operating his vehicle, at which time he stated he had a couple drinks at the Ale House in Boynton Beach, John later said that he had some vodka along with his meal.

I then asked John to exit his vehicle, at which time I noticed him unable to maintain his balance as he walked. While outside of the vehicle, the odor of alcoholic beverage emitting from John's mouth intensified and he kept swaying side to side. John kept apologizing for speeding and kept repeating that he had been drinking several times. I asked John, based on my observations and reason to believed that he was under the influence of alcohol, will he submit to the SFST's (Standardized Field Sobriety Task), to which he agreed too.

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HORIZONTAL GAZE NYSTAGMUS:

☒ Left eye does not follow smoothly
☒ Left eye prior to 45 degrees
☒ Distinct jerking in left eye at maximum deviation

☒ Right eye does not follow smoothly
☒ Right eye prior to 45 degrees
☒ Distinct jerking in right eye at maximum deviation

SCANNED
OCT 12 2022

☒ Vertical Nystagmus in left eye ☒ Vertical Nystagmus in right eye

WALK AND TURN:
During the instruction phase, John become irate and refused to listen to my instruction. I had to stop John from starting the task several times, at which time he decided not to listen to my instructions and refused to perform the task. I then informed John of his Taylor warnings, and asked him to submit to the SFST's a second time, at which time he agreed too. The Task was explained and demonstrated to John several time, and he stated he understood. John kept swaying side to side and was unable to maintain his balance during the instruction phase. The following clues were then observed.

- Used Arms for balance
  Loss balance
  Improper turn
  Step off line
  Too more than nine (9) steps on the return

ONE LEG STAND:

This Task was explained and demonstrated to John to which he stated he understood. The following clues were observed

- Start to early
- Put foot down after 5 seconds
- Did not complete the task

FINGER TO NOSE:
The task was explained and demonstrated to John, to which he stated he understood. John kept swaying side to side and kept being animated.

ROMBERG/ALPHABET:
The task was explained to John to which he stated he understood. John recite the alphabet extremely fast but stop in the middle and could not recite the rest in order. John could not complete the task.

Based on the aforementioned, John Edward Hampton was detained (Handcuffed D/L and checked for spacing) for suspicion of driving under the influence of alcohol.
John was transported to the Palm Beach County BAT facility in my vehicle (4962). I arrived at the facility at 21:39 hrs., and conducted a 20 minute observation which ended at 21:59 hrs. Upon completion I requested of John to provided a sample of his breath to which he agreed too. John provided four (4) breath samples.

1) .274,
2) .276
3) .253
4) .268

Based on the above, John was charged with DUI pursuant to F.S.S 316.193.1a1. Q & A's were not completed after John ask for his lawyer.
John was processed and was later lodged at the Palm Beach county Jail.

The following instrument was sworn to before me this 11 day of October 2022

By: v Alexis, 1105

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SCANNED
OCT 12 2022

Notary/Police Officer (F.S.S. 117.10)

MADELIN GONZALEZ
Notary Public
State of Florida
Comm# HH225716
Expires 2/7/2026

Signature of Arresting Officer

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SCANNED
OCT 12 2022

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

PBSO CASE # 22-117967 PBSO ZONE 6.32

AGENCY CASE # 22-011584 CRASH CASE #

TIME OF STOP/CRASH 20:44 DATE 10-11-2022 DAY Tuesday

SUBJECT'S NAME Hampton, John Edward RACE W SEX M

HGT 6'02 WGT 210 DOB 11-25-1962

LOCATION 2402 N Congress ave, Boynton Beach, FL, 33436

ARRESTING OFFICER'S NAME & ID Alexis, 1105 AGENCY BBPD

DIVISION: Road Patrol

NOTIFIED BY COMMO Yes

ARRIVAL AT FACILITY 21:39

Arrest Time 21:15

BREATH RESULTS:

1. .274
2. .276
3. .253
4. .268

TESTING OFFICER'S ID 40577

N/A

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OCT 12 2022

SUBJECT: HAMPTON, JOHN E CASE NUMBER: 22-011584

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) READ ON CAMERA

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

PBSO #0129BU REV 04/22

SUBJECT: [redacted], John E CASE NUMBER: 22-011584

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? [redacted]

OCT 12 2022

INTERVIEWER: _____

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

PBSO #0129C REV. 8/93

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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: 80-006240 Software: 8100.27
Date of Test: 10/11/2022

Date of Last Agency Inspection: 09/16/2022
Observation Period Began: 21:39
Subject's Name: JOHN E HAMPTON DOB: 11/25/1962 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	22:07
Air Blank	0.000	22:08
Control Test	0.080	22:08
Air Blank	0.000	22:09
Subject Sample #1	0.274	22:10
Air Blank	0.000	22:10
Air Blank	0.000	22:12
Subject Sample #2	0.276	22:13
Air Blank	0.000	22:14
Control Test	INT*	22:14
Air Blank	0.000	22:15

*Interferent Detect

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 MADELIN GONZALEZ, 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: _____ Date: 10/11/22
Signature

Sworn to (or affirmed) before me this 11 day of October, 2022

_____ OFC. V. ALEXIS
Signature of Notary Public-State of Florida Printed Name of Notary Public-State of Florida

Note: Pursuant to section 117.10, Florida Statutes, law enforcement officers, correctional officers, traffic accident investigation officers and traffic infraction enforcement officers are notaries public when engaged in the performance of official duties. In accordance with section 316.1934(5), F.S., this completed form is admissible without further authentication and is presumptive proof of the results herein. To be used in accordance with Section 316.1934(5), F.S., and in administrative proceedings pursuant to 322.2615, F.S.

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

OCT 12 2022

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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: 80-006240 Software: 8100.27
Date of Test: 10/11/2022

Date of Last Agency Inspection: 09/16/2022
Observation Period Began: 22:16
Subject's Name: JOHN E HAMPTON DOB: 11/25/1962 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	22:40
Air Blank	0.000	22:40
Control Test	0.080	22:41
Air Blank	0.000	22:41
Subject Sample #1	0.253	22:42
Air Blank	0.000	22:42
Air Blank	0.000	22:44
Subject Sample #2	0.268	22:45
Air Blank	0.000	22:46
Control Test	0.079	22:46
Air Blank	0.000	22:46
Diagnostics Check	OK	22:46

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 MADELIN GONZALEZ, 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: _____ Date: 10/11/22
Signature

Sworn to (or affirmed) before me this 11 day of October, 2022

_____ OFC. V. ALEXIS
Signature of Notary Public-State of Florida Printed Name of Notary Public-State of Florida

Note: Pursuant to section 117.10, Florida Statutes, law enforcement officers, correctional officers, traffic accident investigation officers and traffic infraction enforcement officers are notaries public when engaged in the performance of official duties. In accordance with section 316.1934(5), F.S., this completed form is admissible without further authentication and is presumptive proof of the results herein. To be used in accordance with Section 316.1934(5), F.S., and in administrative proceedings pursuant to 322.2615, F.S.

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

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OCT 12 2022

CASE #: 22-011584 **DEFENDANT:** Hampton, John Edward

Arresting Officer: _____
Address: 2100 HIGH RIDGE ROAD, BOYNTON BEACH, FL 33426
Phone Numbers: Home: _____ **Work:** (561) 742-6100

Name: Ofc. Chris Shalk
Address: 2100 High Ridge Rd, Boynton Beach, FLm 33426
Phone Numbers: Home: _____ **Work:** 561-742-6100
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: _____

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CERTIFIED
OCT 12 2022

TESTING FACILITY TASK REPORT

AGENCY: BBPD

SUBJECT: HAMPTON, JOHN E

CASE NUMBER: 22-117967

DATE: Oct 11, 2022

VIDEO DVD NUMBER: N/A

BEGINNING TIME: 22:03

ENDING TIME: 22:54

BREATH TESTS RESULTS: 1) .274 TIME 22:10 A.M.☐ P.M.☒ 2) .276 TIME 22:13 A.M.☐ P.M.☒

3) .253 TIME 22:42 A.M.☐ P.M.☒ 4) .268 TIME 22:45 A.M.☐ P.M.☒

BREATH OPERATOR: M. GONZALEZ #40577

MAINTENANCE TECHNICAN: J. KARLECKE# 6467

TESTING OFFICER'S OBSERVATIONS

SPEECH: SLURRED,

ATTITUDE: TALKATIVE, ARGUMENTATIVE

CLOTHING: KHAKI SHORTS, BURGUNDY SHIRT, BLACK/WHITE SNEAKERS

MEDICAL CONDITIONS: HIGH BLOOD PRESSURE

MEDICATIONS: PROPRANDOL

OTHER:

NOT A CERTIFIED COPY

COMMENTS:

ARRIVED AT CENTER A/O BEGAN THE 20 MINUTE OBSERVATION PERIOD AT 21:39 HRS.

SUBJECT: AGREED TO TAKE TEST

INSTRUMENT READ INTERFEREN DETECT

SUBJECT: WAS TAKEN OFF CAMERA, BEGAN ANOTHER 20 MIN OBSERVATION AT 22:16 HRS
SECOND VIDEO START TIME AT 22:38 HRS

A/O: READ RIGHTS 2X TIMES
SUBJECT: STATED HE UNDERSTOOD RIGHTS.

TECH: READ TEST RESULTS
SUBJECT: STATED HE UNDERSTOOD TEST RESULTS.

A/O: ATTEMTPED Q & A
SUBJECT: ANSWERED A FEW QUESTIONS THEN INVOKED RIGHT TO COUNSEL

OCT 12

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:	

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REVIEW COMPLETED BY

Booking Number: 2022026635	**Date:** 10/12/2022
	Specialist Name/ID: M. Tooks #8557

CERTIFIED
OCT 12 2022