0533030 22CF5579AMB 872

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

☐ Check if Supplement is Attached

ARREST / NOTICE TO APPEAR
Juvenile Referral Report

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

Juvenile: 1 | N

ADMINISTRATIVE

OBTS Number	Agency ORI Number	Agency Name	Agency Report Number (N.T.A.'s only)
	FLO 5 0 0 0 0 0	PALM BEACH COUNTY SHERIFF'S OFFICE	0 6 -| 22-087986

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

If Weapon Seized — Enter Type

Multiple Clearance Indicator: 0 4

Location of Arrest (including Name of Business)	Location of Offense (Business Name, Address)
2741 S STATE ROAD 7 , VILLAGE OF WELLINGTON / FL/33414	2741 S STATE ROAD 7 , VILLAGE OF WELLINGTON / FL/33414

Date of Arrest	Time of Arrest	Booking Date	Booking Time	Jail Date	Jail Time	Location of Vehicle
07/14/2022	2343					Priority Towing, 7153 Southern Blvd. WPB 33413, (561) 533-5573

DEFENDANT

Name (Last, First, Middle): SOSA CABALLERO, MAGELA,

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

Race (W - White, B - Black, I - American Indian, O -Oriental/Asian)	Sex	Date of Birth	Height	Weight	Eye Color	Hair Color	Complexion	Build
W	F	6/6/1998	5'02"	115	BRO	BLK	MED	SMALL

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

Marital Status: SINGLE — Religion: NONE

Indication of: Alcohol Influence ☐ Y ☐ N ☐ Unk; Drug Influence ☐ Y ☐ N ☒ Unk

Local Address (Street, Apt. Number) (City) (State) (Zip): 9501 FONTAINEBLEAU BLVD #506, MIAMI / FL / 33172

Phone: (305) 479 9898

Residence Type: 1. City 2. County 3. Florida 4. Out of State: 2

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

Phone: ( )

Address Source: FL DL / VERBAL

Business Address (Name, Street) (City) (State) (Zip):

Phone: ( )

Occupation: UNEMPLOYED

D/L Number, State	Soc. Sec. Number	INS Number	Place of Birth (City, State)	Citizenship
S221540987060, FL	[redacted]	A062295868	CUBA	YES

CO-DEF

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

JUVENILE

☐ Parent ☐ Legal Custodian ☐ Other: Name (Last) 1. OR (First) (Middle) — Residence Phone ( )

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

2. 4,500 x 6

Notified by: (Name) 3. 4,500 x 2 — Date — Time — Juvenile Disposition: 1. Handled/Processed within Dept. and Released. 2. TOT HRS/DYS 3. Incarcerated

Released To: (Name) 4. 4,500 x 2 — Relationship — Date — Time

The above address was provided by ☐ defendant and / or ☐ defendant's parents. The child and / or parent was told to keep the Juvenile Court Clerk's Office (Phone (561) 355-6511) informed of any change of address. ☐ Yes, by: (Name) ☐ No (Reason) — 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. Synthetic 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) (d)	

Drug Activity	Drug Type	Amount / Unit	Offense #	Warrant / Capias Number	Bond
N	N		22-087986		

CHARGE

Charge Description	Counts	Domestic Violence	Statute Violation Number	Violation of ORD #
POSSESION OF ALPRAZOLAM	6	☐Y ☒N	893.13(6)(a)	

Drug Activity	Drug Type	Amount / Unit	Offense #	Warrant / Capias Number	Bond
P	O		22-087986		

CHARGE

Charge Description	Counts	Domestic Violence	Statute Violation Number	Violation of ORD #
POSSESSION OF OXYCODONE	2	☐Y ☒N	893.13(6)(a)	

Drug Activity	Drug Type	Amount / Unit	Offense #	Warrant / Capias Number	Bond
P	O		22-087986		

CHARGE

Charge Description	Counts	Domestic Violence	Statute Violation Number	Violation of ORD #
POSSESSION OF BUPRENORPHINE	2	☐Y ☒N	893.13(6)(a)	

Drug Activity	Drug Type	Amount / Unit	Offense #	Warrant / Capias Number	Bond
P	O		22--087986		

NOTICE TO APPEAR

Location (Court, Room Number, Address): Criminal Justice Complex, 3228 Gun Club Road, West Palm Beach, FL 33406 - Ph: (561) 688-4600

Court Date and Time: Month Day Year 2022 Time 08:30 A.M. X P.M.

I AGREE TO APPEAR AT THE TIME AND PLACE DESIGNATED TO ANSWER THE OFFENSE CHARGED OR TO PAY THE FINE SUBSCRIBED. I UNDERSTAND THAT SHOULD I WILLFULLY FAIL TO APPEAR BEFORE THE COURT AS REQUIRED BY THIS NOTICE TO APPEAR, THAT I MAY BE HELD IN CONTEMPT OF COURT AND A WARRANT FOR MY ARREST SHALL BE ISSUED

Signature of Defendant (or Juvenile and Parent/Custodian) — Date Signed: 07/14/2022

ADMIN

HOLD for other agency

☐ Dangerous ☐ Resisted Arrest ☐ Suicidal ☐ Other:

Intake Deputy I.D. # Pouch #

Signature of Arresting Officer: X

Name of Arresting Officer (Print) I.D. #: INV. W. AMADON 9440

Transporting Officer I.D. # Agency: INV. W. AMADON 9440 PBSO

Name Verification (Print) (Defendant Arrested): SCANNED (PRINT) JUL 15 2022 JUL 15 AM 3:22

Witness here if subject signed with an "X"

PAGE 1 OF 1

PBSO #0148 REV. 04/22 DISTRIBUTION: WHITE- COURT COPY GREEN - STATE ATTORNEY YELLOW - AGENCY PINK - AGENCY GOLD - DEFENDANT (N.T.A.'s ONLY)

DH

PH 872

PROBABLE CAUSE AFFIDAVIT

OBTS Number:

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

Juvenile: N

ADMIN

Agency ORI Number: FLO 500000

Agency Name: PALM BEACH COUNTY SHERIFF'S OFFICE

Agency Report Number: 06- 22-087986

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

Special Notes:

DEF

Name (Last, First, Middle)	Alias	Race	Sex	Date of Birth
Sosa Caballero	Magela	W	F	06/06/1998

CHARGES

D.U.I.	316.193(1)

VICTIM

Victim's Name (Last, First, Middle)	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

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.

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

On the 14th day of July 2022 at 23:10 [ ] A.M. [X] P.M. (Specifically include facts constituting cause for arrest.)

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

On July 14th 2022 at approximately 23:10 hrs I, D/S Bradley Shouse ID 34287, was at 2741 S State Road 7 Wellington, FL 333414 (Marathon gas station) when I observed a white female, later identified as Magela Sosa-Caballero, enter the location. I observed Magela Sosa-Caballero walking around the location unbalanced, stumbling, and uneasy on her feet. I also heard Magela Sosa-Caballero talking to random customers inside the location and she exhibited slurred speech as she was talking with other patrons inside the location. Due to this behavior I believed that Magela Sosa-Caballero was possible under the influence of an unknown substance or having a medical issue. I then observed Magela Sosa-Caballero go out to a vehicle, a Gray Nissian bearing FL tag LZYR30, and she then began to pump gas into the vehicle. Due to Magela Sosa-Caballero possible being impaired I contacted Investigator W. Amadon ID 9440. I then observed Magela Sosa-Caballero get in the driver seat of the above vehicle and she began to drive the vehicle away from the pump into a parking spot in front of the store. This is when Investigator W. Amadon and I made contact with Magela Sosa-Caballero to check on her well being.

ADMINISTRATIVE

STATE OF FLORIDA
COUNTY OF PALM BEACH

D/S Bradley Shouse (ID #) 34287
(Signature of Arresting/Investigative Officer)

The foregoing instrument was sworn to or affirmed and subscribed before me this 14th day of July 20 22 by D/S Bradley Shouse 34287

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

FLU W AMADON 9440 FLU W Amadon

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

PAGE 1 OF 1

PBSO 80004 REV. 04/22 DISTRIBUTION: WHITE - COURT COPY GREEN - STATE ATTORNEY YELLOW - AGENCY PINK - AGENCY

PROBABLE CAUSE AFFIDAVIT

OBTS Number: | 1 Arrest 2 NTA 3 Request for Warrant 4 Request for Capias | 1 | Juvenile: N

ADMIN

Agency ORI Number: FLO 5 0 0 0 0 0 | Agency Name: PALM BEACH COUNTY SHERIFF'S OFFICE | Agency Report Number: 22-087986

Charge Type (Check as many as apply): [X] 1 Felony [ ] 2 Traffic Felony [ ] 3 Misdemeanor [X] 4 Traffic Misdemeanor [ ] 5 Ordinance [ ] 6 Other | Special Notes:

DEF

Name (Last, First, Middle)	Alias	Race	Sex	Date of Birth
SOSA CABALLERO, MAGELA,		W	F	6/6/1998

CHARGES

Charge Description		Charge Description	
DRIVING UNDER THE INFLUENCE	316.193(1)	POSSESION OF ALPRAZOLAM	893.13(6)(a)
Charge Description		Charge Description	
POSSESSION OF OXYCODONE	893.13(6)(a)	POSSESSION OF BUPRENORPHINE	893.13(6)(a)

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**
	( )	

The undersigned certifies and swears that I have just and reasonable grounds to believe, and do believe that the above named Defendant committed the listed violation(s) of law.
The Person taken into custody:

- [ ] committed the below acts in my presence.
- [ ] confessed to _____ admitting to the below facts.
- [ ] was observed by _____ who told _____ that he/she saw the arrested person commit the below acts.
- [X] was found to have committed the below acts, resulting from my (described) investigation.

On the 14 day of JULY 20 22 at 2324 [ ] A.M [X] P.M (Specifically include facts constituting cause for arrest.)

PROBABLE CAUSE STATEMENT

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

On the above listed date and time, I conducted a DUI Investigation resulting in the arrest of Magela Sosa Caballero (S22154098706), referred to as "Defendant" hereafter. An inventory search of the vehicle was conducted for completion of the required Tow Form. The following narcotics were found inside the defendant's purse. The drugs were found in four small individual clear baggies, and they contained the following. Inside one baggie, there were two white circular pills with "M" imprinted on one side and "30" imprinted on the other side, which poison control confirmed to be "Oxycodone 30mg schedule 2 substances." Two circular orange pills imprinted with "AN 415" on one side and nothing on the other side. Poison control confirms the pills to be "Buprenorphine 8mg naloxone 2mg schedule 3."
The other two bags contained rectangular blue pills with an imprint of "B707" on all of them. One bag had three whole tablets, and the other had three but broken in half. Poison control confirmed the pills to be "Alprazolam 2mg schedule 4 substance".
Poison control provided me with a case number for identifying the narcotics of # T4955692.

Based on the above facts and information, I find Probable cause to charge the defendant with six counts of Possession of Alprazolam pursuant to F.S.S. 893.13.6A 2 counts of Possession of Oxycodone pursuant to F.S.S. 893.13.6A and two counts of Possession of Buprenorphine pursuant to F.S.S. 893.13.6A.

ADMINISTRATIVE

STATE OF FLORIDA
COUNTY OF PALM BEACH

Inv W Amadon
(Signature of Arresting /Investigative Officer) INV. W. AMADON

The foregoing instrument was sworn to or affirmed and subscribed before me this 15 day of JULY 20 22 by INV. W. AMADON
(Print name of Arresting/Investigative Officer), who is personally known to me and/or produced identification. Type of identification produced: KNOWN L.E.O.

Joshua Bell (#8656)
Notary Public, Clerk of Court, Officer (F.S.S. 117.10)

JOSHUA BELL
MY COMMISSION #GG346008
EXPIRES: JUN 18, 2023
Bonded through 1st State Insurance

PAGE 1 OF 1

DISTRIBUTION WHITE – Court Copy GREEN – State Attorney PINK – Agency

PBSO #0004 REV. 04/22

D.U.I. PROBABLE CAUSE AFFIDAVIT

ON THE 14 DAY OF JULY 20 22, AT 2324 AM ✓ PM

SUBJECT: SOSA CABALLERO, MAGELA, CASE NUMBER: 22-087986

AGENCY: PALM BEACH COUNTY SHERIFF'S OFFICE ARRESTING OFFICER: INV. W. AMADON

PERSONAL CONTACT

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

On Thursday July 14, 2022 at approximately 2324 hours, I responded to 2741 S. State Road 7, located within The Village of Wellington, Palm Beach County Florida regarding a suspicious vehicle with a suspected impaired driver. Upon arrival I met with D/S B. Shouse #34287 who provided me with a signed, sworn written supplemental probable cause affidavit stating: " On July 14th 2022 at approximately 23:10 hrs I, D/S Bradley Shouse ID 34287, was at 2741 S State Road 7 Wellington, FL 333414 (Marathon gas station) when I observed a white female, later identified as Magela Sosa-Cabllero, enter the location. I observed Magela Sosa-Cabllero walking around the location unbalanced, stumbling, and uneasy on her feet. I also heard Magela Sosa-Cabllero talking to random customers inside the location and she exhibited slurred speech as she was talking with other patrons inside the location. Due to this behavior I believed that Magela Sosa-Cabllero was possible under the influence of an unknown substance or having a medical issue. I then observed Magela Sosa-Cabllero go out to a vehicle, a Gray Nissian bearing FL tag LZYR30, and she then began to pump gas into the vehicle. Due to Magela Sosa-Cabllero possible being impaired I contacted Investigator W. Amadon ID 9440. I then observed Magela Sosa-Cabllero get in the driver seat of the above vehicle and she began to drive the vehicle away from the pump into a parking spot in front of the store. This is when Investigator W. Amadon and I made contact with Magela Sosa-Cabllero to check on her well-being".

OBSERVATION OF DRIVER:

I observed the defendant to be unsteady on her feet. I observed the defendant to have a noticeable orbital sway as she stood. I observed the defendant's clothing was properly worn. The defendant's eyes were glassy. The defendant weaved as she walked from her vehicle to the front of mine. The defendant's movements were slow, and at times, uncoordinated.

DRIVER'S STATEMENTS:

The defendant denied being prescribed any medications and denied consuming alcohol.

ODORS:

GENERAL OBSERVATIONS

SPEECH: **slow / slurred / labored**

ATTITUDE: **polite / respectful**

CLOTHING: **green t shirt / blue jeans / blue slides**

MEDICAL/OTHER: **stated none ** A ROUTINE COMPUTER CHECK REVEALED THE DEFENDANT'S DRIVER LICENSE IS SUSPENDED FOR FTP TRAFFIC FINE ON 06/13/2022****

TATE OF FLORIDA
'OUNTY OF PALM BEACH

INV. W. AMADON
ignature of Arresting/Investigative Officer)

ne foregoing instrument was sworn to or affirmed and subscribed before me this 15 day of JULY 20 22 by INV. W. AMADON

rint name of Arresting/Investigative Officer), who is personally known to me and/or produced identification. Type of identification produced KNOWN L.E.O.

Joshua Bell (#8656)
otary Public, Clerk of Court, Officer (F.S.S. 117.10)

JOSHUA BELL
MY COMMISSION #GG346008
EXPIRES: JUN 18, 2023
Bonded through 1st State Insurance

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

PBSO CASE # 22-087986 PBSO ZONE 8-51

AGENCY CASE # _____ CRASH CASE # _____

TIME OF STOP/CRASH 2341 DATE 07/15/2022 DAY Friday

SUBJECT'S NAME SOSA CABALLERO, MAGELA, RACE W SEX F

HGT 5'02" WGT 115 DOB 6/6/1998

LOCATION 2741 S STATE ROAD 7 , VILLAGE OF WELLINGTON / FL/33414

ARRESTING OFFICER'S NAME & ID INV. W. AMADON (9440) AGENCY Palm Beach County Sheriff's Offic

DIVISION: C.I.D. / D.U.I.

NOTIFIED BY COMMO YES

ARRIVAL AT FACILITY 0029

ARREST TIME 2343

BREATH RESULTS:

1) .000
2) .000
3) N/A
4) N/A

URINE REFUSED

TESTING OFFICER'S ID 8656 PBSO VIDEOTAPE # _____

D.U.I. PROBABLE CAUSE AFFIDAVIT

ON THE 14 DAY OF JULY 20 22, AT 2324 AM ✓PM

SUBJECT: SOSA CABALLERO, MAGELA, CASE NUMBER: 22-087986

AGENCY: PALM BEACH COUNTY SHERIFF'S OFFICE ARRESTING OFFICER: INV. W. AMADON

PERSONAL CONTACT

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

On Thursday July 14, 2022 at approximately 2324 hours, I responded to 2741 S. State Road 7, located within The Village of Wellington, Palm Beach County Florida regarding a suspicious vehicle with a suspected impaired driver. Upon arrival I met with D/S B. Shouse #34287 who provided me with a signed, sworn written supplemental probable cause affidavit stating: " On July 14th 2022 at approximately 23:10 hrs I, D/S Bradley Shouse ID 34287, was at 2741 S State Road 7 Wellington, FL 333414 (Marathon gas station) when I observed a white female, later identified as Magela Sosa-Cabllero, enter the location. I observed Magela Sosa-Cabllero walking around the location unbalanced, stumbling, and uneasy on her feet. I also heard Magela Sosa-Cabllero talking to random customers inside the location and she exhibited slurred speech as she was talking with other patrons inside the location. Due to this behavior I believed that Magela Sosa-Cabllero was possible under the influence of an unknown substance or having a medical issue. I then observed Magela Sosa-Cabllero go out to a vehicle, a Gray Nissian bearing FL tag LZYR30, and she then began to pump gas into the vehicle. Due to Magela Sosa-Cabllero possible being impaired I contacted Investigator W. Amadon ID 9440. I then observed Magela Sosa-Cabllero get in the driver seat of the above vehicle and she began to drive the vehicle away from the pump into a parking spot in front of the store. This is when Investigator W. Amadon and I made contact with Magela Sosa-Cabllero to check on her well-being".

OBSERVATION OF DRIVER:

I observed the defendant to be unsteady on her feet. I observed the defendant to have a noticeable orbital sway as she stood. I observed the defendant's clothing was properly worn. The defendant's eyes were glassy. The defendant weaved as she walked from her vehicle to the front of mine. The defendant's movements were slow, and at times, uncoordinated.

DRIVER'S STATEMENTS:

The defendant denied being prescribed any medications and denied consuming alcohol.

ODORS:

GENERAL OBSERVATIONS

SPEECH: **slow / slurred / labored**

ATTITUDE: **polite / respectful**

CLOTHING: **green t shirt / blue jeans / blue slides**

MEDICAL/OTHER: **stated none ** A ROUTINE COMPUTER CHECK REVEALED THE DEFENDANT'S DRIVER LICENSE IS SUSPENDED FOR FTP TRAFFIC FINE ON 06/13/2022****

TATE OF FLORIDA
OUNTY OF PALM BEACH

INV. W. AMADON Inv W Amadon
ignature of Arresting/Investigative Officer)

he foregoing instrument was sworn to or affirmed and subscribed before me this 15 day of JULY 20 22 by INV. W. AMADON

Print name of Arresting/Investigative Officer), who is personally known to me and/or produced identification. Type of identification produced KNOWN L.E.O.

Joshua Bell (#8656)
otary Public, Clerk of Court, Officer (F.S.S 117.10)

JOSHUA BELL
MY COMMISSION #GG346008
EXPIRES: JUN 18, 2023
Bonded through 1st State Insurance

SUBJECT: SOSA CABALLERO, MAGELA, CASE NUMBER 22-087986

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
- [ ] LT- EYE-ONSET OF NYSTAGMUS PRIOR TO 45 DEGREES
- [ ] RT- EYE-ONSET OF NYSTAGMUS PRIOR TO 45 DEGREES

Other Observations:

The defendant had a noticeable orbital sway during this task.

WALK & TURN:

The second task performed was the Walk and Turn Task. The defendant was placed into the instructional stance and told to remain in that position until I told her to move. The defendant was given instructions and a demonstration. The defendant moved from the instructional position prior to me telling her to move. The defendant started before the instructions were complete. The defendant missed heel to toe, stepping on her own foot. The defendant took an incorrect number of steps. The defendant stopped walking. The defendant performed an improper turn. The defendant had a noticeable orbital sway during this task.

ONE LEG STAND:

The third task performed was the One Leg Stand Task. The defendant was placed into the instructional stance and told to remain in that position until I told her to move. The defendant was given instructions and a demonstration. The defendant moved from the instructional position prior to me telling her to move. The defendant put her foot down more than three times within approximately thirty seconds. The defendant rear leg was trembling while she attempted to maintain balance. The defendant swayed trying to maintain balance. The defendant had a noticeable orbital sway during this task.

FINGER TO NOSE:

The forth task performed was the Finger to Nose Task. The defendant was placed into the instructional stance and told to remain in that position until I told her to move. The defendant was given instructions and a demonstration. The defendant moved from the instructional position prior to me telling her to move. The defendant had to be reminded to keep her feet together. The defendant dic not touch tip to tip as instructed. The defendant used the wrong hand. The defendant had a noticeable orbital sway during this task.

ROMBERG ALPHABET:

The fifth task performed was the Romberg Alphabet Task. The defendant was placed into the instructional stance and told to remain in that position until I told her to move. The defendant was given instructions and a demonstration. The defendant moved from the instructional position prior to me telling her to move. The defendant said she did not know the English alphabet. The defendant incorrectly recited the Spanish alphabet.

BREATH TEST RESULTS: | 1) 0.000 | 2) 0.000 | 3) | 4) |

STATE OF FLORIDA
COUNTY OF PALM BEACH

INV. W. AMADON
(Signature of Arresting/Investigative Officer)

The foregoing instrument was sworn to or affirmed and subscribed before me this 15 day of JULY 20 22 by INV. W. AMADON

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

Joshua Bell (#8656)
Notary Public, Clerk of Court, Officer (F.S.S 117.10)

JOSHUA BELL
MY COMMISSION #GG346008
EXPIRES: JUN 18, 2023
Bonded through 1st State Insurance

SUBJECT: SOSA CABALLERO, MAGELA, CASE NUMBER 22-087986

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
- [ ] LT- EYE-ONSET OF NYSTAGMUS PRIOR TO 45 DEGREES
- [ ] RT- EYE-ONSET OF NYSTAGMUS PRIOR TO 45 DEGREES

)ther Observations:

The defendant had a noticeable orbital sway during this task.

WALK & TURN:

The second task performed was the Walk and Turn Task. The defendant was placed into the instructional stance and told to remain in that position until I told her to move. The defendant was given instructions and a demonstration. The defendant moved from the instructional position prior to me telling her to move. The defendant started before the instructions were complete. The defendant missed heel to toe, stepping on her own foot. The defendant took an incorrect number of steps. The defendant stopped walking. The defendant performed an improper turn. The defendant had a noticeable orbital sway during this task.

ONE LEG STAND:

The third task performed was the One Leg Stand Task. The defendant was placed into the instructional stance and told to remain in that position until I told her to move. The defendant was given instructions and a demonstration. The defendant moved from the instructional position prior to me telling her to move. The defendant put her foot down more than three times within approximately thirty seconds. The defendant rear leg was trembling while she attempted to maintain balance. The defendant swayed trying to maintain balance. The defendant had a noticeable orbital sway during this task.

FINGER TO NOSE:

The forth task performed was the Finger to Nose Task. The defendant was placed into the instructional stance and told to remain in that position until I told her to move. The defendant was given instructions and a demonstration. The defendant moved from the instructional position prior to me telling her to move. The defendant had to be reminded to keep her feet together. The defendant dic not touch tip to tip as instructed. The defendant used the wrong hand. The defendant had a noticeable orbital sway during this task.

ROMBERG ALPHABET:

The fifth task performed was the Romberg Alphabet Task. The defendant was placed into the instructional stance and told to remain in that position until I told her to move. The defendant was given instructions and a demonstration. The defendant moved from the instructional position prior to me telling her to move. The defendant said she did not know the English alphabet. The defendant incorrectly recited the Spanish alphabet.

BREATH TEST RESULTS: 1) 0.000 | 2) 0.000 | 3) | 4)

TATE OF FLORIDA
'OUNTY OF PALM BEACH

INV. W. AMADON
ignature of Arresting/Investigative Officer)

ne foregoing instrument was sworn to or affirmed and subscribed before me this 15 day of JULY 20 22 by INV. W. AMADON

rint name of Arresting/Investigative Officer), who is personally known to me and/or produced identification. Type of identification produced KNOWN L.E.O.

Joshua Bell (#8656)
otary Public, Clerk of Court, Officer (F.S.S 117.10)

JOSHUA BELL
MY COMMISSION #GG346008
EXPIRES: JUN 18, 2023
Bonded through 1st State Insurance

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: 80-006239 Software: 8100.27
Date of Test: 07/15/2022

Date of Last Agency Inspection: 06/03/2022
Observation Period Began: 00:29
Subject's Name: MAGELA SOSA CABALLERO DOB: 06/06/1998 Sex: F

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	00:56
Air Blank	0.000	00:57
Control Test	0.080	00:57
Air Blank	0.000	00:58
Subject Sample #1	0.000	00:58
Air Blank	0.000	00:59
Air Blank	0.000	01:01
Subject Sample #2	0.000	01:01
Air Blank	0.000	01:02
Control Test	0.080	01:02
Air Blank	0.000	01:03
Diagnostics Check	OK	01:03

Cylinder Lot: 29821080A4
Exp: 12/05/2023

State of Florida, County of Palm Beach.

Personally appeared before me the undersigned authority, who (✓) is personally known to me or (__) produced _____ as identification, and who after being placed under oath, states:

I JOSHUA J BELL, hold a valid Breath Test Operator permit issued by the Florida Department of Law Enforcement, I administered the above breath test to the subject named above in accordance with Chapter 11D-8, Florida Administrative Code, and this form is a true and accurate report of that breath test.

Breath Test Operator: _____ Date: 07/15/22
Signature

Sworn to (or affirmed) before me this 15 day of July, 2022

_____ INV. W. Amador #9440
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

STATE OF FLORIDA
AFFIDAVIT OF REFUSAL TO SUBMIT TO
URINE TEST

I, INVESTIGATO W. AMADON, 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 FOURTEENTH day of July, 2022, at 23:43

DRIVER MAGELA SOSA CABALLERO,
(Type or Print) FIRST MIDDLE OR MAIDEN LAST

DL # S221540987060, state of FL, appeared for treatment at a hospital,

clinic, or other medical facility pursuant to s. 316.1932(1)(c), Florida Statutes, and a breath or urine test was impossible or impractical.

That on or about the FIFTEENTH day of July, 2022, at 01:06

in Palm Beach County,

I requested that the driver submit to a **URINE** test for the purpose of determining the presence of chemical or controlled substances. 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.

Inv W Amador
Signature of Law Enforcement Officer or Corrctional Officer

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

JOSHUA BELL
MY COMMISSION #GG346008
EXPIRES: JUN 18, 2023
Bonded through 1st State Insurance

(AFFIX SEAL)

The foregoing instrument was sworn and subscribed before me this 15 day of July, 2022, by Inv. W. Amador who is personally known to me or who has produced Known as identification.

Notary Public

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.

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

TESTING FACILITY TASK REPORT

AGENCY: PBSO

SUBJECT: SOSA CABALLERO, MAGELA

CASE NUMBER: 22-087986

DATE: Jul 15, 2022

VIDEO DVD NUMBER: N/A

BEGINNING TIME: 0054

ENDING TIME: 0114

BREATH TESTS RESULTS: 1) .000 TIME 0058 A.M. ☒ P.M. ☐ 2) .000 TIME 0101 A.M. ☐ P.M. ☐

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

BREATH OPERATOR: JOSHUA J BELL #8656

MAINTENANCE TECHNICAN: J. KARLECKE #6467

TESTING OFFICER'S OBSERVATIONS

SPEECH: SLURRED

ATTITUDE: LATHARGIC, COOPERATIVE

CLOTHING: GREEN TEE SHIRT, BLUE JEANS, BLUE SLIDES

MEDICAL CONDITIONS: NONE

MEDICATIONS: NONE

OTHER:

EYES: GLASSY

COMMENTS:

A/O ARRIVED AT DUI TESTING FACILITY AND BEGAN THE 20 MINUTE OBSERVATION AT 0029 HOURS

SUBJECT STATED SHE WOULD TAKE BREATH TEST

TECH READ BREATH TEST RESULTS / SUBJECT STATED SHE UNDERSTOOD BREATH TEST RESULTS

A/O REQUESTED A URINE SAMPLE / SUBJECT STATED SHE WOULD NOT PROVIDE A URINE SAMPLE

A/O READ I.C / SUBJECT STATED SHE UNDERSTOOD I.C
SUBJECT AGAIN STATED SHE WOULD NOT PROVIDE A URINE SAMPLE

REFUSAL TIME 0106 HOURS

A/O READ RIGHTS / SUBJECT STATED SHE UNDERSTOOD HER RIGHTS

A/O CONDUCTED Q AND A
SUBJECT ANSWERED Q AND A

REFUSED

SUBJECT: [illegible] CASE NUMBER: 22-CF7186

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 Tru W Arnelon of the Palm Bea[illegible] Co[illegible] Sheriff

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 [illegible]

SUBJECT: [illegible] CASE NUMBER: [illegible]

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~~? YES

WHERE WERE YOU GOING? MY HOUSE

WHAT STREET OR HIGHWAY WERE YOU ON? [illegible]

DIRECTION OF TRAVEL? X WHERE DID YOU START? [illegible]

WHAT TIME DID YOU START? [illegible] WHAT TIME IS IT NOW? [illegible]

WHAT IS TODAY'S DATE? [illegible] WHAT DAY OF THE WEEK IS IT? FRI

WHAT COUNTY ~~AND CITY~~ ARE YOU IN NOW? [illegible] PALM

WHEN DID YOU LAST EAT? [illegible] WHAT DID YOU EAT? [illegible]

WHAT HAVE YOU BEEN DOING FOR THE LAST THREE HOURS? [illegible]

HOW MUCH DO YOU WEIGH? 115 HAVE YOU BEEN DRINKING? NO 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? CPCI EMPLOYED WHEN DID YOU LAST WORK? _____

DO YOU HAVE ANY PHYSICAL DEFECTS OR INJURIES? NO WHAT? _____

ARE YOU SICK OR INJURED? NO WHAT'S WRONG? _____

DO YOU LIMP? NO DID YOU RECEIVE A BUMP ON THE HEAD RECENTLY? NO

WERE YOU IN AN ACCIDENT TODAY? NO

HAVE YOU TAKEN ANY DRUGS OR SMOKED ANY MARIJUANA TODAY? NO WHEN? _____

HAVE YOU SEEN A DOCTOR OR DENTIST TODAY? NO WHO? _____ WHY? _____

ARE YOU TAKING ANY PRESCRIPTION MEDICINES? NO WHAT? _____ WHEN? _____

DO YOU HAVE:
- EPILEPSY? _____
- GLASS EYE? _____
- FALSE TEETH? _____
- EAR INFECTION? _____
- INNER EAR TROUBLE? _____
- DIABETES? _____

NO

DO YOU HAVE ANY PROBLEMS WITH YOUR EYES THAT ARE NOT CORRECTED BY GLASSES? NO

DO YOU TAKE INSULIN? NO IF SO, WHEN WAS YOUR LAST INJECTION? _____

HAVE YOU EVER HAD A DRIVER'S LICENSE IN ANY OTHER STATE? NO WHERE? _____

INTERVIEWER: Inv. W. Anglin #1440

WITNESS LIST

CASE NUMBER: 22-087986

ARRESTING OFFICER: INV. W. AMADON
ADDRESS: 3228 Gun Club Road, West Palm Beach , FL 33406
PHONE NUMBERS (HOME): ______ (WORK) 561 688 3000
CAN TESTIFY TO: DUI INVESTIGATION

NAME: D/S B. LANDA #22055
ADDRESS: 3228 Gun Club Road, West Palm Beach , FL 33406
PHONE NUMBERS (HOME) ______ (WORK) 561 688 3000
CAN TESTIFY TO: EVIDENCE

NAME: D/S B. SHOUSE # 34287
ADDRESS 3228 Gun Club Road, West Palm Beach , FL 33406
PHONE NUMBERS (HOME) ______ (WORK) 561 688 3000
CAN TESTIFY TO: WHEEL WITNESS / IMPAIRMENT INDICATORS PRIOR TO CONTACT

NAME: D/S M. BARBUSIO #29006
ADDRESS 3228 Gun Club Road, West Palm Beach , FL 33406
PHONE NUMBERS (HOME) ______ (WORK) 0
CAN TESTIFY TO: WHEEL WITNESS / IMPAIRMENT INDICATORS PRIOR TO CONTACT / PHOTOS

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: ______

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: 2022018125	**Date:** 7/15/2022
	Specialist Name/ID: Chantel Daniels/30347