

J#0402721 P#1715

22et-10971 AMB

☐ Marsy's Law CVI FL Const. Art.1 § 16(b)☐ Check if Supplement is Attached

OBTS Number		ARREST / NOTICE TO APPEAR Juvenile Referral Report		1. Arrest 2. N.T.A.		3. Request for Warrant 4. Request for Capias		1		Juvenile N	
Agency ORI Number FLO 5 0 0 0 0 0		Agency Name PALM BEACH COUNTY SHERIFF'S OFFICE				Agency Report Number (N.T.A.'s only) 0 6 - 22-086534					
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 1			
Location of Arrest (including Name of Business) SOUTH D ST AND 6 AVE S LAKE WORTH FL						Location of Offense (Business Name, Address) SOUTH D ST AND 6 AVE S, LAKE WORTH FL 33467					
Date of Arrest 07/11/2022		Time of Arrest 0204		Booking Date		Booking Time		Jail Date		Jail Time	
Location of Vehicle PRIORITY TOWING											
Name (Last, First, Middle) Accetta-Castellanos, Nina, Aditi											
Alias (Name, DOB, Soc. Sec. #, Etc.)											
Race W - White B - Black		1 - American Indian O - Oriental/Asian		Sex W F		Date of Birth 2/25/1988		Height 5'05		Weight 160	
Eye Color HAZ		Hair Color BRO		Complexion FAIR		Build MED					
Scars, Marks, Tattoos, Unique Physical Features (Location, Type, Description) TAT LEFT FOOT						Marital Status Married		Religion NONE		Indication of: Alcohol Influence Drug Influence Y N Unk	
Local Address (Street, Apt. Number) 712 Sunset Dr, Lake Worth Beach, FL 33461						(City) (State) (Zip)		Phone (561) 334 6474		Residence Type: 1. City 2. County 3. Florida 4. Out of State 1	
Permanent Address (Street, Apt. Number) 33 SE 3RD AVE DELRAY BEACH FL 33483						(City) (State) (Zip)		Phone (561) 562 7000		Address Source FL DL Occupation	
Business Address (Name, Street) D/L Number, State A232621885650, FL		Soc. Sec. Number		INS Number		Place of Birth (City, State) LAKE WORTH FL		Citizenship US			
Co-Defendant (Last, First, Middle)		Race		Sex		Date of Birth		☐ 1. Arrested ☐ 2. At Large		☐ 3. Felony ☐ 4. Misdemeanor ☐ 5. Juvenile	
Co-Defendant (Last, First, Middle)		Race		Sex		Date of Birth		☐ 1. Arrested ☐ 2. At Large		☐ 3. Felony ☐ 4. Misdemeanor ☐ 5. 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) 355-8511) informed of any change of address. ☐ Yes, by: (Name) ☐ No (Reason)						School Attended		Grade			
Property Crime? ☐ Yes ☐ No		Description of Property		Value of Property							
Drug Activity N. N/A P. Possess		S. Sell D. Buy T. Traffic		R. Smuggle O. 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 Description DUI		Counts 1		Domestic Violence ☐ Y ☐ N		Statute Violation Number 316.193(1)A		Violation of ORD #			
Drug Activity N		Drug Type N		Amount / Unit		Offense # 22-086534		Warrant / Capias Number		Bond	
Charge Description		Counts		Domestic Violence ☐ Y ☐ N		Statute Violation Number		Violation of ORD #			
Drug Activity		Drug Type		Amount / Unit		Offense #		Warrant / Capias Number		Bond	
Charge Description		Counts		Domestic Violence ☐ Y ☐ N		Statute Violation Number		Violation of ORD #			
Drug Activity		Drug Type		Amount / Unit		Offense #		Warrant / Capias Number		Bond	
Charge Description		Counts		Domestic Violence ☐ Y ☐ N		Statute Violation Number		Violation of ORD #			
Drug Activity		Drug Type		Amount / Unit		Offense #		Warrant / Capias Number		Bond	
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 AUGUST Day 4 Year 2022 Time 0800 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 07/11/2022	
HOLD for other agency				Signature of Arresting Officer X				Name Verification (Printed by Arrestee)			
☐ Dangerous ☐ Suicidal				☐ Resisted Arrest ☐ Other				Name of Arresting Officer (Print) INV E. K. WHITE (7209)			
Intake Deputy J. B. B. B.				I.D. # 7209				Agency PBSO			
Transporting Officer INV. E. K. WHITE 7209				I.D. # 7209				Agency PBSO			
Witness here if subject signed with an "X"										PAGE 1 of 1	

SCANNED
JUL 11 2022

		PROBABLE CAUSE AFFIDAVIT		1 Arrest 2 NTA		3 Request for Warrant 4 Request for Capias		1		Juvenile	
ADMIN	OBTS Number			Agency ORI Number FLO 5 0 0 0 0 0		Agency Name PALM BEACH COUNTY SHERIFF'S OFFICE		Agency Report Number 22086534			
	Charge Type Check as many as apply	☐ 1 Felony ☐ 2 Traffic Felony		☐ 3 Misdemeanor ☐ 4 Traffic Misdemeanor		☐ 5 Ordinance ☐ 6 Other		Special Notes			
DEF	Name (Last, First, Middle)		Alias		Race	Sex	Date of Birth				
	Accetta-Castellanos, Nina, Aditi				W	F	2/25/1988				
CHARGES	Charge Description				Charge Description						
	Charge Description				Charge Description						
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. ☒ was found to have committed the below acts, resulting from my (described) investigation. On the <u>11TH</u> day of <u>JULY</u> 20 <u>22</u> at <u>0127</u> ☒ A.M ☐ P.M (Specifically include facts constituting cause for arrest.)											
☐ Notary's Law CV? FL. Const. Art.1 § 16(b) On 7/11/2022 at approximately 0127 hours, I was observing traffic at the intersection of 5th Ave S and S Dixie Hwy when I observed a white vehicle traveling southbound on Dixie Hwy at a high rate of speed. Additionally, I observed the vehicle to have an inoperable driver-side headlight. I initiated a traffic stop on the above-stated vehicle bearing Florida plate 03ANBC, a white Lexus IS250 at 6th Ave S and S F St. The vehicle turned onto S D St, northbound, before coming to a stop. I then made contact with the driver, Nina Accetta-Castellanos, who was identified by her Florida driver's license. While standing next to the driver-side open window speaking with Accetta-Castellanos, I could detect the odor commonly associated with alcohol emitting from the vehicle. I also noted Accetta-Castellanos' speech to be slightly slurred while speaking. I also noted that Accetta-Castellanos' license showed a BPO (Business Purposes Only) restriction. Accetta-Castellanos stated she was heading home to Deerfield Beach from downtown Lake Worth and worked in Delray Beach. When I inquired as to the violation of the license restriction, Accetta-Castellanos stated she was out with her sister and had (2) beers. Due to the observations of Accetta-Castellanos, I contacted a DUI investigator to respond to the scene. PBSO DUI investigator White #7209 responded to the scene and conducted an investigation.											
ADMINISTRATIVE	STATE OF FLORIDA COUNTY OF PALM BEACH 37078 D/S N. KOBITKA (Signature of Arresting/Investigative Officer)										
	The foregoing instrument was sworn to or affirmed and subscribed before me this <u>11</u> day of <u>JULY</u> 20 <u>22</u> by <u>D/S N. KOBITKA</u> (Print name of Arresting/Investigative Officer), who is personally known to me and/or produced Identification. Type of Identification produced <u>KNOWN PBSO DEPUTY</u> <u>John E. K. White</u> Notary Public, Clerk of Court, Officer (F.S.S.) 117.10										

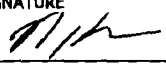
OBTS Number		PROBABLE CAUSE AFFIDAVIT		1 Arrest 2 NTA	3 Request for Warrant 4 Request for Copies	1	Juvenile	N
ADMIN	Agency ORI Number FLO 5 0 0 0 0 0		Agency Name PALM BEACH COUNTY SHERIFF'S OFFICE		Agency Report Number 22-086534			
	Charge Type Check as many as apply ☐ 1 Felony ☐ 2 Traffic Felony		☐ 3 Misdemeanor ☐ 4 Traffic Misdemeanor		☐ 5 Ordinance ☐ 6 Other		Special Notes	
CHARGES	Name (Last, First, Middle) Accetta-Castellanos, Nina, Aditi		Alias		Race W	Sex F	Date of Birth 2/25/1988	
	Charge Description DUI		316.193(1)A		Charge Description			
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	
	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. ☐ was observed by _____ who told _____ that he/she saw the arrested person commit the below acts. ☐ confessed to _____ admitting to the below facts. ☒ was found to have committed the below acts, resulting from my (described) investigation. On the <u>11</u> day of <u>JULY</u> 20 <u>22</u> at <u>0127</u> ☒ A.M ☐ P.M (Specifically include facts constituting cause for arrest.)							
PROBABLE CAUSE STATEMENT	☐ Marsy's Law CVI FL. Const. Art.1 § 16(b) On Monday, July 11, 2022 at approximately 0135 hours, I responded to South D Street and 6 Avenue South, in the City of Lake Worth (Palm Beach County) Florida to assist Deputy N. Kobitka with a traffic stop with the driver possibly being impaired. Upon my arrival I observed D/S Kobitka's patrol vehicle stopped on South D St behind a white vehicle with his emergency lights activated. A white female was seated in the driver seat of the white vehicle and she was the sole occupant. Back up deputies were also on scene. I made contact with D/S Kobitka who wrote the following sworn statement on a probable cause affidavit: On 7/11/2022 at approximately 0127 hours, I was observing traffic at the intersection of 5th Ave S and S Dixie Hwy when I observed a white vehicle traveling southbound on Dixie Hwy at a high rate of speed. Additionally, I observed the vehicle to have an inoperable driver-side headlight. I initiated a traffic stop on the above-stated vehicle bearing Florida plate 03ANBC, a white Lexus IS250 at 6th Ave S and S F St. The vehicle turned onto S D St, northbound, before coming to a stop. I then made contact with the driver, Nina Accetta-Castellanos, who was identified by her Florida driver's license. While standing next to the driver-side open window speaking with Accetta-Castellanos, I could detect the odor commonly associated with alcohol emitting from the vehicle. I also noted Accetta-Castellanos' speech to be slightly slurred while speaking. I also noted that Accetta-Castellanos' license showed a BPO (Business Purposes Only) restriction. Accetta-Castellanos stated she was heading home to Deerfield Beach from downtown Lake Worth and worked in Delray Beach. When I inquired as to the violation of the license restriction, Accetta-Castellanos stated she was out with her sister and had (2) beers. Due to the observations of Accetta-Castellanos, I contacted a DUI investigator to respond to the scene. PBSO DUI investigator White #7209 responded to the scene and conducted an investigation: I made contact with the driver who was currently sitting in the driver seat of the previously mentioned vehicle. She was later identified as Nina Aditi Accetta-Castellanos by her Florida driver license. Her eyes were clear, watery and glossy. Her cheeks were flushed, mouth dry and she slurred her speech while speaking. Her movements were slow, calculated and lethargic. I could smell a strong odor of an unknown alcoholic beverage emanating from the inside of his vehicle. I could also see greenish brown marijuana residue scattered throughout the driver side floor board and underneath the driver seat. She was wearing a white shirt, blue jean pants and black slides. I told the driver she was stopped by D/S Kobitka for traffic violations and equipment issues on her vehicle. He also suspected her of drinking alcoholic beverages. Moreover I explained I shared the suspicion of her drinking an unspecified amount of alcoholic beverages. She admitted to drinking two (2) beers and smoking marijuana which she said she has a prescription. Based on my suspicion I asked if she would consent to performing Standardized Field Sobriety Evaluations (SFSTs) for the purpose of determining if she was impaired while operating a motor vehicle.							
	STATE OF FLORIDA COUNTY OF PALM BEACH INV E. K. WHITE (72) (Signature of Arresting/Investigative Officer)							
	The foregoing instrument was sworn to or affirmed and subscribed before me this <u>11</u> day of <u>JULY</u> 20 <u>22</u> by <u>INV E. K. WHITE</u> (Print name of Arresting/Investigative Officer), who is personally known to me and/or produced identification (Type of identification produced) <u>KNOWN LEO</u>							
	Shari O'Neal (#6212) <i>S. O'Neal</i> Notary Public, Clerk of Court, Officer (F.S.S.) 117 1.0							
	SCANNED JUL 11 2022							
	DISTRIBUTION WHITE - Court Copy GREEN - State Attorney YELLOW - Agency PINK -							
	PAGE 1 OF 2							

OBTS Number		PROBABLE CAUSE AFFIDAVIT		1 Arrest 2 NTA	3 Request for Warrant 4 Request for Copies	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 22-086534		
	Charge Type Check as many as apply ☐ 1 Felony ☐ 2 Traffic Felony		☐ 3 Misdemeanor ☐ 4 Traffic Misdemeanor		☐ 5 Ordinance ☐ 6 Other		
CHARGES / DEF	Name (Last, First, Middle) Accetta-Castellanos, Nina, Aditi		Alias		Race W	Sex F	Date of Birth 2/25/1988
	Charge Description DUI		316.193(1)A		Special Notes		
VICTIM	Victim's Name (Last, First, Middle)		Race		Sex	Date of Birth	
	Local Address (Street, Apt Number)		(City)	(State)	(Zip)	Phone	
	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. ☒ was found to have committed the below acts, resulting from my (described) investigation. On the <u>11</u> day of <u>JULY</u> 20 <u>22</u> at <u>0127</u> ☒ A.M. ☐ P.M. (Specifically include facts constituting cause for arrest.)							
☐ Marsy's Law CVI FL. Const. Art. 1 § 18(b) She obliged. Prior to her performance I asked if she had any physical problems with her body that would inhibit her from performing light physical exercises. I also asked if she was taking medication. She reported she was fine and did not have any issues with her body. She also told me she is not taking medication. During the SFSTs, however, she remembered an injury to her left ankle she suffered five years ago. She told me the injury causes her to lose her balance. She is employed at a restaurant where she is standing while serving food. During her duties she explained she is allowed to sit on occasion, but mainly stands with her heel up while working. I escorted her to a level surface that was smooth and free from obstructions and debris. I could now smell a strong odor of an unknown alcoholic beverage emanating from her breath that intensified when she spoke. I placed a yellow strip of masking tape on the surface that formed a line. The defendant identified the tape by giving its color and placing her left foot on it when prompt to do so. The following SFSTs were explained, demonstrated and acknowledged by her prior to her performance: HGN, The Walk and Turn (Omitted after she recalled her injury from 5 years ago), The One Leg Stand, The Finger to Nose and The Romberg Alphabet Recitation. Her deficiencies were recorded on another form in this work sheet. At the conclusion of the SFSTs, coupled with the deputy's observation of the defendant's vehicle in motion and my observation of personal indicators of impairment exhibited by the defendant, probable cause was established for DUI. I told the defendant she was being placed under lawful arrest for DUI. She was searched and handcuffed (double locked and checked for tightness) prior to being seated into the rear of my patrol car. Back up deputies arranged for the defendant's vehicle to be towed by a tow service from PBSO's rotation list. Priority Towing responded and impounded her vehicle to their lot. Meanwhile I began transport to the main jail breath analysis facility for further processing. Upon our arrival I escorted the defendant into the facility and began a 20 minute observation period. During this time the defendant did not ingest anything into her body orally or otherwise. Neither did she regurgitate. I escorted her into the testing room and asked her to provide breath samples for the purpose of determining her alcohol content. She refused. I read implied consent in which she acknowledged. I asked if she would reconsider and provide breath samples. She began pondering and told me she did not know what to do. She asked the breath technician and me for advice. I later explained by her acknowledging implied consent and being abreast of the consequences, her pondering and not providing a "yes" or "no" would be considered as a refusal. The defendant failed to provide a answer to giving breath samples and was deemed a "refusal" at 0255 hours. I advised Miranda Warnings in which she understood. She consented to an interview but immediately invoked her "rights". She was booked into the main jail for DUI.							
ADMINISTRATIVE	STATE OF FLORIDA COUNTY OF PALM BEACH		INV E. K. WHITE (72)				
	(Signature of Arresting/Investigative Officer)						
	The foregoing instrument was sworn to or affirmed and subscribed before me this <u>11</u> day of <u>JULY</u> 20 <u>22</u> by <u>INV E. K. WHITE</u>						
	(Print name of Arresting/Investigative Officer), who is personally known to me and/or produced identification. Type of identification produced <u>KNOWN LEO</u>						
Shari O'Neal (#6212)		Notary Public, Clerk of Court, Officer (F.S.S. 117.10)					PAGE OF <u>2</u>

SCANNED

JUL 11 2022

WARNING

FORM NUMBER W2021001012	CASE NUMBER	DATE 07/11/2022	TIME 01:36
AGENCY INFORMATION			
AGENCY NAME PALM BEACH COUNTY SHERIFFS OFFICE			
AGENCY ADDRESS 3228 GUN CLUB ROAD		AGENCY COUNTY PALM BEACH	
AGENCY CITY LAKE WORTH BEACH		STATE FL	AGENCY ZIP 33406-3001
AGENCY PHONE (561) 688-3000	OTHER AGENCY DETAILS		
PERSON			
FIRST NAME NINA	MIDDLE NAME ADITI	LAST NAME ACCETTA-CASTELL	SUFFIX
CURRENT ADDRESS 712 SUNSET DR			
CITY LAKE WORTH BEACH		STATE FL	ZIP CODE 33461
DOB 02/13/1989	DL EXPIRES 02/25/2026	GENDER F	HEIGHT 5' 05"
DL NUMBER A232621885680		STATE FL	CLASS E
PHONE #		UTC? No	
VEHICLE			
YEAR 2007	MAKE LEXS	MODEL	COLOR WHI
TAG # 03ANBC	TRAILER #	STATE FL	TAG EXPIRATION 02/25/24
LOCATION			
ADDRESS #	OCCURRED ON STREET, ROAD, HIGHWAY SIXTH HWY		
AT FEET 48	OR MILES	DIR. SOUTH	AT/FROM INTERSECTION WITH STREET SIXTH AVE S
VIOLATION			
STATUTE 316.220		STATUTE DESCRIPTION HEADLIGHTS - AT LEAST 1 ON EACH SIDE OF A MOTOR VEHICLE, SHOWING A WHITE LIGHT, NOT MORE THAN 54", OR LESS THAN 24" FROM ROAD LEVEL	
VIOLATOR SPEED	POSTED SPEED		
VIOLATION COMMENTS DRIVER SIDE HEADLIGHT OUT			
REPORTING OFFICER			
OFC. FIRST NAME N	MIDDLE	LAST NAME KOBITKA	SUFFIX 37078
OFFICER'S SIGNATURE 			

SCANNED
JUL 11 2022



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

PBSO CASE # 22-086534 PBSO ZONE 14-11
AGENCY CASE # _____ CRASH CASE # _____
TIME OF STOP/CRASH 0127 DATE 07/11/2022 DAY Monday
SUBJECT'S NAME Accetta-Castellanos, Nina, Aditi RACE W SEX F
HGT 5'05 WGT 160 DOB 2/25/1988
LOCATION SOUTH D ST AND 6 AVE S LAKE WORTH FL
ARRESTING OFFICER'S NAME & ID INV E. K. WHITE (7209) 0 AGENCY Palm Beach County Sheriff's Office
DIVISION: CID/DUI NOTIFIED BY COMMO YES
ARRIVAL AT FACILITY 0230 HRS
ARREST TIME 0204

BREATH RESULTS:

1) REFUSED
2) REFUSED
3) REFUSED
4) REFUSED

TESTING OFFICER'S ID 6212 PBSO VIDEOTAPE # 1

SCANNED
JUL 11 2022

D.U.I. PROBABLE CAUSE AFFIDAVIT

ON THE 11 DAY OF JULY 20 22, AT 0127 AM PM

SUBJECT: Accetta-Castellanos, Nina, Aditi CASE NUMBER: 22-086534

AGENCY: PALM BEACH COUNTY SHERIFF'S OFFICE ARRESTING OFFICER: INV E. K. WHITE (7209)

PERSONAL CONTACT

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

SEE PC AFFIDAVIT

OBSERVATION OF DRIVER:

SEE PC AFFIDAVIT

DRIVER'S STATEMENTS:

I DRANK TWO BEERS. YOU HAVE RUINED MY LIFE

ODORS:

STRONG ODOR OF AN UNKNOWN ALCOHOLIC BEVERAGE COMING FROM SUBJECT'S BREATH.

GENERAL OBSERVATIONS

SPEECH: SLURRED

ATTITUDE: VARYING EMOTIONS-UPSET, PLEADING, BLAMEFUL, ARGUMENTATIVE

CLOTHING: NORMAL

MEDICAL/OTHER: NONE

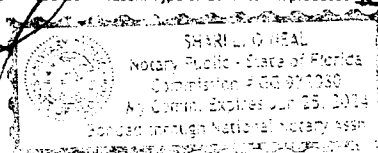
STATE OF FLORIDA
COUNTY OF PALM BEACH

INV E. K. WHITE (7209)
(Signature of Arresting/Investigative Officer)

The foregoing instrument was sworn to or affirmed and subscribed before me this 11 day of JULY 20 22 by INV E. K. WHITE (7209)

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

Shari O'Neal (#6212)
Notary Public, Clerk of Court, Officer (F.S.S. 117.10)



SCANNED
JUL 11 2022

SUBJECT: Accetta-Castellanos, Nina, Aditi

CASE NUMBER 22-086534

ROADSIDE TASKS

HORIZONTAL GAZE NYSTAGMUS:



LT EYE-LACK OF SMOOTH PURSUIT



RT EYE-LACK OF SMOOTH PURSUIT



LT EYE-DISTINCT & SUSTAINED NYSTAGMUS AT MAX. DEVIATION



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:

Subject was asked to stand with their feet together and place their hands by their side. They were asked to focus on the stimulus and follow it with their eyes. Lastly they were told not to move their head to assist in following the stimulus with their eyes. Subject showed equal pupil size that tracked equally. Both eyes lacked a smooth pursuit. I saw distinct and sustained Nystagmus at maximum deviation. I also saw an onset of Nystagmus prior to 45 degrees in both eyes. Subject swayed while performing this task. Subject also turned her head to assist in following the light.

WALK & TURN:

THE DEFENDANT WAS PLACED IN THE INSTRUCTIONAL STANCE FOR THE WALK AND TURN. THIS TASK WAS EXPLAINED AND DEMONSTRATED TO THE DEFENDANT. THE DEFENDANT ACKNOWLEDGED THE INSTRUCTIONS PRIOR TO PERFORMING THIS TASK: Subject was unable to maintain balance while placed in the instructional position. Remembered an injury to her left ankle that she suffered 5 years ago and said it would cause her to lose her balance. The remainder of this task was omitted.

ONE LEG STAND:

THE DEFENDANT WAS PLACED IN THE INSTRUCTIONAL STANCE FOR THE ONE LEG STAND. THIS TASK WAS EXPLAINED AND DEMONSTRATED TO THE DEFENDANT. THE DEFENDANT ACKNOWLEDGED THE INSTRUCTIONS PRIOR TO PERFORMING THIS TASK: Subject swayed while standing- she did not raise her foot the specified height

FINGER TO NOSE:

THE DEFENDANT WAS PLACED IN THE INSTRUCTIONAL STANCE FOR THE FINGER TO NOSE. THIS TASK WAS EXPLAINED AND DEMONSTRATED TO THE DEFENDANT. THE DEFENDANT ACKNOWLEDGED THE INSTRUCTIONS PRIOR TO PERFORMING THIS TASK: Subject swayed while placed in the instructional position, failed to touch the tip of her finger to the tip of her nose twice out of the six attempts, rather touched the side and underneath her nose

ROMBERG ALPHABET:

THE DEFENDANT WAS PLACED IN THE INSTRUCTIONAL STANCE FOR THE ROMBERG ALPHABET TASK. THIS TASK WAS EXPLAINED AND DEMONSTRATED TO THE DEFENDANT. THE DEFENDANT ACKNOWLEDGED THE INSTRUCTIONS PRIOR TO PERFORMING THIS TASK: Subject swayed while performing this task. She failed to recite the 26 letter alphabet correctly

BREATH TEST RESULTS: 1) REFUSED 2) REFUSED 3) 4)

STATE OF FLORIDA
COUNTY OF PALM BEACH

INV E. K. WHITE (7209)

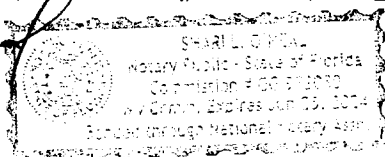
(Signature of Arresting/Investigative Officer)

The foregoing instrument was sworn to or affirmed and subscribed before me this 11 day of JULY, 2022 by INV E. K. WHITE (7209)

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

Shari O'Neal (#6212)

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



SCANNED
JUL 11 2022

SUBJECT: ALCOHOL - BREATH TEST - NINE CASE NUMBER: 22-0-0559

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 THOMAS J. HENRY # 7209 of the MIAMI

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 ☒ NO ☐ Do you still refuse to submit to this test? YES ☐ 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 ☐ NO ☐ Do you still refuse to submit to this test? YES ☐ NO ☐

SUBJECTS SIGNATURE: (X) THOMAS J. HENRY

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) THOMAS J. HENRY

SCANNED
JUL 11 2022
GOLD: JAIL

WHITE: STATE ATTY.

YELLOW: DHSMV

PINK: CENTRAL RECORDS

SUBJECT: Mina, ADITI Accetta - Constableness CASE NUMBER: 22-086534

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: INV. E.J. WHITE

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

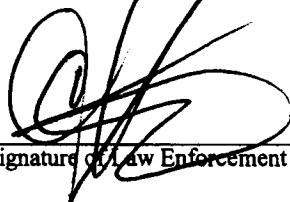
SCANNED
JUL 11 2022

STATE OF FLORIDA
AFFIDAVIT OF REFUSAL TO SUBMIT TO
BREATH TEST

I, INV E.K. WHITE, 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 ELEVENTH day of July, 2022, at 3:35 AM
DRIVER NINA ADITI ACCETTA-CASTELLANOS
(Type or Print) FIRST MIDDLE OR MAIDEN LAST
DL # A232621885650, state of FL, was placed under lawful arrest for
the offense of DUI by INV E.K. WHITE and
(Name of Arresting Officer)
issued Citation # AF10AXE.

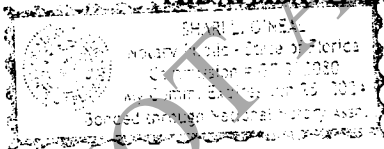
That on or about the ELEVENTH day of July, 2022, at 2:55 AM
in Palm Beach County,

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.



Signature of Law Enforcement Officer or Correctional Officer

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



(AFFIX SEAL)

The foregoing instrument was sworn and subscribed before
me this 11 day of July, 2022
by _____

~~who is personally known to me or who has produced~~
_____ as identification.

Notary Public X. Oneal

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.

WITNESS LIST

CASE NUMBER: 22-086534

ARRESTING OFFICER: INV E. K. WHITE (7209)

ADDRESS: CID/DUI

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

CAN TESTIFY TO: FACTS

NAME: D/S N KOBITKA ID #37078

ADDRESS: DIST 14

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

CAN TESTIFY TO: STOPPING THE VEHICLE FOR A TRAFFIC VIOLATION

NAME: _____

ADDRESS _____

PHONE NUMBERS (HOME) _____ (WORK) _____

CAN TESTIFY TO: _____

NAME: _____

ADDRESS _____

PHONE NUMBERS (HOME) _____ (WORK) 0

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: _____

SCANNED
JUL 11 2022

TESTING FACILITY TASK REPORT

AGENCY: PBSO INV. WHITE #7209

SUBJECT: ACCETTA-CASTELLANOS, NINA A.

CASE NUMBER: 22-086534

DATE: 07-11-22

VIDEO DVD NUMBER: N/A

BEGINNING TIME: 02:50 HRS

ENDING TIME: 02:58 HRS

BREATH TESTS REQUESTED: 1) **REFUSED** TIME 02:55 A.M. ☒ P.M. ☐ 2) TIME A.M. ☐ P.M. ☐
3) TIME A.M. ☐ P.M. ☐ 4) TIME A.M. ☐ P.M. ☐

BREATH OPERATOR: S.O'NEAL #6212

MAINTENANCE TECHNICAN: J. KARLECKE #6467

TESTING OFFICER'S OBSERVATIONS

SPEECH: SLUR

ATTITUDE: A LITTLE AGITATED, COOPERATIVE, PROFANE, INDECISIVE

CLOTHING: SHIRT- LIGHT BLUE/PRINT PANTS-DRK BLUE JEANS

MEDICAL CONDITIONS: NONE

MEDICATIONS: NONE

OTHER:

EYES: RED, GLASSY

COMMENTS:

20 MIN. OBSERVATION DONE BY A/O WHITE #7209
A/O REQUESTED THE BREATH TEST.
D REFUSED THE BREATH REQUEST.
A/O READ THE IMPLIED CONSENT ON CAMERA.
D UNDERSTOOD THE IMPLIED CONSENT READ ON CAMERA.
D WAS INDECISIVE ABOUT THE REQUEST.
D WOULD NOT GIVE AN ANSWER ABOUT THE REQUEST AFTER THE I/C WAS READ TO HER.
A/O TOOK IT AS A REFUSAL.
C/W READ ON CAMERA, Q&A REFUSED.

SCANNED
JUL 11 2022



**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: 2022017699	Date: 07/11/2022
	Specialist Name/ID: T.Howard/7185

**SCANNED
JUL 11 2022**