0536613 50-2022-CT-020574ASB 94

ARREST / NOTICE TO APPEAR

1. Arrest (No Warrant) 3. Request for Warrant
6. Arrest (Warrant) 4. Request for Capias
2. N.T.A. 5. Juvenile Referral

1 JUVENILE

ADMINISTRATION

OBTS Number

Agency ORI Number	Agency Name	Agency Report Number (N.T.A.'s only)
0500200	Boca Raton Police Department	3 | 2 | 2022-015790

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: UNARMED

Multiple Clearance Indicator

Location of Arrest (Including Name of Business)	Location of Offense (Business Name, Address)
3200 N. FEDERAL HWY, BOCA RATON FL 33431	3200 N FEDERAL HWY, BOCA RATON, FL 33431

Date of Arrest	Time of Arrest	Booking Date	Booking Time	Jail Date	Jail Time	Location of Vehicle
12/10/2022	20:42	12/10/2022	20:52	12/10/2022	23:19	WESTWAY TOWING

DEFENDANT

Name (Last, First, Middle): IERACITANO, PASQUALE C — Alias:

Race (W - White, I - American Indian, B - Black, O - Oriental/Asian)	Sex	Date of Birth	Height	Weight	Eye Color	Hair Color	Complexion	Build
W	M	05/01/1980	5'05	170	BROWN	BROWN	MEDIUM	Medium

Scars, Marks, Tatoos, Unique Physical Features (Location, Type, Description): TATT R BACK / ITALIAN FLAG

Marital Status: S — Religion: UNKNOWN — Indication of: Alcohol Influence ☒ Yes ☐ No ☐ Unk. ☐ Drug Influence

Local Address (Street, Apt. Number) (City) (State) (Zip): 1590 ANDERSON AVE 18C, FORT LEE, NJ 07024 — Phone: (201) 450-1900 — Residence Type: 1. City 3. Florida 2. County 4. Out of State: 4

Permanent Address (Street, Apt. Number) (City) (State) (Zip): 1590 ANDERSON AVE 18C, FORT LEE, NJ 07024 — Phone: (201) 450-1900 — Address Source: DEFENDANT

Business Address (Name, Street) (City) (State) (Zip): AMAZON, — Phone — Occupation: It

D/L Number, State	Soc. Sec. Number	INS Number	Place of Birth (City, State)	Citizenship
I26436166305802 / NJ	[redacted]		ENGLEWOOD, NJ,	US

Out of state

CO-DEF

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

JUVENILE

☐ Parent ☐ Other: ☐ Legal Custodian — 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 Department and Released 2. TOT JAC 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 355-2526) informed of any change of address.
☐ Yes, by: ☐ No:

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. Disperse/ Dustribute, 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., S. Synthetic, P. Paraphernalia/ Equipment, U. Unknown, Z. Other

CHARGE

Charge Description	Statute Violation Number	Violation of ORD #
DUI - ENHANCED	316.193(4)	

Drug Activity	Drug Type	Amount / Unit	Offense #	Counts	Domestic Violence	Warrant / Capias Number	Bond
	N	/		1	☐ Y ☒ N		

CHARGE

Charge Description	Statute Violation Number	Violation of ORD #

Drug Activity	Drug Type	Amount / Unit	Offense #	Counts	Domestic Violence	Warrant / Capias Number	Bond
		/			☐ Y ☐ N		

CHARGE

Charge Description	Statute Violation Number	Violation of ORD #

Drug Activity	Drug Type	Amount / Unit	Offense #	Counts	Domestic Violence	Warrant / Capias Number	Bond
		/			☐ Y ☐ N		

INTAKE

Health / Apparent Physical Condition of Defendant: CALM — Any knowledge of the following: ☐ Mental ☐ Escape Risk ☐ Medication ☐ Deformities ☐ Injuries — Explain:

Check which applies: ☐ Released O.R. ☐ Released to Parent/Guardian ☒ T.O.T. County Jail ☐ Posted Bond ☐ South County Mental Health

PROPERTY - Received By	Released By	Released To
HARRISON	PBCJ	OWNER

Transported By	Date Transported	Time Transported	Other
HARRISON	12/10/2022	23:19	

NOTICE TO APPEAR

☒ INSTRUCTION NO. 1 - Mandatory appearance in court
☐ INSTRUCTION NO. 2 - You need not appear in Court but must comply with instructions on Page 2.

Location (Court, Room): South County 200 W Atlantic Ave Delray Beach, FL 33444
Court Date and Time: 01/09/2023 08:30:00

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 COMTEMPT OF COURT AND A WARRANT FOR MY ARREST SHALL BE ISSUED.

No Photo Available

Signature of Defendant (or Juvenile and Parent/Custodian) — Date Signed

ADMIN

HOLD for Other Agency

☐ Dangerous ☐ Resisted Arrest ☐ Suicidal ☐ Other

Intake Deputy: TC 9383 — I.D. # — Pouch #

Signature of Arresting Officer

Name of Arresting Officer (Print): HARRISON, D. M. — I.D. #: 856

Transporting Officer: HARRISON — I.D. #: 856 — Agency: BRPD

Name Verification (Printed by Arrestee) (PRINT)

Witness here if subject signed with an "X".

PAGE 1 OF 1

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PROBABLE CAUSE AFFIDAVIT

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

ADMIN

OBTS Number			

Agency ORI Number	Agency Name	Agency Report Number
FL FL0500200	BOCA RATON POLICE DEPARTMENT	3 | 2 | 2022-015790

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
IERACITANO, PASQUALE C		W	M	05/01/1980

CHARGES

Charge Description	Charge Description
316.193(4) DUI - ENHANCED	
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

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 . . .

☐ 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 committ the below acts.

☒ was found to have committed the below acts, resulting from my (described) investigation.

On the 10 day of December, 2022 at 20:42 (Specifically include facts constituting cause for arrest.)

On 12/10/2022 at approximately 1951 hours, I responded to 3200 N. Federal Hwy in reference to a two-vehicle accident.

Upon arrival, I observed two vehicles, one white Hyundai bearing FL tag 498PWM in front and one gray Toyota Camry bearing PA tag LPA0435 behind the white Hyundai. I observed minor damage to the front bumper of the Toyota Camry and minor damage to rear bumper of the white Hyundai. Both vehicles were facing southbound, both partially in the right-most lane on the southbound lanes of Federal Hwy just north of NE 32nd St. I also observed a white male, later identified by his NJ DL to be Pasquale Ieracitano, inside of the gray Toyota Camry in the driver seat with the vehicle in drive, moving the vehicle. I gave Ieracitano verbal commands to put the vehicle into park and step outside of the vehicle, to which he complied. I asked Ieracitano if he needed any medical attention from the accident, to which he replied he did not. BRFD responded for the other party involved in the accident (run # 2022-018075). I then stood by while Ofc. Price conducted a civil accident investigation (see DSHMV crash report # 25144243). While standing by, I observed Ieracitano to be swaying, and he had glossy bloodshot eyes. Once Ofc. Price concluded his civil accident investigation with Ieracitano and handed him the driver exchange information, I initiated a criminal DUI investigation.

I informed Ieracitano that Ofc. Price has now concluded his civil accident investigation, and that I will now be conducting a criminal DUI investigation. Ieracitano advised he understood. I asked Ieracitano if he can read, write, and understand English, and he replied "yes." I then read Ieracitano his Constitutional Warnings from a preprinted card issued by BRPD. Ieracitano advised he understood his Constitutional Warnings. I then asked Ieracitano where he was coming from and where he was heading to. He replied he was coming from a restaurant "Oceans," where he consumed two beers and had food, and he was heading to his grandmother`s apartment at 4200 N. Ocean Blvd in Boca Raton, FL. I asked him which direction he believed he was going, and

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ADMINISTRATIVE

SWORN AND SUBSCRIBED BEFORE ME

ROSEN, STEPHEN JEFFREY
NOTARY PUBLIC / CLERK OF COURT / OFFICER (F.S.S. 117.10)

12/10/2022
DATE

SIGNATURE OF ARRESTING / INVESTIGATING OFFICER

HARRISON, DANIELLE MARIE (856)
NAME OF OFFICER (PLEASE PRINT)

12/10/2022
DATE

COURT STATE ATTORNEY CENTRAL RECORDS JAIL CRIME ANALYSIS P. I. O.

ADMIN

OBTS Number	PROBABLE CAUSE AFFIDAVIT SUPPLEMENT	1. Arrest 2. N.T.A. 3. Request for Warrant 4. Request for Capias	1	JUVENILE

Agency ORI Number	Agency Name	Agency Report Number
FL FL0500200	BOCA RATON POLICE DEPARTMENT	3 | 2 | 2022-015790

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
IERACITANO, PASQUALE C		W	M	05/01/1980

PROBABLE CAUSE STATEMENT

he replied he was driving north to take a right at a Walgreens to get to his grandmother`s apartment. I informed him that he was actually headed southbound. He also advised he did not see the vehicle in front of him stop, and at which point he bumped into the back of the white Hyundai. While speaking with Ieracitano, I could smell a strong odor of an unknown alcoholic beverage emanating from his breath and person. I then informed Ieracitano that I wanted to perform a series of field sobriety tasks to dispel my alarm that he was under the influence of alcohol. Iercitano agreed to perform the tasks. I then guided Ieracitano to a solid white line on a flat, dry and leveled surface in a well-lit area. I asked Ieracitano to point to the solid white line and state the color of it, to which Ieracitano pointed to the solid white line and stated it was "white." I explained and demonstrated each task before Ieracitano performed them and asked if he had any questions. I afforded Ieracitano the opportunity to participate in the tasks with his shoes on or off; Ieracitano chose to keep his shoes on.

The first task was the Horizontal Gaze Nystagmus. After explaining the instructions, I asked Ieracitano if he had any questions. He replied "no." I then asked if he understood the task, and he replied "yes." During this task, Ieracitano failed to keep his head straight. I had to remind him not to move his head. I then noticed a lack of smooth pursuit in both eyes, distinct and sustained nystagmus at maximum deviation in both eyes, and nystagmus prior to 45 degrees in both eyes.

The second task was the Walk and Turn. After explaining the instructions, I asked Ieracitano if he had any questions. He replied "no." I then asked if he understood the task, and he replied "yes." Ieracitano did not maintain the starting position while I explained and demonstrated the task. He also used his vehicle to balance at one point in the starting position. He took 10 steps forward, turned around improperly, and took 9 steps back.

The third task was the One Leg Stand. After explaining the instructions, I asked Ieracitano if he had any questions. He replied "no." I then asked if he understood the task, and he replied "yes." Ieracitano also advised he did not have any physical injuries. He chose to balance on his right leg and lift his left leg. He raised his arms up to balance and was swaying. He counted until "1018."

The fourth task was the Finger to Nose (L-R-L-R-R-L). After I explained and demonstrated the task, he advised he understood. He showed me he knew what hand was his left and right. He also showed me he knew what his index/pointer finger was, and where the tip of his nose was. Ieracitano advised his highest level of education is a high school diploma with some college credits. On his first right, he missed the tip of his nose and touched below it then moved it to the tip of his nose.

The fifth task was the Rhomberg Alphabet. Ieracitano advised his primary language is Italian, but he can read, write, and speak English without issue. He also advised he

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ADMINISTRATIVE

SWORN AND SUBSCRIBED BEFORE ME

ROSEN, STEPHEN JEFFREY
NOTARY PUBLIC / CLERK OF COURT / OFFICER (F.S.S. 117.10)

12/10/2022
DATE

SIGNATURE OF ARRESTING / INVESTIGATING OFFICER

HARRISON, DANIELLE MARIE (856)
NAME OF OFFICER (PLEASE PRINT)

12/10/2022
DATE

COURT STATE ATTORNEY CENTRAL RECORDS JAIL CRIME ANALYSIS P. I. O.

ADMIN	OBTS Number	PROBABLE CAUSE AFFIDAVIT SUPPLEMENT	1. Arrest 2. N.T.A. 3. Request for Warrant 4. Request for Capias	1	JUVENILE
	Agency ORI Number: FL FL0500200	Agency Name: BOCA RATON POLICE DEPARTMENT	Agency Report Number: 3 | 2 | 2022-015790		
	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
	IERACITANO, PASQUALE C		W	M	05/01/1980

PROBABLE CAUSE STATEMENT

could recite the English alphabet without singing it or skipping any letters without issue. I then asked if he had any questions, and he replied, no. Ieracitano then recited the English alphabet as follows: "
A,B,C,D,E,F,E,F…A,B,C,D,E,F…sorry...A,B,C,D,E,F,G,H,I,J,I,K,L,M,N,O,P,Q,R,S,T,Q,U,V,X,I, X,Y,V,Z".

The sixth and final task was the Rhomberg Balance (estimate 30 sequence). After explaining the instructions, I asked Ieracitano if he had any questions. He replied "no." I then asked if he understood the task, and he replied "yes." He estimated 30 seconds in approximately 24 seconds.

Based on the above information, I developed probable cause to arrest Pasquale Ieracitano for DUI. I handcuffed Ieracitano, checked for tightness and proper fit. Ofc. Price conducted a search of Ieracitano`s person. He then placed him into my marked police vehicle, and I transported him to BRPD booking facility to attempt to obtain a breath sample. Ofc. Price responded as the BAT tech operator. Upon arrival, a 20-minute observation was conducted and then Ieracitano was taken into the BAT room. Upon requesting a breath sample, Ieracitano wanted to know what would happen if he did not provide a breath sample. I then read Ieracitano his Florida Implied Consent Warnings. Ieracitano then provided a breath sample. Ieracitano then asked again what would happen if he did not provide another breath sample. I then read Ieracitano his Florida Implied Consent Warnings again and asked if he would provide another breath sample. Ieracitano then agreed to provide another breath sample. Ieracitano provided a first breath sample of 0.183 and a second breath sample of 0.183. I then read Ieracitano his Constitutional Warnings from a preprinted paper issued by BRPD, and Ieracitano advised he understood and declined to answer any further questions. Pasquale Ieracitano is being charged with DUI (Enhanced) pursuant to F.S.S. 316.193(4). I issued Ieracitano DUI citation (#A6LQKLE).

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ADMINISTRATIVE

SWORN AND SUBSCRIBED BEFORE ME

ROSEN, STEPHEN JEFFREY
NOTARY PUBLIC / CLERK OF COURT / OFFICER (F.S.S. 117.10)

12/10/2022
DATE

SIGNATURE OF ARRESTING / INVESTIGATING OFFICER

HARRISON, DANIELLE MARIE (856)
NAME OF OFFICER (PLEASE PRINT)

12/10/2022
DATE

COURT STATE ATTORNEY CENTRAL RECORDS JAIL CRIME ANALYSIS P. I. O.

Case number: 2022-015790
Breath Tech: D. Price
10-15 Time: 2042
Observation time: 2102

DUI INFLUENCE REPORT

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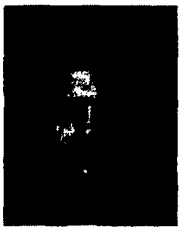
BOCA RATON POLICE SERVICES DEPARTMENT
100 NW 2nd Avenue
Boca Raton, FL 33432

NAME: **IERACITANO, PASQUALE C** JACKET #: **0536613** BOOK #: **2022031945** Page: 1 of 1

ALIAS NAMES: OVER 8 NAMES: ☐

Sunday, December 11, 2022
2:53:08 AM

PALM BEACH CNTY SHERIFF'S OFFICE
BOOKING CARD



INCARCERATION DATE/TIME 12/11/2022 1:28
PRISONER TYPE: **LOCAL CHARGES**
DOB: 05/01/1980 R/S: W/M
AGE: 42 HEIGHT: 5 ft 05 in
SSN: [redacted] WEIGHT: 170

BKG.LOC: MDC INTAKE
BKG. ID #: 8548
HAIR COLOR: BRO
EYE COLOR: BRO

ADDRESS: 1590 ANDERSON AVE 18C CITY: FORT LEE STATE: NJ ZIP: 07024
COUNTRY OF ORIGIN: USA

ID #: **20221211005** POUCH: 94 NCIC:
SID #: NONE AFIS: DOC #:
ALIEN #: U.S. MARSHAL #: INCIDENT #: 2022-015790
FBI #: NONE OBTS #: CASE #:

ARREST ADDRESS: 3200 N. FEDERAL HWY CITY: BOCA RATON STATE: FL ZIP: 33431
ARREST DATE: **12/10/2022** ARREST TIME: 20:42
BKG. DATE: **12/11/2022** BKG. TIME: 2:36 **CURRENT BOND:** **$0.00**
WARRANT #: COURT DIVISION: D **IN-CUSTODY:** ☐
ARREST OFFICER: HARRISON, D. M. ARREST AGENCY: 32-BOCA RATON
TRANS. OFFICER: HARRISON TRANS. AGENCY: 32-BOCA RATON

CASE TYPE: **TRAFFIC MISDEMEANOR**
NOTE: OUT OF STATE ADDRESS

STATUTE:	CT:	DESCRIPTION:	CASE FLAG: OWN RECOG	VOFC:	B TYPE:	CUR. BOND:
316.193 4(MS)	1	DUI-UNLAW BLD ALCH - 0.15 OR HIGHER OR W PERSON UNDER 18 IN VEHICLE		☐	O.R.	$0.00

HOLDS:

	HOLD DATE/TIME:	HOLD BY:	HOLD DEPT.:	HOLD REM.DATE/TIME:	HOLD REM. BY:	HOLD REM. DEPT:
1						
2						
3						

	ALERT DESCRIPTION:	ALERT NARRATIVE:
1	38	NO QUALIFYING CHARGES/NO CONVICTIONS
2		
3		

OVER 3 ALERTS: ☐

KEEP SEPARATE FROM:
NONE

OVER 6 NAMES: ☐

ASSIGNED HOUSING: _____ **NTA DATE/TIME:** _____ **NTA LOC:** _____

NCIC INTAKE: _____ NCIC RELEASE: _____ F.P. ENTERED: _____ F.P. CLEAR: _____
PALMS REL.: _____ PHOTO ID: _____ CLASSIFICATION: _____ MED.CLEAR IN: _____
MED. CLEAR REL: _____ RELEASE MOVE: _____
RELEASE DATE/TIME: _____ RELEASE INFORMATION: _____
COURT DATE/TIME: _____ COURT LOCATION: _____

CLERK ☐ WARRANTS ☐ STATE ATTY ☐ CENTRAL RCDS ☐ CLASS ☐

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BOCA RATON POLICE SERVICES DEPARTMENT

DUI INFLUENCE REPORT – PART I

On the 10 day of December, at 2022 2042 AM PM

Subject: Ferracitano, Pasquale Case Number: 2022-015790

PERSONAL CONTACT

Driving Pattern: vehicle accident - rear ended another vehicle

Observation of Driver: see PC

Driver's Statement:

Odors: alcoholic beverage

GENERAL OBSERVATIONS

Speech:

Attitude: see PC

Clothing:

Medical Problems:

Medications:

Other:

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Horizontal Gaze Nystagmus:

☐ Left eye does not follow smoothly ☐ Right eye does not follow smoothly

☐ Left eye jerks at 45 degrees angle or less ☐ Right eye jerks at 45 degrees angle or less

☐ Distinct jerking left eye maximum deviation ☐ Distinct jerking right eye maximum deviation

Can not do, Why? _____

Walk and turn: _____

_____

_____

_____

_____

_____

Can not do, Why? _____

One leg stand: _____

_____

_____

_____

_____

_____

Can not do, Why? _____

Finger to nose: _____

_____

_____

_____

_____

_____

Can not do, Why? _____

Alphabet (speech pattern): _____

Can not do, Why? _____

Breath/Blood test results: _____

State of Florida, County of Palm Beach,
Sworn and subscribed before me this 12/10/22 (date) by Personally known.

_____ 12/10/22
Notary/Clerk of Court/ Officer (FSS 117.10) Date

_____ D. Hanson
Signature of Arresting Officer Name of Officer (print)

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ARRESTING OFFICER: Hansen #856

Name: Off. Price Phone # 561-368-6201 Work # _____

Address: 600 NW 2nd Ave

Can testify to: Accident investigation TBTO

Name: _____ Phone # _____ Work # _____

Address: _____

Can testify to: _____

Name: _____ Phone # _____ Work # _____

Address: _____

Can testify to: _____

Name: _____ Phone # _____ Work # _____

Address: _____

Can testify to: _____

Name: _____ Phone # _____ Work # _____

Address: _____

Can testify to: _____

Name: _____ Phone # _____ Work # _____

Address: _____

Can testify to: _____

Name: _____ Phone # _____ Work # _____

Address: _____

Can testify to: _____

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BOCA RATON POLICE SERVICES DEPARTMENT

DUI INFLUENCE REPORT – PART II

To be filled out at testing facility

Agency Case # 2022-015790

I. INTRODUCTION (Instrument Operator faces video camera)

A. The day is Saturday (day), December (month), 10 (date), 2022 (year).

B. The time is now approximately 2124 AM/(PM)

C. The following is in reference to case number 2022-015790.

D. Present at this time is Ofc. Harrison (Officer's Name) of the Boca Raton Police Department.

E. Officer Harrison, have you arrested Pasquale Ferzitano (Defendant's name) in violation of Florida State Statute 316.193?

F. Did this violation occur within the City of Boca Raton, Palm Beach County, Florida? Yes

G. (Mr./Mrs./Ms.) Ferzitano, I am required to inform you these proceedings are being video recorded.

Operator Note: *Video record breath request, breath sample, and interview.*

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II. AT THIS TIME THE ARRESTING OFFICER WILL REQUEST A BREATH SAMPLE.

Note: Read only the paragraph applicable to the type of test you are requesting.

A. I am now requesting that you submit to a lawful test of your **BREATH** for the purpose of determining its alcohol content.

B. 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.

C. I am now requesting that you submit to a lawful test of your **BLOOD** for the purpose of determining its alcohol content and the presence of chemical or controlled substances.

IMPLIED CONSENT WARNINGS

Note: Read only if the subject does not comply with your request.

I am _____ of the _____.

If you fail to submit to the test I have requested of you, your privilege to operate a motor vehicle will be suspended for a period of one (1) year for a first refusal, or eighteen (18) months if your privilege has been previously suspended as a result of a refusal to submit to a lawful test of your breath, urine, or blood. Additionally, if you refuse to submit to the test I have requested of you and if your driving privilege has been previously suspended for a prior refusal to submit to a lawful test of your breath, urine, or blood, you will be committing a misdemeanor. Refusal to submit to the test I have requested of you is admissible into evidence in any criminal proceeding.

Subject Signature: Read on Camera

Note: Also read for CDL holders:

IN ADDITION, your refusal to submit will result in the loss of your commercial privileges for one year from today. If this is your SECOND REFUSAL, you will be permanently disqualified from operating a commercial motor vehicle.

Note: After reading the implied consent warning, the arresting officer must request a breath sample again.

(IF REFUSAL THEN)

At this time Mr./Mrs./Ms. _____ has refused to submit to a breath test.

The date is _____ (month), _____ (day), _____ (year), and the time is _____AM/PM.

A refusal form will be completed by the arresting officer.

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BOCA RATON POLICE SERVICES DEPARTMENT

JUVENILE CONSTITUTIONAL WARNINGS

Rights of suspects prior to custodial questioning.
Identify yourself and state:

I am required to warn you before you make any statement that you have the following Constitutional rights:

You have the right to remain silent and not answer any questions. *Tell me in your own words what you think this means.*

(You do not have to talk to me or answer any questions about this offense. You can be quiet if you want.)

Any statement you make must be freely and voluntarily given. *Tell me in your own words what you think this means.*

(If you do talk to me it has to be because you want to and not because anyone is forcing you to speak.)

You have a right to the presence and representation of a lawyer of your choice before you make any statement and during any questioning. *Tell me in your own words what you think this means.*

(You can talk to a lawyer before we ask you any questions and you can have him/her with you now, during our questioning.)

If you cannot afford a lawyer, you are entitled to the presence and representation of a court appointed lawyer before you make any statement and during any questioning. *Tell me in your own words what you think this means*

(If you do not have money for a lawyer and you want one, a lawyer will be given to you for free.)

If at any time during the interview you do not wish to answer any questions, you are privileged to remain silent. *Tell me in your own words what you think this means.*

(If you decide to talk to me then change your mind, you can stop answering my questions at any time.)

I can make no threats or promises to induce you to make a statement. This must be of your own free will. *Tell me in your own words what you think this means*

(I am not allowed to threaten you or make you any promises to get you to talk to me. If you decide to talk, it must be because you want to.)

Any statement can be and will be used against you in a court of law. *Tell me in your own words what you think this means*

(Anything you say to me can and will be told to the judge or a jury in court. A judge is a person who decides if you have done something wrong. Sometimes a group of people called a jury decide this, but the Judge is the person who decides what punishment you get.)

Do you understand these rights as I have read them to you, and do you wish to speak to me?

;ned: _____ Date: _____ Time: _____

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BOCA RATON POLICE SERVICES DEPARTMENT

TESTING FACILITY TASK REPORT

SUBJECT: Iracitano, Pasquale

CASE #: 2022-0 15790 DATE: 12/10/22

BREATH TEST RESULTS

1) TIME 2130 (0.183) AM/PM 2) TIME 2139 (0.183) AM/PM

3) TIME / AM/PM 4) TIME / AM/PM

BREATH OPERATOR: Ofc. Price

MAINTENANCE TECHNICIAN: Ofc Crawford

TESTING OFFICER'S OBSERVATIONS

SPEECH:

ATTITUDE:

CLOTHING:

MEDICAL CONDITION: See PC

OTHER:

COMMENTS:

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Identify yourself and state:

I am required to warn you before you make any statement that you have the following Constitutional rights:

(1) You have the right to remain silent and not answer any questions.
(2) Any statement you make must be freely and voluntarily given.
(3) You have a right to the presence and representation 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 and representation of a court appointed lawyer before you make any statement 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 be and will be used against you in a court of law.
(8) Do you understand these rights as I have read them to you, and do you wish to speak to me?

Signed: Read on Camera Date: _____ Time: _____

QUESTIONS AND ANSWERS

Were you operating a motor vehicle at the time of the accident/stop? _____

Where were you going? _____

What street or highway were you on? _____

Direction of travel? _____

Where did you start driving from? _____

What city (county) were you stopped in? _____

What time did you start? _____ AM/PM What time is it now? _____

What is today's date? _____ What day of the week is it? _____

When did you last eat? _____ What did you eat? _____

What have you been doing the past three hours prior to this stop/accident? _____

How much do you weigh? _____ Have you been drinking? _____ What were you drinking? _____

_____

How much? _____ Where? _____ With whom were you drinking? _____

When did you have your first drink? _____ AM/PM When did you stop drinking? _____AM/PM

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How did you consume your last two drinks? _____

Are you under the influence of alcohol now? ☐ Yes ☐ No

Can you feel the effects of alcohol? ☐ Yes ☐ No

Have you consumed alcohol since the accident? ☐ Yes ☐ No

Can you feel the effects of alcohol? ☐ Yes ☐ No

Have you consumed alcohol since the accident? ☐ Yes ☐ No How much? _____

What? _____ Where? _____

What line of work are you in? _____

When did you last work? _____

Do you have any physical defects or injuries? ☒ Yes ☐ No If yes, explain:

_____

Are you sick or injured? ☐ Yes ☐ No If yes, explain:

_____

Do you limp? ☐ Yes ☐ No Did you get a bump on the head? ☐ Yes ☐ No

Were you in an accident today? _____

Have you taken any drugs or smoked marijuana today? _____

What? _____ When? _____

Have you seen a doctor or dentist today? ☐ Yes ☐ No Who? _____

Are you taking any prescription medications? ☐ Yes ☐ No What? _____ When? _____

Do you have: Epilepsy? ☐ Yes ☐ No Inner ear trouble? ☐ Yes ☐ No

Glass eye? ☐ Yes ☐ No Ear infection? ☐ Yes ☐ No

False teeth? ☐ Yes ☐ No Diabetes? ☐ Yes ☐ No

Any problems not correctable by glasses or contact lenses? _____

Do you take insulin? ☐ Yes ☐ No If yes, when was your last injection? _____

Have you ever had a driver's license in any other state? _____

I am now ending this video recording. The time is now approximately 2145 AM/PM.

The date is December (month), 10 (day), 2021 (year).

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FLORIDA DEPARTMENT OF LAW ENFORCEMENT
ALCOHOL TESTING PROGRAM
BREATH ALCOHOL TEST AFFIDAVIT

Instrument Type: Intoxilyzer 8000
Instrument Registered To: BOCA RATON PD
Instrument Serial Number: 80-006622 Software: 8100.27
Date of Test: 12/10/2022

Date of Last Agency Inspection: 11/14/2022
Observation Period Began: 21:03
Subject's Name: PASQUALE C IERACITANO DOB: 05/01/1980 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	21:27
Air Blank	0.000	21:27
Control Test	0.079	21:28
Air Blank	0.000	21:28
Subject Sample #1	0.183	21:30
Air Blank	0.000	21:31
Air Blank	0.000	21:32
Subject Sample #2	NSP*	21:36
Air Blank	0.000	21:36
Air Blank	0.000	21:38
Subject Sample #3	0.183	21:39
Air Blank	0.000	21:40
Control Test	0.079	21:40
Air Blank	0.000	21:41
Diagnostics Check	OK	21:41

*No Sample Provided

Cylinder Lot: 02422080A1
Exp: 02/05/2024

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 DANIEL X PRICE, 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: 12/10/22
Signature

Sworn to (or affirmed) before me this 10 day of December, 2022

_____ _____
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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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: 2022031945	**Date:** 12/11/2022
	Specialist Name/ID: M. Tooks #8557