50.2022-CT-018967AMB

Arrest / Notice to Appear
Juvenile Referral Report

ADMINISTRATIVE

OBTS Number		1. Arrest 3. Request for Warrant 2. N.T.A. 4. Request for Capias	Juvenile
			1 ☐

Agency ORI Number	Agency Name	Agency Report Number	Marsy's Law CVI
FL 0502700	PALM SPRINGS POLICE DEPARTMENT	82- 22-26068	☐ FL. Const. Art.1 § 16(b)

Charge Type: Check as many as apply.					Weapon Seized / Type	Multiple Clearance Indicator
☐ 1. Felony	☐ 3. Misdemeanor	☐ 5. Ordinance			None	
☐ 2. Traffic Felony	☒ 4. Traffic Misdemeanor	☐ 6. Other				

Location of Arrest (Including Business Name)	Location of Offense (Business Name, Address)
4241 Lake Worth Rd. Palm Springs, FL 33461 Pct	4241 Lake Worth Rd. Palm Springs, FL 33461 Pct

Date of Arrest	Time of Arrest	Booking Date	Booking Time	Jail Date	Jail Time	Location of Vehicle
11/12/22	2315					

DEFENDANT

Name (Last, First, Middle): Gawne, Robert, William — 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	7/10/00	6'01"	180lbs	Hazel	Brown	Light	Small

Scars, Marks, Tattoos, Unique Physical features (Location, Type, Description)	Marital Status	Religion	Indication Of Alcohol Influence / Drug Influence	
Tattoo on left thigh	Single	N/A		YES / NO

Local Address (Street, Apt, Number) (City) (State) (Zip)	Phone	Residence Type: 1 City 2 County 3 Florida 4 Out of State
15250 Waterleaf Ln Delray Beach, FL 33446	561-212-8390	2

Permanent Address (Street, Apt, Number) (City) (State) (Zip)	Phone	Address Source
15250 Waterleaf Ln Delray Beach, FL 33446	561-212-8390	Driver's License

Business Address (Street, Apt, Number) (City) (State) (Zip)	Phone	Occupation
N/A	000-000-0000	Student

D/L Number, State	Social Security Number	INS Number	Place of Birth (City, State)	Citizenship
G500779002500	[redacted]		Delray Beach, FL	US

CO-DEF

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

JUVENILE

☐ Parent ☐ Other ☐ Legal Custodian Name (Last, First, Middle)	Residence Phone
Local 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 355-2526) informed of any change of address. ☐ Yes by: (name) ☐ No:

School Attended	Grade

Property Crime? ☐ Yes ☐ No	Description of Property	Value of Property

CODE

Drug Activity: N. N/A; B. Buy; P. Possess; S. Sell; 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 #
DUI	1	No	316.193 (1)(A) PH	

Drug Activity	Drug Type	Amount / Unit	Offense Number	Warrant / Capias Number	Bond
N	N		22-26068		

CHARGE

Charge Description	Counts	Domestic Violence	Statute Violation Number	Violation of ORD #

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

CHARGE

Charge Description	Counts	Domestic Violence	Statute Violation Number	Violation of ORD #

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

CHARGE

Charge Description	Counts	Domestic Violence	Statute Violation Number	Violation of ORD #

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

NOTICE TO

☐ Instruction No. 1 Mandatory Appearance in Court

☐ Instruction No. 2 You need not appear in Court but must comply with instructions on Reverse side.

Location (Court, Room Number, Address): CJC - 3228 Gun Club Rd. WPB, FL 33406

Court Date and Time: Month: December Day: 22 Year: 2022 Time: 8:30 ☒ A.M. ☐ P.M.

I AGREE TO APPEAR AT THE TIME AND PLACE DESIGNATED TO ANSWER THE OFFENSE CHARGED OR TO PAY THE FINE 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.

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

ADMIN.

HOLD for other agency Name:	Signature of Arresting Officer	Name Verification (Printed by Arrestee)
☐ Dangerous ☐ Resisted Arrest ☐ Suicidal ☐ Other	Name of arresting Officer (Print): D. Hanford I.D.#: 204	(PRINT)
Intake Deputy I.D.# / Pouch #	Transporting Officer: D. Hanford I.D.#: 204 Agency: PSPD	Witness here if subject signed with X

Page 1 of 1

F428 DISTRIBUTION: 1 COURT COPY, 2 - STATE ATTORNEY, 1 – AGENCY, 1 – JAIL, 1 – DEFENDANT(NTA'S ONLY) PDF FORM 10/2012

NOT A CERTIFIED COPY

JH 0535952

PH 1083

PROBABLE CAUSE AFFIDAVIT

OBTS Number:

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

ADMIN

Agency ORI Number	Agency Name	Agency Report Number
FLO 5 0 0 0 0 0	PALM BEACH COUNTY SHERIFF'S OFFICE	22-26068

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
Gawne, Robert, William		W	M	7/10/2000

CHARGES

Charge Description	Charge Description
DUI	
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 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 12 day of November 20 22 at 11:15 ☐ A.M ☒ P.M (Specifically include facts constituting cause for arrest.)

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

On 11/12/22 at approximately 2226 hours, FTO Carpentier and I were dispatched via Communications to a car crash that occurred at 4241 Lake Worth Rd, Palm Springs, FL 33461. Upon our arrival, we met with two individuals involved in the accident. The first person was named Robert W. Gawne (W/M DOB: 7/10/00) as identified by his Florida Driver's License. The second person was named Yusimy Santiesteban (W/F DOB: 12/30/76) as identified by her Florida Driver's License. Santiesteban informed us that she was rear ended by Gawne while sitting in traffic waiting for the light to change

I spoke with Gawne and asked him if he was injured and he answered "no". I was immediately met with the odor of what smelled like alcohol emanating from Gawne's person. Gawne informed me that he called his parents and that they were on the way. Santiesteban informed us that since the damage done was minimal, she was just complete a Driver's Exchange of Information and handle amongst themselves. While collecting information from the two of them, I noticed that Gawne could barely stand up. While standing, Gawne would place his hand on his car to aid in balancing.

We asked both drivers to move their cars to the parking lot of El Bodegon located at 4481 Lake Worth Rd. Palm Springs, FL 33461. We separated Santiesteban and Gawne and Santiesteban was issued a Sworn Written Statement to describe the details of the accident. We escorted Gawne to the front of FTO Carpentier's marked patrol vehicle (PS 213) to capture everything on camera. I read Gawne his Miranda Rights and asked Gawne if he would like to make a statement concerning the incidents that just transpired. Gawne answered "no". I then aksed Gawne if he would consent to completing a set of Roadside Tasks and he answered "no". Gawne then stated " I refuse to answer any questions or do anything without a lawyer. Lawyer, lawyer, lawyer".

We then informed Gawne that based on the accident, the odor of alcohol emanating from his person, his slurred speech and inability to stand straight without moving; that he was being charged with Driving Under the Influence pursuant to FSS 316.193 (1). I placed handcuffs on Gawne, double locked and checked for proper fit. I then asked Gawne if it was ok to search his person for safety concerns and he replied "yes, its ok, I don't have anything".

After I searched Gawne, I seat belted him in the rear of FTO Carpentier's marked patrol vehicle (PS 213). We then informed Communications that we were taking Gawne to the Palm Beach County Sheriff's Office BAT. Once we arrived, we escorted Gawne inside and began to start the examination with BAT Technician Leahey ID#19183 present. While present with audio and visual recordings, I asked Gawne if he would submit to a test to analyze the alcohol content in his breath and he refused. I then read Gawne Implied Consent and asked him again if he would submit to the breath test; Gawne again refused the test. Gawne again stated "Lawyer, lawyer, lawyer". Gawne became uncooperative. The refusal time was 0022 hours as documented on the Testing Facility Task Report.

Gawne was then escorted over to the PBSO Booking Department without incident. Gawne will be charged with FSS 316.193 (1) Driving Under the Influence due to him slurring his speech and the odor of alcohol emanating from his person.

NOT A CERTIFIED COPY

ADMINISTRATIVE

STATE OF FLORIDA
COUNTY OF PALM BEACH

D. HANFORD #204
(Signature of Arresting /Investigative Officer)

The foregoing instrument was sworn to or affirmed and subscribed before me this 13 day of NOVEMBER 20 22 by OFC. HANFORD #204

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

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

Notary Public State of Florida
Thomas J Leahey
My Commission GG 347106
Expires 06/20/2023

PAGE 1 OF 1

DISTRIBUTION WHITE — Court Copy GREEN — State Attorney YELLOW — Agency PINK — Agency

PBSO 60004 REV. 04/22

D.U.I. PROBABLE CAUSE AFFIDAVIT

ON THE 12 DAY OF November 20 22, AT 11:15 AM ✓PM

SUBJECT:,, CASE NUMBER: 22-26068

AGENCY: PALM BEACH COUNTY SHERIFF'S OFFICE ARRESTING OFFICER: D. HANFORD #204

PERSONAL CONTACT

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

OBSERVED BEHIND THE WHEEL BY WITNESS

OBSERVATION OF DRIVER:

SLURRED SPEECH, SWAYING, ODOR OF ALCOHOL EMANATING FROM HIS PERSON

DRIVER'S STATEMENTS:

REFUSED TO MAKE STATEMENT WITHOUT PRESENCE OF LAWYER

ODORS:

ODOR OF ALCOHOL

GENERAL OBSERVATIONS

SPEECH: **SLURRED SPEECH**

ATTITUDE: **UNCOOPERATIVE, BUT RESPECTFUL**

CLOTHING: **DISHEVELED**

MEDICAL/OTHER: **DIABETIC**

NOT A CERTIFIED COPY

STATE OF FLORIDA
COUNTY OF PALM BEACH

D. HANFORD #204
(Signature of Arresting/Investigative Officer)

The foregoing instrument was sworn to or affirmed and subscribed before me this 13 day of NOVEMBER 20 22 by D. HANFORD #204

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

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

Notary Public State of Florida
Thomas H Leahey
My Commission GG 347108
Expires 06/20/2023

SUBJECT: , , CASE NUMBER 22-26068

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:

WALK & TURN:
REFUSED

ONE LEG STAND:
REFUSED

ROMBERG ALPHABET:
REFUSED

ROMBERG ALPHABET:
REFUSED

NOT A CERTIFIED COPY

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

STATE OF FLORIDA
COUNTY OF PALM BEACH

D. HANFORD #204
(Signature of Arresting/Investigative Officer)

The foregoing instrument was sworn to or affirmed and subscribed before me this 13 day of NOVEMBER 20 22 by D. HANFORD #204

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

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

Notary Public State of Florida
Thomas H Leahey
My Commission GG 347108
Expires 06/20/2023

TESTING FACILITY TASK REPORT

AGENCY: PSPD

SUBJECT: Gawne, Robert W

CASE NUMBER: 22-128982

DATE: Nov 13, 2022

VIDEO DVD NUMBER: n/a

BEGINNING TIME: 0019

ENDING TIME: 0023

BREATH TESTS RESULTS: 1) R TIME 0022 A.M. ☒ P.M. ☐ 2) n/a TIME 0 A.M. ☐ P.M. ☐

3) n/a TIME 0 A.M. ☐ P.M. ☐ 4) n/a TIME 0 A.M. ☐ P.M. ☐

BREATH OPERATOR: Thomas H Leahey #19183

MAINTENANCE TECHNICAN: Jason Karlecke #6467

TESTING OFFICER'S OBSERVATIONS

SPEECH: thick, slurred

ATTITUDE: cooperative, talkative

CLOTHING: black shorts, blue s/s shirt, black/white shoes

MEDICAL CONDITIONS: diabetes

MEDICATIONS: Insulin, Novolog

OTHER:

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

REFUSED

COMMENTS:

arrived at center A/O conducted 20 observation period at 2354 hrs

subject refused to perform breath test - lawyer

REFUSED

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

subject refused to perform breath test - lawyer

A/O called refusal @ 0022

A/O read rights & subject understood rights

A/O attempted Q&A

subject invoked right to counsel

NOT A CERTIFIED COPY

PALM SPRINGS POLICE DEPARTMENT

STATEMENT

☑ Witness ☐ Victim ☐ Other

Please complete in detail

[redacted]

[redacted]

I, Yusimy SANTIESTEBAN do hereby voluntarily make the following statement without threat, coercion, offer of benefit or favor by any person(s) whomsoever.

I WAS WAITING FOR the traffic light TO CHANGE. And WAS HIT from the back, I get OUT from my CAR & I see this person on the Driver Side, White male Blond HAIR DRIVING A Black HONDA.

We then get OUT Both from the CAR & WAIT on the ROAD until the Police Come.

While WE WERE WAITING I DID NOT See Him EATING OR DRINKING Anything.

NOT A CERTIFIED

I will prosecute criminally	Yes	No	Initial	I will testify in court	Yes	No	Initial

Sworn to and subscribed before me, this 12 day of NOVEMBER, 20 22

WR Ruiz 4165

Signature Police Notary FSS 117.10

I Swear/Affirm the above and/or attached statements are correct and true:

Signature

SUBJECT: _____ CASE NUMBER: _____

IMPLIED CONSENT FOR DUI IN A MOTOR VEHICLE

NOTE: READ ONLY THE PARAGRAPH APPLICABLE TO THE TYPE OF TEST YOU ARE REQUESTING.

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

OR

I am now requesting that you submit to a lawful test of your ***URINE*** for the purpose of determining the presence of chemical or controlled substances.

NOTE: READ ONLY IF THE SUBJECT DOES NOT COMPLY WITH YOUR REQUEST.

I am _____ of the _____

If you refuse to take the test I have requested of you, your driving privilege will be suspended for a period of one (1) year for a FIRST REFUSAL, or eighteen (18) months if your driving privilege has been PREVIOUSLY SUSPENDED, or if you have been PREVIOUSLY FINED under s. 327.35215, for refusing to submit to a lawful test of your breath, urine, or blood. Additionally, if you refuse to take the test I have requested of you, and if your driving privilege has been previously suspended, or if you have been previously fined under s. 327.35215, for a refusal to submit to a lawful test of your ***breath, urine*** or blood, you will be committing a misdemeanor, in addition to any other penalties which can be imposed by law.

Refusal to submit to the test I have requested is admissible into evidence in any criminal proceeding.

Do you understand what I have just read to you? YES <or> NO Do you still refuse to submit to this test? YES <or> NO

NOTE: IF THE SUBJECT POSSESSES A COMMERCIAL DRIVER'S LICENSE (CDL), READ THE FOLLOWING,

If you are a Commercial Driver License (CDL) holder or were driving a Commercial Motor Vehicle (CMV), your refusal to submit to testing will result in the loss of your commercial driving privilege for a period of one year from today. If this is your SECOND REFUSAL, you will be permanently disqualified from holding a CDL or operating a CMV.

Do you understand what I have just read to you? YES <or> NO Do you still refuse to submit to this test? YES <or> NO

SUBJECTS SIGNATURE: (X)_____

CONSTITUTIONAL WARNINGS

I AM REQUIRED TO WARN YOU BEFORE YOU MAKE ANY STATEMENTS THAT YOU HAVE THE FOLLOWING RIGHTS:

1. You have the right to remain silent and not answer any questions.
2. Any statement must be freely and voluntarily given.
3. You have the right to the presence of a lawyer of your choice before you make any statement and during any questioning.
4. If you cannot afford a lawyer, you are entitled to the presence of a court appointed lawyer before you make any statements and during any questioning.
5. If at any time during the interview you do not wish to answer any questions, you are privileged to remain silent.
6. I can make no threats or promises to induce you to make a statement. This must be of your own free will.
7. Any statement can and will be used against you in a court of law.

SUSPECT'S SIGNATURE: (X)_____

NOT A CERTIFIED COPY

SUBJECT: _____ CASE NUMBER: _____

QUESTIONS AND ANSWERS

I AM NOW GOING TO ASK YOU SOME QUESTIONS. WITH THESE RIGHTS IN MIND, YOU MAY ANSWER SOME OF, ALL OF, OR NONE OF THE FOLLOWING QUESTIONS AS YOU LIKE.

WERE YOU OPERATING A MOTOR VEHICLE AT THE TIME OF THE STOP/ACCIDENT? _____

WHERE WERE YOU GOING? _____

WHAT STREET OR HIGHWAY WERE YOU ON? _____

DIRECTION OF TRAVEL? _____ WHERE DID YOU START? _____

WHAT TIME DID YOU START? _____ WHAT TIME IS IT NOW? _____

WHAT IS TODAY'S DATE? _____ WHAT DAY OF THE WEEK IS IT? _____

WHAT COUNTY AND CITY ARE YOU IN NOW? _____

WHEN DID YOU LAST EAT? _____ WHAT DID YOU EAT? _____

WHAT HAVE YOU BEEN DOING FOR THE LAST THREE HOURS? _____

HOW MUCH DO YOU WEIGH? _____ HAVE YOU BEEN DRINKING? _____ WHAT? _____

HOW MUCH? _____ WHERE? _____ WITH WHOM? _____

WHEN DID YOU HAVE YOUR FIRST DRINK? _____ AND YOUR LAST DRINK? _____

HOW DID YOU CONSUME YOUR LAST TWO DRINKS? _____

CAN YOU FEEL THE EFFECTS OF THE ALCOHOL? _____ ARE YOU UNDER THE INFLUENCE? _____

HAVE YOU CONSUMED ANY ALCOHOL SINCE THE ACCIDENT? _____ HOW MUCH? _____

WHAT? _____ WHERE? _____ WHEN? _____

WHAT LINE OF WORK ARE YOU IN? _____ WHEN DID YOU LAST WORK? _____

DO YOU HAVE ANY PHYSICAL DEFECTS OR INJURIES? _____ WHAT? _____

ARE YOU SICK OR INJURED? _____ WHAT'S WRONG? _____

DO YOU LIMP? _____ DID YOU RECEIVE A BUMP ON THE HEAD RECENTLY? _____

WERE YOU IN AN ACCIDENT TODAY? _____

HAVE YOU TAKEN ANY DRUGS OR SMOKED ANY MARIJUANA TODAY? _____ WHEN? _____

HAVE YOU SEEN A DOCTOR OR DENTIST TODAY? _____ WHO? _____ WHY? _____

ARE YOU TAKING ANY PRESCRIPTION MEDICINES? _____ WHAT? _____ WHEN? _____

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

DO YOU HAVE ANY PROBLEMS WITH YOUR EYES THAT ARE NOT CORRECTED BY GLASSES? _____

DO YOU TAKE INSULIN? _____ IF SO, WHEN WAS YOUR LAST INJECTION? _____

HAVE YOU EVER HAD A DRIVER'S LICENSE IN ANY OTHER STATE? _____ WHERE? _____

INTERVIEWER: _____

NOT A CERTIFIED COPY

STATE OF FLORIDA
AFFIDAVIT OF REFUSAL TO SUBMIT TO
BREATH TEST

I, Officer D HANFORD, a duly certified Law Enforcement Officer or Correctional Officer,
(Person reading Implied Consent Warning)

am a member of Palm Springs Police Department, and I do swear
(Name of enforcement agency)

or affirm that on or about the TWELFTH day of November, 2022, at 11:15 PM

DRIVER (Type or Print) ROBERT (FIRST) WILLIAM (MIDDLE OR MAIDEN) GAWNE (LAST),

DL # G500779002500, state of FL, was placed under lawful arrest for

the offense of DUI by Officer D HANFORD and
(Name of Arresting Officer)

issued Citation # AGWVB4E.

That on or about the THIRTEENTH day of November, 2022, at 12:22 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.

D Hanford #204
Signature of Law Enforcement Officer or Corrctional Officer

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

Notary Public State of Florida
Thomas H Leahey
My Commission GG 347108
Expires 06/20/2023
(AFFIX SEAL)

The foregoing instrument was sworn and subscribed before me this 22 day of November, 2022 by Ofc D Hanford #204 who is personally known to me or who has produced Known as identification.

Notary Public T Leahey

The foregoing instrument was sworn and subscribed before me:

Signature of Attesting Officer

Title

Date

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

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

NOT A CERTIFIED COPY

WITNESS LIST

CASE NUMBER: 22-26068

ARRESTING OFFICER: D. HANFORD #204

ADDRESS: 230 CYPRESS LN PALM SPRINGS, FL 33461

PHONE NUMBERS (HOME): _____ (WORK) 561-584-8300

CAN TESTIFY TO: _____

NAME: YUSIMY SANTIESTEBAN

ADDRESS: 1709 17TH LN GREENACRES, FL 33463

PHONE NUMBERS (HOME) 561-713-5857 (WORK) _____

CAN TESTIFY TO: WHEEL WITNESS

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: _____

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: _____

NOT A CERTIFIED COPY

PALM BEACH COUNTY
SHERIFF'S OFFICE

Florida State Statute Exemption Sheet

Palm Beach County Sheriff's Office – Arrests Only

	X	Florida State Statute	Description	Page Number(s)
L/E Exemptions	☐	119.071(2)(d)	Surveillance techniques, procedures and personnel; inventory of law enforcement resources, policies or plans pertaining to mobilization deployment or tactical operations.	
	☐	943.053, 943.0525	NCIC/FCIC/FBI and in-state FDLE/DOC.	
	☐	119.071(4)(c)	Undercover personnel.	
	☐	119.071(2)(f)	Confidential informants (CIs).	
	☐	119.071(2)(e)	Confession.	
Public Info. Exemptions	☐	985.04(1)	Juvenile offender records.	
	☐	119.071(h)(i)	Assets of a crime victim.	
	☐	395.3025(7)(a), 456.057(7)(a)	Medical information.	
	☐	394.4615(7)	Mental health information.	
	☐	119.071(4)(d)(2)(a)	Home address, telephone, Social Security number, date of birth, or photos of active/former LE personnel, spouses, and children.	
Florida Rules of Judicial Administration 2.420 (Rule of 23)	☒	(iii) 119.0714(1)(i)-(j), (2)(a)-(e)	Social Security, bank account, charge, debit, and credit card numbers.	2
	☐	(viii) 394.4615(7)	Clinical records under the Baker Act.	
	☐	(xii) 741.30(3)(b)	The victim's address in a domestic violence action on petitioner's request.	
	☐	(xiii) 119.071(2)(h), 119.0714(1)(h)	Protected information regarding victims of child abuse or sexual offenses.	
	☐			
	☐			
	☐			
	☐			
	☐			
Other	☐		Other:	
	☐		Other:	

NOT A CERTIFIED COPY

REVIEW COMPLETED BY

Booking Number: 2022029491	**Date:** 11/13/2022
	Specialist Name/ID: M. Tooks #8557