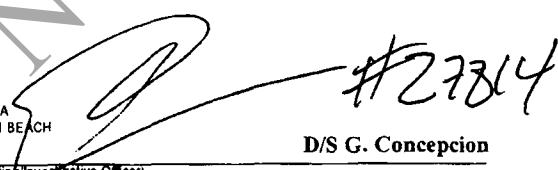


0533031

22 CT 11516MB

1218

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 500000		Agency Name PALM BEACH COUNTY SHERIFF'S OFFICE				Agency Report Number (N.T.A.'s only) 06-22088001									
Charge Type: Check as many as apply		☐ 1. Felony		☐ 3. Misdemeanor		☐ 5. Ordinance		Weapon Seized / Type ☐ 1. Yes		Multiple Clearance Indicator					
☒ 2. Traffic Felony		☒ 4. Traffic Misdemeanor		☐ 6. Other		☐ 2. No									
Location of Arrest (Including Name of Business) Big Blue Trace and South Shore Blvd Wellington FL 33414						Location of Offense (Business Name, Address) Big Blue Trace and South Shore Blvd Wellington FL 33414									
Date of Arrest 07/15/2022		Time of Arrest 0240		Booking Date		Booking Time		Jail Date		Jail Time		Location of Vehicle			
Name (Last, First, Middle) Vittimberga Ryan J						Alias (Name, etc.)									
Race W - White I - American Indian B - Black O - Oriental/Asian		Sex M - Male F - Female		Date of Birth 05/16/1999		Height 5'09		Weight 145		Eye Color BROWN		Hair Color BROWN			
										Complexion LIGHT		Build SMALL			
Scars, Marks, Tattoos, Unique Physical Features (Location, Type, Description)						Marital Status Single		Religion		Indication of Alcohol Influence Drug Influence					
Local Address (Street, Apt. Number) 12156 LONGWOOD GREEN DR. WELLINGTON FL 33414						Phone (954) 2609593		Residence Type: 1. City 2. County 3. Florida 4. Out of State							
Permanent Address (Street, Apt. Number)						Phone		Address Source							
Business Address (Name, Street)						Phone		Occupation INVESTMENT ANALYST							
D/L Number, State V351730991760				INS Number		Place of Birth (City, State) WORCESTER/ MA				Citizenship USA					
Co-Defendant Name (Last, First, Middle)				Race		Sex		Date of Birth		☐ 1. Arrested ☐ 3. Felony					
										☐ 2. At Large ☐ 4. Misdemeanor					
Co-Defendant Name (Last, First, Middle)				Race		Sex		Date of Birth		☐ 1. Arrested ☐ 3. Felony					
										☐ 2. At Large ☐ 4. Misdemeanor					
☐ Parent Legal Custodian				Address (Street, Apt. Number)				(City)		(State)		(Zip)			
☐ Other:												Residence Phone			
												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 provided by ☐ defendant and / or ☐ defendant's parents The child and / or parent was told to keep the Juvenile Court Clerk (Phone 355-2526) informed of any change of address.								School Attended		Grade					
☐ Yes, by: (Name) ☐ No: (Reason)															
Property Crime? ☐ Yes ☐ No		Description of Property						Value of Property							
Drug Activity N. N/A P. Possess		S. Sell B. Buy T. Traffic		R. Smuggle D. Deliver E. Use		K. Dispense/ Distribute		M. Manufacture/ Produce/ Cultivate		Z. Other		Drug Type N. N/A A. Amphetamine			
												B. Barbiturate C. Cocaine E. Heroin			
												H. Hallucinogen M. Marijuana O. Opium/deriv.			
												P. Paraphernalia/ Equipment S. Synthetics			
												U. Unknown Z. Other			
Charge Description DUI		Counts 1		Domestic Violence ☐ Y ☒ N		Statute Violation Number 316.193 (1A)				Violation of ORD #					
Drug Activity N		Drug Type N		Amount / Unit		Offense # 22088001		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			
SCANNED															
JUL 16 2022															
Court Date and Time Month AUGUST Day 04 Year 2022 Time 0830 AM ☒ PM															
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 07/15/2022					
HOLD for other Agency Name:				Signature of Arresting Officer J. Ramirez				Name Verification (Printed by Arrestee) JUL 15 AM 7:30							
☐ Dangerous ☐ Resisted Arrest				Name of Arresting Officer (Print) J. Ramirez				(PRINT)							
☐ Suicidal ☐ Other:				I.D. # 37537											
Intake Deputy J. Ramirez				Transporting Officer J. Ramirez				Agency PBSO							
I.D. #				ID # 37537				Witness here if subject signed with an "X"							
Pouch #								1 OF 1							

OBTS Number		PROBABLE CAUSE AFFIDAVIT		1. Arrest 2. N.T.A.		3. Request for Warrant 4. Request for Capias		1	Juvenile	N	
ADMIN	Agency ORI Number FLO 500000		Agency Name PALM BEACH COUNTY SHERIFF'S OFFICE		Agency Report Number 06- 22-						
	Charge Type: Check as many as apply.		☐ 1. Felony ☐ 2. Traffic Felony ☒ 3. Misdemeanor ☒ 4. Traffic Misdemeanor ☐ 5. Ordinance ☐ 6. Other		Special Notes:						
DEE	Name (Last, First, Middle) Vittimberga, Ryan, John				Alias		Race W	Sex M	Date of Birth 5/16/1999		
	Charge Description DUI		316.193(1A)		Charge Description						
CHARGES	Charge Description				Charge Description						
	Charge Description				Charge Description						
	Charge Description				Charge Description						
	Charge Description				Charge Description						
VICTIM	Victim's Name (Last, First, Middle) STATE OF FLORIDA, ,				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						
	Business Address (Name, Street) (City) (State) (zip) Phone ()				Occupation						
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 ☐ was observed by _____ who told _____ ☐ confessed to _____ 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 15th day of July 2022 at 0154 ☒ A.M. ☐ P.M. (Specifically include facts constituting cause for arrest.) On July 15th, 2022 at around 0154 hours while I was driving eastbound on South Shore Blvd approaching Big Blue when I head a loud noise ahead of me. I continue to drive eastbound and shortly after that I observed a gray vehicle that had been involve in a single vehicle crash. The vehicle was bearing FL tag of QIYQ68. I made contact with the driver who was currently sitting in the driver seat of the previously mentioned vehicle. He was later identified as Ryan Vittimberga by his Florida driver license. I asked him for their license, registration and proof of insurance. As they retrieved these items I noticed his eyes were red, watery and glossy. Their cheeks were flushed, mouth dry and they slurred their speech while speaking. His movements were slow, calculated and lethargic.											
NOT A CERTIFIED COPY											
ADMINISTRATIVE	STATE OF FLORIDA COUNTY OF PALM BEACH  (Signature of Arresting/Investigative Officer)				D/S G. Concepcion #27814						
	The foregoing instrument was sworn to or affirmed and subscribed before me this 15 day of July 20 22 by D/S Concepcion # 27814										
	(Print name of Arresting/Investigative Officer) who is personally known to me and/or produced identification. Type of identification produced D/S Crispin-Fuentes # 26971 34263 Notary Public, Clerk of Court, Officer (F.S.S. 117.10)										
											PAGE 1 OF 1

D.U.I. PROBABLE CAUSE AFFIDAVIT

ON THE 15 DAY OF JULY 20 22 AT 0154 ✓ AM PM
SUBJECT: Vittimberga Ryan J CASE NUMBER: 22088001

AGENCY: PALM BEACH COUNTY SHERIFF'S OFFICE ARRESTING OFFICER: J. Ramirez

PERSONAL CONTACT

DRIVING PATTERN: ACTUAL PHYSICAL CONTROL (PHYSICAL EVIDENCE OR STATEMENTS PUTTING DEF. BEHIND WHEEL OF VEHICLE)

D/S Concepcion #27814 On July 15th, 2022 at around 0154 hours while he was driving eastbound on South Shore Blvd approaching Big Blue when I heard a loud noise ahead of him. He continued to drive eastbound and shortly after that he observed a gray vehicle that had been involved in a single vehicle crash. The vehicle was bearing FL tag of QIYQ68.

Deputy made contact with the driver who was currently sitting in the driver seat of the previously mentioned vehicle. He was later identified as Ryan Vittimberga by his Florida driver license. Deputy asked him for their license, registration and proof of insurance. As they retrieved these items he noticed his eyes were red, watery and glossy. Their cheeks were flushed, mouth dry and they slurred their speech while speaking. His movements were slow, calculated and lethargic.

OBSERVATION OF DRIVER:

upon my arrival, to the scene I observed a white male sitting on the curved later identified as Ryan J. Vittimberga, Ryan did not have any shoes on and his shirt was untuck and wrinkle while talking to Ryan his eyes were red, watery and glossy. his cheeks were flushed and his speech was slurred and slow. I asked him what happened. Ryan said he was coming from home and was heading to Taco Bell for a late snack. I asked him about the silver cylinders inside his vehicle and he said that he had a case of 24 whippings and that he had used only 20 out of the 24. Ryan said he did the 20 whippings at around 6:00pm that evening 07/14/2022. Based on Deputy Concepcion observations and my interaction with Ryan

DRIVER'S STATEMENTS:

Ryan said that he used Whip chargers twenty cylinders at approximately 6:00pm. He just wanted to go to Taco Bell for a late snack.

ODORS:

GENERAL OBSERVATIONS

SPEECH: Slow, slurred

ATTITUDE: Calm, Cooperative, Talkative, Mood-swings, Emotional.

CLOTHING: Shirt white, blue pants, and, no shoes

MEDICAL/OTHER: bipolar disorder

STATE OF FLORIDA
COUNTY OF PALM BEACH

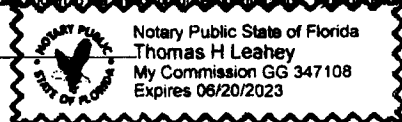
J. Ramirez

(Signature of Arresting/Investigative Officer)

The foregoing instrument was sworn to, affirmed and subscribed before me this 15 day of July 20 22 by J. Ramirez

(Print name of Arresting/Investigative Officer), who is personally known to me and he produced identification. The identification produced Ryan

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



SUBJECT: Vittimberga

Ryan

CASE NUMBER 22088001

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:

The next task was the walk and turn. I positioned Ryan facing away from the car with his left foot in front of the right, touching heel to toe. I instructed him that he was to keep his hands at his side and stay in this position until I instructed him to do otherwise. I instructed him to walk nine heel-to-toe steps while counting aloud and watching his feet. On the ninth step, he was to keep his front foot on the ground and use his back foot, in a series of small steps, to turn around before walking nine heel-to-toe steps in the opposite direction counting aloud and watching his feet. I demonstrated the task while I was verbally instructing him on the proper way to complete the task.

Ryan starts the exercise before completing my instructions numerous times. He used his arms for balance. He took 9 steps up the line and 9 steps back and fail to follow the instruction as did not complete the heel-to-toe per the instructions and could not keep each step in line and numerous times step outside the line.

ONE LEG STAND:

The next task was the one-leg stand. I placed Ryan with his feet together and arms at his side. I demonstrated the task as I verbally instructed him to raise one of his feet approximately six inches off the ground, point him toward me, look at the raised foot, and count aloud until told to stop. I asked him if he understood the instructions and demonstration I provided. During the instruction and demonstration, I observed he swayed while standing stationary in the instructional stance. While giving the instructions Ryan attempted to start the exercise numerous times. He confirmed he understood the instructions and I instructed him to start the task. While raising his foot was not parallel to the ground, he counted to six then switch his foot and counted to six again. I asked Ryan if he understood the instruction given and he asked to be explained one more time. I asked Ryan to pay attention to the instructions one more time and not to start until he understood them. He did not look down at his elevated foot as instructed. He also bends his knee and miscounted during the exercise.

FINGER TO NOSE:

The next task was the finger to nose. I instructed Ryan to stand with his feet together, make each hand into a fist, extend his index fingers, and place his palms facing up. He was instructed to lower his arms to his side. I instructed and demonstrated the proper hand and arm position for him to remain in while I demonstrated the rest of the task. I instructed and demonstrated to him to tilt his head back and close his eyes while waiting for a verbal command of left or right. On the command of "left" or "right", he would raise the requested hand, touch the tip of his finger to the tip of his nose, then bring the hand immediately back down to his side. During the instruction and demonstration of the task, he swayed while standing stationary in the instructional stance and did not maintain the instructed arm position. I asked him if he understood the instructions I provided and he verbally stated he understood. I instructed him to start the task as explained. Starting start, he used the pad of his finger numerous times, he also miss numerous times on the tip of his nose, Ryan also hovers numerous times and tilts his head forward.

ROMBERG ALPHABET:

I verbally inquired what level of education Ryan had. Ryan responded with some college. I asked if Ryan could recite the entire English alphabet. He stated he was able to recite the English alphabet and I instructed him to place his feet together with his arms at his side and stay in this position until told to do otherwise. I instructed him that upon starting he was to tilt his head back and close his eyes. Ryan started to sing the alphabet without completing the instructions. I asked him if he understood the instructions and he verbally replied he understood. During the instructions, he swayed while standing stationary in the instructional stance. I instructed him to start the task as explained. Starting the task, he rhymed an entire English alphabet contrary to instruction.

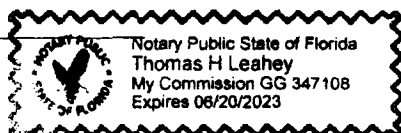
BREATH TEST RESULTS: .000 .000

STATE OF FLORIDA
COUNTY OF PALM BEACHJ. Ramirez

(Signature of Arresting/Investigative Officer)

The foregoing instrument was sworn to or affirmed and subscribed before me this 15 day of July, 20 22 by J. Ramirez(Print name of Arresting/Investigative Officer), who is personally known to me and/or produced identification. Type of identification produced Krum

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





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

PBSO CASE # 22088001 PBSO ZONE 8-12
AGENCY CASE # _____ CRASH CASE # 22087999
TIME OF STOP/CRASH 0154 DATE 07/15/2022 DAY _____
SUBJECT'S NAME Vittimberga Ryan J RACE White SEX Male
LAST FIRST MID
HGT 5'09 WGT 145 DOB 05/16/1999
LOCATION Big Blue Trace and South Shore Blvd Wellington FL 33414
ARRESTING OFFICER'S NAME & ID J. Ramirez 37537 AGENCY PBSO
DIVISION: _____ NOTIFIED BY COMMO YES
ARRIVAL AT FACILITY 0311
ARREST TIME 0240

BREATH RESULTS:

1 .000
2 .000
3 Urine
4

REFUSED

TESTING OFFICER'S ID 19183 PBSO VIDEOTAPE # n/a

WITNESS LIST

CASE NUMBER: **22088001**

ARRESTING OFFICER: **J. Ramirez**

ADDRESS: _____

PHONE NUMBERS (HOME): **B. Landa** (WORK) _____

CAN TESTIFY TO: **the interaction with Ryan**

NAME: **D/S Concepcion #27814**

ADDRESS: _____

PHONE NUMBERS (HOME) _____ (WORK) **561 688 3400**

CAN TESTIFY TO: **initial contact with the defendant**

NAME: _____

ADDRESS _____

PHONE NUMBERS (HOME) _____ (WORK) _____

CAN TESTIFY TO: _____

NAME: _____

ADDRESS _____

PHONE NUMBERS (HOME) **0** (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: _____

STATE OF FLORIDA
AFFIDAVIT OF REFUSAL TO SUBMIT TO
URINE TEST

I, Deputy JUAN RAMIREZ, 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 FIFTEENTH day of July, 2022, at 2:40 AM

DRIVER RYAN J VITTIMBERGA,
(Type or Print) FIRST MIDDLE OR MAIDEN LAST

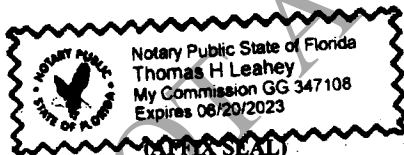
DL # V351730991760, state of FL, appeared for treatment at a hospital,
clinic, or other medical facility pursuant to s. 316.1932(1)(c), Florida Statutes, and a breath or urine test was impossible or impractical.

That on or about the FIFTEENTH day of July, 2022, at 3:48 AM
in Palm Beach County,

I requested that the driver submit to a **URINE** test for the purpose of determining the presence of chemical or controlled substances. I informed the driver that the refusal to submit to such test would result in the suspension of his or her driving privilege for a period of one (1) year for a first refusal, or for a period of eighteen (18) months if his or her driving privilege had been previously suspended, or if he or she had been previously fined under s. 327.35215, F.S., for refusing to submit to a breath, urine, or blood test. I also informed the driver that he or she commits a misdemeanor by refusing to submit to a lawful test as requested above if his or her driving privilege has been previously suspended, or if he or she has been previously fined under s. 327.35215, F.S., for refusal to submit to a lawful test of his or her breath, urine, or blood. Nonetheless, the driver refused to submit to the test requested.

[Signature] 37537
Signature of Law Enforcement Officer or Correctional Officer

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



The foregoing instrument was sworn and subscribed before
me this 15 day of July, 20 22
by Dis J Ramirez #37537
who is personally known to me or who has produced
Kuan 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.

TESTING FACILITY TASK REPORT

AGENCY: PBSO

SUBJECT: Vittimberga, Ryan J CASE NUMBER: 22-088001

DATE: Jul 15, 2022 VIDEO DVD NUMBER: n/a

BEGINNING TIME: 0333 ENDING TIME: 0349

BREATH TESTS RESULTS: 1) .000 TIME 0338 A.M. ☒ P.M. ☐ 2) .000 TIME 0341 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 TECHNICIAN: Jason Karlecke #6467

TESTING OFFICER'S OBSERVATIONS

SPEECH: slurred, thick

ATTITUDE: talkative, cooperative, fidgety

CLOTHING: blue pants, white l/s shirt, no shoes

MEDICAL CONDITIONS: BiPolar, sleeping

MEDICATIONS: Abilify, Clonapin

OTHER:

eyes were glassy

COMMENTS:

arrived at center A/O conducted 20 observation period at 0311 hrs
subject agreed to perform breath test
subject completed breath test
tech read breath test results & subject understood I/C
A/O requested urine sample @ 0343
subject refused to provide urine sample @ 0343 - I have the right to refuse and have my
license suspended
A/O read I/C 2X & tech explained & subject understood I/C
subject refused to provide urine sample @ 0348 - I would like to consult an attorney
A/O called refusal @ 00348
A/O read rights & subject understood rights
A/O did not attempt Q&A
subject invoked right to counsel

REFUSED

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

Instrument Type: Intoxilyzer 8000
Instrument Registered To: PALM BEACH CO SO
Instrument Serial Number: 80-006239 Software: 8100.27
Date of Test: 07/15/2022

Date of Last Agency Inspection: 06/03/2022

Observation Period Began: 03:11

Subject's Name: RYAN J VITTIMBERGA

DOB: 05/16/1999 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		03:35
Air Blank	0.000	03:36
Control Test	0.080	03:36
Air Blank	0.000	03:37
Subject Sample #1	0.000	03:38
Air Blank	0.000	03:38
Air Blank	0.000	03:40
Subject Sample #2	0.000	03:41
Air Blank	0.000	03:41
Control Test	0.079	03:41
Air Blank	0.000	03:42
Diagnostics Check OK		03:42

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

State of Florida, County of Palm Beach

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

I THOMAS H LEAHEY, 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: _____

Signature

Date: 07/15/2022

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

Signature of Notary Public-State of Florida

D/S J Ramirez #37537

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.

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) _____

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: _____



**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: 2022018138

Date: 07/16/2022

Specialist Name/ID: C. Smith/39657