22CT-21053 ANB

ARREST / NOTICE TO APPEAR
Juvenile Referral Report

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

ADMINISTRATIVE

Agency ORI Number	Agency Name	Agency Report Number
FLO 5 0 2 6 0 0	PALM BEACH GARDENS POLICE DEPARTMENT	78 - 22006038

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

Weapon Seized / Type: 2 (1. Yes 2. No) | Multiple Clearance Indicator:

Location of Arrest (Including Name of Business)	Location of Offense (Business Name, Address)
2000 PGA BLVD, PALM BEACH GARDENS, FL, 33410	2400-BLOCK PGA BLVD, PALM BEACH GARDENS, FL, 33410

Date of Arrest	Time of Arrest	Booking Date	Booking Time	Jail Date	Jail Time	Location of Vehicle
12/19/2022	22:26					KAUFF'S TOWING AND RECOVERY 4701 EAST AVENUE, WPB, FL 33407

DEFENDANT

Name (Last, First, Middle): RANDAZZO, THALITA, | Alias (Name, DOB, Soc. Sec. #, Etc.)

Race (W - White I - American Indian B - Black 0- Oriental/Asian)	Sex	Date of Birth	Height	Weight	Eye Color	Hair Color	Complexion	Build
W	F	02/23/1987	5'5	130	BRO	BRO	MED	SML

Scars, Marks, Tatoos, Unique Physcal Features (Location, Type, Description) | Marital Status: MARRIED | Religion: CATH | Indication of: Alcohol Influence ☑ Y ☐ N ☐ Unk. / Drug Influence ☐ Y ☐ N ☑ Unk.

Local Address (Street, Apt. Number)	(City)	(State)	(Zip)	Phone	Residence Type (1. City 2. County 3. Florida 4. Out of State)
919 MILL CREEK DR,	PALM BEACH GARDENS,	FL	33410	(914) 774-2592	1

Permanent Address (Street, Apt. Number)	(City)	(State)	(Zip)	Phone	Address Source
919 MILL CREEK DR,	PALM BEACH GARDENS,	FL	33410		VERBAL

Business Address (Name, Street) | (City) | (State) | (Zip) | Phone | Occupation

D/L Number, State	Soc. Sec. Number	INS Number	Place of Birth (City, State)	Citizenship
R-532-800-87-563-0 FL	[redacted]		BELOHORISTOE, BRAZIL	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 ☐ 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 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. ☐ Yes, by: (Name) ☐ No: (Reason) | School Attended | Grade

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

CODE

Drug Activity: N. N/A P. Possess S. Sell B. Buy T. Traffic R. Smuggle D. Deliver E. Use K. Dispense/ Distribute M. Manufacture/ Produce/ Cultivate Z. Other

Drug Type: N. N/A A. Amphetamine B. Barbiturate C. Cocaine E. Heroin H. Hallucinogen M. Marijuana O. Opium/Deriv. P. Paraphernalia/ Equipment S. Synthetics U. Unknown Z. Other

CHARGE

Charge Description	Counts	Domestic Violence	Statute Violation Number	Violation of ORD #
DRIVING UNDER THE INFLUENCE	1	☐ Y ☒ N	316.193(1)(A)	

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

Charge Description	Counts	Domestic Violence	Statute Violation Number	Violation of ORD #
		☐ Y ☐ N		

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

Charge Description	Counts	Domestic Violence	Statute Violation Number	Violation of ORD #
		☐ Y ☐ N		

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

Charge Description	Counts	Domestic Violence	Statute Violation Number	Violation of ORD #
		☐ Y ☐ N		

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

NOTICE TO APPEAR

Location (Court, Room Number, Address): NORTH COUNTY COURTHOUSE, 3188 PGA BOULEVARD, PALM BEACH GARDENS, FL 33410 - PH: (561) 662-6700

Court Date and Time: Month JANUARY Day 18 Year 2023 Time 10:00 AM X 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: 12/19/2022

ADMIN

HOLD for other Agency Name: | Signature of Arresting Officer: X | Name Verification (Printed by Arrestee) (PRINT)

☐ Dangerous ☐ Resisted Arrest ☐ Suicidal ☐ Other | Name of Arresting Officer (Print): A. FLINK | I.D. #: 514

Intake Deputy | I.D. # | Pouch # | Transporting Officer: A. FLINK | ID #: 514 | Agency: PBGPD | Witness here if subject signed with an "X"

PAGE 1 OF 1

SCANNED DEC 20 2022

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3464

PROBABLE CAUSE AFFIDAVIT

OBTS Number:

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

JUVENILE:

ADMIN

Agency ORI Number	Agency Name	Agency Report Number
FL FL0502600	Palm Beach Gardens Police Department	7 | 8 | 22-006038

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
RANDAZZO, THALITA		W	F	02/23/1987

CHARGES

Charge Description	Charge Description
316.193(1)(A) DUI - NORMAL FACULTIES IMPAIRED	
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 commit the below acts.

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

On the 19 day of December, 2022 at 22:00 (Specifically include facts constituting cause for arrest.)

On 12/19/2022 at approximately 2200 hours, this Officer was conducting traffic enforcement in the area of the 2400-block of PGA Blvd, PBG, FL, when a vehicle was observed conducting an improper left-hand turn. Body worn camera and in car video were used.

The vehicle was south bound and disregarded a "Right Turn Only" and "One Way" sign clearly posted at the stop sign. The vehicle maneuvered around a raised concrete median and proceeded east bound on PGA Blvd. This Officer initiated a traffic stop on the vehicle, a white Mercedes utility (QVGC29/FL) in the parking lot in 2000 PGA Blvd, PBG, FL. As this Officer approached the vehicle, the vehicle moved forward, striking a standing sign indicating the parking spot was for a bank. This Officer made contact with the driver and sole occupant, identified via Florida Driver License photo, Thalita Randazzo (OF), while she was in actual physical control of same.

Randazzo had glassy watery eyes, flushed face, slurred speech and the strong obvious odor of an unknown alcoholic beverage emanating from her breath at conversational distance. This odor increased as Randazzo spoke. Randazzo appeared to have major difficulty dividing her attention while gathering documents. Randazzo said she was coming from Riverhouse. Randazzo had to be told multiple times to provide her insurance. Randazzo rather provided two different vehicle registrations with the insurance card being behind the second registration, which this Officer had to point out to Randazzo. She would frequently stop what she was doing when this Officer would talk to her or ask a question. When asked how much she had to drink this night, Randazzo replied "umm.. not much at all".

Based on this Officer`s observations, Randazzo was asked to exit the vehicle to participate in Standardized Field Sobriety Exercises, to which she complied. Randazzo walked with an unsteady gait and appeared uneasy on her feet. Randazzo said she did not

ADMINISTRATIVE

SWORN AND SUBSCRIBED BEFORE ME

NOTARY PUBLIC / CLERK OF COURT / DEPUTY CLERK

SHARI L. O'NEAL Notary Public - State of Florida Commission # GG 972080 My Comm. Expires Jun 25, 2024 Bonded through National Notary Assn.

12/20/2022
DATE

SIGNATURE OF ARRESTING / INVESTIGATING OFFICER

FLINK, ANDREW S (514)
NAME OF OFFICER (PLEASE PRINT)

12/20/2022
DATE

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

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SCANNED DEC 20 2022

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 FL0502600	Palm Beach Gardens Police Department	7 | 8 | 22-006038

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
RANDAZZO, THALITA		W	F	02/23/1987

PROBABLE CAUSE STATEMENT

have any medical conditions which would affect the exercises performed.

The first exercise conducted, was the Horizontal Gaze Nystagmus. The stimulus used was a Stylus Streamlight with an illuminated red tip. This Officer observed a lack of smooth pursuit in both eyes and sustained involuntary jerking in both eyes at maximum deviation. Randazzo also had Nystagmus prior to 45 degrees in both eyes as well as Vertical Gazy Nystagmus in both eyes. During the exercise, Randazzo was swaying back and forth and kept raised her hands from her sides.

The second exercise conducted, was the Walk and Turn. The line used, was a strip of yellow tape placed upon the pavement by this Officer. During the instructions, Randazzo started the exercise prior to being told to do so and failed to remain in the starting position. Randazzo removed her right foot from the line and raised her arms from her sides. During the first set of steps, Randazzo missed heel-to-toe on each step. On step eight, Randazzo stumbled off the line, missed the line and again missed the line on step 10. Randazzo took 10 steps rather than nine. Randazzo conducted an improper turnaround by way of stepping to the side and turning around rather than taking a series of small steps. During the return set of steps, Randazzo again missed heel-to-toe on each step. Randazzo missed the line on steps one, four, five, six, and seven. Randazzo raised her arms more than six inches from her sides.

The third exercise to be conducted was the One-Leg Stand. Randazzo suddenly mentioned an unknown medical condition which would affect the exercise, thus the exercise was not conducted.

The third exercise actually conducted, was the Finger to Nose. Randazzo started the exercise prior to being told to do so. First attempt, Randazzo raised her left hand, did not touch her nose and opened her eyes. Randazzo then repeated "Left" twice. Randazzo then appeared to not take the investigation seriously. The exercise was then restarted. The first command of Left, Randazzo opened her eyes and hesitated as she raised her hand. Randazzo then touched the tip of her nose with the pad of her finger. The second command of Right, Randazzo again opened her eyes and used the pad of her finger to touch the tip of her nose. The second command of Left, Randazzo tilted her head forward and again touched the tip of her nose with the pad of her finger. The next three commands, Randazzo again touched the tip of her nose with the pad of her finger.

The fourth exercise conducted, was the Modified Rhomberg Balance. Randazzo swayed during the exercise and estimated the passage of 30 seconds in approximately 47 seconds.

The final exercise conducted, was the Rhomberg Alphabet. Randazzo started the exercise prior to being told to do so. Randazzo recited the alphabet A through H then stopped. Randazzo then started again and recited A through L, Randazzo then jumbled L, M, N, O all together. Randazzo then recited P, H, I, S, P, Q, Z.

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ADMINISTRATIVE

SWORN AND SUBSCRIBED BEFORE ME

NOTARY PUBLIC / CLERK OF COURT / OFFICER (F.S.S. 117.10)

12/20/2022
DATE

SHARI L. O'NEAL
Notary Public - State of Florida
Commission # GG 972080
My Comm. Expires Jun 25, 2024
Bonded through National Notary Assn.

SIGNATURE OF ARRESTING / INVESTIGATING OFFICER

FLINK, ANDREW S (514)
NAME OF OFFICER (PLEASE PRINT)

12/20/2022
DATE

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

SCANNED
DEC 20 2022

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 FL0502600	Palm Beach Gardens Police Department	7 | 8 | 22-006038

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Special Notes:

DEF

Name (Last, First, Middle)	Alias	Race	Sex	Date of Birth
RANDAZZO, THALITA		W	F	02/23/1987

PROBABLE CAUSE STATEMENT

Based on this Officer`s observations, Randazzo was placed under arrest at 2226 hours. During a tow inventory of the vehicle, a mostly empty "White Claw" can was located in the middle console. Inside of Randazzo`s purse Officers located an itemized receipt from Riverhouse dated: 12/19/2022 at 2124 hours. The alcoholic beverages purchased were as follows: Tito`s Vodka (2x), Little Gem (x2), Charred Grapefruit (x2), Gl La Crema Pinot Noir (x2) and Espresso Martini (x2). Along with the itemized receipt was the credit card payment receipt for a credit card in Randazzo`s husband`s name. The signature on the credit card slip matched the signature on Randazzo`s Florida Driver License. These two receipts were seized as evidence and booked.

At PBSO BAT, this Officer requested Randazzo provide a breath sample for the purpose of determining its alcohol content, to which she remained silent. This Officer read Florida Implied Consent to Randazzo to which she acknowledged and agreed to take the test. At 2334 hours, Randazzo provided a partial breath sample of .209. This sample was incomplete because Randazzo was not following simple instructions and at times was blowing in the face of BAT Tech O`Neal 6212. This Officer informed Randazzo an incomplete test was the same as a refusal. This Officer again read Florida Implied Consent to Randazzo again, to which she acknowledged then refused. Randazzo then indicated she would attempt the test again, then gave final refusal a second time. The instrument recorded a breath refusal time of 2337 hours.

Based on the results of the investigation, this Officer has probable cause to prove Thalita Randazzo operated a motor vehicle, in the county of Palm Beach, in the state of Florida, while under the influence to the extent her normal faculties were impaired, in violation of FSS 316.193(1)(A).

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ADMINISTRATIVE

SWORN AND SUBSCRIBED BEFORE ME

NOTARY PUBLIC / CLERK OF COURT / OFFICER (F.S.S. 117.10)

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SCANNED
DEC 20 2022

PALM BEACH GARDENS POLICE DEPARTMENT
DUI TESTING FACILITY INFORMATION SHEET

PBSO Case #: 22-141399 PBSO Zone: 3-13

Agency Case #: 22006038 Crash Case #: _____

Incident Information:

Time of Stop/Crash: 2204 Date of Incident: 12/19/2022 Day: MONDAY

Location of Incident: 2400-BLOCK PGA BLVD, PALM BEACH GARDENS, FL, 33410

Arrest Information:

Time of Arrest: 22:26 Date of Arrest: 12/19/2022 Day: MONDAY

Location of Arrest: 2000 PGA BLVD, PALM BEACH GARDENS, FL, 33410

Subject's Name: (L) RANDAZZO, (F) THALITA, (M) _____

DOB: 02/23/1987 Race: W Sex: F Height: 5'5 Weight: 130 Hair BRO Eye BRO

Address: 919 MILL CREEK DR, PALM BEACH GARDENS, FL 33410 Phone: (914) 774-2592

Arresting Officer's Name: A. FLINK ID#: 514

Agency: PBGPD Division: TRAFFIC UNIT

Breath Results

1) ~~R~~ VNM.209 at 23:34 hrs.
2) R at 23:37 hrs.
3) ~~REFUSED~~ at ~~hrs.~~
4) _____ at _____ hrs.

---BAT Use---

BAT Notified: YES
Arrival Time at BAT: 2304
Subject Arrest Time: 22:26

Breath Test Operator: ONEAL 6212
PBSO

SCANNED
DEC 20 2022

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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)_____

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SCANNED
DEC 20 2022

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

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: _____

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SCANNED
DEC 20 2022

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: 80-006238 Software: 8100.27
Date of Test: 12/19/2022

Date of Last Agency Inspection: 11/18/2022
Observation Period Began: 23:04
Subject's Name: THALITA RANDAZZO DOB: 02/23/1987 Sex: F

The subject was observed for at least twenty-minutes prior to the administration of the breath test to ensure that the subject did not take anything orally and did not regurgitate.

Results:

Test	g/210L	Time
Diagnostics Check	OK	23:30
Air Blank	0.000	23:30
Control Test	0.081	23:30
Air Blank	0.000	23:31
Subject Sample #1	VNM*	23:34
Air Blank	0.000	23:35
Air Blank	0.000	23:37
Subject Sample #2	REF**	23:37
Air Blank	0.000	23:37
Control Test	0.076	23:38
Air Blank	0.000	23:38
Diagnostics Check	OK	23:38

*Volume Not Met (0.209 - Breath Sample Not Reliable to Determine Breath Alcohol Level)
**Subject Test Refused

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 SHARI L O'NEAL, 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: S. O'Neal Date: 12-19-22
Signature

Sworn to (affirmed) before me this 19 day of December, 2022

Signature of Notary Public-State of Florida

Ofc. Flink #514
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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SCANNED
DEC 20 2022

22006038

STATE OF FLORIDA
AFFIDAVIT OF REFUSAL TO SUBMIT TO
BREATH TEST

I, A. FLINK, a duly certified Law Enforcement or Correctional Officer, am a
(Name of Officer reading Implied Consent Warning)

member of PALM BEACH GARDENS POLICE DEPARTMENT, and I do swear
(Name of Law Enforcement Agency)

or affirm that on or about the 19TH day of DECEMBER, 20 22, at 22:26 ☑P.M. ☐A.M.

DRIVER THALITA RANDAZZO,
FIRST NAME MIDDLE OR MAIDEN NAME LAST NAME

DL # R-532-800-87-563-0, state of FL, was placed under lawful arrest for

the offense of DRIVING UNDER THE INFLUENCE by A. FLINK and
(Name of Arresting Officer)

issued citation # AGEU7OE.

That on or about the 19TH day of DECEMBER, 20 22, at 2337 ☑P.M. ☐A.M.

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.)

SHARI L. O'NEAL
Notary Public - State of Florida
Commission # GG 972080
My Comm. Expires Jun 25, 2024
Bonded through National Notary Assn.

The foregoing instrument was sworn and subscribed before me this 20 day of DECEMBER, 20 22, by A. FLINK, who is personally known to me or who has produced _____ as identification.

Notary Public S. O'Neal

The foregoing instrument was sworn and subscribed before me:

Signature of Attesting Officer

Title _____

Date 12/20/2022

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.

NOT CERTIFIED COPY

EFFECTIVE OCTOBER 1, 2021

SCANNED
DEC 20 2022

TESTING FACILITY TASK REPORT

AGENCY: PBG OFC. FLINK #514

SUBJECT: RANDAZZO, THALITA

CASE NUMBER: 22-141399

DATE: 12-19-22

VIDEO DVD NUMBER:

BEGINNING TIME: 23:25 HRS

ENDING TIME: 23:39 HRS

REFUSED

BREATH TESTS RESULTS: 1) .209 V* TIME 23:34 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: SLURRED

ATTITUDE: TALKATIVE, EMOTIONAL, CRYING AT TIMES, MOODSWINGS

CLOTHING: DRESS: BLACK NO SHOES

MEDICAL CONDITIONS: ANXIETY

MEDICATIONS: MED. FOR THE ANXIETY

OTHER:

EYES: VERY RED, GLASSY
STRONG ODOR OF UNKNOWN ALCOHOLIC BEVERAGE.

COMMENTS:

20 MIN. OBSERVATION DONE BY A/O FLINK #514
A/O REQUESTED THE BREATH TEST.
D DID NOT RESPOND VERBALLY.
A/O READ THE IMPLIED CONSENT ON CAMERA.
D UNDERSTOOD THE I/C AS READ, D DECIDED TO SUBMIT AFTER THE I/C WAS READ TO HER.
D WAS NOT BLOWING CORRECTLY, D WAS GIVEN INSTRUCTIONS PRIOR TO THE BREATH TEST.
PHYSICALLY SHOWED THE D HOW TO BLOW, D STILL WOULD NOT BLOW CORRECTLY.
A/O READ THE IMPLIED CONSENT ON CAMERA AGAIN TO THE D.
D REFUSED TO CONTINUE THE BREATH TEST. TAKEN AS A REFUSAL.
C/W READ ON CAMERA, NO Q&A CONDUCTED.

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SCANNED
DEC 20 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:	

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REVIEW COMPLETED BY

Booking Number: 2022032755	**Date:** 12/20/2022
	Specialist Name/ID: Pinkneya/7796

SCANNED
DEC 20 2022