

Manly's Law - CUI

ARREST / NOTICE TO APPEAR

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

1

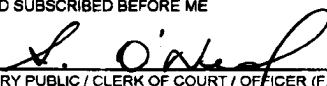
JUVENILE

OBTS Number	Agency ORI Number 0500400		Agency Name Delray Beach Police Department		Agency Report Number (N.T.A.'s only) 4 0 22-006962		Enter Type UNARMED		Multiple Clearance Indicator 1				
Charge Type: Check as many as apply ☐ 1. Felony ☐ 2. Traffic Felony ☒ 3. Misdemeanor ☒ 4. Traffic Misdemeanor ☐ 5. Ordinance ☐ 6. Other		Location of Arrest (Including Name of Business) E ATLANTIC AVEN SWINTON AVE, DELRAY BCH		Location of Offense (Business Name, Address) 1 E ATLANTIC AVEN SWINTON AVE, DELRAY BEACH, FL		Date of Arrest 05/30/2022		Time of Arrest 22:32		Booking Date 05/30/2022			
Name (Last, First, Middle) NAUGHTON, TRICIA ANN		Alias (Name, DOB, Soc. Sec. #, Etc.)		Date of Birth 02/04/1972		Height 5'07		Weight 150		Eye Color BROWN			
Race W - White		Sex F		Complexion FAIR		Build SMALL		Marital Status M		Religion NOT INDICA			
Local Address (Street, Apt. Number) 152 VIA D'ESTE 902, DELRAY BEACH, FL 33445		(City) DELRAY BEACH		(State) FL		(Zip) 33445		Phone (340) 473-5989		Residence Type 1. City 3. Florida 2. County 4. Out of State 1			
Permanent Address (Street, Apt. Number) 152 VIA D'ESTE 902, DELRAY BEACH, FL 33445		(City) DELRAY BEACH		(State) FL		(Zip) 33445		Phone (340) 473-5989		Address Source FL/DL			
Business Address (Name, Street) EAU PALM BEACH RESORT SPA, 100 S OCEAN BLVD, MANALAPAN		(City) MANALAPAN		(State) FL		(Zip) 33409		Phone (561) 533-6000		Occupation Concierge			
D/L Number, State N235801725440 / FL		Soc. Sec. Number [REDACTED]		DNS Number [REDACTED]		Place of Birth (City, State) NEW YORK, NY		Citizenship [REDACTED]		Co-Defendant Name (Last, First, Middle) [REDACTED]			
Co-Defendant Name (Last, First, Middle) [REDACTED]		Race [REDACTED]		Sex [REDACTED]		Date of Birth [REDACTED]		☐ 1. Arrested ☐ 2. At Large ☐ 3. Felony ☐ 4. Misdemeanor ☐ 5. Juvenile		☐ 1. Arrested ☐ 2. At Large ☐ 3. Felony ☐ 4. Misdemeanor ☐ 5. Juvenile			
☐ Parent ☐ Legal Custodian Name (Last, First, Middle) [REDACTED]		Address (Street, Apt. Number) [REDACTED]		(City) [REDACTED]		(State) [REDACTED]		(Zip) [REDACTED]		Business Phone [REDACTED]			
Notified by: (Name) [REDACTED]		Date [REDACTED]		Time [REDACTED]		JUVENILE DISPOSITION 1. Handled/Processed within Department and Released 2. TOT JAC 3. Incarcerated		Released To: (Name) [REDACTED]		Relationship [REDACTED]			
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: [REDACTED] ☐ No: [REDACTED]		School Attended [REDACTED]		Grade [REDACTED]		Property Crime? ☐ Yes ☒ No		Description of Property [REDACTED]		Value of Property [REDACTED]			
Drug Activity N. N/A P. Possess S. Sell B. Buy T. Traffic R. Struggle D. Deliver E. Use K. Disperse/ 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/Operv. P. Paraphernalia/ Equipment S. Synthetic U. Unknown Z. Other		Statute Violation Number 316.193(1A)		Violation of ORD [REDACTED]		Charge Description DRIVING WHILE UNDER INFLUENCE		Statute Violation Number 316.193(1A)		Violation of ORD [REDACTED]	
Drug Activity N		Drug Type [REDACTED]		Amount / Unit [REDACTED]		Offense # [REDACTED]		Counts 1		Domestic Violence ☐ Y ☒ N		Warrant / Capias Number [REDACTED]	
Drug Activity [REDACTED]		Drug Type [REDACTED]		Amount / Unit [REDACTED]		Offense # [REDACTED]		Counts [REDACTED]		Domestic Violence ☐ Y ☒ N		Warrant / Capias Number [REDACTED]	
Drug Activity [REDACTED]		Drug Type [REDACTED]		Amount / Unit [REDACTED]		Offense # [REDACTED]		Counts [REDACTED]		Domestic Violence ☐ Y ☒ N		Warrant / Capias Number [REDACTED]	
Health / Apparent Physical Condition of Defendant [REDACTED]		Any knowledge of the following: ☐ Mental ☐ Escape Risk ☐ Medication ☐ Deformities ☐ Injuries Explain: [REDACTED]		Check which applies: ☐ Released O.R. ☐ Released to Parent/Guardian ☒ T.O.T. County Jail ☐ Posted Bond ☐ South County Mental Health		PROPERTY - Received By [REDACTED]		Released By [REDACTED]		Released To [REDACTED]		Transported By [REDACTED]	
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 06/30/2022 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 CONTEMPT OF COURT AND A WARRANT FOR MY ARREST SHALL BE ISSUED.		Signature of Defendant (or Juvenile and Parent/Custodian) [REDACTED]		Date Signed 05/31/2022		Name Verification (Printed by Arrowee) SCANNED	
HOLD for Other Agency ☐ Dangerous ☐ Resisted Arrest ☐ Fugitive ☐ Other Initials/Signature [REDACTED]		Signature of Arresting Officer [REDACTED]		Name of Arresting Officer (Print) PIMENTEL, LOISE A		ID # 1094		Agency DBPD		Witness here if subject signed with me [REDACTED]		PAGE 1 OF 1	

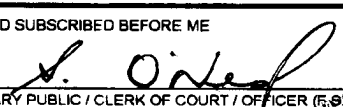
01 May's Low - CVI

OBT Number		PROBABLE CAUSE AFFIDAVIT		1. Arrest 2. N.T.A.		3. Request for Warrant 4. Request for Copies		1		JUVENILE		
A D M I N	Agency ORI Number FL 0500400		Agency Name DELRAY BEACH POLICE DEPARTMENT		Agency Report Number 4 0 22-006962							
	Charge Type: Check as many as apply. ☐ 1. Felony ☐ 2. Traffic Felony		☐ 3. Misdemeanor ☒ 4. Traffic Misdemeanor ☐ 5. Ordinance ☐ 6. Other		Special Notes:							
D E F	Name (Last, First, Middle) NAUGHTON, TRICIA ANN				Alias		Race W		Sex F		Date of Birth 02/04/1972	
	Charge Description 316.193(1)A DRIVING WHILE UNDER INFLUENCE				Charge Description							
C H A R G E S	Charge Description				Charge Description							
	Charge Description				Charge Description							
V I C T I M	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					
M	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 _____ that he/she saw the arrested person commit the below acts. ☐ confessed to _____ admitting to the below facts. ☒ was found to have committed the below acts, resulting from my (described) investigation. On the 30 day of May, 2022 at 23:15 (Specifically include facts constituting cause for arrest.)												
The following incident occurred in the City of Delray Beach, Palm Beach County, Florida. OFFICER'S NARRATIVE: On 05/30/22, at approximately 2232 hours, I was patrolling the area of Atlantic Ave and Swinton Ave when I was flagged down by several passersby regarding a drunk driver. The passersby pointed at a white Mercedes GLK-Class bearing FL tag PCIM99 stopped facing southbound on the northbound travel lane of N Swinton Ave at the intersection of Atlantic Ave. I proceeded to stop the vehicle by placing my marked patrol vehicle with lights on in front of the Mercedes. I then made contact with the driver and sole occupant of the vehicle, white female identified by FL/DL as Tricia Naughton. It should be noted that the vehicle was still on, set on Drive and the keys were still in the ignition. I then asked Naughton to place the vehicle on Park and requested her driver's license, vehicle registration and insurance. Naughton placed the vehicle on Park and provided me with her license and registration however, she handed me a vehicle maintenance receipt. After a brief explanation, Naughton was able to produce her vehicle registration. The following should be noted: Naughton's speech was slurred, her breath and person smelled strongly of an unknown alcoholic beverage. Her eyes were glassy and she had slow comprehension. I asked her where she was coming from tonight and she answered from Dada (52 N Swinton Ave, Delray Beach). I asked her where she was going to and she stated home and proceeded to share her home address. I explained to her that she was driving the wrong way and she stated that she was stopped because several people were attempting to get her attention. I then requested for her to step out of the vehicle. It should be noted that while stepping out of the vehicle she stumbled. It should also be noted that she was wearing 'pump' style high heels. I then requested for her to submit to a series of standardized roadside tasks and she refused further stating that she wanted her lawyer. I advised her of her Taylor Warnings and requested for her to submit to the standardized roadside tasks again and she agreed. The tasks were administered/performed and she was then placed under arrest. She was handcuffed and transported to PBCJ BAT where she was subjected to a 20-minute observation period. A												
P R O B A B L E C A U S E S T A T E M E N T	SWORN AND SUBSCRIBED BEFORE ME											
	<i>[Signature]</i> NOTARY PUBLIC / CLERK OF COURT / OFFICER (F.S. 117.10) 05/31/2022 DATE											
A D M I N I S T R A T I V E	<i>[Signature]</i> 1094 SIGNATURE OF ARRESTING / INVESTIGATING OFFICER PIMENTEL LOISE A (1094) NAME OF OFFICER (PLEASE PRINT) 05/31/2022 DATE MAY 31 2022											
	1 OF 3											

MAZSY'S LAW - CV1

OBS 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 0500400		Agency Name DELRAY BEACH POLICE DEPARTMENT		Agency Report Number 4 0 22-006962							
Charge Type: Check as many as apply. ☐ 1. Felony ☐ 2. Traffic Felony		☐ 3. Misdemeanor ☒ 4. Traffic Misdemeanor		☐ 5. Ordinance ☐ 6. Other		Special Notes:					
Name (Last, First, Middle) NAUGHTON, TRICIA ANN		Alias		Race W		Sex F		Date of Birth 02/04/1972			
breath test was requested and Naughton refused. Implied consent was read and Naughton refused a breath test again. Miranda Warnings were read but no questions were asked due to Naughton requesting a lawyer while on scene. She was later transferred to PBCJ without incident. DRIVING PATTERN: ACTUAL PHYSICAL CONTROL (PHYSICAL EVIDENCE OR STATEMENTS PUTTING DEFENDANT BEHIND THE WHEEL OF THE VEHICLE): Naughton was the driver and sole occupant of the vehicle. She was sitting on the driver's seat. OBSERVATION OF DRIVER: Naughton's speech was slurred, her breath and person smelled strongly of an unknown alcoholic beverage. Her eyes were glassy and she had slow comprehension. DRIVER'S STATEMENTS: No investigative questions were asked due to Naughton requesting a lawyer. ODORS: Naughton's breath and person smelled strongly of an unknown alcoholic beverage. SPEECH: Naughton's speech was slurred. ATTITUDE: Cooperative to confused to argumentative to cooperative again to apologetic. CLOTHING: Black dress, tan 'pump' style high heels. MEDICAL PROBLEMS: Wears glasses, no contacts. MEDICATIONS: Unknown. BREATH TESTING REQUEST IS VIDEO RECORDED: Yes. ** ROAD SIDE TASKS ** HORIZONTAL GAZE NYSTAGMUS: Prior to performing the task, Naughton kept stumbling and swaying from side to side and back to front. While attempting to perform the task, Naughton kept moving her head left and right and, kept advising at to which direction the stimulus was moving towards. I stopped the task and reminded her of the instructions again. LEFT EYE: Does not follow smoothly, jerks at 45 degree angle or less, showed distinct jerking at maximum deviation. RIGHT EYE: Does not follow smoothly, jerks at 45 degree angle or less, showed distinct jerking at maximum deviation. WALK AND TURN: While providing Naughton the task instructions to step on the line, she attempted to do it with her shoes on and kept stumbling out of the line. I then asked her to take her shoes off and she did. While walking the steps forward, Naughton took 20 steps forward and none of them were heel-to-toe. I asked her several times, where she was going after she kept walking on the line past the 9th step. I reminded her that the task is 9 steps forward and 9 steps back. She then turned around, made an improper turn (not using small steps to turn around) and continued to attempt the steps back. She then took 21 steps back without touching heel-to-toe. It should also be noted that she was not counting each step out loud and did not look at her feet throughout the task.											
SWORN AND SUBSCRIBED BEFORE ME											
 NOTARY PUBLIC / CLERK OF COURT / OFFICER (F.S.S. 117.10)				 SIGNATURE OF ARRESTING / INVESTIGATING OFFICER							
05/31/2022 DATE				PIMENTEL, LOISE A (1094) NAME OF OFFICER (PLEASE PRINT)							
				05/31/2022 DATE							
				MAY 31 2022							
				PAGE 2 OF 3							

☐ MARSY'S LAW - CIV

OETS 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 0500400		Agency Name DELRAY BEACH POLICE DEPARTMENT		Agency Report Number 4 0 22-006962							
Charge Type: Check as many as apply.		☐ 1. Felony ☐ 2. Traffic Felony		☐ 3. Misdemeanor ☒ 4. Traffic Misdemeanor		☐ 5. Ordinance ☐ 6. Other		Special Notes:			
Name (Last, First, Middle) NAUGHTON, TRICIA ANN		Alias		Race W		Sex F		Date of Birth 02/04/1972			
ONE LEG STAND: Naughton advised that she did not have any medical problems that would prevent her from performing this task. When I asked her to start, Naughton raised her right foot of the ground and counted from '1001' to '1004' then put her foot down. She raised her right foot up again and started from '1001', lost her balance, put her foot down again and said "I'm sorry that was not correct". She took several seconds and then raised her right foot up again and started from "1001" to "1003" until she lost her balance again and put her foot down. FINGER TO NOSE: After providing Naughton with the task instructions, I had to remind her to tilt her head back and close her eyes. Naughton performed the task in the following manner: - First LEFT, placed her left index finger on her left eye and then slowly moved it down towards the tip of her nose. I reminded her then that she did not need to wait for me to tell her to bring her hand down. - First RIGHT, placed her right index finger on her right nostril. - Second LEFT, placed her left index finger on her left nostril. - Second RIGHT, placed her right index finger on her right nostril. - Third RIGHT, started bringing her left index finger up and then corrected herself, did not touch her right index finger to nose. - Third LEFT, place left index finger to tip of nose. RHOMBERG ALPHABET: Naughton performed the task in the following manner: ABCDEBGHJKL (UNINTELLIGIBLE) QRSTUDWSY and Z. It should be noted that she performed this in a noticeable quick manner than otherwise instructed to do so. I gave her another try and she proceeded to sing the Alphabet song in the following manner: ABCDEFGHIJKLMNOPQRS GUPWRSY and P. BREATH ALCOHOL TEST RESULTS: The test results were: Refused. Defendant sample #1: Refused. Defendant sample #2: Refused. CHARGES: Based on the above stated facts, Probable Cause exists to charge the defendant Tricia Naughton with one count of Driving Under the Influence in violation of FSS 316.193(1)A.											
SWORN AND SUBSCRIBED BEFORE ME  NOTARY PUBLIC / CLERK OF COURT / OFFICER (F.S.S. 117.10) 05/31/2022 DATE  SIGNATURE OF ARRESTING / INVESTIGATING OFFICER PIMENTEL, LOISE A (1094) NAME OF OFFICER (PLEASE PRINT) 05/31/2022 DATE SCANNED MAY 31 2022 PAGE 3 OF 3											

COURT

STATE ATTORNEY

CENTRAL RECORDS

JAIL

CRIME ANALYSIS

P.I.O.



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

PBSO CASE # 22-072831 PBSO ZONE 4-12

AGENCY CASE # 22-006962 CRASH CASE # _____

TIME OF STOP/CRASH 2232 DATE 05/30/22 DAY Monday

SUBJECT'S NAME TRICIA NAUGHTON RACE W SEX F

HGT 5'07" WGT 150 DOB 2/4/72

LOCATION ATLANTIC AVE / N SWINTON AVE

ARRESTING OFFICER'S NAME & ID PIMENTEL #1094 AGENCY DBPD

DIVISION: _____

NOTIFIED BY COMMO ✓

ARRIVAL AT FACILITY 2330

BREATH RESULTS:

Arrest Time 2315

1. _____
2. _____
3. _____
4. _____

TESTING OFFICER'S ID 6212

REFUSED

SCANNED

MAY 31 2022

SUBJECT: NAUGHTON, TRICIA A. CASE NUMBER: 22-006962

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 Off. Pimentel of the DBPD

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) READ ON CAMERA

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) READ ON CAMERA

SCANNED

MAY 31 2022

WHITE: STATE ATTY.

YELLOW: DHSMV

PINK: CENTRAL RECORDS

GOLD: JAIL

SUBJECT: Norton, Frank A. CASE NUMBER: 22-008962

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? **SCANNED**

DO YOU TAKE INSULIN? _____ IF SO, WHEN WAS YOUR LAST INJECTION? **MAY 31 2022**

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

INTERVIEWER: _____

**STATE OF FLORIDA
DEPARTMENT OF HIGHWAY SAFETY & MOTOR VEHICLES
AFFIDAVIT OF REFUSAL TO SUBMIT TO
BREATH AND/OR URINE TEST**

I, OFC. L. PIMENTEL #1094, a duly certified Law Enforcement Officer or Correctional Officer,
(Name of Officer reading Implied Consent Warning)

am a member of DELRAY BEACH POLICE DEPARTMENT, and I do swear
(Name of law enforcement agency)

or affirm that on or about the 30 day of MAY, 20 22, at 2315 ☒ P.M. ☐ A.M.

DRIVER TRICIA ANN NAUGHTON

(Type or Print) FIRST NAME MIDDLE OR MAIDEN NAME LAST NAME

DL# N235-801-72-544-0, state of FLORIDA, was placed under lawful arrest for

the offense of 316.193(1)A by OFC. L. PIMENTEL #1094 and
(Name of Arresting Officer)

issued Citation # AFTZXLE

That on or about the 31 day of MAY, 20 22, at 1200 ☐ P.M. ☒ A.M.

in PALM BEACH County,

I requested that the driver submit to a ☒ breath and/or ☐ urine test to determine his or her blood alcohol level and/or the presence of chemical or controlled substances. I informed the driver that the refusal to submit to such test(s) 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 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 for refusal to submit to a lawful test of his or her breath, urine, or blood. Additionally, I informed the driver that if he or she holds a CDL, or was operating a CMV, refusal will result in the disqualification of the Commercial Driver's License/driving privilege for a period of one (1) year in the case of a first refusal or permanently if he or she has previously been disqualified as a result of a refusal to submit to any such lawful test. Nonetheless, the driver refused to submit to the test(s) requested.

1094
Signature of Law Enforcement Officer or
Correctional Officer

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

The foregoing instrument was sworn and subscribed before me:

Signature of Attesting Officer

Title

Date

(AFFIX SEAL)

The foregoing instrument was sworn and subscribed before

me this 31 day of May, 20 22,

by _____,

who is personally known to me or who has produced

as identification

Notary Public

HSMV-BAR1001 (REV. 10/2016)

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 UFC, and the probable cause affidavit.

SCANNED

MAY 31 2022

WITNESS LIST

CASE NUMBER: 22-006962

ARRESTING OFFICER: L. PIMENTEL #1094

ADDRESS: 300 W ATLANTIC AVE, DELRAY BEACH, FL

PHONE NUMBERS (HOME): 561-243-7800

(WORK) 561-243-7800

CAN TESTIFY TO: The information contained within these police reports.

NAME: OFC. A. MINTUS

ADDRESS: 300 W ATLANTIC AVE, DELRAY BEACH, FL

PHONE NUMBERS (HOME) 561-243-7800

(WORK) 561-243-7800

CAN TESTIFY TO: The information contained within these police reports.

NAME: OFC. MEREDITH

ADDRESS 300 W ATLANTIC AVE, DELRAY BEACH, FL

PHONE NUMBERS (HOME) 561-243-7800

(WORK) 561-243-7800

CAN TESTIFY TO: The information contained within these police reports.

NAME: OFC. H. JENKINS

ADDRESS 300 W ATLANTIC AVE, DELRAY BEACH, FL

PHONE NUMBERS (HOME) 561-243-7800

(WORK) 561-243-7800

CAN TESTIFY TO: The information contained within these police reports.

NAME: _____

ADDRESS _____

PHONE NUMBERS (HOME) _____

(WORK) _____

CAN TESTIFY TO: _____

NAME: _____

ADDRESS _____

PHONE NUMBERS (HOME) _____

(WORK) _____

CAN TESTIFY TO: _____

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PHONE NUMBERS (HOME) _____

(WORK) _____

CAN TESTIFY TO: _____

NAME: _____

ADDRESS _____

PHONE NUMBERS (HOME) _____

(WORK) _____

CAN TESTIFY TO: _____

NAME: _____

ADDRESS _____

PHONE NUMBERS (HOME) _____

(WORK) _____

CAN TESTIFY TO: _____

SCANNED

MAY 31 2022

TESTING FACILITY TASK REPORT

AGENCY: DBPD OFC. PIMENTEL #1094

SUBJECT: NAUGHTON, TRICIA A. CASE NUMBER: 22-072831

DATE: 05-30-22/05-31-22 VIDEO DVD NUMBER: N/A

BEGINNING TIME: 23:57 HRS ENDING TIME: 00:01 HRS

BREATH TESTS RESULTS: 1) **REFUSED** 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 TECHNICIAN: J. KARLECKE #6467

TESTING OFFICER'S OBSERVATIONS

SPEECH: SLURRED

ATTITUDE: COOPERATIVE, EMOTIONAL, CRYING AT TIMES, HESITANT

CLOTHING: DRESS- BLACK/PRINT NO SHOES

MEDICAL CONDITIONS: NONE

MEDICATIONS: NONE

OTHER:

EYES: BLOODSHOT, GLASSY, WATERY FROM CRYING
ODOR OF UNKNOWN ALCOHOLIC BEVERAGE.

COMMENTS:

20 MIN. OBSERVATION DONE BY A/O PIMENTEL #1094
A/O REQUESTED THE BREATH TEST.
D WAS A LITTLE HESITANT, D STATED NO TO THE BREATH REQUEST.
A/O READ THE IMPLIED CONSENT ON CAMERA.
D UNDERSTOOD THE I/C.
D STILL REFUSED THE BREATH TEST AFTER THE I/C WAS READ TO HER.
C/W READ ON CAMERA TO THE D.
NO Q&A PER A/O.

SCANNED

MAY 31 2022



**PALM BEACH COUNTY
SHERIFF'S OFFICE**
Florida State Statute Exemption Sheet

Palm Beach County Sheriff's Office – Arrests Only

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

REVIEW COMPLETED BY

Booking Number: 2022014068

Date: 5/31/22

Specialist Name/ID: T Howard/7185

SCANNED

MAY 31 2022