

50-2022-CT-009358-AMB
 JH 532245

2009

ARREST / NOTICE TO APPEAR

ADMINISTRATION	OBTS Number Agency ORI Number 0500400 Agency Name Delray Beach Police Department Agency Report Number (N.T.A.'s only) 4, 0 22-007473	1. Arrest 2. N.T.A. 3. Request for Warrant 4. Request for Capias	1	JUVENILE	
	Charge Type: ☐ 1. Felony ☐ 2. Traffic Felony ☐ 3. Misdemeanor ☒ 4. Traffic Misdemeanor ☐ 5. Ordinance ☐ 6. Other	If Weapon Seized Batar Type UNARMED	Multiple Clearance Indicator 1		
	Location of Arrest (Including Name of Business) LINDELL BLVD/OLD DIXIE HWY DELRAY BEACH		Location of Offense (Business Name, Address) LINDELL BLVD/OLD DIXIE HWY, DELRAY BEACH, FL 33483		
	Date of Arrest 06/12/2022 Time of Arrest 02:10 Booking Date 06/12/2022 Booking Time 02:20	Jail Date Jail Time Location of Vehicle			
	Name (Last, First, Middle) PETERMYER, ZACHARY RICHARD				
	Alias: Alias (Name, DOB, Soc. Sec. #, Etc.)				
DEPENDENT	Race W - White B - Black O - Oriental/Asian W	Sex M	Date of Birth 12/13/1996	Height 6'00	Weight 200
	Eye Color HAZEL	Hair Color BROWN	Complexion LIGHT	Build MEDIUM	
	Scars, Marks, Tattoos, Unique Physical Features (Location, Type, Description)			Marital Status U	Religion NOT INDICA
	Local Address (Street, Apt. Number) 3504 SANDPIPER DR, SPRINGFIELD, IL 62711			Phone 3504 SANDPIPER DR, SPRINGFIELD, IL 62711	Indication of: Alcohol Influence Yes ☒ No ☐ Drug Influence Yes ☒ No ☐ Residence Type: 1. City 3. Florida 2. County 4. Out of State 1 Address Source VERBAL Occupation
	Business Address (Name, Street) 3504 SANDPIPER DR, SPRINGFIELD, IL 62711		Phone		
	D/L Number, State P36599696354 OLCD* /		INS Number	Place of Birth (City, State) SPRINGFIELD, IL	Citizenship US
CO-DEFENDANT	Co-Defendant Name (Last, First, Middle)		Race	Sex	Date of Birth
	Co-Defendant Name (Last, First, Middle)		Race	Sex	Date of Birth
JUVENILE	☐ Parent ☐ Other: _____ Name (Last, First, Middle)		Residence Phone		
	☐ Legal Custodian Address (Street, Apt. Number) _____ (City) _____ (State) _____ (Zip)		Business Phone		
	Notified by: (Name) _____ Date _____ Time _____		JUVENILE DISPOSITION 1. Handled/Processed within Department and Released 2. TOT JAC 3. Incarcerated		
	Released To: (Name) _____ Relationship _____ Date _____ Time _____				
	The above address was provided by ☐ defendant and/or ☐ defendant's parents. The child and/or parent was told to keep the Juvenile Court Clerk's Office (Phone 355-2526) informed of any change of address. ☐ Yes, by: _____ ☐ No: _____				
CODE	Drug Activity N. N/A P. Possess		S. Sell B. Buy T. Traffic	R. Smuggle 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/Deriv.	P. Paraphernalia/ Equipment S. Synthetic U. Unknown Z. Other
CHARGE	Charge Description DRIVING WHILE UNDER INFLUENCE			Statute Violation Number 316.193(1A)	Violation of ORD #
	Drug Activity N	Drug Type N	Amount / Unit /	Offense # 1	Counts ☐ Y ☒ N
CHARGE	Charge Description			Statute Violation Number	Violation of ORD #
	Drug Activity	Drug Type	Amount / Unit	Offense #	Counts ☐ Y ☒ N
CHARGE	Charge Description			Statute Violation Number	Violation of ORD #
	Drug Activity	Drug Type	Amount / Unit	Offense #	Counts ☐ Y ☒ N
JUVENILE	Health / Apparent Physical Condition of Defendant			Any knowledge of the following: ☐ Mental ☐ Escape Risk ☐ Medication ☐ Deformities ☐ Injuries Explain:	
	Check which applies: ☐ Released O.R. ☐ Released to Parent/Guardian ☒ T.O.T. County Jail ☐ Posted Bond ☐ South County Mental Health			PROPERTY - Received By _____ Released By _____ Released To _____	
	Transported By _____ Date Transported _____ Time Transported _____ Other _____				
NOTICE TO APPEAR	☒ INSTRUCTION NO. 1 - Mandatory appearance in court ☐ INSTRUCTION NO. 2 - You need not appear in Court but must comply with instructions on Page 2.			Location (Court, Room) South County 200 W Atlantic Ave Delray Beach, FL 33444 Court Date and Time 06/28/2022 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) _____ Date Signed 6/12/22			No Photo Available	
ADMIN	HOLD for Other Agency			Signature of Arresting Officer LOPEZ BRIAN	
	☐ Dangerous ☐ Resisted Arrest ☐ Suicidal ☐ Other			Name of Arresting Officer (Print) LOPEZ BRIAN	
	Intake Deputy CP 10/12/22 Pouch #			Name of Transporting Officer R. LOPEZ	
				ID # 1218 Agency DELRA	
				Name Verification (Printed by Arrestee) JUN 12 AM 5:48	
				Witness here if subject signed with an "X"	

D.U.I. PROBABLE CAUSE AFFIDAVIT

ON THE 12th DAY OF June, 2022 AT 2:10 ☒ AM ☐ PM
IN THE CITY OF DELRAY BEACH, COUNTY OF PALM BEACH, STATE OF FLORIDA

Case No: 22-007473

Defendant: Zachary Richard Petermeyer

Agency: Delray Beach

Arresting Ofc: B. Lopez

PERSONAL CONTACT/DRIVING PATTERN/OBSERVATIONS OF DRIVER:

On 6/12/2022 at approximately 0132hrs, I responded to the intersection of Lindell Blvd and Old Dixie Hwy in reference to a car accident. Upon arrival, I spoke with Zachary Richard Petermeyer who was the driver of a black Mercedes E350 (bearing the IL tag AS28383) that crashed into the rear of a dark blue Volvo station wagon.

While I was speaking with the Petermeyer, I observed several signs of impairment. His pupils were dilated and his eyes were reddened and glossy. There was also the smell of an unknown alcoholic beverage was emitting from his breath and was detected by myself, Officer Umbriac and Officer Smith. Petermeyer had trouble standing upright, he was using a nearby signpost to keep himself balanced. When he was not using the signpost to keep his balance, he was swaying back and forth.

During the time I was speaking with him, I provided him two opportunities to perform the Standardized Field Sobriety Tasks and he did not consent. I explained to him that if he fails to perform the tasks requested of him, his driver's license would be suspended for a period of one year. I asked him a final time if he would consent to the roadside tasks and he immediately refused. He then asked if he could get an Uber immediately so he can go home right away.

Based on the aforementioned facts, the defendant Zachary Richard Petermeyer was arrested for DUI in accordance with FSS 316.193(1)A he was also given a citation for Unlawful Speed on a Municipal Road in accordance with FSS 316.189(1).

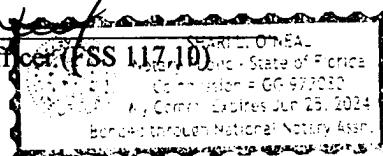
When I was transporting him to the jail, he had a hard time staying awake. While at the Palm Beach County Jail, Petermeyer consented to providing a breath sample and he blew a .237 and .234 after a 20 minute observation.

The foregoing instrument was sworn to before me this 12th day of June, 2022
by Officer B.Lopez

[Signature]
Arresting Officer

1218

[Signature]
Notary/Police Officer (FSS 117.10)



ROADSIDE TASKS

Case No: 22-007473

Defendant: Zachary Richard Petermeyer

HORIZONTAL GAZE NYSTAGMUS: 0 of 6 clues

Left Eye:

- ☐ Lack of smooth pursuit
- ☐ Distinct & sustained nystagmus at maximum deviation
- ☐ Onset prior to 45 degrees

Right Eye:

- ☐ Lack of smooth pursuit
- ☐ Distinct & sustained nystagmus at maximum deviation
- ☐ Onset prior to 45 degrees

Notes: DEFENDANT's eyes were checked for pupil and equal tracking; no abnormalities were noted.

WALK AND TURN: 0 of 8 clues

This task was not observed.

ONE LEG STAND: 0 of 4 clues

This task was not observed.

FINGER TO NOSE: 0 of 4 clues

This task was not observed.

ROMBERG/ALPHABET: 0 of 4 clues

This task was not observed.

The defendant was handcuffed and taken into custody without incident. I then transported defendant to the booking facility at the PBCJ. Upon my arrival at 2:35 AM I completed the required 20-minute observation. I then requested the defendant to provide a sample of his breath for the purpose of determining the alcohol content. The defendant complied and provided the requested breath samples. The results are: .237 and .234.

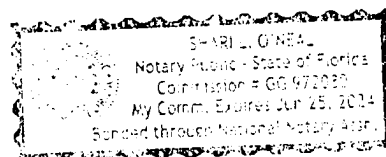
Based on the above facts, probable cause does exist to charge Zachary Richard Petermeyer with one count of DUI pursuant to FSS 316.193(1). I issued the defendant the following citation: Unlawful Speed on a Municipal Road (AFU04EE).

Upon completion of the booking process, Zachary Richard Petermeyer was turned over to Palm Beach County Jail.

The foregoing instrument was sworn to before me this 12th day of June, 2022
by Officer B. Lopez

B. Lopez 1218
Arresting Officer

S. O'Neal
Notary/Police Officer (FSS 117.10)





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

PBSO CASE #: 22-076729 Click or tap here to enter text. **PBSO ZONE:** 6-12 Click or tap here to enter text.

AGENCY CASE #: 22-007473 **DHSMV CRASH #:** 24848689

TIME OF CRASH/STOP: 1:32 AM **DATE:** 6/12/2022 **DAY:** Sunday

DEFENDANT: Zachary Richard Petermeyer **RACE:** W **SEX:** M

HGT: 6'0" **WGT:** 200 **DOB:** 12/13/1998

LOCATION: Lindell Blvd / Old Dixie Hwy

ARRESTING OFC: B. Lopez **ID:** 1218 **AGENCY:** Delray Beach

DIVISION: Community
Patrol

NOTIFIED BY COMM: ✓

ARRIVAL AT FACILITY: 0235 Hrs

TIME OF ARREST: 2:10 AM

BREATH RESULTS:

1. 237
2. 234
3.
4.

TESTING OFC. ID: 6212

PBSO VIDEOTAPE #: /

WITNESS LIST

Case No: 22-007473 Defendant: Zachary Richard Petermeyer

Arresting Officer: Brian Lopez

Address: 300 W Atlantic Ave Delray Beach FL 33444

Phone Numbers: Home: (561) 243-7800

Work: (561) 243-7888 ext 2495

Name: Officer Smith

Address: 300 W Atlantic Ave Delray Beach FL 33444

Phone Numbers: Home: (561) 243-7800

Work: _____

Can testify to: Witness statements and actions

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: _____

TESTING FACILITY TASK REPORT

AGENCY: DBPD OFC. LOPEZ #1218

SUBJECT: PETERMEYER, ZACHARY R. CASE NUMBER: 22-076729

DATE: 06-12-22 VIDEO DVD NUMBER: N/A

BEGINNING TIME: 02:57 HRS ENDING TIME: 03:12 HRS

BREATH TESTS RESULTS: 1) .237 TIME 03:05 A.M. ☒ P.M. ☐ 2) .234 TIME 03:08 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: PRONOUNCED

ATTITUDE: CALM, COOPERATIVE

CLOTHING: SHIRT- BLACK/PRINT PANTS- GRAY

MEDICAL CONDITIONS: NONE

MEDICATIONS: NONE

OTHER:

EYES: BLOODSHOT, GLASSY
ODOR OF UNKNOWN ALCOHOLIC BEVERAGE

COMMENTS:

20 MIN. OBSERVATION DONE BY A/O LOPEZ #1218
A/O REQUESTED THE BREATH TEST.
D REFUSED THE REQUEST AT FIRST.
A/O READ THE IMPLIED CONSENT TO THE D.
D UNDERSTOOD THE I/C AS READ.
D DECIDED TO SUBMIT TO THE BREATH REQUEST AFTER THE I/C WAS READ TO HIM.
D COMPLETED THE TEST CORRECTLY.
EXPALINED THE BREATH RESULTS TO THE D.
C/W READ ON CAMERA, D REFUSED TO ANSWER THE Q&A.

**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: 06/12/2022

Date of Last Agency Inspection: 06/03/2022

Observation Period Began: 02:35

Subject's Name: ZACHARY R PETERMEYER

DOB: 12/13/1996 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	03:03
	Air Blank	0.000	03:04
	Control Test	0.079	03:04
	Air Blank	0.000	03:04
	Subject Sample #1	0.237	03:05
	Air Blank	0.000	03:05
	Air Blank	0.000	03:07
	Subject Sample #2	0.234	03:08
	Air Blank	0.000	03:08
	Control Test	0.079	03:09
	Air Blank	0.000	03:09
	Diagnostics Check	OK	03:09

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: 06-12-22
Signature

Sworn to (or affirmed) before me this 12 day of June, 2022

[Signature] 218 Ofc. Lopez # 1218
Signature of Notary Public-State of Florida Printed Name of Notary Public-State of Florida

Note: Pursuant to section 117.10, Florida Statutes, law enforcement officers, correctional officers, traffic accident investigation officers and traffic infraction enforcement officers are notaries public when engaged in the performance of official duties. In accordance with section 316.1934(5), F.S., this completed form is admissible without further authentication and is presumptive proof of the results herein. To be used in accordance with Section 316.1934(5), F.S., and in administrative proceedings pursuant to 322.2615, F.S.

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) _____

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: _____



**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: 2022015110

Date: 06/13/2022

Specialist Name/ID: C. Smith/39657