

24CT 12017 AMB

0340068

# Arrest Report

FLORIDA HIGHWAY PATROL  
P.O. BOX 540007, GREENACRES, FL 33454

1109

Report Date / Time 6/25/2024 11:12 PM	Report Number FHP99ARR871027	Case Number/Cad Number FHP24ON0319213 / RCC24IN0490775	Reporting Officer Name M.W. MCDONOUGH
Originating Agency ORI FL0509000	Occur Date Time Range 06/25/2024 22:24:58 -	Jurisdiction	
OBTs Number	Other Number	Clearance	

### Location of Occurrence

County PALM BEACH	Location Type OTHER	Location Description NB INTERSTATE-95 EXIT TO SR 850			
Street Number	Street NB INTERSTATE-95	Apt/Lot/Bldg	City WEST PALM BEACH	State FL	Zip Code 33403

### Defendant

First Name ASHLEY	Middle Name SWAIN	Last Name ALEXANDER	Suffix	Race WHITE	Sex FEMALE	Height 508	Weight 137	Hair BLd	Eyes BLUvc
MNI #	SSN [REDACTED]	Date of Birth 04/15/1976	Age 48	ID Type E	Drivers License or other ID A425017766351	State FL	OCA / Agency ID		
Place of Birth:		OCALA FL UNITED STATES							
Address * RESIDENCE / 4550 PGA BLVD STE 109 , PALM BEACH GARDENS, FL 33418 /									

### Arrest

Arrest Date/Time 6/25/2024 11:52:00 PM	Arrest Location Type OTHER	Arrest Location Description J.F. K. NORTH MEDICAL CENTER				
Street Number 2201	Street 45th St	Apt/Lot/Bldg	County PALM BEACH	City WEST PALM BEACH	State FL	Zip Code 33409

### Charge :

Counts 1	Charge 316.193.1a	Bond Amount \$0.00	<input type="checkbox"/> No Bond
Charge Degree S	Charge Level MISDEMEANOR		
General Offense Code	Arrest Offense Code DUI-UNLAW BLD ALCH		
Charge Description DUI INFLUENCE OF ALCOHOL OR DRUGS	FILED PBC - GUN CLUB 24 JUN 27 AM 7:14		
Administrative Code - Description			
Is Arrestee Juvenile?	No		
Type of Arrest	On-View Arrest (apprehension without a warrant or previous incident report)		

Officer: [Signature]

JUN 26 AM 2:47

Arrest Report

SCANNED Page 1 of 4  
JUN 27 2024

Report Date / Time 6/25/2024 11:12 PM	Report Number FHP99ARR871027	Case Number/Cad Number FHP24ON0319213 / RCC24IN0490775	Reporting Officer Name M.W. MCDONOUGH
Originating Agency ORI FL0509000	Occur Date Time Range 06/25/2024 22:24:58 -	Jurisdiction	
OBTS Number	Other Number	Clearance	

**Bond Set by Court**

<input checked="" type="checkbox"/> Bond Amount <input type="checkbox"/> No Bond
Bond Type(s)

**Probable Cause**

On Tuesday June 25. 2024, while on patrol in Palm Beach County, I was dispatched to a report of a female driver asleep leaning over a vehicle's steering wheel on the northbound Interstate-95 ( State Road 9 ) exit ramp to State Road 850 ( Northlake Blvd ). Upon my arrival I observed a black in color Jeep Grand Cherokee ( FL tag " HUK2Q " ) stopped in the right lane for westbound State Road 850 ( Northlake Blvd ) at the traffic control light. Palm Beach Gardens police Officer Sawczak # 562 , was already on scene parked directly behind the black Jeep Brand Cherokee. Ofc. Sawczak stated that when he approached the driver's door/window there was a female driver later identified as Ms. Ashley Swain Alexander ( FL DL # A-425-017-76-635-1 ), was passed out in the driver's seat leaning against the steering wheel with the vehicle running and in forward gear. Palm Beach Gardens Ofc. Sawczak was able to wake up Ms. Alexander. Ofc. Sawczak then placed the vehicle's gear shift into park. I observed Ms. Alexander in the driver's seat behind the steering wheel. A short time later Riviera Beach Fire Department came on scene and started to attend to Ms. Alexander. As Riviera Beach Fire Rescue # 89 was taking her from the vehicle I attempted to speak to Ms. Alexander. I asked Ms. Alexander where she was coming from to where she uttered " yes " and attempted to touch my face. Ms. Alexander had blood shot watery eyes, slurred speech and emitted a strong odor of alcohol from her breath and person. Riviera Beach Fire Rescue# 89 then transported her to J.F.K. North Medical Center. A short time later All Florida Towing came on scene and loaded the Jeep Grand Cherokee and towed from the scene. I then traveled to J.F.K. Medical Center and met with Ms. Alexander in the emergency room area. Ms. Alexander was sitting in a chair.

While at J.F.K. North Medical Center I again observed that Ms. Alexander had bloodshot watery eyes, had slurred speech, was unsteady on her feet, and emitted a strong odor of alcohol from her breath and person. I then asked her where she was coming from however she refused to answer. I then asked where she was going to where she refused to answer. I then asked if she had consumed any alcoholic beverages where again she did not answer. I then asked Ms. Alexander if she would submit to road side exercises but she refused to answer. I again asked her if she would attempt road side exercises to she refused to give an answer to yes or no. I then stated to Ms. Alexander if she would not submit to road side exercises I would to consider all the evidence she emitted and would be forced to make a decision. I then again asked if she would submit to road side exercises to again she refused to a answer of yes or no. Based the evidence she emitted and Palm Beach Gardens Ofc. Sawczak # 562 observing her in the driver's seat with her running, and myself observing her in the driver's seat giving her total control of the vehicle, while inside J.F.K. Medical Center I then placed Ms. Alexander under arrest for driving under the influence at 11:52 pm 6/25/24 and transported her to the Palm Beach County Breath Testing Center in the Palm Beach County Main Jail.

Report Date / Time 6/25/2024 11:12 PM	Report Number FHP99ARR871027	Case Number/Cad Number FHP24ON0319213 / RCC24IN0490775	Reporting Officer Name M.W. MCDONOUGH
Originating Agency ORI FL0509000	Occur Date Time Range 06/25/2024 22:24:58 -	Jurisdiction	
OBTS Number	Other Number	Clearance	

After a twenty minute observation where she did not ingest any liquids or food Ms. Alexander was then placed on camera in the breath testing center to where I request a breath sample from Ms. Alexander. When I requested a breath sample she stated that should would submit to the request. I then read Florida's Implied Consent and then again request a breath sample. Ms. Alexander then again stated that she would not give a breath sample at 12:53 am 6/26/2024. I then finished my paperwork and then transported her to the booking entrance inside the Palm Beach County Main Jail.

All Occurred in Palm Beach County. FHP unit # 1434 video is available upon request.

#### Jail Booking Facility

Booking Date/Time	Booking County	Booking Facility	Booking Facility Phone
Booking Facility Location			Booking Number
Booking Comments			

#### Court

Court County PALM BEACH	Court Location 205 NORTH DIXIE HIGHWAY WEST PALM BEACH, FL 33401		
Court MAIN COURTHOUSE	Court Phone 561-355-2996	Court Apperance Date / Time 08/01/2024 9:00 AM	Court Fine
Comments			

Officer Name Rank / ID #	Involvement On Report / Reporting Role	Officer Agency Org/Unit
M.W. MCDONOUGH TPR 2772	REPORTING OFFICER	FLORIDA HIGHWAY PATROL FHPLILWRCCIPALM BEACHISR702 TO MARTIN LN



# TESTING FACILITY TASK REPORT

AGENCY: FHP-L

SUBJECT: ALEXANDER, ASHLEY SWAIN

CASE NUMBER: 24-075205

DATE: Jun 26, 2024

VIDEO DVD NUMBER: N/A

BEGINNING TIME: 0051

ENDING TIME: 0055

BREATH TESTS RESULTS: 1) R TIME 0053 A.M.  P.M.  2) XX TIME XX A.M.  P.M.

**REFUSED**

3) XX TIME XX A.M.  P.M.  4) XX TIME XX A.M.  P.M.

BREATH OPERATOR: JOSHUA J BELL #8656

MAINTENANCE TECHNICIAN: J. KARLECKE #6467

## TESTING OFFICER'S OBSERVATIONS

SPEECH: HOARSE

ATTITUDE: QUIET, COOPERATIVE

CLOTHING: GREY JACKET, LIGHT BLUE SHIRT, BLUE SKIRT, WHITE SHOES

MEDICAL CONDITIONS: NONE

MEDICATIONS: NONE

## OTHER:

EYES: BLOODSHOT, GLASSY

## COMMENTS:

ARRIVED AT DUI TESTING FACILITY AND BEGAN THE 20 MINUTE OBSERVATION AT 00:24 HOURS

SUBJECT STATED SHE WOULD NOT TAKE BREATH TEST

A/O READ I.C

SUBJECT STATED SHE UNDERSTOOD I.C

SUBJECT AGAIN STATED SHE WOULD NOT TAKE BREATH TEST

REFUSAL TIME 0053 HOURS

A/O READ RIGHTS

SUBJECT STATED SHE UNDERSTOOD HER RIGHTS

SUBJECT ASKED FOR A LAWYER

**REFUSED**



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

PBSO CASE # 24-075205 PBSO ZONE 3-13

AGENCY CASE # FHP24ON0319213 CRASH CASE # \_\_\_\_\_

TIME OF STOP/CRASH 22:36 DATE 06/25/2024 DAY TUESDAY

SUBJECT'S NAME ALEXANDER, ASHLEY SWAIN RACE W SEX F

HGT 5'8 WGT 120 DOB 04/15/1976

LOCATION NB INTERSTATE 95 EXIT TO NORTHLAKE BLVD

ARRESTING OFFICER'S NAME & ID M. MCDONOUGH #2772 AGENCY FHP

DIVISION: TROOP L

NOTIFIED BY COMMO \_\_\_\_\_

ARRIVAL AT FACILITY 00:24

BREATH RESULTS:

Arrest Time 23:52

1. REFUSED
2. REFUSED
3. REFUSED
4. REFUSED

TESTING OFFICER'S ID BELL 8656

NOT A CERTIFIED COPY

SUBJECT: Alexander, Ashley Swain 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? Refused

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? NO 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: \_\_\_\_\_

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

SUBJECT: Alexander, Ashley Swain 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) 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

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

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

I, Tpr. Mark McDonough, a duly certified Law Enforcement or Correctional Officer, am a  
(Name of Officer reading Implied Consent Warning)  
member of Florida Highway Patrol, and I do swear  
(Name of Law Enforcement Agency)

or affirm that on or about the 25 day of June, 2024, at 11:52  P.M.  A.M.  
DRIVER Ashley Swain Alexander  
FIRST NAME MIDDLE OR MAIDEN NAME LAST NAME

DL # A-425-017-76-635-1, state of Florida, was placed under lawful arrest for  
the offense of D.U.I. by Tpr. M. McDonough #2772 and  
issued citation # A77DW6E  
(Name of Arresting Officer)

That on or about the 26 day of June, 2024, at 12:53  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, 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. Additionally, I informed the driver that if he or she holds a Commercial Driver's License (CDL), or was operating a commercial motor vehicle, refusal will result in the disqualification of the CDL 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.

M. McDonough #2772  
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:

\_\_\_\_\_  
Signature of Attesting Officer

(AFFIX SEAL)

The foregoing instrument was sworn and subscribed before me this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_, by \_\_\_\_\_ who is personally known to me or who has produced \_\_\_\_\_ as identification.

Notary Public \_\_\_\_\_

HSMV-BAR1001 (REV. 09/2021)

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.



# Palm Beach County Sheriff's Office

Florida State Statute Exemption Sheet

	X	Florida State Statute	Description	Page Number(s)
L/E Exemptions	<input type="checkbox"/>	119.071(4)(c)	Undercover personnel	
	<input type="checkbox"/>	119.071(2)(e)	Confession	
Public Info. Exemptions	<input type="checkbox"/>	FL Const. Art. I, s. 16(b)(5)	Marsy's Law – victim information shall be redacted. The term "victim" also includes the victim's lawful representative, the parent or guardian of a minor, or the next of kin of a homicide victim. The term "victim" does not include the accused (ref. page 99 of the CRTM for additional information)	
	<input type="checkbox"/>	119.071(2)(j)	Home/employment telephone number, home/employment address, or personal assets of a person who has been the victim of sexual battery, aggravated child abuse, aggravated stalking, harassment, aggravated battery or domestic violence	
	<input type="checkbox"/>	119.0712(2)	Personal information contained in a motor vehicle record	
	<input type="checkbox"/>	316.650(11)	Driver information contained in a uniform traffic citation	
	<input type="checkbox"/>	119.071(4)(d)2.a.	Home addresses, telephone numbers, dates of birth, and photographs of active/former LE personnel, spouses, and children	
Florida Rules of Judicial Administration 2.420	<input checked="" type="checkbox"/>	(iii) 119.0714(1)(i)-(j), (2)(a)-(e)	Social Security, bank account, charge, debit, and credit card numbers	2
	<input type="checkbox"/>	(xii) 741.30(3)(b)	The victim's address in a domestic violence action on petitioner's request	
	<input type="checkbox"/>	(xiii) 119.071(2)(h), 119.0714(1)(h)	Protected information regarding victims of child abuse or sexual offenses	
	<input type="checkbox"/>			
	<input type="checkbox"/>			
Other	<input type="checkbox"/>			
	<input type="checkbox"/>			
	<input type="checkbox"/>			
	<input type="checkbox"/>			

REVIEW COMPLETED BY

Booking Number: 2024017328	Date: 6/27/2024
	Specialist Name/ID#: ANGELA PINKNEY/7796