

0490 240 24CT 17262 SB 733

AGENCY CASE #: 24-0069

REPORT DATE: 04/20/2024

# ARREST AFFIDAVIT

CASE INFORMATION	CIRCUIT <b>15TH JUDICIAL CIRCUIT</b>		REPORTING AGENCY <b>MANALAPAN POLICE DEPARTMENT</b>				REPORT DATE <b>04/20/2024</b>		
	REPORTING AGENCY ORI # <b>FL0502100</b>		ARRESTING AGENCY ORI # <b>FL0502100</b>		SUBMITTING AGENCY ORI # <b>FL0502100</b>		BOOKING AGENCY ORI # <b>FL0502100</b>		
	AGENCY CASE # <b>24-0069</b>		ARREST # OR COURT CASE #		JUVENILE? <b>NO</b>	TYPE OF ARREST <b>ON-VIEW ARREST</b>			
	OBTS #		EVIDENCE CONFISCATED			EVIDENCE CONFISCATED DESCRIPTION			
	<input type="checkbox"/> 1. FELONY		<input type="checkbox"/> 2. TRAFFIC FELONY		<input type="checkbox"/> 3. MISDEMEANOR	<input checked="" type="checkbox"/> 4. TRAFFIC MISDEMEANOR	<input type="checkbox"/> 5. ORDINANCE	<input type="checkbox"/> 6. OTHER/CAPIAS	
	ARREST			BOOKING			JAIL		
DATE <b>04/20/2024</b>		TIME <b>08:56 PM</b>		DATE <b>04/20/2024</b>		TIME <b>09:33 PM</b>	DATE <b>04/20/2024</b>	TIME <b>11:30 PM</b>	
LOCATION OF ARREST	AT BUSINESS? <b>NO</b>		COMPANY NAME						
	STREET # <b>6990</b>	PRE DIRECTION <b>SOUTH</b>	STREET NAME <b>S OCEAN</b>			POST DIRECTION	STREET CATEGORY CODE <b>BOULEVARD</b>	APT/UNIT #	
	CITY <b>OCEAN RIDGE</b>		STATE <b>FL</b>	ZIP <b>33462</b>	AT LATITUDE		AND LONGITUDE		
LOCATION OF OFFENSE	AT BUSINESS? <b>NO</b>		COMPANY NAME						
	STREET # <b>200-BLK</b>	PRE DIRECTION <b>SOUTH</b>	STREET NAME <b>OCEAN</b>			POST DIRECTION	STREET CATEGORY CODE <b>BOULEVARD</b>	APT/UNIT #	
	CITY <b>MANALAPAN</b>		STATE <b>FL</b>	ZIP <b>33462</b>	AT LATITUDE		AND LONGITUDE		
ARRESTEE	PERSON # <b>1</b>	COARRESTEE STATUS	JUVENILE? <b>NO</b>	PARENTS CONTACTED?	RELATIONSHIP TO SUBJECT		NTA ? <b>NO</b>		
	BUSINESS/GOVERNMENT NAME				VICTIM TO SUBJECT RELATIONSHIP <b>BAND 1000. #</b>				
	FIRST NAME <b>BREANNA</b>		MIDDLE NAME <b>ROSE</b>		LAST NAME <b>MIRALLA</b>		SUFFIX	DATE OF BIRTH <b>2/3/1998</b>	AGE <b>26</b>
	GENDER <b>F</b>	HEIGHT <b>5'04"</b>	RACE <b>W</b>	ETHNICITY <b>HISPANIC OR LATINO</b>		ALIAS / MAIDEN		ALT NAME DESC.	COMPLEXION <b>FAIR</b>
	BUILD <b>AVERAGE</b>		WEIGHT <b>145 LBS</b>	EYE COLOR <b>BRO</b>	HAIR COLOR <b>BLK</b>	PHYSICAL FEATURE			
	SCARS/MARKS/TATOOS (LOCATION / DESCRIBE)								
DUI INDICATOR <b>ALCOHOL</b>	SPEAKS ENGLISH? <b>YES</b>	THREAT? <b>NO</b>	PROBATION? <b>NO</b>	GANG AFF? <b>NO</b>	SEX OFFENDER? <b>NO</b>	MENTAL HEALTH <b>NO</b>	HOMELESS? <b>NO</b>		
<b>IDENTIFICATION</b>									
DRIVER LICENSE # <b>M640076985430</b>			DL STATE <b>FL</b>	DL CLASS <b>E</b>	PLACE OF BIRTH <b>US</b>	COUNTRY OF CITIZENSHIP <b>US</b>			
SOC. SEC. #		INS #	FBI #	FCIC/NCIC #	BOOKING #	SPN #	DOC #	OTHER ID #	
<b>PERMANENT ADDRESS</b>									
STREET # <b>23398</b>		STREET NAME <b>SERENE MEADOWS SOUTH</b>				STREET CATEGORY CODE <b>DRIVE</b>	APT/UNIT #		
CITY <b>BOCA RATON</b>			STATE <b>FL</b>	ZIP CODE <b>33428</b>	ADDRESS SOURCE <b>FL DL</b>				
PERSON RESIDENCE CODE <b>NONRESIDENT</b>				PHONE # <b>(561) 334-6203</b>		E-MAIL			

FILED PBC - CIVIL CLERK  
24 APR 21 AM 5:41


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APR 21 2024

**AGENCY CASE #: 24-0069**

**REPORT DATE: 04/20/2024**

<b>CHARGE INFORMATION</b>	CHARGE #	VICTIM PERSON #	OFFENSE START DATE	OFFENSE END DATE	INCIDENT START DATE	INCIDENT END DATE	
	1	2	04/20/2024	04/20/2024	04/20/2024	04/20/2024	
	JUVENILE REFERRAL						
	CHARGE TYPE	CHARGE SEVERITY	ORDINANCE #	STATE STATUTE	STATUTE CATEGORY		
	FSS	MISDEMEANOR		316.193(1A)	DUI-UNLAW BLD ALCH		
	STATUTE DESCRIPTION				COUNTS INCREASED PENALTY	DOMESTIC VIOLENCE	
	DUI INFLUENCE OF ALCOHOL OR DRUGS				1	NO	
	DRUG ACTIVITY	DRUG TYPE	DRUG AMOUNT	BAIL BOND TYPE	BOND DATE	BOND AMOUNT	WARRANT #
	N/A						
	<b>VICTIM STATE OF FLORIDA</b>	PERSON #	COARRESTEE STATUS	JUVENILE?	PARENTS CONTACTED?	RELATIONSHIP TO SUBJECT	NTA ?
2							
BUSINESS/GOVERNMENT NAME			VICTIM TO SUBJECT RELATIONSHIP				
STATE OF FLORIDA							
FIRST NAME		MIDDLE NAME	LAST NAME		SUFFIX	DATE OF BIRTH	AGE
GENDER		HEIGHT	RACE	ETHNICITY	ALIAS / MAIDEN	ALT NAME DESC.	COMPLEXION
BUILD		WEIGHT	EYE COLOR	HAIR COLOR	PHYSICAL FEATURE		
SCARS/MARKS/TATOOS (LOCATION / DESCRIBE)							
DUI INDICATOR	SPEAKS ENGLISH?	THREAT?	PROBATION?	GANG AFF?	SEX OFFENDER?	MENTAL HEALTH	HOMELESS?
<b>IDENTIFICATION</b>							
DRIVER LICENSE #		DL STATE	DL CLASS	PLACE OF BIRTH	COUNTRY OF CITIZENSHIP		
SOC. SEC. #	INS #	FBI #	FCIC/NCIC #	BOOKING #	SPN #	DOC #	OTHER ID #
<b>PERMANENT ADDRESS</b>							
STREET #		STREET NAME			STREET CATEGORY CODE	APT/UNIT #	
CITY		STATE	ZIP CODE	ADDRESS SOURCE			
PERSON RESIDENCE CODE			PHONE #	E-MAIL			

<b>ENFORCEMENT OFFICIAL</b>	FIRST NAME	LAST NAME	BADGE #	RANK	SIGNATURE METHOD
	MICHAEL	DEFILIPPIS	52153	OFFICER	DIGITAL
I SWEAR/AFFIRM THE ABOVE ATTACHED STATEMENTS ARE TRUE AND CORRECT ON			OFFICER SIGNATURE		
04/20/2024 at 23:13					
<b>AFFIRMING OFFICIAL</b>	AFFIRMING OFFICIAL NAME	BADGE #	AFFIRMING AGENCY ORI #	SIGNATURE METHOD	AFFIRMING OFFICIAL SIGNATURE
	SUBSCRIBED AND AFFIRMED TO BEFORE ME ON _____ AT _____ BY _____				
	WHO IS PERSONALLY KNOWN TO ME OR HAS PRODUCED _____ AS IDENTIFICATION. ___ LEO/CO (FSS 117.10)				

*DIS J. THOMAS #7956*

**SCANNED**

APR 21 2024

The undersigned certifies and swears that he/she has just and reasonable grounds to believe that the above named defendant committed the following violation of law:

On \_\_\_\_\_, at \_\_\_\_\_ (Specifically include facts constituting cause for arrest.)

On 04/20/2024 at approximately 2038 hours, while conducting routine patrol within the jurisdictional limits of the Town of Manalapan, FL 33462, I observed a vehicle weaving within its lane of travel. I began observing this vehicle, identified as a 2024 grey Kia K5 GT bearing FL Tag # 53EDPC. In the area of the 600-blk of S Ocean Blvd, I observed the vehicle swerve violently into oncoming traffic, crossing the solid double yellow line, almost striking an oncoming vehicle. The oncoming vehicle swerved partially off the roadway into the shoulder, narrowly avoiding a collision.

I followed the vehicle from that location, collecting additional driving pattern:

I observed the vehicle to be weaving within the proper lane of travel. Speeds varied between 23 miles per hour and 37 miles per hour. In the area of the 1500-blk, there is an S bend, on the initial track turning east bound, the vehicle reacted late to the turn and slightly overcorrected. On the second bend turning back southbound, the vehicle reacted late and slightly overcorrected. The vehicle continued weaving in lane and appeared to have difficulty maintaining speed. In the area of 1900-blk S Ocean Blvd, the vehicle rapidly reduced speed to approximately 20 miles per hour and then rapidly accelerated to approximately 36 miles per hour and maintained this speed through a 25mph zone located just south of the 2000-blk S Ocean Blvd. The final stop location was just south of 6990 S Ocean Blvd, Ocean Ridge, FL, on the west side of the roadway, facing south.

Upon approach, I observed the driver, identified above as Breanna R. Miralla, to have glassy, watery eyes. It should be noted the driver does wear glasses with large lenses. In speaking to Miralla, I noted a slur to her speech. Upon exiting the vehicle, Miralla had a slight stumble to her step. While Miralla was standing still, I observed a distinct orbital sway. Due to heavy winds at the stop location, I was unable to smell any odor of unknown alcoholic beverages emanating from Miralla. Miralla admitted to drinking two "beers" during my initial interview.

Based on the aforementioned information, I suspected Miralla to be under the influence of an unknown alcoholic beverage and decided to conduct standardized field sobriety tasks. See DUI PC for additional information on SFST results.

Miralla was placed into handcuffs which were checked for proper fit and double locked. Miralla was read her Miranda Rights from and Manalapan Police Department Issued Miranda Card and advised she understood her rights and was willing to answer questions. During this Post-Miranda Interview, Miralla advised she had last eaten earlier in the day and had not eaten at the restaurant she had been at, identified as Old Key Lime House in Lantana, FL. Miralla advised she had consumed approximately four alcoholic beverages.

Miralla was transported to the Palm Beach County Sheriff's Office BAT Facility, where I requested she provide a lawful sample of her breath for the purposes of determining her level of intoxication. Miralla refused to provide a sample of her breath. I read Implied Consent from a PBSO BAT provided Implied Consent Form. Miralla again refused to provide a sample of her breath.

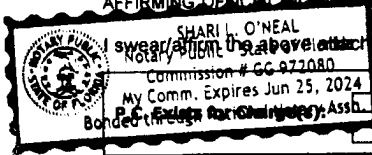
Based on the aforementioned information, in accordance with the totality of the circumstances, probable cause exists to charge Breanna Rose Miralla with one (1) count of Driving under the Influence of Alcohol (Refusal).

Miralla did drive or was in actual physical control of a vehicle, while under the influence of alcoholic beverages or chemical substances as set forth in Florida Statute 877.111, or a controlled substance as set forth in Chapter 893 or any combination thereof, and was affected to the extent that his or her normal faculties were impaired, contrary to Florida Statute 316.193(1)(a). (MISD)

PROBABLE CAUSE STATEMENT

AFFIRMING OFFICIAL NAME Shary L. O'Neal SUBSCRIBED AND AFFIRMED TO BEFORE ME ON 04-20-24

AFFIRMING OFFICIAL SIGNATURE [Signature] WHO IS A LAW ENFORCEMENT OFFICER OR NOTARY



I swear/affirm that the above attached statements are true and correct. OFFICER'S SIGNATURE [Signature]

Bonded  YES  NO

\_\_\_\_\_  
Judge's Signature Date

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 IN 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. SIGNING THIS NOTICE TO APPEAR IS AN ADMISSION OF GUILT. YOUR SIGNATURE ACKNOWLEDGES RECEIPT OF THE INFORMATION LISTED HEREON.

DEFENDANT/JUVENILE SIGNATURE

PARENT/GUARDIAN SIGNATURE

APR 21 2024

# DUI PROBABLE CAUSE AFFIDAVIT

On the 20 Day of April at 2056 A.M. P.M.  
Subject: Breanna R. Miralla Case Number: 24-0069  
Agency: Manalapan Police Department Arresting Officer: DeFilippis #52153

## Personal Contact

<b>Driving Pattern</b>	Actual physical control (physical evidence putting the driver behind the wheel)
<p>I initially observed the vehicle, identified as a 2024 Kia bearing FL Tag #53EDPC, travelling southbound in the area of 200-blk S Ocean Blvd. At that location, the vehicle was weaving in the lane of travel. Just north of the 600-blk S Ocean Blvd, I observed the vehicle swerve outside of the lane, across solid double yellow lines, into oncoming traffic. In doing so, the vehicle caused an oncoming vehicle to swerve into the shoulder, partially off the roadway, in order to avoid a collision. Following this, I observed the vehicle to be weaving within the proper lane of travel. Speeds varied between 23 miles per hour and 37 miles per hour. In the area of the 1500-blk, there is an S bend, on the initial track turning east bound, the vehicle reacted late to the turn and slightly overcorrected. On the second bend turning back southbound, the vehicle reacted late and slightly overcorrected. The vehicle continued weaving in lane and appeared to have difficulty maintaining speed. In the area of 1900-blk S Ocean Blvd, the vehicle rapidly reduced speed to approximately 20 miles per hour and then rapidly accelerated to approximately 36 miles per hour and maintained this speed through a 25mph zone located just south of the 2000-blk S Ocean Blvd. The final stop location was just south of 6990 S Ocean Blvd, Ocean Ridge, FL, on the west side of the roadway, facing south.</p>	

<b>Observation of Driver</b>
<p>Upon approach, I observed the driver, identified above as Breanna R. Miralla, to have glassy, watery eyes. It should be noted the driver does wear glasses with large lenses. In speaking to Miralla, I noted a slur to her speech. Upon exiting the vehicle, Miralla had a slight stumble to her step. While Miralla was standing still, I observed a distinct orbital sway.</p>

<b>Drivers Statements:</b>
<p>Miralla advised she had been at the Old Key Lime House, a restaurant located in Lantana, FL. At that location, Miralla advised she consumed approximately 4 alcoholic beverages.</p>

<b>Odors:</b>
<p>Due to heavy winds at the location of the stop, I was unable to smell any odors coming from Miralla. Upon arrival at the PBSO Jail, I was able to detect a slight odor of an unknown alcoholic beverage emanating from Miralla.</p>

## General Observations

<b>Speech:</b> Mild slur
<b>Attitude:</b> Initially non-compliant, became cooperative as investigation proceeded.
<b>Clothing:</b> Black shirt, Blue Jean Shorts, Black sneakers
<b>Medical Problems/Medications:</b> Asthma, Albuterol Sulphate HFA Inhaler.
<b>Other:</b>

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APR 21 2024

# DUI PROBABLE CAUSE AFFIDAVIT

Subject: Breanna R. Miralla Case Number: 24-0069

## Roadside Tasks

### Horizontal Gaze Nystagmus

- |   |  |
|---|--|
| <input type="checkbox"/> Left Eye Does Not Follow Smoothly              | <input type="checkbox"/> Right Eye Does Not Follow Smoothly              |
| <input type="checkbox"/> Left Eye Jerks at 45 Degree Angle or Less      | <input type="checkbox"/> Right Eye Jerks at 45 Degree Angle or Less      |
| <input type="checkbox"/> Distinct Jerking Left Eye at Maximum Deviation | <input type="checkbox"/> Distinct Jerking Right Eye at Maximum Deviation |

I checked Miralla for Horizontal Gaze Nystagmus. Miralla advised she did wear glasses and had an astigmatism. Miralla removed her glasses upon request. I advised Miralla to keep her head completely still and to follow the tip of my finger with her eyes and only her eyes. I observed Miralla swaying during the instructional and practical portion of this exercise, failing to maintain the starting position as instructed by placing her hands behind her back. Miralla had to be reminded to keep her head still, failing to follow instructions.

### Walk and Turn Task

I led Miralla to a sidewalk located on S Ocean Blvd, where I placed a straight and defined line using yellow painter's tape. I instructed Miralla to stand with her left foot on the line and the heel of her right foot touching the toe of her left foot. I then instructed Miralla to remain in this pose until instructed to begin the task. Miralla initially assumed the starting position but lost her balance multiple times, requiring me to remind her to remain in the instructed position. Miralla requested to remove her shoes, which were black/grey sneaker style shoes, which I allowed her to do. I then instructed her in how to complete the Walk and Turn task. I instructed Miralla to take a total of nine heel to toe steps along the previously defined line, counting each step out loud, then to turn by taking a number of small steps, and take nine heel to toe steps back down the defined line, while counting each step out loud. I then demonstrated three steps, then I demonstrated the turn, and then I demonstrated three steps returning, while counting out loud in the instructed manner. Miralla advised she understood the instructions. While I was instructing Miralla, I observed a distinct sway while in the instructional position, causing Miralla to lose her balance multiple times. During the task, Miralla stepped off the line multiple times losing her balance. Miralla did not perform the turn as instructed. Miralla took a total of 10 steps from the initial starting point. Miralla attempted to turn on the 10th step, failing to turn as instructed, instead turning in a wide, sweeping motion. Miralla took 10 steps back down the line, in which she again failed to maintain her balance, causing her to step off the line.

### One Leg Stand

I then instructed Miralla to stand with her feet together and her arms down at her sides. I demonstrated this position. I instructed Miralla to maintain this position while I instructed her in the task and to not start the task until told to do so. I then instructed and demonstrated the One Leg Stand Task. I instructed Miralla to, when told, raise one leg approximately six inches off the ground, keeping her raised foot parallel to the ground. I instructed Miralla to hold this position and count out loud as so, one one thousand, two one thousand, and so on until told to stop. I instructed Miralla to watch her foot throughout the task. Miralla had to be reminded to stand in the instructional position. Miralla advised she understood the instructions as given. I then told Miralla to begin. Miralla began the task. I timed Miralla for thirty seconds utilizing my watch, during which time she displayed a distinct sway, utilized her arms to maintain her balance, and failed to maintain her balance, placing her foot on the ground multiple times.

### Finger To Nose

I had Miralla stand with her feet together and hands down at her sides as I explained the Finger to Nose task. I explained and demonstrated the exercise and Miralla stated she understood the instructions. Miralla demonstrated that she knew her right from her left. I asked the driver to tilt her head back and close her eyes. The sequence performed was: L, R, L, R, L, R, R, L. Miralla utilized the correct hand during each of these prompts. Miralla failed to utilize the tip of her finger, instead utilizing the pad of her finger, despite my explanation specifying the tip of the finger and the tip of the nose. It should be noted Miralla had very long finger nails at the time this task was completed. Miralla touched in the general area of the tip of her nose, missing slightly on each iteration. During this task, Miralla displayed a distinct swaying motion while standing. Miralla failed to maintain the instructed position, placing her hands behind her back.

### Romberg Balance

Task not conducted.

## Breath Results from Instrument

1st Result  Refused 2nd Result  Refused 3rd Result  If Applicable

State of Florida

County of Palm Beach

The Following Instrument was notarized or sworn before me this

Personally Known

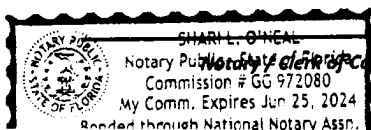
Produced Identification

Notary Public

04-20-24 (DATE)

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APR 21 2024



SHARI L. O'NEAL  
Notary Public / Clerk of Courts / Officer (FSS: 117.10)  
Commission # GG 972080  
My Comm. Expires Jun 25, 2024  
Bonded through National Notary Assn.

Signature of Arresting Officer

SUBJECT: Beanna P. Miralla

CASE NUMBER: 24-0069

# 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 Ofc. DeFilippis of the Manalapan Police Department

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) Advised 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) Advised on camera

SCANNED

APR 21 2024

WHITE: STATE ATTY.

YELLOW: DHSMV

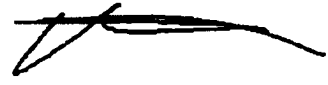
PINK: CENTRAL RECORDS

GOLD: JAIL

**STATE OF FLORIDA**  
**AFFIDAVIT OF REFUSAL TO SUBMIT TO**  
**BREATH TEST**

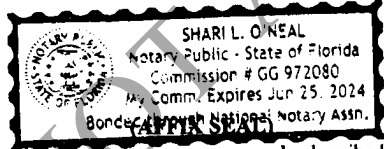
I, Officer MICHAEL DEFILIPPIS, a duly certified Law Enforcement Officer or Correctional Officer,  
(Person reading Implied Consent Warning)  
am a member of Manalapan Police Department, and I do swear  
(Name of enforcement agency)  
or affirm that on or about the TWENTIETH day of April, 2024, at 8:56 PM  
DRIVER BREANNA ROSE MIRALLA  
(Type or Print) FIRST MIDDLE OR MAIDEN LAST  
DL # M640076985430, state of FL, was placed under lawful arrest for  
the offense of DUI by Officer MICHAEL DEFILIPPIS and  
(Name of Arresting Officer)  
issued Citation # A6YMZ9E.  
That on or about the TWENTIETH day of April, 2024, at 10:03 PM  
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.)**



The foregoing instrument was sworn and subscribed before me this 20 day of April, 2024,  
by \_\_\_\_\_  
who is personally known to me or who has produced \_\_\_\_\_ as identification.  
Notary Public Shari O'Neal

The foregoing instrument was sworn and subscribed before me:

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

Title \_\_\_\_\_  
Date \_\_\_\_\_

Note: Mail or hand deliver to the designated Bureau of Administrative Reviews office, Department of Highway Safety and Motor Vehicles, with the driver's license, the appropriate copy of the UTC, and the probable cause affidavit.

**SCANNED**  
APR 21 2024



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

PBSO CASE # 24-055027 PBSO ZONE 7.21

AGENCY CASE # 24-0069 CRASH CASE # N/A

TIME OF STOP/CRASH 2040 DATE 04/20/2024 DAY Saturday

SUBJECT'S NAME Breanna R. Mipalla RACE Hispanic SEX Female

HGT 5'4" WGT 145 lbs DOB 02/03/1998

LOCATION 200-b/k S. Ocean Blvd, Manalapan, FL 33462

ARRESTING OFFICER'S NAME & ID Defilippis #52153 AGENCY Manalapan PD

DIVISION: Patrol

NOTIFIED BY COMMO Walk-in

ARRIVAL AT FACILITY 21:38

BREATH RESULTS:

Arrest Time 20:56 HRS

1. \_\_\_\_\_  
2. **REFUSED**  
3. \_\_\_\_\_  
4. \_\_\_\_\_

TESTING OFFICER'S ID 6212

NOT A CERTIFIED

**SCANNED**  
APR 21 2024

# TESTING FACILITY TASK REPORT

AGENCY: MPD OFC. DIFILIPPIS #52153

SUBJECT: MIRALLA, BREANNA R. CASE NUMBER: 24-055027

DATE: 04-20-24 VIDEO DVD NUMBER: N/A

BEGINNING TIME: 22:01 HRS ENDING TIME: 22:13 HRS

BREATH TESTS RESULTS: 1) R TIME 22:03 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

**REFUSED**

## TESTING OFFICER'S OBSERVATIONS

SPEECH:

ATTITUDE: CALM, COOPERATIVE, POLITE

CLOTHING: SHRUG- BLACK SHIRT- STRAPLESS/LIGHT BLUE & BLUE PRINT SHORTS- BLUE JEANS

MEDICAL CONDITIONS: ASTHMA

MEDICATIONS: INHALER FOR ASTHMA

## OTHER:

EYES: RED, GLASSY

## COMMENTS:

20 MIN. OBSERVATION CONDUCTED BY A/O DIFILIPPIS #52153

A/O REQUESTED THE BREATH TEST.  
D REFUSED THE REQUEST.  
A/O READ THE IMPLIED CONSENT ON CAMERA.  
D ASKED A QUESTION ABOUT TAKING THE TEST.  
D UNDERSTOOD THE I/C, D STILL REFUSED THE REQUEST AFTER THE I/C WAS READ TO HER.  
C/W READ ON CAMERA TO THE D.  
D ANSWERED Q&A.

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APR 21 2024

SUBJECT: Deanna M. ... CASE NUMBER: 14-0069

### 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? Yes

WHERE WERE YOU GOING? DL

WHAT STREET OR HIGHWAY WERE YOU ON? ...

DIRECTION OF TRAVEL? ? WHERE DID YOU START? De Key Line House

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? No ARE YOU UNDER THE INFLUENCE? No

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? No WHAT? ...

ARE YOU SICK OR INJURED? No WHAT'S WRONG? ...

DO YOU LIMP? No DID YOU RECEIVE A BUMP ON THE HEAD RECENTLY? No

WERE YOU IN AN ACCIDENT TODAY? No

HAVE YOU TAKEN ANY DRUGS OR SMOKED ANY MARIJUANA TODAY? No WHEN? ...

HAVE YOU SEEN A DOCTOR OR DENTIST TODAY? No WHO? ... WHY? ...

ARE YOU TAKING ANY PRESCRIPTION MEDICINES? Yes WHAT? ... WHEN? ...

DO YOU HAVE:

EPILEPSY?	<u>No</u>
GLASS EYE?	<u>No</u>
FALSE TEETH?	<u>No</u>
EAR INFECTION?	<u>No</u>
INNER EAR TROUBLE?	<u>No</u>
DIABETES?	<u>No</u>

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DO YOU HAVE ANY PROBLEMS WITH YOUR EYES THAT ARE NOT CORRECTED BY GLASSES? No

DO YOU TAKE INSULIN? No IF SO, WHEN WAS YOUR LAST INJECTION? ...

HAVE YOU EVER HAD A DRIVER'S LICENSE IN ANY OTHER STATE? No WHERE? ...

INTERVIEWER: Mr. DeFilippis SCISE



# 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"/>			
Other	<input type="checkbox"/>			
	<input type="checkbox"/>			
	<input type="checkbox"/>			
	<input type="checkbox"/>			

REVIEW COMPLETED BY

Booking Number: 2024010748	Date: 4/21/2024
	Specialist Name/ID#: MTools #8557

SCANNED

APR 21 2024