

23CT 4632 NB

ARREST / NOTICE TO APPEAR  
Juvenile Referral Report

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

OBTS Number		Agency ORI Number <b>FLO 5 0 2 6 0 0</b>		Agency Name <b>PALM BEACH GARDENS POLICE DEPARTMENT</b>		Agency Report Number <b>78 - 23001352</b>		
Charge Type: Check as many as apply: <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		Weapon Seized / Type 2 1. Yes 2. No		Multiple Clearance Indicator				
Location of Arrest (Including Name of Business) <b>IDLEWILD RD/PROSPERITY FARMS RD, PALM BEACH GARDENS, FL, 33410</b>				Location of Offense (Business Name, Address) <b>PGA BLVD/PROSPERITY FARMS RD, PALM BEACH GARDENS, FL, 33410</b>				
Date of Arrest <b>03/09/2023</b>	Time of Arrest <b>03:05</b>	Booking Date	Booking Time	Jail Date	Jail Time	Location of Vehicle <b>KAUFF'S TOWING AND RECOVERY 4701 EAST AVENUE, WPB, FL 33407</b>		
Name (Last, First, Middle) <b>SIROIS, BRIAN, CHRISTOPHER</b>				Alias (Name, DOB, Soc. Sec. #, Etc.)				
Race W - White I - American Indian B - Black O - Oriental/Asian <b>W</b>	Sex <b>M</b>	Date of Birth <b>06/20/1974</b>	Height <b>5'8</b>	Weight <b>235</b>	Eye Color <b>BLU</b>	Hair Color <b>BRO</b>	Complexion <b>LGT</b>	Build <b>LAR</b>
Scars, Marks, Tattoos, Unique Physical Features (Location, Type, Description)				Marital Status <input checked="" type="checkbox"/> NOT STATED	Religion	Indication of: Alcohol Influence Drug Influence Y <input type="checkbox"/> N <input type="checkbox"/> Unk. <input type="checkbox"/>		
Local Address (Street, Apt. Number) <b>11862 VALENCIA GDNS AV, PALM BCH GDNS, FL 33410</b>				Phone <b>(203) 494-1936</b>	Residence Type: 1. City 2. County 3. Florida 4. Out of State <b>1</b>			
Permanent Address (Street, Apt. Number) <b>11862 VALENCIA GDNS AV, PALM BCH GDNS, FL 33410</b>				Phone	Address Source <b>VERBAL</b>			
Business Address (Name, Street)				Phone	Occupation			
DL Number, State <b>S-620-063-74-220-0 FL</b>		Soc. Sec. Number		INS Number		Place of Birth (City, State) <b>HARTFORD, CT</b>		Citizenship <b>US</b>
Co-Defendant Name (Last, First, Middle)				Race	Sex	Date of Birth		<input type="checkbox"/> 1. Arrested <input type="checkbox"/> 2. At Large <input type="checkbox"/> 3. Felony <input type="checkbox"/> 4. Misdemeanor <input type="checkbox"/> 5. Juvenile
Co-Defendant Name (Last, First, Middle)				Race	Sex	Date of Birth		<input type="checkbox"/> 1. Arrested <input type="checkbox"/> 2. At Large <input type="checkbox"/> 3. Felony <input type="checkbox"/> 4. Misdemeanor <input type="checkbox"/> 5. Juvenile
Parent Legal Custodian Other: <input type="checkbox"/>		Name (Last) (First) (Middle)		Residence Phone				
Address (Street, Apt. Number) (City) (State) (Zip)				Business Phone				
Notified by: (Name)				Date	Time	Juvenile Disposition 1. Handed/ Processed within Dept. and Released. 2. TOT HRS / DYS 3. Incarcerated		
Released To: (Name)				Relationship		Date	Time	
The above address provided by <input type="checkbox"/> defendant and / or <input type="checkbox"/> defendant's parents The child and / or parent was told to keep the Juvenile Court Clerk (Phone 355-2526) informed of any change of address. <input type="checkbox"/> Yes, by: (Name) <input type="checkbox"/> No: (Reason)				School Attended		Grade		
Property Crime? <input type="checkbox"/> Yes <input type="checkbox"/> No		Description of Property		Value of Property				
Drug Activity S. Sell N. N/A P. Possess		R. Smuggle D. Buy T. Traffic		K. Dispense/ Distribute		M. Manufacture/ Produce/ Cultivate		Z. Other
Drug Type N. N/A A. Amphetamine		B. Barbiturate C. Cocaine E. Heroin		H. Hallucinogen M. Marijuana D. Opium/deriv.		P. Paraphernalia/ Equipment S. Synthetics		U. Unknown Z. Other
Charge Description <b>DRIVING UNDER THE INFLUENCE</b>		Counts <b>1</b>	Domestic Violence <input type="checkbox"/> Y <input checked="" type="checkbox"/> N	Statute Violation Number <b>316.193(1)(A)</b>		Violation of ORD #		
Drug Activity		Drug Type	Amount / Unit	Offense # <b>23001352</b>	Warrant / Capias Number		Bond <i>ORL</i>	
Charge Description		Counts	Domestic Violence <input type="checkbox"/> Y <input checked="" type="checkbox"/> N	Statute Violation Number		Violation of ORD #		
Drug Activity		Drug Type	Amount / Unit	Offense #	Warrant / Capias Number		Bond	
Charge Description		Counts	Domestic Violence <input type="checkbox"/> Y <input checked="" type="checkbox"/> N	Statute Violation Number		Violation of ORD #		
Drug Activity		Drug Type	Amount / Unit	Offense #	Warrant / Capias Number		Bond	
Charge Description		Counts	Domestic Violence <input type="checkbox"/> Y <input checked="" type="checkbox"/> N	Statute Violation Number		Violation of ORD #		
Drug Activity		Drug Type	Amount / Unit	Offense #	Warrant / Capias Number		Bond	
Location (Court, Room Number, Address) <b>NORTH COUNTY COURTHOUSE, 3188 PGA BOULEVARD, PALM BEACH GARDENS, FL 33410 - PH: (561) 662-6700</b>								
Court Date and Time Month <b>APRIL</b> Day <b>12</b> Year <b>2023</b> Time <b>10:00</b> AM <input checked="" type="checkbox"/> PM								
I AGREE TO APPEAR AT THE TIME AND PLACE DESIGNATED TO ANSWER THE OFFENSE CHARGED OR TO PAY THE FINE SUBSCRIBED. I UNDERSTAND THAT SHOULD I WILLFULLY FAIL TO APPEAR BEFORE THE COURT AS REQUIRED BY THIS NOTICE TO APPEAR, THAT I MAY BE HELD IN CONTEMPT OF COURT AND A WARRANT FOR MY ARREST SHALL BE ISSUED								
Signature of Defendant (or Juvenile and Parent /Custodian)				Date Signed <b>03/09/2023</b>				
HOLD for other Agency Name:		Signature of Arresting Officer		Name Verification (Printed by Arrestee)				
<input type="checkbox"/> Dangerous <input type="checkbox"/> Suicidal		<input type="checkbox"/> Resisted Arrest <input type="checkbox"/> Other:		Name of Arresting Officer (Print) <b>A. FLINK</b>		I.D. # <b>514</b>		
Intake Deputy <i>J. Dawn Bollar</i>		Pouch #		Transporting Officer <b>A. FLINK</b>		ID # <b>514</b>		
				Agency <b>PBGPD</b>		Witness here if subject signed with an "X" <b>1</b> of <b>1</b>		

0538813

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AD

PROBABLE CAUSE AFFIDAVIT

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

1 JUVENILE

OBTS Number	Agency ORI Number <b>FL FL0502600</b>		Agency Name <b>Palm Beach Gardens Police Department</b>	Agency Report Number <b>7 8 23-001352</b>
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Charge Type: Check as many as apply.	<input type="checkbox"/> 1. Felony	<input type="checkbox"/> 3. Misdemeanor	<input type="checkbox"/> 5. Ordinance	Special Notes:
	<input type="checkbox"/> 2. Traffic Felony	<input checked="" type="checkbox"/> 4. Traffic Misdemeanor	<input type="checkbox"/> 6. Other	

Name (Last, First, Middle) <b>SIROIS, BRIAN C</b>	Alias	Race <b>W</b>	Sex <b>M</b>	Date of Birth <b>06/20/1974</b>
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Charge Description <b>316.193(1)(A) DUI - NORMAL FACULTIES IMPAIRED</b>	Charge Description
Charge Description	Charge Description

Victim's Name (Last, First, Middle) <b>State Of Florida</b>	Race	Sex	Date of Birth
Local Address (Street, Apt. Number) (City) (State) (Zip)	Phone	Address Source	
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 9 day of March, 2023 at 02:52 (Specifically include facts constituting cause for arrest.)

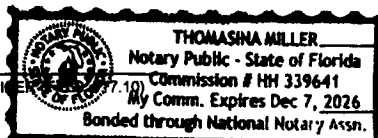

On 03/09/2023 at approximately 0252 hours, this Officer arrived in the area of Idlewild Rd and Prosperity Farms Rd, PBG, FL, to assist Ofc Hennessey 409 on a traffic stop. Body worn camera and in car video were used.

Ofc Hennessey said he observed the vehicle, a Nissan utility (JNEJ66/FL) in the intersection of PGA Blvd and Prosperity Farms Rd, PBG, FL, stopped beyond the stop bar. Ofc Hennessey further stated the vehicle was stopped in the crosswalk of east bound PGA Blvd in the left-hand turn lanes to go north bound on Prosperity Farms Rd. This Officer approached the driver side and made contact with the driver, identified via Florida Driver License photo, Brian Sirois (OF), while he was still in actual physical control of same. Sirois had a flushed red face, low slow slurred speech, red watery eyes, and the obvious odor of an unknown alcoholic beverage emanating from his breath at conversational distance. Sirois also exhibited lethargic movements and slow responses to questions.

Sirois said he was coming from The Snuggery and was on his way home. Sirois admitted to consuming "a couple" drinks on this night. This Officer informed Sirois of concerns of him driving under the influence and asked Sirois to exit the vehicle to participate in Standardized Field Sobriety Exercises, to which he complied. Sirois was slow to exit the vehicle and once out, appeared to have to compose himself once standing upright.

The first exercise conducted, was the Horizontal Gaze Nystagmus. The stimulus used was a Stylus Streamlight with an illuminated red tip. This Officer observed a lack of smooth pursuit in both eyes. Sirois kept moving his head despite being told to keep his head still. This Officer determined Sirois was likely too impaired or unwilling to follow basic instructions, thus the exercise was terminated.

The second exercise conducted, was the Walk and Turn. The line used was a strip of

SWORN AND SUBSCRIBED BEFORE ME		
<i>Thomasina Miller</i> NOTARY PUBLIC / CLERK OF COURT / OFFICER	THOMASINA MILLER Notary Public - State of Florida Commission # HH 339641 My Comm. Expires Dec 7, 2026 Bonded through National Notary Assn.	SIGNATURE OF ARRESTING / INVESTIGATING OFFICER <b>FLINK, ANDREW S (514)</b> NAME OF OFFICER (PLEASE PRINT)
<u>03/09/2023</u> DATE	<u>03/09/2023</u> DATE	PAGE <b>1 OF 3</b>

PROBABLE CAUSE AFFIDAVIT  
SUPPLEMENT

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

**1** JUVENILE

OBTS Number	Agency ORI Number <b>FL FL0502600</b>		Agency Name <b>Palm Beach Gardens Police Department</b>	Agency Report Number <b>7   8   23-001352</b>
Charge Type: Check as many as apply.				Special Notes:
<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

Name (Last, First, Middle) <b>SIROIS, BRIAN C</b>	Alias	Race <b>W</b>	Sex <b>M</b>	Date of Birth <b>06/20/1974</b>
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yellow tape placed upon the pavement by this Officer. Sirois had difficulty getting into and remaining in the starting position. Sirois removed both of his feet from the line and had to be told to get back into the instructed position. During the first attempt, on the second step, Sirois crossed his foot over and missed the line. Sirois then missed the line again on step three. On step five, Sirois again crossed his foot over and missed the line causing him to stumble to the right. Sirois kept his arms raised more than six inches from his sides and missed heel-to-toe on each step. Sirois then stumbled toward this Officer and indicated he can't do the exercise. This Officer advised Sirois of his Taylor Warnings, then explained same to him, to which he acknowledged and agreed to continue.

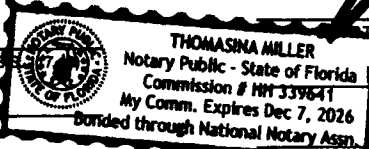
Sirois then entered the starting position again and attempted the exercise again. During the first set of steps, Sirois stepped next to the line on step three. Sirois missed heel-to-toe on step four. On step five, only Sirois' toes were on the line and he missed heel-to-toe. Steps six through nine, Sirois missed heel-to-toe on each step. Sirois kept his arms raised more than six inches from his sides and his eyes closed throughout the attempt. Sirois then conducted an improper turnaround by way of coming off the line completely and walking around. Sirois then walked toward this Officer and was instructed to return to the line. During the return set of steps, Sirois paused to steady himself prior to starting. Sirois missed heel-to-toe on the first step. Sirois stepped next to the line on the second step. Sirois missed heel-to-toe on step five. Sirois stepped next to the line on steps six and seven. Steps eight through ten, Sirois missed heel-to-toe. Sirois took 10 steps rather than nine and raised his arms more than six inches from his sides.

The third exercise conducted, was the One-Leg Stand. During the exercise Sirois raised his right foot. Sirois was unable to count past "1001" without placing his foot down. Sirois placed his foot down three times, thus ending the exercise early. Sirois also raised his left hand more than six inches from his side.

Based on this Officer's observations, Sirois was placed under arrest at 0305 hours. While being handcuffed, Sirois began to brace tense and briefly pulled away from Ofc Badolati 552. Sirois was successfully restrained without use of force. During a search of Sirois' person incident-to-arrest, Ofc Badolati located three receipts in Sirois' pocket. One receipt was from La Bamba on 03/08/2023 at 2125 hours for Six "Skinny Margarita". The second receipt was a payment receipt for the same total as the first receipt, in which a Visa card was used, which same was located in Sirois' wallet with his name on it. The third receipt was a payment receipt from The Snuggery on 03/09/2023 at 0230 hours for a total of \$51.25 and also paid for with the same Visa bearing Sirois' name. The three receipts were seized as evidence and booked by this Officer.

At PBSO BAT, this Officer requested Sirois provide a breath sample for the purpose of determining its alcohol content to which he refused. This Officer read Florida Implied

SWORN AND SUBSCRIBED BEFORE ME	SIGNATURE OF ARRESTING / INVESTIGATING OFFICER	
<i>Thomasina Miller</i>	<i>[Signature]</i>	
NOTARY PUBLIC / CLERK OF COURT / OFFICER	Notary Public - State of Florida Commission # HH 339641 My Comm. Expires Dec 7, 2026 Bonded through National Notary Assn.	FLINK, ANDREW S (514) NAME OF OFFICER (PLEASE PRINT)
03/09/2023 DATE	03/09/2023 DATE	PAGE 2 OF 3

OBT Number _____	<b>PROBABLE CAUSE AFFIDAVIT SUPPLEMENT</b>	1. Arrest 2. N.T.A.	3. Request for Warrant 4. Request for Copies	<b>1</b>	JUVENILE
Agency ORI Number <b>FL FL0502600</b>	Agency Name <b>Palm Beach Gardens Police Department</b>	Agency Report Number <b>7   8   23-001352</b>			
Charge Type: Check as many as apply. <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					Special Notes: _____
Name (Last, First, Middle) <b>SIROIS, BRIAN C</b>			Race <b>W</b>	Sex <b>M</b>	Date of Birth <b>06/20/1974</b>
<p>Consent to Sirois to which he acknowledged and again refused at 0401 hours.</p> <p>Based on the results of the investigation, this Officer has probable cause to prove Brian Sirois operated a motor vehicle, in the county of Palm Beach, in the state of Florida, while under the influence to the extent his normal faculties were impaired, in violation of FSS 316.193(1) (A).</p>					
NOT A CERTIFIED COPY					
PROBABLE CAUSE STATEMENT	SWORN AND SUBSCRIBED BEFORE ME <div style="display: flex; justify-content: space-between; align-items: flex-start;"> <div style="width: 30%;"> <p><i>Thomasina Miller</i></p> <p>NOTARY PUBLIC / CLERK OF COURT / OFFICER (F.S. 117.09)</p> <p><b>03/09/2023</b></p> <p>DATE</p> </div> <div style="width: 20%; text-align: center;">  </div> <div style="width: 40%;"> <p><i>[Signature]</i></p> <p>OFFICER OF ARRESTING / INVESTIGATING OFFICER</p> <p><b>LINK, ANDREW S (514)</b></p> <p>NAME OF OFFICER (PLEASE PRINT)</p> <p><b>03/09/2023</b></p> <p>DATE</p> </div> </div>				
ADMINISTRATIVE					PAGE <b>3 OF 3</b>



**PALM BEACH GARDENS POLICE DEPARTMENT  
DUI TESTING FACILITY INFORMATION SHEET**



PBSO Case #: 23-044509 PBSO Zone: 3-13

Agency Case #: 23001352 Crash Case #: \_\_\_\_\_

**Incident Information:**

Time of Stop/Crash: 0248 Date of Incident: 03/09/2023 Day: THURSDAY

Location of Incident: PGA BLVD/PROSPERITY FARMS RD, PALM BEACH GARDENS, FL, 33410

**Arrest Information:**

Time of Arrest: 03:05 Date of Arrest: 03/09/2023 Day: THURSDAY

Location of Arrest: IDLEWILD RD/PROSPERITY FARMS RD, PALM BEACH GARDENS, FL, 33410

Subject's Name: (L) SIROIS, (F) BRIAN, (M) CHRISTOPHER

DOB: 06/20/1974 Race: W Sex: M Height: 5'8 Weight: 235 Hair BRO Eye BLU

Address: 11862 VALENCIA GDNS AV, PALM BCH GDNS, FL 33410 Phone: (203) 494-1936

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

Agency: PBGPD Division: TRAFFIC UNIT

**Breath Results**

- 1) \_\_\_\_\_ at \_\_\_\_\_ hrs.
- 2) **REFUSED** \_\_\_\_\_ hrs.
- 3) \_\_\_\_\_ at \_\_\_\_\_ hrs.
- 4) \_\_\_\_\_ at \_\_\_\_\_ hrs.

**---BAT Use---**

BAT Notified: YES  
Arrival Time at BAT: 0336  
Subject Arrest Time: 03:05

Breath Test Operator: MILLER 41017  
PBSO

# TESTING FACILITY TASK REPORT

AGENCY: PBG

SUBJECT: SIROIS, BRIAN .C.

CASE NUMBER: 23-044509

DATE: Mar 9, 2023

VIDEO DVD NUMBER: N/A

BEGINNING TIME: 03:59

ENDING TIME: 04:01

BREATH TESTS RESULTS: 1) R TIME 04:01 A.M.  P.M.  2) N/A TIME N/A A.M.  P.M.

3) N/A TIME N/A A.M.  P.M.  4) N/A TIME N/A A.M.  P.M.

BREATH OPERATOR: T. MILLER #41017

MAINTENANCE TECHNICAN: J. KARLECKE# 6467

## TESTING OFFICER'S OBSERVATIONS

SPEECH: MUMBLED

ATTITUDE: CALM, QUIET

CLOTHING: BLUE SHIRT, KHAKI SHORTS, KHAKI LOAFERS

MEDICAL CONDITIONS: NONE

MEDICATIONS: NONE

### OTHER:

BLOODSHOT & GLASSY EYES

# REFUSED

## COMMENTS:

ARRIVED AT CENTER A/O BEGAN THE 20 MINUTE OBSERVATION PERIOD AT 03:36 HRS.

SUBJECT: REFUSED TO TAKE TEST.

A/O: READ I/C.

SUBJECT: STATED HE UNDERSTOOD I/C AND REFUSED TO TAKE TEST.

NO RIGHTS CONDUCTED.

NO Q & A CONDUCTED.

SUBJECT: INVOKED HIS RIGHTS TO COUNSEL

# REFUSED

STATE OF FLORIDA
AFFIDAVIT OF REFUSAL TO SUBMIT TO
BREATH TEST

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

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

or affirm that on or about the 9 day of MARCH, 20 23, at 03:05 P.M. A.M.

DRIVER BRIAN CHRISTOPHER SIROIS
FIRST NAME MIDDLE OR MAIDEN NAME LAST NAME

DL # S-620-063-74-220-0, state of FL, was placed under lawful arrest for

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

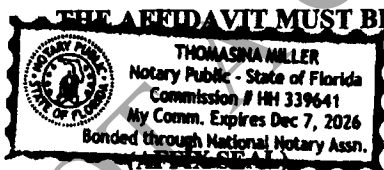
issued citation # AGEV7GE

That on or about the 9 day of MARCH, 20 23, at 0401 P.M. A.M.

in PALM BEACH County,

I requested that the driver submit to a BREATH test for the purpose of determining its alcohol
content. I informed the driver that the refusal to submit to such test would result in the suspension
of his or her driving privilege for a period of one (1) year for a first refusal, or for a period of
eighteen (18) months if his or her driving privilege had been previously suspended, or if he or she
had been previously fined under s. 327.35215, F.S., for refusing to submit to a breath, urine, or
blood test. I also informed the driver that he or she commits a misdemeanor by refusing to submit
to a lawful test as requested above if his or her driving privilege has been previously suspended,
or if he or she has been previously fined under s. 327.35215, F.S., for refusal to submit to a lawful
test of his or her breath, urine, or blood. Nonetheless, the driver refused to submit to the test
requested.

Signature of Law Enforcement Officer or Correctional Officer



The foregoing instrument was sworn and subscribed before me:

Signature of Attesting Officer

The foregoing instrument was sworn and subscribed before me
this 9 day of MARCH, 20 23,
by A. FLINK, who is
personally known to me or who has produced
as identification.

Notary Public Thomasna Miller

Title
Date 03/09/2023

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.

CASE NUMBER:

# WRITTEN CONSENT FOR DUE IN A MARIJUANA MATTER

I am voluntarily and knowingly submitting to a lawful test of your urine for the purpose of determining the presence of controlled substances.

OR

I am voluntarily and knowingly submitting to a lawful test of your urine for the purpose of determining the presence of controlled substances.

## YOUR SIGNATURE ON THIS WRITTEN CONSENT FORM IS REQUIRED FOR THIS TEST.

I, Lee P. [unclear] of the PTSD

If you are the test I have requested of you, your driving privilege will be suspended for a period of 30 days if you are a REPEAT offender, 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, there are penalties which can be imposed by law.

Anything you submit to the test I have requested is admissible into evidence in any criminal proceeding.

Do you understand what I have just said to you?  YES  NO Do you still refuse to submit to this test?  YES  NO

### IF YOU ARE SUBJECT POSSESSOR OF A COMMERCIAL DRIVER'S LICENSE (CDL), READ THE FOLLOWING.

If you are a Commercial Driver License (CDL) holder or are 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 for a first offense. If you are a SECOND OFFENSE, you will be permanently disqualified from holding a CDL or operating a CMV.

Do you understand what I have just said to you?  YES  NO Do you still refuse to submit to this test?  YES  NO

DRIVER'S SIGNATURE: [Signature]

### CONSTITUTIONAL RIGHTS

#### BEFORE YOU MAKE ANY STATEMENTS, YOU WILL BE ADVISED THAT YOU HAVE THE FOLLOWING RIGHTS:

1. You have the right to remain silent and not answer any questions.
2. Anything you say can be used against you in court.
3. You have the right to stop answering questions at any time. If you stop answering questions, you will not be punished for not answering.
4. If you cannot afford a lawyer, one will be appointed for you before any questioning if you cannot afford one.
5. Anything you say can be used against you in court.
6. You have the right to stop answering questions at any time. If you stop answering questions, you will not be punished for not answering.
7. Anything you say can be used against you in court.
8. You have the right to stop answering questions at any time. If you stop answering questions, you will not be punished for not answering.
9. Anything you say can be used against you in court.
10. You have the right to stop answering questions at any time. If you stop answering questions, you will not be punished for not answering.

STATE'S SIGNATURE: (X)

*James R. ...*

STATE OF ...

### INTERVIEW AND RECORD

NAME OF PERSON INTERVIEWED WITH THESE RIGHTS ...

DATE AND TIME OF INTERVIEW ...

LOCATION OF INTERVIEW ...

NAME OF OFFICER ...

WHAT TIME IS IT NOW?

WHAT IS THE DATE TODAY?

WHAT IS YOUR NAME?

HOW OLD ARE YOU?

WHAT IS YOUR SEX?

WHAT IS YOUR RACE?

HOW HIGH?

WHAT IS YOUR WEIGHT?

WHAT IS YOUR HAIR COLOR?

WHAT IS YOUR EYE COLOR?

WHAT IS YOUR BIRTH DATE?

WHAT IS YOUR BIRTH PLACE?

WHAT IS YOUR SOCIAL SECURITY NUMBER?

WHAT IS YOUR MARRIAGE STATUS?

WHAT IS YOUR OCCUPATION?

DO YOU HAVE A DRIVER'S LICENSE IN ANY OTHER STATE? WHERE?

DO YOU HAVE ANY OTHER INFORMATION?



**Palm Beach County Sheriff's Office – Arrests Only**

	X	Florida State Statute	Description	Page Number(s)
L/E Exemptions	<input type="checkbox"/>	119.071(2)(d)	Surveillance techniques, procedures and personnel; inventory of law enforcement resources, policies or plans pertaining to mobilization deployment or tactical operations.	
	<input type="checkbox"/>	943.053, 943.0525	NCIC/FCIC/FBI and in-state FDLE/DOC.	
	<input type="checkbox"/>	119.071(4)(c)	Undercover personnel.	
	<input type="checkbox"/>	119.071(2)(f)	Confidential informants (CIs).	
	<input type="checkbox"/>	119.071(2)(e)	Confession.	
Public Info. Exemptions	<input type="checkbox"/>	985.04(1)	Juvenile offender records.	
	<input type="checkbox"/>	119.071(h)(i)	Assets of a crime victim.	
	<input type="checkbox"/>	395.3025(7)(a), 456.057(7)(a)	Medical information.	
	<input type="checkbox"/>	394.4615(7)	Mental health information.	
	<input type="checkbox"/>	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)	<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"/>	(viii) 394.4615(7)	Clinical records under the Baker Act.	
	<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"/>			
	<input type="checkbox"/>			
	<input type="checkbox"/>			
Other	<input type="checkbox"/>		Other:	
	<input type="checkbox"/>		Other:	

REVIEW COMPLETED BY

Booking Number: 2023006399	Date: 3/10/2023
	Specialist Name/ID: Pinkneya/7796