

0538570

433

202301 3800 AMJ

ARREST / NOTICE TO APPEAR
Juvenile Referral Report

Check if Supplement is Attached

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

1

Juvenile

N

OBTS Number _____

Agency ORI Number: FLO: 5 | 0 | 0 | 0 | 0 | 0 Agency Name: PALM BEACH COUNTY SHERIFFS OFFICE Agency Report Number: 0 | 6 | - | 23-041228

Charge Type: 1. Felony 2. Traffic Felony 3. Misdemeanor 4. Traffic Misdemeanor 5. Ordinance 6. Other

Location of Arrest (including Name of Business): 245 S Military Trl, West Palm Beach, FL 33415 Location of Offense (Business Name, Address): 245 S Military Trl, West Palm Beach, FL 33415

Date of Arrest: 02/27/2023 Time of Arrest: 2132 Booking Date: _____ Booking Time: _____ Jail Date: _____ Jail Time: _____ Location of Vehicle: D & D Towing

Name (Last, First, Middle): Vaccaro, Christopher, Nic Alias (Name, DOB, Soc. Sec. #, Etc.): _____

Race: W - White 1 - American Indian B - Black O - Oriental/Asian W Sex: M Date of Birth: 1/18/1996 Height: 6'01 Weight: 175 Eye Color: Bro Hair Color: Bro Complexion: Med Build: Med

Scars, Marks, Tattoos, Unique Physical Features (Location, Type, Description): _____ Marital Status: Single Religion: Catholic Indication of Alcohol Influence Drug Influence: 1. City 2. County 3. Florida 4. Out of State 5. Juvenile

Local Address (Street, Apt. Number) (City) (State) (Zip): 11816 Valencia Gardens Ave, Palm Beach Gardens, FL Mobile Phone: (914) 299-2265 Residence Type: 1. City 2. County 3. Florida 4. Out of State 5. Juvenile

Permanent Address (Street, Apt. Number) (City) (State) (Zip): _____ Phone: _____ Address Source: Verbal

Business Address (Name, Street) (City) (State) (Zip): _____ Phone: _____ Occupation: Electrician

D/L Number, State: 34116791, PA Soc. Sec. Number: _____ INS Number: _____ Place of Birth (City, State): Yonkers, NY Citizenship: US

Co-Defendant (Last, First, Middle): _____ Race: _____ Sex: _____ Date of Birth: _____ 1. Arrested 2. At Large 3. Felony 4. Misdemeanor 5. Juvenile

Co-Defendant (Last, First, Middle): _____ Race: _____ Sex: _____ Date of Birth: _____ 1. Arrested 2. At Large 3. Felony 4. Misdemeanor 5. Juvenile

Parent Legal Custodian: Other: Name (Last) (First) (Middle): _____ Residence Phone: _____

Address (Street, Apt. Number) (City) (State) (Zip): _____ Business Phone: _____

Notified by: (Name) _____ Date _____ Time _____ Juvenile Disposition: 1. Handled/Processed within Dept. and Released. 2. TOT HRS/DYS 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 (561) 355-8511) informed of any change of address.

Yes, by: (Name) _____ No (Reason) _____

Property Crime? Yes No Description of Property _____ Value of Property _____

CODE	Drug Activity	S. Sell	R. Smuggle	K. Dispense/Distribute	M. Manufacture/Produce/Cultivate	Z. Other	Drug Type	B. Barbiturate	H. Hallucinogen	P. Paraphernalia/Equipment	U. Unknown
CHARGE	N. N/A	B. Buy	D. Deliver	E. Use			A. Amphetamine	C. Cocaine	M. Marijuana	S. Synthetic	Z. Other
CHARGE	Charge Description	Counts	Domestic Violence	Statute Violation Number	Violation of ORD #						
CHARGE	Driving Under the Influence	01	<input type="checkbox"/> Y <input type="checkbox"/> N	316.193(1A)							
CHARGE	Drug Activity	Drug Type	Amount / Unit	Offense #	Warrant / Capias Number	Bond					
CHARGE	N	N		23-041228							

Location (Court, Room Number, Address): Criminal Justice Complex, 3228 Gun Club Road, West Palm Beach, FL 33406 - Ph: (561) 688-4600

Court Date and Time: Month March Day 23 Year 2023 Time 0830 A.M. P.M.

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 FULLY 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: 02/27/2023

I consent to receive text reminders of court date(s) and times for this case by automated technology to the mobile number identified above. I understand that standard text message rates may apply, and that I may revoke this consent via the text message system if I choose.

HOLD for other agency: Dangerous Suicidal Resisted Arrest Other: _____

Signature of Arresting Officer: _____ Name Verification (Printed by Arresting Officer): _____

Name of Arresting Officer (Print): Inv. C. Ward 16305 I.D. #: 16305 (PRINT)

Transporting Officer: Inv. C. Ward 16305 Agency: PBSO

Witness Date if subject signed with an "X": _____

Page: 1 OF 1

OBT Number		PROBABLE CAUSE AFFIDAVIT		1 Arrest 2 NTA	3 Request for Warrant 4 Request for Capias	1	Juvenile	N
ADMIN	Agency ORI Number	Agency Name	Agency Report Number					
	FLO. 5, 0, 0, 0, 0, 0	PALM BEACH COUNTY SHERIFF'S OFFICE	06 - 23041228					
DEF	Charge Type	Name (Last, First, Middle)		Alias	Race	Sex	Date of Birth	
	<input type="checkbox"/> 1 Felony <input type="checkbox"/> 2 Traffic Felony <input checked="" type="checkbox"/> 3 Misdemeanor <input type="checkbox"/> 4 Traffic Misdemeanor <input type="checkbox"/> 5 Ordinance <input type="checkbox"/> 6 Other	Vaccaro Christopher			W	M	01/18/1996	
CHARGES	Charge Description	316.193(1)		Special Notes				
	Driving Under the Influence			Supp. PC				
VICTIM	Victim's Name (Last, First, Middle)	State of Florida		Race	Sex	Date of Birth		
	Local Address (Street, Apt Number)	(City)	(State)	(Zip)	Phone	Address Source		
	Business Address (Name, Street)	(City)	(State)	(Zip)	Phone	Occupation		
<p>The undersigned certifies and swears that I have just and reasonable grounds to believe, and do believe that the above named Defendant committed the listed violation(s) of law. The Person taken into custody:</p> <p> <input checked="" type="checkbox"/> committed the below acts in my presence. <input type="checkbox"/> was observed by _____ who told _____ that he/she saw the arrested person commit the below acts. <input type="checkbox"/> confessed to _____ admitting to the below facts. <input type="checkbox"/> was found to have committed the below acts, resulting from my (described) investigation. </p> <p>On the <u>27</u> day of <u>February</u> 20<u>23</u> at <u>2132</u> <input type="checkbox"/> A.M. <input checked="" type="checkbox"/> P.M. (Specifically include facts constituting cause for arrest.)</p> <p><input type="checkbox"/> Was my & Law Clerk FL Const. Art. 1 § 16(b)</p> <p>On 2/27/23, at approximately 2132 hours, I was dispatched to 245 S Military Trail, in unincorporated West Palm Beach, FL. 33415 in reference to a subject passed out behind the wheel.</p> <p>Upon my arrival, PBCFR#33 (run #23025518) was on scene talking to a white male, identified as Christopher Vaccaro(the defendant) that was behind the wheel of a silver Cadillac bearing PN tag LTF9087 that was parked in a parking spot with the vehicle running. I then activated my body worn camera prior to my arrival. I requested fire rescue check the defendants vitals to make sure he was okay. While fire rescue was performing their vital checks, I observed the driver to have slow reactions and movements and was swaying back and forth. Fire rescue stated they had to knock on the window several times to wake him him and then once he opened the door they took the keys. I observed the driver behind the wheel with the vehicle still on at the intersection of Gun Club and Military Trail while responding to the scene. I observed the driver to state he has no medical issues and has not taken anything or has not had any alcohol.</p> <p>All events captured on my Body Worn Camera.</p> <p>Prior to my request, Inv. C. Ward #16305 responded to the scene to take over the investigation.</p> <p>This investigation turned over to Inv. Ward</p>								
ADMINISTRATIVE	STATE OF FLORIDA COUNTY OF PALM BEACH (Signature of Arresting/Investigative Officer)							
	The foregoing instrument was sworn to or affirmed and subscribed before me this <u>27</u> day of <u>February</u> 20 <u>23</u> by <u>D/S Snelgrove 38872</u> (Print name of Arresting/Investigative Officer), who is personally known to me and/or produced identification. Type of identification produced <u>Known Leo</u> <u>Inv. C. Ward #16305</u> Notary Public, Clerk of Court, Officer (F.S.S. 117.10)							

SCANNED
FEB 28 2023

PROBABLE CAUSE AFFIDAVIT

1 Arrest
2 NTA 3 Request for Warrant
4 Request for Copies

1 Juvenile **N**

OBTS Number	Agency ORI Number FLO 5 0 0 0 0 0		Agency Name PALM BEACH COUNTY SHERIFF'S OFFICE	Agency Report Number 23-041228
Charge Type Check as many as apply	<input type="checkbox"/> 1 Felony	<input checked="" type="checkbox"/> 2 Traffic Felony	<input type="checkbox"/> 3 Misdemeanor	<input type="checkbox"/> 4 Traffic Misdemeanor
	<input type="checkbox"/> 5 Ordinance	<input type="checkbox"/> 6 Other	Special Notes	
Name (Last, First, Middle) Vaccaro, Christopher, Nic	Aliases	Race W	Sex M	Date of Birth 1/18/1996
Charge Description Driving Under the Influence	316.193(1A)	Charge Description		
Charge Description		Charge Description		
Victim's Name (Last, First, Middle) State of Florida,		Race	Sex	Date of Birth
Local Address (Street, Apt Number)	(City)	(State)	(Zip)	Phone
Business Address (Name, Street)	(City)	(State)	(Zip)	Phone

The undersigned certifies and swears that I have just and reasonable grounds to believe, and do believe that the above named Defendant committed the listed violation(s) 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 27 day of February 2023 at 2057 A.M P.M (Specifically include facts constituting cause for arrest.)

Marry's Law CVI
FL Const. Art.1 § 16(b)

I conducted the Standardized Field Sobriety Tasks (SFSTs), the parking lot of the CVS, in front of my PBSO patrol vehicle using the in car video system with the following results. The area appeared flat and even to the naked eyed, well lit and clear of any large debris. It was warm and not windy. The area was dry.

Horizontal Gaze Nystagmus (HGN)

The defendant was placed with their feet together and hands down by their side. The defendant was instructed to await the completion of the instructions prior to beginning the task. The defendant acknowledged that they clearly understood my instructions. I then instructed the defendant on the task. The defendant stated that they clearly understood my instructions for the task. Upon commencing the task the defendant moved their head side to side instead of following with their eyes only, anticipated the stimulus, and did not follow the stimulus as instructed. I had to reinstruct the defendant multiple times during the task to follow the stimulus with their eyes only. During the task, I observed that the defendant had equal pupil size and did not exhibit resting nystagmus. The defendant's eyes tracked equally. I observed a lack of smooth pursuit in both of the defendant's left and right eyes. I observed a distinct and sustained nystagmus, a quivering/jerking from side to side, while the stimulus was held at maximum deviation in both of the defendant's left and right eyes. I observed the onset of nystagmus with the stimulus held at/or prior to 45 degrees in both of the defendant's left and right eyes.

At this time I found probable cause to believe that the defendant was impaired for the purposes of operating and/or being in actual physical control of a motor vehicle pursuant to Florida State Statute 316.193(1a). I handcuffed the defendant to the rear. I checked the handcuffs for proper fit and double locked them. I then placed the defendant in the rear of my PBSO patrol vehicle.

An inventory search of the vehicle was conducted prior to tow per PBSO policy. A cubby was located behind the radio. Inside the cubby was two plastic baggies with white powdery substance (possibly fentanyl), The baggies were later placed into a sealed evidence bag and submitted into evidence. The vehicle was towed by rotation by D & D Towing to their impound lot.

The defendant's property was turned over to his aunt who showed up on scene.

I transported the Defendant to the Palm Beach County Jail Breath Alcohol Testing (B.A.T.) center.

STATE OF FLORIDA
COUNTY OF PALM BEACH

Inv. C. Ward 16305

(Signature of Arresting/Investigative Officer)

The foregoing instrument was sworn to or affirmed and subscribed before me this 27 day of February 2023 by Inv. C. Ward

(Print name of Arresting/Investigative Officer), who is personally known to me and produced identification produced Known LEO

Notary Public, (Berk of Court, Officer (F.S.S.) 117.10)

PARIS SOLINE
MY COMMISSION # HH 202850
EXPIRES: March 25, 2028
Bonded Thru Notary Public Underwriters

SCANNED
FEB 28 2023

PAGE
1 OF 2

PROBABLE CAUSE AFFIDAVIT

1 Arrest 3 Request for Warrant
2 NTA 4 Request for Captives

1 Juvenile N

OSTS Number	Agency Name PALM BEACH COUNTY SHERIFF'S OFFICE		Agency Report Number 23-041228
Agency Offr Number F.L.O. 5 0 0 0 0 0	Charge Type Check as many as apply <input type="checkbox"/> 1 Felony <input checked="" 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) Vaccaro, Christopher, Nic	Alias	Race W	Sex M	Date of Birth 1/18/1996
Charge Description Driving Under the Influence 316.193(LA)	Charge Description			
Charge Description	Charge Description			

Victim's Name (Last, First, Middle) State of Florida,	Race	Sex	Date of Birth
Local Address (Street, Apt Number) (City) (State) (Zip) Phone	Address Source		
Business Address (Name, Street) (City) (State) (Zip) Phone	Occupation		

The undersigned certifies and swears that I have just and reasonable grounds to believe, and do believe that the above named Defendant committed the listed violation(s) 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 27 day of February 2023 at 2057 A.M P.M (Specifically include facts constituting cause for arrest)

Marsey's Law CVI
FL Const. Art.1 § 16(b)

Once at the Breath Alcohol Testing Center I placed the defendant in a centrally located position where they could be easily monitored. I observed the defendant for 20 uninterrupted minutes during which time they did not ingest anything and/or regurgitate. During this time the defendant fell asleep (on the nod) multiple times while sitting. After the 20 minute observation period the defendant was escorted into and isolated testing room which was video recorded. Once inside the room I requested a lawful sample of the defendant's breath for the purposes of determining its blood alcohol content. The defendant Consented. The defendant gave two lawful samples of his breath resulting in a BAC of .000 and .000.

Due to the defendant's breath sample not being consistent with what was observed on scene I requested a lawful sample of the defendant's urine for the purpose of determining the presence of chemical or controlled substances. The defendant stated that he would submit. Due to the urine being collected off camera the defendant was read implied consent which he stated that he understood.

The defendant was read his Miranda rights from a pre printed form. He stated that he understood and continued to speak to me. The defendant stated that the vehicle was his where we located him. He stated that he had no medical issues or physical defects. He stated that he had not drank any alcohol, taken any illegal drugs or smoked any marijuana. He stated that he did not know about the white powder that was in the vehicle.

The defendant was placed in to a holding cell at approximately 2250 hours. He was given the oppurtunity to give a lawful sample of his urine which he was unable to complete. He was advised that when he was ready to give a lawful sample that I would provide him with the cup. AT approximately 2320 hours I had completed my Arrest paperwork and had given the defendant another attempt to provide a lawful sample of his urine. He was unable to provide a sample. This was taken as a refusal at 2325 hours.

STATE OF FLORIDA COUNTY OF PALM BEACH	Inv. C. Ward 16305	SCANNED FEB 28 2023
(Signature of Arresting Investigative Officer)		
The foregoing instrument was sworn to or affirmed and subscribed before me this <u>27</u> day of <u>February</u> 20 <u>23</u> by <u>Inv. C. Ward</u>		
(Print name of Arresting Investigative Officer) who is personally known to me and whose identification I produced	<u>Known LEO</u>	
Notary Public, Clerk of Court, Office (F.S.S.) 11 7, 1 0	PARIS POOND MY COMMISSION # HH 202860 EXPIRES: March 25, 2026 Bonded thru Notary Public Underwriters	PAGE <u>2</u> OF <u>2</u>

D.U.I. PROBABLE CAUSE AFFIDAVIT

ON THE 27 DAY OF February 2023 AT 2057 AM PM

SUBJECT: Vaccaro, Christopher, Nic CASE NUMBER: 23-041228

AGENCY: PALM BEACH COUNTY SHERIFF'S OFFICE ARRESTING OFFICER: Inv. C. Ward 16305

PERSONAL CONTACT

DRIVING PATTERN: Actual physical control (physical evidence or statements putting def. behind wheel of vehicle)

I was responded to the scene of a medical call where a driver was slumped over in his vehicle at the CVS, 245 S Military Trl, in unincorporated West Palm Beach, Palm Beach County, Florida. I arrived at the scene at approximately 2059 hrs.

Upon my arrival Palm Beach County Fire Rescue (Run # 23025518) and D/S D. Snelgrove # 38872 were already on scene next to a Silver Cadillac bearing PA tag LTF9067 with the defendant and registered owner of the vehicle, Christopher Vaccaro who was later identified by his Pennsylvania Driver's License, standing next to the driver seat. Palm Beach County Fire Rescue were evaluating Vaccaro. The stated that his vital appeared to be normal and that he did not need to go to the hospital.

D/S D Snelgrove told me, in a signed sworn PC Supplement, that he arrived on scene the PBCFR was already on scene, speaking with Vaccaro who was still sitting in the driver seat of the vehicle. The vehicle was parked with the motor running. He stated that he observed that the defendant had articulable signs on impairment to include slowed reactions and movements and swaying while standing. (See Supplemental PC for further).

OBSERVATION OF DRIVER:

I made contact with the defendant, who was standing outside of his vehicle. The defendant was swaying while standing and speaking with Palm Beach County Fire rescue. The defendant had slowed and sluggish movements and well as slowed, slurred, and sluggish movements. I observed that the defendant had watery eyes. The defendant had the strong odor of what smelled like cologne coming from his person. When Palm Beach County Fire Rescue had completed their evaluation I had the defendant walk to the front of my PBSO patrol vehicle. The defendant swayed and stumbled while walking.

While in front of my PBSO patrol vehicle I asked the defendant if he had any medical issues or any physical defects or injuries and he stated that he did not. He stated that he has ADD. I asked him if he had taken any prescription medications and he stated that he had not. I asked him if he had taken any illegal drugs or smoked any marijuana and he stated that he had not. He stated that he was in recovery and his previous drug of choice was marijuana. I asked him if there was any reason that he would be swaying and he stated that he was swaying because he had been sleeping. I asked him if there was any reason that his speech would be slowed and sluggish and he stated that it was his normal speech.

I asked the defendant to perform voluntary field sobriety tasks. The defendant would not clearly answer questions and would change the subject to how he did nothing wrong. I gave the Taylor Warnings, explaining to him that if he chose not to complete the task that I would have to base my decision on arrest of the probable cause that I had already observed. I explained to him that if he chose not to complete the task that it could be used against him in any criminal proceedings. I again asked the defendant to complete the voluntary roadside tasks and the defendant consented.

DRIVER'S STATEMENTS:

I asked the defendant if he had any medical issues or any physical defects or injuries and he stated that he did not. He stated that he has ADD. I asked him if he had taken any prescription medications and he stated that he had not. I asked him if he had taken any illegal drugs or smoked any marijuana and he stated that he had not. He stated that he was in recovery and his previous drug of choice was marijuana. I asked him if there was any reason that he would be swaying and he stated that he was swaying because he had been sleeping. I asked him if there was any reason that his speech would be slowed and sluggish and he stated that it was his normal speech.

ODORS:

I could smell the odor of an unknown alcoholic beverage, based on my training and life experiences, which came from the defendant's breath and intensified as they spoke to me.

GENERAL OBSERVATIONS

SPEECH: slowed, slurred, lethargic, thick

ATTITUDE: argumentative

CLOTHING: Black tank top, red gym pants black slides, disheveled

MEDICAL/OTHER: I asked the defendant if he had any medical issues or any physical defects or injuries and he stated that he did not. He stated that he has ADD. I asked him if he had taken any prescription medications and he stated that he had not. I asked him if he had taken any illegal drugs or smoked any marijuana and he stated that he had not. He stated that he was in recovery and his previous drug of choice was marijuana. I asked him if there was any reason that he would be swaying and he stated that he was swaying because he had been sleeping. I asked him if there was any reason that his speech would be slowed and sluggish and he stated that it was his normal speech.

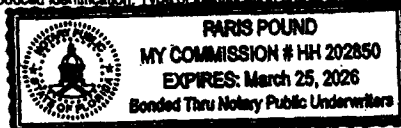
STATE OF FLORIDA
COUNTY OF PALM BEACH

Inv. C. Ward 16305
Signature of Arresting/Investigative Officer

This foregoing instrument was sworn to, affirmed and subscribed before me this 27 day of February 2023 by Inv. C. Ward 16305

Print name of Arresting/Investigative Officer, who is personally known to me and/or produced identification. Type of identification produced: Kenneth LEO

Notary Public, Clerk of Court, Officer (F.S.S. 117.10)



SCANNED
FEB 28 2023

SUBJECT: Vaccaro, Christopher, Nic

CASE NUMBER 23-041228

ROADSIDE TASKS

HORIZONTAL GAZE NYSTAGMUS:

LT EYE-LACK OF SMOOTH PURSUIT

RT EYE-LACK OF SMOOTH PURSUIT

LT EYE-DISTINCT & SUSTAINED NYSTAGMUS AT MAX. DEVIATION

RT EYE-DISTINCT & SUSTAINED NYSTAGMUS AT MAX. DEVIATION

LT- EYE-ONSET OF NYSTAGMUS PRIOR TO 45 DEGREES

RT- EYE-ONSET OF NYSTAGMUS PRIOR TO 45 DEGREES

Other Observations:

See P.C.

WALK & TURN:

I placed, with the assistance of another deputy, an approximately 2" wide piece of yellow on the ground. The defendant was given the option to take his shoes off which he did. I asked the defendant if they knew their left from their right which they did. I asked the defendant if they could see the line and they stated that they did. I asked the defendant what color the line was and they stated yellow. I had the defendant place their left foot on the line with their right foot in front of the left, heel to toe. I instructed the defendant to remain in the position throughout my instructions and demonstration. The defendant was instructed not to start the task prior to me telling them to begin. The defendant acknowledged and stated they completely understood my instructions. The defendant was then instructed on the task which I also demonstrated. The defendant swayed during my instructions. The defendant came out of the stance prior to me telling them to begin. Once the defendant was told to begin the task they missed heel to toe, stepped off the line, used their arms for balance, made an improper turn, slowed to balance/steady them self. The defendant did not count out loud, asked for additional instructions, and swayed throughout completing the task.

ONE LEG STAND:

The defendant was instructed to stand with their feet together and their hands down by their side. They were then instructed to remain in the position throughout the instructions and demonstration until instructed to begin. The defendant acknowledged and stated that they clearly understood the instructions. The defendant swayed while in the instructional position. The defendant came out of the instructional position and/or started the task prior to being told to begin. After being told to begin the defendant put their foot down prior to being told to stop, used their arms for balance, and swayed. The defendant attempted the task with both feet. The defendant did not look at their toe as instructed even after being instructed to do so.

FINGER TO NOSE:

The defendant was instructed to stand with their feet together and their hands down by their side. The defendant was then instructed to remain in the position throughout the instructions and demonstration until instructed to begin. The defendant acknowledged and stated that they clearly understood these instructions. The defendant swayed while in the instructional position. The defendant mimicked raising their arms prior to being told to start. I instructed the defendant on the task and demonstrated the task. The defendant acknowledged the instructions stating that they clearly understood them. The defendant proceeded to miss/search for the tip of their nose with the tip of their finger, and did not bring their hand immediately bring back as instructed after numerous reminders to do so. The defendant did not keep their head tilted back and opened their eyes during the task. The defendant swayed throughout the task.

ROMBERG ALPHABET:

The defendant was instructed to stand with their feet together and their hands down by their side. The defendant was then instructed to remain in the position throughout the instructions and demonstration until instructed to begin. The defendant acknowledged and stated that they clearly understood these instructions. The defendant swayed while in the instructional position. The defendant mimicked me by tilting their head back prior to me telling them to begin. The defendant stated that they knew their English alphabet from A to Z. I instructed them on the task and then demonstrated the task. The defendant acknowledged the instructions stating that they clearly understood them. The defendant then proceeded to misstate their alphabet. The defendant did not keep their head tilted back and/or opened their eyes during the task.

BREATH TEST RESULTS: .000 .000 Urine

STATE OF FLORIDA
COUNTY OF PALM BEACH

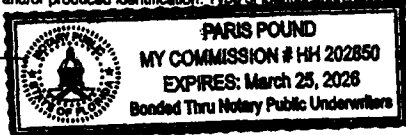
Inv. C. Ward 16305

(Signature of Arresting/Investigative Officer)

The foregoing instrument was sworn to or affirmed and subscribed before me this 27 day of February, 2023 by Inv. C. Ward 16305

(Print name of Arresting/Investigative Officer), who is personally known to me and/or produced identification. Type of identification produced: Known LEO

Notary Public, Clerk of Court, Officer (F.S.S 117.10)



SCANNED
FEB 28 2023

WITNESS LIST

CASE NUMBER: 23-041228

ARRESTING OFFICER: Inv. C. Ward 16305

ADDRESS: 3228 Gun Club Rd, West Palm Beach, FL 33406

PHONE NUMBERS (HOME): _____ (WORK) 561-851-1130

CAN TESTIFY TO: DUI Investigation

NAME: D/S D. Snelgrove

ADDRESS: 3228 Gun Club Rd, West Palm Beach, FL 33406

PHONE NUMBERS (HOME) _____ (WORK) 561-688-3000

CAN TESTIFY TO: Wheel Witness, Back Up Officer

NAME: D/S J. Cisson

ADDRESS 3228 Gun Club Rd, West Palm Beach FL 33406

PHONE NUMBERS (HOME) _____ (WORK) 561-688-3000

CAN TESTIFY TO: Back Up officer

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: _____

NAME: _____

ADDRESS _____

PHONE NUMBERS (HOME) _____ (WORK) _____

CAN TESTIFY TO: _____

NAME: _____

ADDRESS _____

PHONE NUMBERS (HOME) _____ (WORK) _____

CAN TESTIFY TO: _____

SCANNED
FEB 28 2023

TESTING FACILITY TASK REPORT

AGENCY:

SUBJECT: CASE NUMBER:

DATE: VIDEO DVD NUMBER:

BEGINNING TIME: ENDING TIME:

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

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

BREATH OPERATOR:

MAINTENANCE TECHNICAN:

TESTING OFFICER'S OBSERVATIONS

SPEECH:

ATTITUDE:

CLOTHING:

MEDICAL CONDITIONS:

MEDICATIONS:

OTHER:

COMMENTS:

ARRIVED AT CENTER A/O BEGAN THE 20 MINUTE OBSERVATION PERIOD AT 22:06 HRS.

SUBJECT: AGREED TO TAKE TEST

TECH: READ TEST RESULTS
SUBJECT: STATED HE UNDERSTOOD TEST RESULTS

A/O: ASKED FOR A URINE SAMPLE AT 22:40 HRS
SUBJECT: STATED HE WOULD PROVIDE A URINE SAMPLE

A/O: READ I/C
SUBJECT: STATED HE UNDERSTOOD I/C AND WOULD PROVIDE A URINE SAMPLE AT 22:42 HRS

A/O: READ RIGHTS
SUBJECT: STATED HE UNDERSTOOD RIGHTS

A/O: CONDUCTED Q&A
SUBJECT: ANSWER QUESTIONS

SUBJECT: REFUSED TO PROVIDED A URINE SAMPLE
A/O: CALLED URINE REFUSAL AT 23:25 HRS

REFUSED **UNNFD**
FEB 28 2023

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) _____

**SCANNED
FEB 28 2023**

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: _____

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

SCANNED
FEB 28 2023

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: 80-006029 Software: 8100.27
Date of Test: 02/27/2023

Date of Last Agency Inspection: 02/10/2023

Observation Period Began: 22:06

Subject's Name: CHRISTOPHER N VACCARO

DOB: 01/16/1996 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	22:32
	Air Blank	0.000	22:32
	Control Test	0.081	22:33
	Air Blank	0.000	22:33
	Subject Sample #1	0.000	22:34
	Air Blank	0.000	22:34
	Air Blank	0.000	22:36
	Subject Sample #2	0.000	22:37
	Air Blank	0.000	22:38
	Control Test	0.084	22:38
	Air Blank	0.000	22:39
	Diagnostics Check	OK	22:39

Cylinder Lot: 29122080A1
Exp: 12/05/2024

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 PARIS D POUND, 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: _____

Signature

Date: 02/27/23

Sworn to (or affirmed) before me this 27 day of FEBRUARY, 2023

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.

STATE OF FLORIDA
AFFIDAVIT OF REFUSAL TO SUBMIT TO
URINE TEST

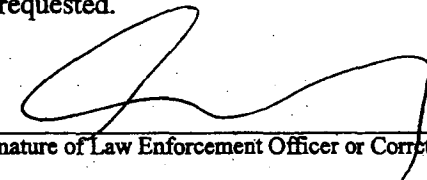
I, Inv. C WARD, a duly certified Law Enforcement Officer or Correctional Officer,
(Name of Officer reading Implied Consent Warning)
 am a member of Palm Beach County Sheriffs Office, and I do swear
(Name of enforcement agency)
 or affirm that on or about the TWENTY-SEVENTH day of February, 2023, at 9:32 PM

DRIVER CHRISTOPHER NIC VACCARO
(Type or Print) FIRST MIDDLE OR MAIDEN NAME LAST

DL # 34116791, state of PA, was placed under lawful arrest for
 the offense of _____ by INV. C WARD and
(Name of Arresting Officer)
 issued citation # AGY7MAE

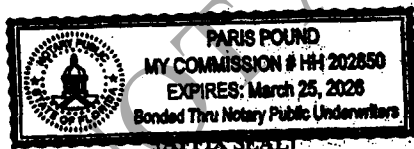
That on or about the TWENTY-SEVENTH day of February, 2023, at 11:25 PM
 in Palm Beach County,

I requested that the driver submit to a **URINE** test for the purpose of determining the presence of chemical or controlled substances. 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 27 day of FEBRUARY, 2023,
 by _____
 who is personally known to me or who has produced _____
 as identification.
 Notary Public Paris Pound

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.



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

REVIEW COMPLETED BY

Booking Number: 2023005498	Date: 2/28/2023
	Specialist Name/ID: M. Tooks #8557

SCANNED
FEB 28