

Arrest Report

FLORIDA FISH AND WILDLIFE CONSERVATION COMMISSION
 8535 NORTHLAKE BLVD
 WEST PALM BEACH, FL.

Report Date / Time 5/6/2024 12:32 AM	Report Number C-7712AB	Case Number/Cad Number FWC24ON0036987 / FWCS24IN0018951	Reporting Officer Name JACOB LARDAKIS
Originating Agency ORI FL0508000	Occur Date Time Range 05/05/2024 20:24:21 - 05/06/2024 00:00:00	Jurisdiction	
OBTS Number	Other Number	Clearance	

Location of Occurrence

County PALM BEACH	Location Type PUBLIC PLACE	Location Description ISLAND ICW PEANUT ISLAND EAST			
Street Number INDIAN RD	Street INDIAN RD	Apt/Lot/Bldg FWC	City RIVIERA BEACH INC	State FL	Zip Code

Defendant

First Name DANNY	Middle Name	Last Name AMOR FERNANDEZ	Suffix	Race H W	Sex MALE	Height 5'11"	Weight 180	Hair BALD	Eyes BLUE
MNI #	SSN	Date of Birth 09/29/1993	Age 30	ID Type E	Drivers License or other ID A561160933490	State FL	OCA / Agency ID		
Place of Birth UNKNOWN Cuba		Address * RESIDENCE / 613 ALEJANDRO LN , GREENACRES, FL 33413 /							

Arrest

Arrest Date/Time 5/6/2024 8:50:00 PM	Arrest Location Type PUBLIC PLACE	Arrest Location Description ICW EAST OF PEANUT ISLAND				
Street Number	Street	Apt/Lot/Bldg FWC	County PALM BEACH	City RIVIERA BEACH	State FL	Zip Code

Charge : STATE STATUTE

Counts 1	Charge 327.35(1)(a)	Bond Amount \$0.00	<input type="checkbox"/> No Bond
Charge Degree SECOND DEGREE	Charge Level MISDEMEANOR		
General Offense Code	Arrest Offense Code DUI-UNLAW BLD ALCH		
Charge Description OPERATING A VESSEL WHILE NORMAL FACULTIES IMPAIRED			
Administrative Code - Description			

MAY 6 AM 2:55

Arrest Report

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Bond Set by Officer

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

Probable Cause

On 5/5/2024 at approximately 2030 hours I observed a vessel traveling at a high rate of speed in an area posted as a slow speed zone. Upon contact with the vessel I observed subject identified as Danny Amor Fernandez in physical control of the vessel at the time of contact. While conducting boating safety inspection I detected the odor of an unknown alcoholic beverage emitting from his breath and persons. I also observed the subjects glassy blood shot eyes. I noticed the subject stumbling and swaying. I had to make numerous requests for the operator to get safety equipment. Based on these observations I asked the subject to board my vessel to perform seated field sobriety tasks.

While administering the HGN portion I observed 6 clues of impairment. Included but not limited to lack of smooth pursuit in both eyes. Nystagmus prior to onset at 45 degrees, Along with sustained nystagmus at max deviation. During the administration of Finger to Nose portion I observed 15 clues. Such as searching for the tip of the nose, hesitating, did not use finger tip, did return hand to instructed position. During the Palm Pat I observed 5 clues including unable to follow instructions, started at the wrong time, rolled hands, double pat and did not increase speed. During the Hand Coordination I observed 6 clue including Unable to follow instructions, starting at the wrong time, improper count, improper touch, and not returning left fist to chest.

Based on the previously stated observations I placed the subject under arrest for boating with normal faculties impaired.

The subject was also issued a refusal to submit to lawful test of blood. The subject was then transported to palm beach county main jail without further incident.

Jail Booking Facility

Booking Date/Time 5/6/2024 01:40 AM	Booking County PALM BEACH	Booking Facility MAIN DETENTION CENTER	Booking Facility Phone (561) 996-1699
Booking Facility Location 3228 GUN CLUB ROAD WEST PALM BEACH, FLORIDA 33406-3001		Booking Number	
Booking Comments			

Court


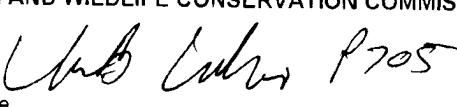
Court County Palm Beach	Court Location Gun Club		
Court	Court Phone	Court Appearance Date / Time 6/6/2024 8:30 AM	Court Fine
Comments			

Report Date / Time 5/6/2024 12:32 AM	Report Number C-7712AB	Case Number/Cad Number FWC24ON0036987 / FWCS24IN0018951	Reporting Officer Name JACOB LARDAKIS
Originating Agency ORI FL0508000	Occur Date Time Range 05/05/2024 20:24:21 - 05/06/2024 00:00:00	Jurisdiction	
OBTS Number	Other Number	Clearance	

Officer Name Rank / ID # JACOB LARDAKIS OFFICER	WP705	Involvement On Report / Reporting Role REPORTING OFFICER	Officer Agency Org/Unit FLORIDA FISH AND WILDLIFE CONSERVATION COMMISSION FWCSISO REGION A/PALM BEACH
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The undersigned certifies and swears that he/she has just and reasonable grounds to believe that the above named Defendant, committed violation(s), of law, on the below date(s) and time(s), as listed in the probable cause associated with this report:

Reporting Officer

Officer Name JACOB LARDAKIS	Office Rank OFFICER	Officer ID No WP705	Sworn and subscribed before me, the undersigned authority This the <u>6th</u> day of <u>May</u> , <u>2024</u> DEPUTY OF THE COURT, NOTARY OR LAW ENFORCEMENT
Officer Agency FLORIDA FISH AND WILDLIFE CONSERVATION COMMISSION			
Officer Signature 			

<input type="radio"/> No Bill / Petition	<input type="radio"/> Issue Warrant	<input type="radio"/> Prosecution Approved	Signature of Assistant State Attorney	Date
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NOT A CERTIFIED COPY



FLORIDA FISH AND WILDLIFE CONSERVATION COMMISSION
DIVISION OF LAW ENFORCEMENT

IMPLIED CONSENT WARNING FOR BREATH (BUI)

DEFENDANT'S NAME: Danny Amor Fernandez CASE NO: FWC 24 ON 0036937

I am now requesting that you submit to a lawful test of your **BREATH** for the purpose of determining its alcohol content.

Blood P220

Will you take the test?

YES NO

NOTE: READ THE BELOW ONLY IF THE ANSWER TO THE ABOVE IS "NO." If the answer to the above is "YES," move to and complete the signatures section of this document.

If you refuse to submit to the test I have requested of you, it will result in a civil penalty of \$500. Additionally, if you refuse to submit to the test I have requested of you and you have been previously fined under section 327.35215, Florida Statutes, or if your driving privilege has been previously suspended for 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.

In ADDITION to the above, read this statement ONLY if the person is under the age of 21:

Furthermore, if you refuse to submit to this test, you will be required to complete 50 hours of community service and your privilege to operate a vessel will be suspended until the community service is performed.

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

SIGNATURES

Date read: 5/6/2024 Time read: 12:45AM Location read: Palm Beach County BAT

OFFICER'S NAME (printed): Ashawn Harris

OFFICER'S SIGNATURE: Ashawn Harris



**STATE OF FLORIDA
FLORIDA FISH AND WILDLIFE CONSERVATION COMMISSION
DIVISION OF LAW ENFORCEMENT**



REFUSAL TO SUBMIT TO BREATH, URINE OR BLOOD TESTING

In the County Court of the _____ Judicial
Circuit in and for _____ County, Florida

STATE OF FLORIDA
(PLAINTIFF)

Uniform Boating Citation No. _____

v.
Danny Fernandez Amor
DEFENDANT

AFFIDAVIT

I, Aljunon Harris, a law enforcement officer, who having been duly sworn, certify and state the following:

1. That on Monday, May 6th, 2024 at 12:47 AM PM probable

cause existed to arrest the above named Defendant for a violation of section 327.35, Florida Statutes, as set forth in the attached narrative which is incorporated by reference as if set forth fully herein.

2. That on that date and that time:

The Defendant was under lawful arrest for an offense committed while the Defendant was operating a vessel while under the influence of alcoholic beverages, chemical substances, or controlled substances, and the Defendant was requested to submit to a breath test, urine test, or both a breath and a urine test; or

The Defendant had appeared for treatment at a hospital, clinic, or other medical facility, the administration of a breath or urine test was impractical or impossible, and the Defendant was requested to submit to a blood test.

3. The Defendant was advised of both the penalties for a failure to submit to the blood, breath or urine test and the procedure for requesting a hearing.

4. The Defendant refused to submit to the blood, breath, or urine test(s).

FURTHER AFFIANT SAYETH NOT.

Aljunon Harris ID No P220
Officer's Signature

FWC
Law Enforcement Agency

Mailing Address

City State Zip Code

SWORN TO AND SUBSCRIBED
BEFORE ME THIS Monday 6th DAY
OF May, 2024
Luís Williams
Notary Public or Attesting Officer

Personally known to me
 Produced _____
as Identification



**FLORIDA FISH AND WILDLIFE CONSERVATION COMMISSION
DIVISION OF LAW ENFORCEMENT
OPERATOR APPRAISAL & INTERVIEW**



DEFENDANT'S NAME: Danny Amor Fernandez CASE NO. FWC24ON0036987

1. You have the right to remain silent.
2. Anything you say can and will be used against you in a court of law.
3. You have the right to talk to a lawyer and have him present with you while you are being questioned.
4. If you cannot afford to hire a lawyer, one will be appointed to represent you before any questioning, if you wish.
5. If you consent to answer questions now, without a lawyer present, you will still have the right to stop answering at anytime.

1. Do you understand each of these rights? YES NO
2. With these rights in mind, do you wish to talk to us now? YES NO

Defendant's Signature: [Signature]

Were you operating a vehicle/vessel? <u>Yes</u>		Where were you going? <u>Back Home</u>
Was the vehicle/vessel in good condition? If No, <u>Yes</u>		What is wrong with it?
What road/waterway were you on? <u>IntraCoastal</u>		Where were you coming from? <u>Peanut Island</u>
What time did you leave there? <u>Lost track of time</u>		Without looking at a watch or clock, what time is it now? <u>Dont know</u> Actual Time: <u>1:03 AM</u>
What is today's date? <u>5/6/2024</u> Actual Date: <u>5/6/2024</u>		What day of the week is it? <u>Sunday</u> Actual Day: <u>Monday</u>
When did you last eat? <u>3:00 PM</u>	What did you eat? <u>Sandwich</u>	Where did you last eat? <u>Peanut Island</u>
What have you been drinking? <u>Coca Cola</u>	How much have you been drinking? <u>Enough to keep me alive</u>	Where have you been drinking? <u>Peanut Island</u>
Who were you drinking with and were they drinking? <u>Friends Yes</u>		What time did you start drinking? <u>Did not answer</u>
What time did you stop drinking? <u>Did not answer</u>	Do you feel the effects of alcohol (or drugs)?	Do you feel that you are impaired?
Were you involved in an accident today?	When did you last sleep?	How much sleep did you get?
Are you currently under the care of a doctor or dentist? For what?		
Have you used any type of drugs recently, prescription, non-prescription or otherwise?		
If so, what kind of drug did you take? What was your last dose and when?		
Do you think you should have been operating a vehicle/vessel?		If yes, Why?

[Signature]
Interviewing Officer's Signature

Jacob Lardakis
Interviewing Officer's Name (Printed)



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: 2024012154	Date: 5/6/2024
	Specialist Name/ID#: MTools #8557