

364

MAR 27 2023

OBS Number		PROBABLE CAUSE AFFIDAVIT		1. Arrest 2. N.T.A.		3. Request for Warrant 4. Request for Capias		1	JUVENILE
A D M I N	Agency ORI Number FL FL0502300		Agency Name NORTH PALM BEACH POLICE		Agency Report Number 7 0 23-000240				
	Charge Type: Check as many as apply. ☐ 1. Felony ☐ 2. Traffic Felony		☐ 3. Misdemeanor ☒ 4. Traffic Misdemeanor		☐ 5. Ordinance ☐ 6. Other		Special Notes:		
D E F	Name (Last, First, Middle) MEYER, DAVID MICHAEL LUTZ				Race W		Sex M		Date of Birth 05/24/1994
	Charge Description 316.193(1)(A) DUI - NORMAL FACULTIES IMPAIRED				Charge Description				
C H A R G E S	Charge Description				Charge Description				
	Charge Description				Charge Description				
V I C T I M	Victim's Name (Last, First, Middle)				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 R O B A B L E C A U S E S T A T E M E N T	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 <u>27</u> day of <u>March</u>, <u>2023</u> at <u>01:16</u> (Specifically include facts constituting cause for arrest.)								
	On 03/27/2023 at approximately 12:19am, an anonymous caller reported a white truck driving "all over the road" northbound on US Highway 1 near Lighthouse Dr in North Palm Beach, Florida 33408. At that time, I was conducting traffic enforcement in the 800 block of US Highway 1, just north of Lighthouse Dr, when I observed a white 2005 Chevy truck, FL tag LB8WT, traveling northbound. The vehicle then made a u-turn at US Highway 1 and Golfview Rd and began traveling southbound. I followed the vehicle south on US Highway 1 to Northlake Blvd. As the vehicle made a right turn to travel westbound on Northlake Blvd, it made a wide right turn and turned into the center lane on Northlake Blvd, instead of the right lane, which is required by Florida statute. The vehicle then accelerated to a speed, that I visually estimated to be 50 mph in a posted 40 mph zone. I activated the front antenna on my vehicle-mounted moving radar speed measurement device and received an actual speed reading of 50 mph. As I was traveling behind the vehicle, it drifted approximately 2 feet into the left lane and then back into the center lane. The vehicle also had the left turn signal activated for approximately 1/4 mile, although it never turned or completely changed lanes. At that point, I activated my emergency lights and conducted a traffic stop on the vehicle in the 800 block of Northlake Blvd. I made contact with the driver and advised him of the reason for the traffic stop. I requested his driver license, registration, and proof of insurance. The driver handed me his driver license and then asked, "What else do you need?" I again requested his registration and proof of insurance and the driver handed me his insurance card, but never retrieved the registration. The driver was identified by his Florida driver license as W/M David Michael Lutz Meyer(05/24/94). While speaking with Meyer, I observed that his eyes were red and glassy and his speech was slurred. I also detected a strong odor of an unknown alcoholic beverage on his breath as he spoke. I asked Meyer where he was coming from and where he was going. Meyer stated, "I'm coming from a friend's house by 10th St in Lake Worth and I'm going home by Forest Hill and 441." It should be noted								
A D M I N I S T R A T I V E	SWORN AND SUBSCRIBED BEFORE ME  PRUDHOMME, DANIEL NOTARY PUBLIC / CLERK OF COURT / OFFICER (F.S.S. 117.10)				 SIGNATURE OF ARRESTING / INVESTIGATING OFFICER COUNCIL ANDREW (9794) NAME OF OFFICER (PLEASE PRINT)				
	<u>03/27/2023</u> DATE				<u>03/27/2023</u> DATE				

OBS Number		PROBABLE CAUSE AFFIDAVIT SUPPLEMENT		1. Arrest 2. N.T.A.		3. Request for Warrant 4. Request for Capias		1	JUVENILE
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D E F	Name (Last, First, Middle) MEYER, DAVID MICHAEL LUTZ				Race W		Sex M		Date of Birth 05/24/1994
	that both locations that Meyer gave were approximately 15 miles south of the location of the traffic stop. I asked Meyer if he had consumed any alcohol and he stated, "enough that I'm not gonna lie to you, so I probably had 4 beers." I also observed a cup in the cup holder that contained a beverage that looked and smelled like a beer. Based on Meyer's driving pattern, obvious signs of impairment, and admission to consuming alcohol, I requested Police Officer Prud'Homme respond to the scene to conduct a driving under the influence investigation. On his arrival, I briefed Police Officer Prud'Homme on my observations and the subsequent investigation was turned over to him. Meyer was issued a traffic citation for speed(50 mph in a 40 mph zone) - Citation AG3WWLE.								
NOT A CERTIFIED COPY									
A D M I N I S T R A T I V E	SWORN AND SUBSCRIBED BEFORE ME  PRUD'HOMME, DANIEL NOTARY PUBLIC / CLERK OF COURT / OFFICER (F.S.S. 117.10) 03/27/2023 DATE				 SIGNATURE OF ARRESTING / INVESTIGATING OFFICER COUNCIL, ANDREW (9794) NAME OF OFFICER (PLEASE PRINT) 03/27/2023 DATE				
					PAGE 2 OF 2				

COURT

STATE ATTORNEY

CENTRAL RECORDS

JAIL

CRIME ANALYSIS

P.I.O.

D.U.I. PROBABLE CAUSE AFFIDAVIT

ON THE 27 DAY OF March 20 23 AT 0023 ✓ AM PM
SUBJECT: Meyer, David, M CASE NUMBER: 23-000240

AGENCY: NORTH PALM BEACH POLICE DEPARTMENT ARRESTING OFFICER: Prud'Homme 9889
PERSONAL CONTACT

DRIVING PATTERN: ACTUAL PHYSICAL CONTROL (PHYSICAL EVIDENCE OR STATEMENTS PUTTING DEF. BEHIND WHEEL OF VEHICLE)

+PC for Stop: See Police Sergeant Council's supplement PC
+Manner of Stop:
+APC:
+Witness Statements:
+Wheel Witness:

OBSERVATION OF DRIVER:

+Appearance of Vehicle:
+Appearance of Driver: slurred/slow speech, delayed reaction
+Face/Eyes: droopy lids, watery eyes, bloodshot
+Clothing Condition:
+Exit Sequence:

DRIVER'S STATEMENTS:

+In Car:
+Roadsides:
+BAT:
+Taylor Warnings Read:
+Implied Consent Read: yes

ODORS:

Strong odor of an unknown alcoholic beverage.

GENERAL OBSERVATIONS

SPEECH: slow/slurred

ATTITUDE: cooperative, slow/delayed reactions

CLOTHING:

MEDICAL/OTHER:

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 27 day of March 20 23 by Prud'Homme

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

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



MADELIN GONZALEZ
Notary Public
State of Florida
Comm# HH225716
Expires 2/7/2026

SUBJECT: Meyer, David, M

CASE NUMBER 23-000240

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:

Condition of Eyes: droopy lids, watery eyes, bloodshot

Observations: vertical gaze nystagmus present, swayed left to right, turned head to follow pen twice

WALK & TURN:

*Lost Balance

*Started Before Instructed- no

*Missed Heel to Toe - on every step up the line and every step back down

*Stepped Off Line- steps 4, 5, 6, 7, 8 up the line and 1, 2, 3, 4 back down the line

*Used Arms for Balance- arms out to the side approx 3-6 inches

*Wrong Number of Steps - 9 up the line, and 8 back down the line

*Stopped While Performing Task - yes, stopped after the 4th step then restarted the task

*Improper Turn - forward spin instead of series of small steps

Other Observations: broke from correct starting position 9x, Swayed left to right

ONE LEG STAND:

*Put Foot Down- 3 times

*Used Arms for Balance- arms out to the side approx 3-6 inches

*Swayed- Left to right throughout the task

*Hopped - yes

Other Observations: restarted task twice, stopped after third time he put his foot down

ROMBERG ALPHABET:

Subject sang the alphabet, swayed throughout the task

FINGER TO NOSE:

R1- finger to bridge of nose held for 5 secs

L1- finger to nostril held for 2 secs

R2- Done correctly

L2- finger to nostril held for 2 secs

L3- finger to nostril held for 2 secs

R3- finger to bridge of nose held for 2 secs

BREATH TEST RESULTS:

1) refused

2) refused

3)

4)

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 27 day of March, 2023 by Prud'Homme

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

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



MADELIN GONZALEZ
Notary Public
State of Florida
Comm# HH225716
Expires 2/7/2026

TESTING FACILITY TASK REPORT

AGENCY: NPPD

SUBJECT: MEYER, DAVID M L

DATE: Mar 27, 2023

BEGINNING TIME: 02:04

CASE NUMBER: 23-050655

VIDEO DVD NUMBER: N/A

ENDING TIME: 02:09

BREATH TESTS RESULTS: 1) R TIME 02:07 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: M. GONZALEZ #40577

MAINTENANCE TECHNICIAN: J. KARLECKE# 6467

TESTING OFFICER'S OBSERVATIONS

SPEECH: SLURRED,

ATTITUDE: TALKATIVE, UPSET, AGITATED

CLOTHING: BLUE JEAN PANTS, WHITE SHIRT, BLACK SNEAKERS

MEDICAL CONDITIONS: NONE

MEDICATIONS: LEXAPRO

OTHER:

PRESENT IN TESTING ROOM OFC. E. BASSAS # 9916 NPPD

COMMENTS:

ARRIVED AT CENTER A/O BEGAN THE 20 MINUTE OBSERVATION PERIOD AT 01:38 HRS.

SUBJECT: REFUSED TO TAKE TEST

A/O: READ I/C

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

A/O: READ RIGHTS

SUBJECT: STATED HE UNDERSTOOD RIGHTS.

A/O: ATTEMPTED Q & A

SUBJECT: REFUSED QUESTIONS

REFUSED



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



PBSO CASE # 23- 050655 PBSO ZONE 3-13

AGENCY CASE # 23-000240 CRASH CASE # _____

TIME OF STOP/CRASH 0023 DATE 03/27/2023 DAY Monday

SUBJECT'S NAME Meyer David M RACE W SEX M
LAST FIRST MID

HGT 6'1 WGT 175 DOB 05/24/94

LOCATION 801-blk Northlake Blvd

ARRESTING OFFICER'S NAME & ID Prud'Homme 9839 AGENCY NPBPD

DIVISION: Patrol

NOTIFIED BY COMMO Yes

ARRIVAL AT FACILITY 0138

ARREST TIME 00:58

BREATH RESULTS:

1) _____

2) _____

REFUSED

BREATH TEST OPERATOR: 40577

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

I, Prud'Homme, a duly certified Law Enforcement Officer or Correctional Officer,
 (Name of Officer reading Implied Consent Warning)

am a member of North Palm Beach Police Department, and I do swear
 (Name of law enforcement agency)

or affirm that on or about the 27 day of March, 20 23, at 00:58 ☐ P.M. ☒ A.M.

DRIVER David M Meyer
 (Type or Print) FIRST NAME MIDDLE OR MAIDEN NAME LAST NAME

DL# M600173941840, state of FL, was placed under lawful arrest for
 the offense of DUI- Normal Faculties Impaired by Prud'Homme and
 issued Citation # AG3WWME
 (Name of Arresting Officer)

That on or about the 27 day of March, 20 23, at 0207 ☐ P.M. ☒ A.M.
 in PALM BEACH County,

I requested that the driver submit to a ☒ breath and/or ☐ urine test to determine his or her blood alcohol level and/or the presence of chemical or controlled substances. I informed the driver that the refusal to submit to such test(s) would result in the suspension of his or her driving privilege for a period of one (1) year for a first refusal, or for a period of eighteen (18) months if his or her driving privilege had been previously suspended 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 for refusal to submit to a lawful test of his or her breath, urine, or blood. Additionally, I informed the driver that if he or she holds a CDL, or was operating a CMV, refusal will result in the disqualification of the Commercial Driver's License/driving privilege for a period of one (1) year in the case of a first refusal or permanently if he or she has previously been disqualified as a result of a refusal to submit to any such lawful test. Nonetheless, the driver refused to submit to the test(s) requested.

[Signature]
 Signature of Law Enforcement Officer or
 Correctional Officer

THE AFFIDAVIT MUST BE NOTARIZED OR ATTESTED TO (F.S. 117.10)

The foregoing instrument was sworn and subscribed before me:

(AFFIX SEAL)
 The foregoing instrument was sworn and subscribed before
 me this 27 day of March, 20 23,
 by Prud'Homme,

who is personally known to me or who has produced
Personally Known as identification

Notary Public [Signature]

HSMV-BAR1001 (REV. 10/2016)



MADELIN GONZALEZ
 Notary Public
 State of Florida
 Comm# HH225716
 Expires 2/7/2026

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.

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

I, Prud'Homme, a duly certified Law Enforcement Officer or Correctional Officer,
 (Name of Officer reading Implied Consent Warning)

am a member of North Palm Beach Police Department, and I do swear
 (Name of law enforcement agency)

or affirm that on or about the 27 day of March, 20 23, at 00:58 ☐ P.M. ☒ A.M.

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Prud'Homme
 Signature of Law Enforcement Officer or
 Correctional Officer

THE AFFIDAVIT MUST BE NOTARIZED OR ATTESTED TO (F.S. 117.10)

The foregoing instrument was sworn and subscribed before me:

(AFFIX SEAL)
 The foregoing instrument was sworn and subscribed before
 me this 27 day of March, 20 23,
 by Prud'Homme,

who is personally known to me or who has produced
Personally Known as identification

Notary Public *[Signature]*

HSMV-BAR1001 (REV. 10/2016)



MADELIN GONZALEZ
 Notary Public
 State of Florida
 Comm# HH225716
 Expires 2/7/2026

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.

23-000240

DUI WITNESS LIST

Arresting Officer: Prud'Homme 9889 Email: dprudhomme@village-npb.orgAgency Address: 560 US Highway 1 NPB, FL 33408 Phone: 561-283-5756Can Testify To: Events of the caseBackup Officer(s): CouncilAgency Address: 560 US Highway 1 NPB, FL 33408 Phone: 561-848-2525Can Testify To: PC for StopBreathalyzer Technician: M Gonzalez ID# 40577 Agency: PBSO

DRE: _____ Agency Case #: _____

Agency Address: _____ Phone: _____ Email: _____

Name: _____ Involvement: _____

Address: _____ Phone: _____

Can Testify To: _____ ☐ Wheel Witness

Name: _____ Involvement: _____

Address: _____ Phone: _____

Can Testify To: _____ ☐ Wheel Witness

Name: _____ Involvement: _____

Address: _____ Phone: _____

Can Testify To: _____ ☐ Wheel Witness

Name: _____ Involvement: _____

Address: _____ Phone: _____

Can Testify To: _____ ☐ Wheel Witness

Name: _____ Involvement: _____

Address: _____ Phone: _____

Can Testify To: _____ ☐ Wheel Witness

Name: _____ Involvement: _____

Address: _____ Phone: _____

Can Testify To: _____ ☐ Wheel Witness

Name: _____ Involvement: _____

Address: _____ Phone: _____

Can Testify To: _____ ☐ Wheel Witness

DUI WITNESS LIST

23-000240



Arresting Officer: Prud'Homme 9889 Email: dprudhomme@village-npb.org

Agency Address: 560 US Highway 1 NPB, FL 33408 Phone: 561-283-5756

Can Testify To: Events of the case

Backup Officer(s): Council

Agency Address: 560 US Highway 1 NPB, FL 33408 Phone: 561-848-2525

Can Testify To: PC for Stop

Breathalyzer Technician: M Gonzalez ID# 40577 Agency: PBSO

DRE: _____ Agency Case #: _____

Agency Address: _____ Phone: _____ Email: _____

Name: _____ Involvement: _____

Address: _____ Phone: _____

Can Testify To: _____ ☐ Wheel Witness

Name: _____ Involvement: _____

Address: _____ Phone: _____

Can Testify To: _____ ☐ Wheel Witness

Name: _____ Involvement: _____

Address: _____ Phone: _____

Can Testify To: _____ ☐ Wheel Witness

Name: _____ Involvement: _____

Address: _____ Phone: _____

Can Testify To: _____ ☐ Wheel Witness

Name: _____ Involvement: _____

Address: _____ Phone: _____

Can Testify To: _____ ☐ Wheel Witness

Name: _____ Involvement: _____

Address: _____ Phone: _____

Can Testify To: _____ ☐ Wheel Witness

Name: _____ Involvement: _____

Address: _____ Phone: _____

Can Testify To: _____ ☐ Wheel Witness

SUBJECT: None, 1111 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: _____

SUBJECT: Alvin Davis M.L.

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) _____



**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	☐	119.071(2)(d)	Surveillance techniques, procedures and personnel; inventory of law enforcement resources, policies or plans pertaining to mobilization deployment or tactical operations.	
	☐	943.053, 943.0525	NCIC/FCIC/FBI and in-state FDLE/DOC.	
	☐	119.071(4)(c)	Undercover personnel.	
	☐	119.071(2)(f)	Confidential informants (Cis).	
	☐	119.071(2)(e)	Confession.	
Public Info. Exemptions	☐	985.04(1)	Juvenile offender records.	
	☐	119.071(h)(i)	Assets of a crime victim.	
	☐	395.3025(7)(a), 456.057(7)(a)	Medical information.	
	☐	394.4615(7)	Mental health information.	
	☐	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)	☒	(iii) 119.0714(1)(i)-(j), (2)(a)-(e)	Social Security, bank account, charge, debit, and credit card numbers.	2
	☐	(viii) 394.4615(7)	Clinical records under the Baker Act.	
	☐	(xii) 741.30(3)(b)	The victim's address in a domestic violence action on petitioner's request.	
	☐	(xiii) 119.071(2)(h), 119.0714(1)(h)	Protected information regarding victims of child abuse or sexual offenses.	
	☐			
	☐			
	☐			
	☐			
	☐			
Other	☐		Other:	
	☐		Other:	

REVIEW COMPLETED BY

Booking Number: 2023007992

Date: 3/27/2023

Specialist Name/ID: T.Howard/7185