

J# 0547374

#1411



Arrest Report

24CT3402 MB

FLORIDA HIGHWAY PATROL
P.O. BOX 540007, GREENACRES, FL 33454

Report Date / Time 2/26/2024 01:53 AM	Report Number FHP99ARR877130	Case Number/Cad Number FHP24ON0096887 / RCC24IN0148043	Reporting Officer Name ZIMMERMAN, JONATHAN
Originating Agency ORI FL0509000	Occur Date Time Range 02/25/2024 22:27:56 -	Jurisdiction	
OBTS Number	Other Number TROOP L	Clearance	

Location of Occurrence

County PALM BEACH	Location Type PUBLIC PLACE	Location Description NB I95 (SR9) SOF WOOLBRIGHT RD			
Street Number	Street I-95 NB SOF	Apt/Lot/Bldg	City BOYNTON BEACH	State FL	Zip Code 33435

Defendant

First Name EDWARD	Middle Name RICHARD	Last Name SAKS	Suffix	Race WHITE	Sex MALE	Height 602	Weight 185	Hair BLK	Eyes BRO
MNI #	SSN [REDACTED]	Date of Birth 11/26/1973	Age 50	ID Type E	Drivers License or other ID S200236734260	State FL	OCA / Agency ID		
Place of Birth: FLEMINGTON NJ US									
Address * RESIDENCE / 2757 SW ABELARD ST , PORT ST. LUCIE, FL 34953 /									

Arrest

Arrest Date/Time 2/25/2024 11:10:05 PM	Arrest Location Type PUBLIC PLACE	Arrest Location Description NB I95 (SR9) SOF WOOLBRIGHT RD				
Street Number	Street I-95 NB SOF	Apt/Lot/Bldg	County PALM BEACH	City BOYNTON BEACH	State FL	Zip Code 33435

Charge :

Counts 1	Charge 316.193.1c	Bond Amount \$0.00	☐ No Bond
Charge Degree S	Charge Level MISDEMEANOR		
General Offense Code	Arrest Offense Code DUI-UNLAW BLD ALCH		
Charge Description DUI BREATH ALCOHOL 0.08 OR MORE PER 210 L			
Administrative Code - Description			
Is Arrestee Juvenile		No	
Type of Arrest		Arrest / apprehension without a warrant or process	

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Bond Set by Court

Bond Amount	☐ No Bond
Bond Type(s)	

Probable Cause

On Sunday February 25th, 2024 at approximately 10:27pm a vehicle crash occurred on northbound Interstate 95 (State Road 9) south of Woolbright Road. I responded as routine back-up in my full marked Florida Highway Patrol vehicle (#0139 VIN:2C3CDXAT0KH533083) to assist Trooper Boland (Badge #5147).

Upon arrival, I observed two vehicles blocking the inside lane. One vehicle was blocking lane #2 and lane #3 facing north east while another vehicle was block lane #1 and lane #2 facing north. There was a 3rd vehicle up ahead on the outside shoulder facing north. 2 out of 3 of the vehicles were severely damaged. Palm Beach Fire Rescue was already on scene assesses all involved parties, no transports were made. The crash report will be attached to the arrest report, please see crash report for a complete documentation and narrative of the crash.

Trooper Boland advised me that one of the involved female drivers on scene stated that another involved male driver, also on scene, seemed to be under the influence, she was able to place him behind the wheel and advised that he was in his National Guard Uniform (her witness statement was provided and will be added to the police report). While Trooper Boland continued with his crash investigation, I began conducting a DUI investigation. It is important to notate that when I first began gathering information by speaking with the involved male, he stepped very close to me, within less than a foot. This was my first indication of his lack of special awareness. I question him regarding the crash investigation. While speaking with him I observed other signs of impairment such as glassy eyes, low eyelids, slurred speech, and a lack of balance. I advised him to stand in front of my patrol vehicle so that I could further speak with him. He was identified by Florida drivers license as Edward Richard Saks (DL: S200-236-73-426-0, W/M, DOB: 11/26/1973)

I advised Mr. Saks that I am now done conducting a crash investigation and that we will be moving onto a criminal investigation in reference to DUI, he stated that he understood. I explained to Mr. Saks the totality of circumstances and why I have reason to believe he may be under the influence of drugs and or alcohol. I asked him again if he had been drinking and what, he advised [REDACTED]. He stated [REDACTED]. I asked him where he was coming from and going to, he stated that he was coming from Miramar and heading home to Port Saint Lucie. It is important to notate that while at Breath Alcohol Testing Facility (BAT) he stated after being read his Miranda rights that, there was no other occupants in his vehicle, he identified the exact make and model of his vehicle that was in the accident, as well as the location of the accident.

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Originating Agency ORI FL0509000	Occur Date Time Range 02/25/2024 22:27:56 -	Jurisdiction	
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I explained again, to Mr. Saks that based on the totality of circumstances I believe he may be under the influence of drugs and or alcohol and offered him the opportunity to take voluntary Field Side Sobriety exercise to determine his level of possible intoxication, he agreed. Prior to administering the voluntary exercises, I advised Mr. Saks to stand in the starting position with his feet together and his at his sides. I asked him if he had any medical conditions or was currently taking any medication, he stated yes that he had back problems and his knees where bad. He further stated that he was un numerous medications for blood pressure and PTSD. I asked if he wore contacts or glasses, he stated no. Video and audio footage are available upon request. The summary below is not intended to be a verbatim account of all the events that took place during the administration of the standardized field sobriety exercises. (See in car dash camera footage for an in-depth video of events)

Horizontal Gaze Nystagmus Exercise

A black pen was used against the tip of my finger as a contrasting stimulus. Mr. Saks stated that he could clearly see the tip of the stimulus as well as the tip of my finger. The exercise was explained and demonstrated. While performing this exercise, I did observe a slight orbital sway from Mr. Saks. I could also smell a strong odor of an unknown alcoholic beverage coming from his breathe.

- I checked for resting nystagmus which was observed in both eyes
- I checked for equal pupil size and equal tracking:
(Both pupils were equal in size but both eyes did not track the stimulus equally)
- I observed a lack of smooth pursuit in both eyes
- I observed horizontal gaze nystagmus at maximum deviation in both eyes
- I observed horizontal gaze prior to 45 degrees in both eyes
- I did not observe vertical gaze nystagmus in either eye

Walk and Turn Exercise

A piece of yellow tape was used as a solid straight line in front of my patrol vehicle. The exercise was explained and demonstration to Mr. Saks who stated that he understood the directions.

- Could not maintain starting position
- Started to soon
- Used arms for balance
- Stepped off line
- ~~-Incorrect turn~~
- In proper number of steps

One Leg Stand

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The exercise was explained and demonstration to Mr. Saks who stated that he understood the directions.

- Hopped
- Put foot down
- Unable to maintain balance, slight orbital sway
- Used arms for balance, did not keep on hips

Based on the totality of the circumstances I determined that there was probable cause to believe that Edward Richard Saks committed the offense of driving under the influence by being in actual physical control/operating a motor vehicle while under the influence of alcoholic beverages, any chemical substance per Florida State Statute 316.193, or any controlled substance per Chapter 893, while their normal faculties were impaired. He was placed under arrest at approximately 10:38pm for the above offense. Mr. Saks was escorted to the rear of my patrol vehicle, a search was conducted of his person prior to placing him in the rear right seat of my patrol vehicle which yielded no results.

I transported Mr. Cruz to Palm Beach County Breath Alcohol Testing (BAT) facility at approximately 11:18pm with no further incidents. Mr. Saks underwent a 20-minute observation period at approximately 11:35pm where he did not ingest anything by mouth or regurgitate (mouth was confirmed to be empty prior to beginning the observation period. Mr. Saks consented to breath testing at approximately 12:02am, result one was 0.154, result 2 was 0.150 Mr. Saks was then read his Florida Miranda Warning and agreed to answer questions (See BAT video footage for a complete account). Mr. Cruz was then transported to Good Samaritan Hospital at approximately 12:30am in reference to medical clearance for booking. He was then transported back to Palm Beach county jail with no further incident at approximately 2:15am. Trooper Conner Boland (Badge #5147) conducted a vehicle inventory on Mr. Saks vehicle which yielded no results and towed the vehicle. Mr. Saks was provided with a tow slip for his vehicle along with other issued paperwork.

All events occurred in Palm Beach County, State of Florida.

Jail Booking Facility

Booking Date/Time	Booking County PALM BEACH	Booking Facility PALM BEACH COUNTY CORRECTIONS	Booking Facility Phone (561) 688-4400
Booking Facility Location 3228 GUN CLUB ROAD WEST PALM BEACH, FLORIDA 33406			Booking Number
Booking Comments			

Court

Court County PALM BEACH	Court Location 3228 GUN CLUB ROAD WEST PALM BEACH, FL 33406		
Court	Court Phone	Court Appearance Date / Time	Court Fine

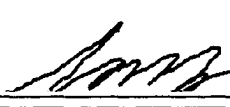
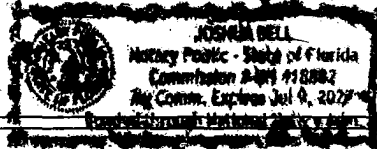
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OBTS Number	Other Number TROOP L	Clearance	
CRIMINAL JUSTICE COMPLEX		561-355-2994	03/25/2024 8:30AM
Comments			

Officer Name Rank / ID #	Involvement On Report / Reporting Role	Officer Agency Org/Unit
ZIMMERMAN, JONATHAN TPR 5061	REPORTING OFFICER	FLORIDA HIGHWAY PATROL FHPL1WRCC1PALM BEACH1BROW LN TO SR804

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 ZIMMERMAN, JONATHAN	Office Rank TPR	Officer ID No 5061	Sworn and subscribed before me, the undersigned authority This the <u>26</u> day of <u>Feb</u> , <u>2024</u> DEPUTY OF THE COURT, NOTARY OR LAW ENFORCEMENT
Officer Agency FLORIDA HIGHWAY PATROL			  
Officer Signature			
☐ No Bill / Petition ☐ Issue Warrant ☐ Prosecution Approved			Signature of Assistant State Attorney _____ Date _____

FLORIDA TRAFFIC CRASH DRIVER INFORMATION EXCHANGE

This Traffic Crash Report can be purchased online at:
www.FloridaCrashPortal.gov

Crash Number 89748704	Reporting Agency FLORIDA HIGHWAY PATROL		
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CRASH IDENTIFIERS

County of Crash PALM BEACH	City or Place of Crash BOYNTON BEACH	☒ City Limits	Crash Date/Time 02/25/2024 10:22 PM	Reported Date/Time 02/25/2024 10:27 PM
Roadway Description for Location of Occurrence INTERSTATE 95 (STATE ROAD 9) NORTHBOUND				

VEHICLE

V01	Year 2011	Make NISS	Model VERSA	Color GRY	State FL	License Number NFEA52	Registration Expires 11/28/2025	☐ Permanent Registration	VIN 3N1BC1AP7BL479883
Owner First Name EDWARD		Owner Middle Name RICHARD		Owner Last Name SAKS		Owner Suffix		Owner Business (if not Person)	
Address 2757 SW ABELARD ST				Address Other		City PORT SAINT LUCIE		State FL	Zip Code 34953-0000
Owner Phone Number		Owner Phone Number (other)		Insurance Company USAA		Insurance Policy Number 0182747417104			
Trailer One	License Number	State	Reg. Expires	Permanent Reg. NO	VIN	Year	Make	Length	Axles
Trailer Two	License Number	State	Reg. Expires	Permanent Reg. NO	VIN	Year	Make	Length	Axles

VEHICLE

V02	Year 2021	Make MITS	Model	Color BLK	State FL	License Number JLCY28	Registration Expires 6/30/2024	☐ Permanent Registration	VIN ML32AUHJ4MH004315
Owner First Name		Owner Middle Name		Owner Last Name		Owner Suffix		Owner Business (if not Person) FOX RENT A CAR	
Address 5500 W CENTURY BLVD				Address Other		City LOS ANGELES		State CA	Zip Code 90045-5914
Owner Phone Number		Owner Phone Number (other)		Insurance Company FALLS LAKE NATIONAL		Insurance Policy Number MHRN00002301			
Trailer One	License Number	State	Reg. Expires	Permanent Reg. NO	VIN	Year	Make	Length	Axles
Trailer Two	License Number	State	Reg. Expires	Permanent Reg. NO	VIN	Year	Make	Length	Axles

VEHICLE

V03	Year 2023	Make VOLK	Model	Color GRY	State FL	License Number HMCE12	Registration Expires 5/30/2024	☐ Permanent Registration	VIN 1V2JC2CA1PC225269
Owner First Name ANGELICA		Owner Middle Name MARIA		Owner Last Name PASSANANTE		Owner Suffix		Owner Business (if not Person)	
Address 3000 PORTOFINO CIR APT 111				Address Other		City PALM BEACH GARDENS		State FL	Zip Code 33418-1235
Owner Phone Number		Owner Phone Number (other)		Insurance Company PROGRESSIVE		Insurance Policy Number 974664162			
Trailer One	License Number	State	Reg. Expires	Permanent Reg. NO	VIN	Year	Make	Length	Axles
Trailer Two	License Number	State	Reg. Expires	Permanent Reg. NO	VIN	Year	Make	Length	Axles

PERSON RECORD

Person Type DRIVER	NM#	Vehicle# V01	First Name EDWARD	Middle Name RICHARD	Last Name SAKS	Suffix
Address 2757 SW ABELARD ST		Address Other		City PORT SAINT LUCIE		State FL
Phone Number		Phone Number (other)		Other Comments (Write In)		

PERSON RECORD

Person Type DRIVER	NM#	Vehicle# V02	First Name YESICA	Middle Name XIOMARA	Last Name PONCE	Suffix
Address 2268 SUNFLOWER CT		Address Other		City UPLAND		State CA
Phone Number		Phone Number (other)		Other Comments (Write In)		

PERSON RECORD

Person Type DRIVER	NM#	Vehicle# V03	First Name ANGELICA	Middle Name MARIA	Last Name PASSANANTE	Suffix
Address 3000 PORTOFINO CIR APT 111		Address Other		City PALM BEACH GARDENS		State FL
Phone Number		Phone Number (other)		Other Comments (Write In)		

REPORTING OFFICER

ID Number 5147	Rank TPR	Name C BOLAND	Troop / Post L	Officer Agency FLORIDA HIGHWAY PATROL	Phone Number 561-357- 4040
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FLORIDA HIGHWAY PATROL

Vehicle Tow

RECIPIENT COPY

DATE / TIME 2/25/2024 11:15:12 PM	COUNTY PALM BEACH	CITY BOYNTON BEACH	OTHER NUMBER	CASE NUMBER FHP24ON0096887
				CITATION / REPORT 89748704

Page 1 of 1

NO HOLD - MAY BE RELEASED

OWNER	NAME (FIRST MIDDLE LAST SUFFIX) / BUSINESS NAME EDWARD RICHARD SAKS				
	ADDRESS 2757 SW ABELARD ST				
	CITY PORT SAINT LUCIE	STATE FL	ZIP CODE 34953-0000	TELEPHONE	
☐ OWNER PRESENT OR ☐ OWNER NOTIFICATION ATTEMPTED					OWNER NOTIFICATION ATTEMPTS: ☐ OWNER NOTIFICATION SUCCESSFUL

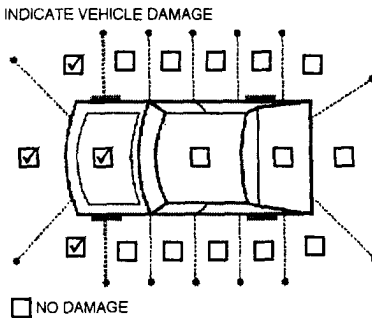
DRIVER	NAME FIRST EDWARD	NAME MIDDLE RICHARD	LAST NAME SAKS	SUFFIX NAME
	ADDRESS 2757 SW ABELARD ST			
	CITY PORT SAINT LUCIE	STATE FL	ZIP CODE 34953	TELEPHONE

CMV	CARRIER NAME	CITY	STATE	ZIP CODE	TELEPHONE
	ADDRESS				

VEHICLE / TRAILERS	YEAR 2011	MAKE NISS	MODEL VERSA	VEHICLE STYLE 4D	VEHICLE COLOR GRY	TAG STATE / NUMBER FL NFEA52	VIN 3N1BC1AP7BL479883	ODOMETER	
	CIC ENTRY			RED TAG DATE / TIME	ID NUMBER	NAME			
	REASON VEHICLE TOWED CRASH								
	POWER UNIT	MAKE	YEAR	COLOR	UNIT NO.	VEHICLE IDENTIFICATION NO.	TAG NO.	STATE	EXP. DATE
	TRAILER 1	MAKE	YEAR	COLOR	UNIT NO.	VEHICLE IDENTIFICATION NO.	TAG NO.	STATE	EXP. DATE
TRAILER 2	MAKE	YEAR	COLOR	UNIT NO.	VEHICLE IDENTIFICATION NO.	TAG NO.	STATE	EXP. DATE	

TOW	TOW SELECTION TYPE ROTATION WRECKER	LOCATION VEHICLE INVENTORIED / TOWED FROM INTERSTATE 95 (STATE ROAD 9) NORTHBOUND	
	TOWING SERVICE GARDEN'S TOWING	DAY TELEPHONE 561-585-9272	NIGHT TELEPHONE 561-585-9272
	ADDRESS 415 SE 6TH AVE, BOYNTON BEACH, FL 33435	CITY / STATE / ZIP	

STORAGE	VEHICLE STORAGE LOCATION GARDEN'S TOWING	DAY TELEPHONE 561-585-9272	NIGHT TELEPHONE 561-585-9272
	ADDRESS 415 SE 6TH AVE, BOYNTON BEACH, FL 33435	CITY / STATE / ZIP	

VEHICLE INVENTORY & DAMAGE	☐ CELLULAR PHONE (MAKE/MODEL)	☐ WHEEL COVERS QTY		MARK AREA OF DAMAGE ☐ UNDERCARRIAGE ☐ OVERTURN ☐ WINDSHIELD ☐ FIRE ☐ TRAILER
	☐ RADAR DETECTOR (MAKE/MODEL)	☐ CUSTOM RIMS QTY		
	☐ STEREO SYSTEM (RADIO / CD / TAPE, ETC)	NUMBER OF TIRES (INCLUDE SPARE) 4		
	☐ CB RADIO / 2 WAY RADIO	☐ TRUNK ACCESSIBLE		
	☐ TRAILER HITCH	☐ REAR SPOILER		
PROPERTY IN VEHICLE SILVER LAPTOP/ BLACK COMPUTER BAG BLUE LAWN CHAIR CAMO DUFFEL BAG CAMO BACKPACK				

OFFICER COMMENTS CRASH REPORT 89748704-01

NO HOLD - MAY BE RELEASED

WE THE UNDERSIGNED OFFICER(S) AND TOW DRIVER, HEREBY CERTIFY THAT THE ABOVE LISTED JOINT PROPERTY INVENTORY IS CORRECT TO THE BEST OF OUR KNOWLEDGE.

SIGNATURE OF TOW TRUCK DRIVER

DATE

SIGNATURE OF OFFICER

RANK AND NAME OF OFFICER
TPR C BOLANDORG / UNIT
LI.D. NUMBER
5147

PRINTED NAME OF TOW TRUCK DRIVER



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

PBSO CASE # 24-037908 PBSO ZONE 6-11

AGENCY CASE # FHP240N0096887 CRASH CASE # 85 69748704

TIME OF STOP/CRASH 22:27 DATE 2/25/2024 DAY Sunday

SUBJECT'S NAME Edward Richard Saks RACE W SEX M

HGT 602 WGT 185 DOB 11/26/1973

LOCATION NB I95 (SR9) SOF Woodbright Rd.

ARRESTING OFFICER'S NAME & ID J. Zimmerman SO# AGENCY FHP

DIVISION: Troop 1

NOTIFIED BY COMMO _____

ARRIVAL AT FACILITY 23:35

BREATH RESULTS:

Arrest Time 23:10

1. .154

2. .150

3. -

4. -

TESTING OFFICER'S ID 8656

**FLORIDA DEPARTMENT OF LAW ENFORCEMENT
ALCOHOL TESTING PROGRAM
BREATH ALCOHOL TEST AFFIDAVIT**

Instrument Type: Intoxilyzer 8000
Instrument Registered To: PALM BEACH CSO
Instrument Serial Number: 80-001741 Software: 8100.27
Date of Test: 02/26/2024

Date of Last Agency Inspection: 02/16/2024

Observation Period Began: 23:35

Subject's Name: EDWARD R SAKS

DOB: 11/26/1973 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	00:05
	Air Blank	0.000	00:06
	Control Test	0.080	00:06
	Air Blank	0.000	00:06
	Subject Sample #1	0.154	00:07
	Air Blank	0.000	00:08
	Air Blank	0.000	00:10
	Subject Sample #2	0.150	00:10
	Air Blank	0.000	00:11
	Control Test	0.079	00:11
	Air Blank	0.000	00:12
	Diagnostics Check	OK	00:12

Cylinder Lot: 06723080A5

Exp: 04/05/2025

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 JOSHUA J. BELL, 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: 02/26/24

Sworn to (or affirmed) before me this 26 day of February, 2024

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.

TESTING FACILITY TASK REPORT

AGENCY: FHP-L

SUBJECT: SAKS, EDWARD RICHARD

CASE NUMBER: 24-037908

DATE: Feb 26, 2024

VIDEO DVD NUMBER: N/A

BEGINNING TIME: 0002

ENDING TIME: 0023

BREATH TESTS RESULTS: 1) .154 TIME 0007 A.M. ☒ P.M. ☐ 2) .150 TIME 0010 A.M. ☒ P.M. ☐
3) XX TIME XX A.M. ☐ P.M. ☐ 4) XX TIME XX A.M. ☐ P.M. ☐

BREATH OPERATOR: JOSHUA J BELL #8656

MAINTENANCE TECHNICAN: J. KARLECKE #6467

TESTING OFFICER'S OBSERVATIONS

SPEECH: SLURRED

ATTITUDE: COOPERATIVE

CLOTHING: FULL CAMO MILITARY UNIFORM, TAN BOOTS

MEDICAL CONDITIONS: BACK PAIN, PTSD, ANXIETY, HIGH BLOOD PRESSURE

MEDICATIONS: FOR BACK PAIN, PTSD, ANXIETY, HIGH BLOOD PRESSURE

OTHER:

EYES: BLOODSHOT, GLASSY

ODOR OF UNKNOWN ALCOHOLIC BEVERAGE COMING FROM BREATH

COMMENTS:

ARRIVED AT DUI TESTING FACILITY AND BEGAN THE 20 MINUTE OBSERVATION AT 2335 HOURS

SUBJECT STATED HE WOULD TAKE BREATH TEST

BREATH TEST COMPLETED

A/O READ RIGHTS

SUBJECT STATED HE UNDERSTOOD HIS RIGHTS

TECH READ BREATH TEST RESULTS

SUBJECT STATED HE UNDERSTOOD BREATH TEST RESULTS

A/O CONDUCTED Q AND A

SUBJECT ANSWERED Q AND A

SUBJECT: Saks, Edward Richard 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? yes (2011 nissan versa) (no other occupants in the vehicle)

WHERE WERE YOU GOING? Home address as mentioned.

WHAT STREET OR HIGHWAY WERE YOU ON? 95.

DIRECTION OF TRAVEL? N WHERE DID YOU START? milamar

WHAT TIME DID YOU START? ok WHAT TIME IS IT NOW? 1230am

WHAT IS TODAY'S DATE? Feb 26. WHAT DAY OF THE WEEK IS IT? monday

WHAT COUNTY AND CITY ARE YOU IN NOW? palm beach county (west palm beach.

WHEN DID YOU LAST EAT? 1148pm WHAT DID YOU EAT? _____

WHAT HAVE YOU BEEN DOING FOR THE LAST THREE HOURS? milamar center (dill/had adm cor

HOW MUCH DO YOU WEIGH? _____ HAVE YOU BEEN DRINKING? yes WHAT? two

HOW MUCH? 2 maybe 3 WHERE? _____ WITH WHOM? captain morgan

WHEN DID YOU HAVE YOUR FIRST DRINK? _____ AND YOUR LAST DRINK? spiced rum and coke

HOW DID YOU CONSUME YOUR LAST TWO DRINKS? sipped.

CAN YOU FEEL THE EFFECTS OF THE ALCOHOL? not at this time ARE YOU UNDER THE INFLUENCE? no

HAVE YOU CONSUMED ANY ALCOHOL SINCE THE ACCIDENT? _____ HOW MUCH? _____

WHAT? _____ WHERE? _____ WHEN? _____

WHAT LINE OF WORK ARE YOU IN? national guard WHEN DID YOU LAST WORK? _____

DO YOU HAVE ANY PHYSICAL DEFECTS OR INJURIES? yes WHAT? bad knees / back / migrains

ARE YOU SICK OR INJURED? chest hit from seatbelt WHAT'S WRONG? PTSD.

DO YOU LIMP? waddle DID YOU RECEIVE A BUMP ON THE HEAD RECENTLY? no.

WERE YOU IN AN ACCIDENT TODAY? yes around delray beach

HAVE YOU TAKEN ANY DRUGS OR SMOKED ANY MARIJUANA TODAY? no WHEN? no

HAVE YOU SEEN A DOCTOR OR DENTIST TODAY? no WHO? no WHY? no

ARE YOU TAKING ANY PRESCRIPTION MEDICINES? yes WHAT? _____ WHEN? _____

DO YOU HAVE:

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

naproxin
blood pressure
1 for migrains.
3/4 medication

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

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

HAVE YOU EVER HAD A DRIVER'S LICENSE IN ANY OTHER STATE? yes WHERE? New Jersey

INTERVIEWER: Tpr. J. Zimmerman #5061

WHITE - STATE ATTY.

YELLOW - DHSMV

PINK - CENTRAL RECORDS

GOLD - JAIL

SUBJECT: Saks, Edward Richard

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

SUBJECT'S 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 you make and will be used against you in a court of law.

SUSPECT'S SIGNATURE: (X) _____

Read on Camera



Palm Beach County Sheriff's Office
Florida State Statute Exemption Sheet

	X	Florida State Statute	Description	Page Number(s)
L/E Exemptions	☐	119.071(4)(c)	Undercover personnel	
	☒	119.071(2)(e)	Confession	3
Public Info. Exemptions	☐	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)	
	☐	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	
	☐	119.0712(2)	Personal information contained in a motor vehicle record	
	☒	316.650(11)	Driver information contained in a uniform traffic citation	16-18
	☐	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	☒	(iii) 119.0714(1)(i)-(j), (2)(a)-(e)	Social Security, bank account, charge, debit, and credit card numbers	2
	☐	(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	☐			
	☐			
	☐			
	☐			

REVIEW COMPLETED BY

Booking Number: 2024005219	Date: 2/26/2024
	Specialist Name/ID#: T.HOWARD/7185