



Arrest Report

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

23mm259875B

1575

Report Date / Time 4/2/2023 09:22 PM	Report Number C-5388AB	Case Number/Cad Number FWC23ON0028605 / FWCS23IN0016205	Reporting Officer Name GILMORE, AUSTIN
Originating Agency ORI FL0508000	Occur Date Time Range 04/02/2023 20:06:17 -	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	Street INDIAN RD	Apt/Lot/Bldg FWC	City RIVIERA BEACH INC	State FL	Zip Code

Defendant

First Name ELISE	Middle Name ALEXANDRA	Last Name HARRISON	Suffix	Race WHITE	Sex FEMALE	Height 510	Weight 160	Hair BLACK	Eyes GRN
MNI #	SSN	Date of Birth 02/05/1997	Age 26	ID Type E	Drivers License or other ID H625201975450	State FL	OCA / Agency ID		
Place of Birth: ~~DEW~~ MI UNITED STATES									
Address * RESIDENCE / 306 NW 8TH CT, FL 33426 /									

Arrest

Arrest Date/Time 4/2/2023 10:22:00 PM	Arrest Location Type PUBLIC PLACE	Arrest Location Description ICW NORTH OF PEANUT ISLAND				
Street Number	Street INDIAN RD	Apt/Lot/Bldg FWC	County PALM BEACH	City RIVIERA BEACH INC	State FL	Zip Code

Charge : STATE STATUTE

Counts 1	Charge 327.35(1)(a)	Bond Amount \$0.00	☐ 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			

FILED PBC - GUN CLUB
23 APR 3 AM 7:31

OPR 3 AM 1:33

SCANNED

APR 03 2023

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Bond Set by Officer

☐ Bond Amount ☐ No Bond
Bond Type(s)

Probable Cause

WHAT: Boating Under the Influence
WHEN: Sunday, April 2nd, 2023, at 2022 hours
WHERE: Palm Beach County, ICW North of Peanut Island
WHO: Elise Harrison, FL DL# H625201975450, DOB 02/05/1997, 306 NW 8TH CT
 BOYNTON BEACH, FL 33426-3504
 Florida Vessel FL9685TG, Registered to Timothy Antonio Carter

DETAILS OF DUI/BUI

Phase 1 – Initial Observation of vehicle/vessel in operation

On April 2nd, 2023, I was on water patrol in Palm Beach County on the intracoastal waterway (ICW) north of Peanut Island with officer Koger also of FWC. I observed a PWC operating on plane in a marked slow speed zone after dark. I initiated a vessel stop on Florida vessel FL9685TG. The operator of the vessel, later identified as Elise Harrison, took several minutes to comply with our several requests to stop the vessel. Ms. Harrison looked back at us multiple times with our emergency lights active and chirping the horn. I asked Ms. Harrison several times to stop the vessel while she looked at me.

Phase 2 – Personal Contact with driver/operator of vehicle/vessel

After finally making contact with Ms. Harrison I informed her the reason for the stop, operating on plane in a posted slow speed zone. I could smell a strong odor of an unknown alcoholic beverage when Ms. Harrison would respond to me. I asked her for the registration which is required to be carried on board the vessel. She told me she didn't know where it was without bothering to look for it. I also observed glassy watery eyes during the stop. I asked Ms. Harrison if she had anything to drink today, she said she had a couple of drinks. At this time, I asked Ms. Harrison to step aboard our vessel to check her eyes and perform standardized field sobriety tasks (SFSTs).

Phase 3- Pre-arrest screening and Observations of Driver/Operator

Pre task questions

Subject said she did not have any physical defects or disabilities.
 Subject said she wore contacts.
 Subject stated she was not sick or injured.
 Subject stated she was under the care of a doctor or dentist as needed.
 Subject stated she was taking medication for ADHD

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Horizontal gaze nystagmus

Subject displayed lack of smooth pursuit in the left and right eye
 Subject displayed distinct and sustained nystagmus at maximum deviation in the left and right eye
 Subject displayed onset of nystagmus prior to 45-degrees in both eyes
 Subject did not display vertical gaze nystagmus.

Finger to Nose

During the instruction stage the subject was able to follow instructions and started at the correct time.
 During the performance stage the subject did not bring their hand down on every hand, missed the tip of the nose twice, and did not use the fingertip four times

Palm Pat

During the instruction stage the subject was able to follow instructions and started at the correct time.
 During the performance stage the subject did not count as instructed, rolled hand, didn't not increase speed without being told to do so and rotated hands

Hand Coordination

The subject performed the instructional stage and task one without issue, the subject did not perform task two, during task three the subject had an improper count and improper touch. The subject performed task four without issue.

ARREST OF OPERATOR

After concluding the SFSTs I placed Ms. Harrison under arrest for Boating Under the Influence normal faculties impaired FS 327.35(1)(a).

DISPOSITION OF OPERATOR AND VESSEL

Ms. Harrison was transported to Gun Club jail by me and Officer Koger without issue. The vessel was released to the registered owner, Timothy Carter (FL #C636801932240), at the scene.

Ms. Harrison refused to provide a breath sample after being read implied consent and was then additionally provided a noncriminal infraction citation for the refusal.

Jail Booking Facility

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

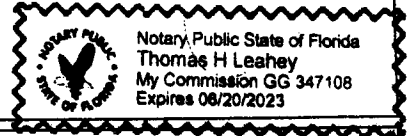
Court

Court County PALM BEACH	Court Location 3228 GUN CLUB ROAD WEST PALM BEACH, FL 33406
Court SOUTH COUNTY PALM BEACH COUNTY COURT AT GUN CLUB	Court Phone
Court Appearance Date / Time 05/03/2023 4:05/23	Court Fine 830
Comments	

Officer Name Rank / ID #	Involvement On Report / Reporting Role	Officer Agency Org/Unit
KOGER, AARON OFFICER WP340	ASSISTING	FLORIDA FISH AND WILDLIFE CONSERVATION COMMISSION FWCSISO REGION A1MARTIN
GILMORE, AUSTIN OFFICER WP506	REPORTING OFFICER	FLORIDA FISH AND WILDLIFE CONSERVATION COMMISSION FWCSISO REGION A1PALM BEACH

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 GILMORE, AUSTIN	Office Rank OFFICER	Officer ID No WP506	Sworn and subscribed before me, the undersigned authority This the <u>02</u> day of <u>April</u> , <u>2023</u> DEPUTY OF THE COURT, NOTARY OR LAW ENFORCEMENT
Officer Agency FLORIDA FISH AND WILDLIFE CONSERVATION COMMISSION			
Officer Signature <i>[Signature]</i> WP506			
☐ No Bill / Petition ☐ Issue Warrant ☐ Prosecution Approved			Signature of Assistant State Attorney _____ Date _____



FLORIDA FISH AND WILDLIFE CONSERVATION COMMISSION
DIVISION OF LAW ENFORCEMENT

IMPLIED CONSENT WARNING FOR BREATH (BUI)

DEFENDANT'S NAME: ELISE A. HARRISON CASE NO: FWC23ON0028605

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

Will you take the test?

YES ☐ NO ☒ 221b

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?
Do you still refuse to submit to this test?

YES ☒ NO ☐
YES ☒ NO ☐ 2221

SIGNATURES

Date read: 04/02/23 Time read: 221b Location read: Palm beach jail BAT

OFFICER'S NAME (printed): Austin Gilmore

OFFICER'S SIGNATURE: [Signature] 9506

SUBJECT: HARRISON, ELISE A 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) Read on Camera

TESTING FACILITY TASK REPORT

AGENCY:	FWC		
SUBJECT:	HARRISON, ELISE A		
CASE NUMBER:	23-053085		
DATE:	Apr 2, 2023		
VIDEO DVD NUMBER:	N/A		
BEGINNING TIME:	22:17		
ENDING TIME:	22:22		
BREATH TESTS RESULTS:	1) R TIME 22:21 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:	P.POUND #24639		
MAINTENANCE TECHNICAN:	J. KARLECKE# 6467		

TESTING OFFICER'S OBSERVATIONS

SPEECH:	PRONOUNCED
ATTITUDE:	CALM, QUIET
CLOTHING:	WHITE BATHING SUIT / BLUE TOP / NO SHOES
MEDICAL CONDITIONS:	NONE
MEDICATIONS:	NONE

OTHER:

COMMENTS:

ARRIVED AT CENTER A/O BEGAN THE 20 MINUTE OBSERVATION PERIOD AT 21:51 HRS.

SUBJECT: REFUSED TO ANSWER FORMAT QUESTION

SUBJECT: REFUSED TO TAKE TEST

A/O: READ I/C TWO TIMES

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

A/O: READ RIGHTS

SUBJECT: STATED SHE UNDERSTOOD RIGHTS

NO Q&A CONDUCTED

REFUSED

SUBJECT: HARRISON, ELISE A 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 ^{VESSEL}~~MOTOR VEHICLE~~ AT THE TIME OF THE STOP/ACCIDENT? _____

WHERE WERE YOU GOING? _____

WHAT ^{WATERWAY}~~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: _____



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

PBSO CASE # 23-053085 PBSO ZONE 3-15
AGENCY CASE # FVL230NPP28665 CRASH CASE # _____
TIME OF STOP/CRASH 2026 DATE 4/2/23 DAY Sunday
SUBJECT'S NAME HARRISON ELISE A RACE W SEX F
HGT 5'10" WGT _____ DOB 2/5/1997
LOCATION ICW NORTH OF PEANUT ISLAND
ARRESTING OFFICER'S NAME & ID Austin Gilmore ^{PS06} AGENCY FVL
DIVISION: _____ NOTIFIED BY COMMO Y
ARRIVAL AT FACILITY 2151
ARREST TIME 2022

BREATH RESULTS:

1)	
2)	
3)	
4)	

TESTING OFFICER'S ID 2469 PBSO VIDEOTAPE # N/A



**PALM BEACH COUNTY
SHERIFF'S OFFICE**
Florida State Statute Exemption Sheet

Palm Beach County Sheriff's Office – Arrests Only

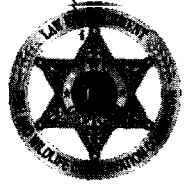
	X	Florida State Statute	Description	Page Number(s)
L/E Exemptions	☐	119.071(2)(d)	Surveillance techniques, procedures and personnel; inventory of law enforcement resources, policies or plans pertaining to mobilization deployment or tactical operations.	
	☐	943.053, 943.0525	NCIC/FCIC/FBI and in-state 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: 2023008619	Date: 4/3/2023
	Specialist Name/ID: M. Tooks #8557



**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 15th Judicial
Circuit in and for Palm Beach County, Florida

STATE OF FLORIDA
(PLAINTIFF)

Uniform Boating Citation No.

V777635

V.

Elise Harrison
DEFENDANT

AFFIDAVIT

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

1. That on Sunday, March 2nd, 2023 at 9:22 ☐ AM probable
Day of Week Date (Month & Day) Year Time ☒ PM

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.

[Signature] P506
Officer's Signature ID No

FWL
Law Enforcement Agency

1300 Marjorie Rd.
Mailing Address

Sebring FL 33477
City State Zip Code

SWORN TO AND SUBSCRIBED
BEFORE ME THIS 18th DAY

OF April, 2023

[Signature]
Notary Public or Attesting Officer

☒ Personally known to me

☐ Produced _____
as Identification

RECEIPT FOR PRISONER'S PERSONAL PROPERTY PALM BEACH COUNTY

JAIL	Jacket # <u>0539422</u>		Cell # _____		Pouch # <u>1895</u>		
	Arrest Agency <u>FWL</u>		Arrest Date <u>4/2/23</u>		Arrest Time <u>2022</u>		
ARRESTING AGENCY	Print Prisoner's <u>HARRISON</u>		First Name <u>ELISE</u>		MI <u>A</u>		
	Prisoner's <u>2/5/97</u>		DATE OF BIRTH		SOCIAL SECURITY NUMBER		
	MALE ☐		FEMALE ☒		WHITE ☒		
	BLACK ☐		HISPANIC ☐		OTHER ☐		
	1's	5's	10's	20's	50's	100's	
	Other	U.S. Bills Total		U.S. Coins Total			
	Check/M.O. Total						
	Total Amount of Money in Writing			Total Amount of Money Numerical			
	<u>2010</u>			<u>\$ 0</u>			
	DESCRIPTION OF PERSONAL PROPERTY			BAG 1 OF <u>1</u> - BULK PROPERTY - BAG 2 OF <u>1</u>			
1.	<u>3 LITATIONS</u>		<u>1 Life Vest</u>		1.		
2.	<u>Redwood Affidavit</u>		<u>misc paperwork</u>		2.		
3.	<u>Auto and paper</u>				3.		
4.	<u>2 white rings</u>				4.		
5.	<u>1 yellow Bird necklace</u>				5.		
6.	<u>1 white top ring</u>				6.		
7.	<u>1 Life Jacket</u>				7.		
8.							
9.							
10.							
11.							
By my signature, I acknowledge that the above described property is all the property, other than that held as evidence, in my possession at the time of my arrest.							
<u>[Signature]</u> SIGNATURE OF PRISONER		<u>Austin Gilmore</u> PRINT NAME OF OFFICIAL TAKING PROPERTY		<u>P506</u> ID #		<u>[Signature]</u> SIGNATURE	
TRANSPORT	CHAIN OF CUSTODY						
	I certify the above inventory is correct and I have received all items listed above.						
	Name	ID Number	Agency	Date			
	1. <u>Cap Hatcher</u>	<u>31326</u>	<u>PB50</u>	<u>04-03-23</u>			
2.							
3.							
INTAKE	Shower/Uniform Issuance, D/S Print Name and ID #:						
	Items retained by inmate			Additional property/clothing placed into Property			
RELEASE	By my signature, I acknowledge receipt of all my listed property and money in the amount of:						
	Check Total \$ _____			Cash Total \$ _____			
SIGNATURE OF PRISONER		SIGNATURE/ID # OF WITNESS		DATE			