

C54/5424 24CT6289 NB 1999

AD MIN IS TR AT ION	OBTs Number		Agency ORI Number 0502300		Agency Name North Palm Beach Police Department		Agency Report Number (N.T.A.'s only) 7, 0 24-000203		1. Arrest 2. N.T.A.		3. Request for Warrant 4. Request for Capias		1		JUVENILE								
	Charge Type: Check as many as apply: ☐ 1. Felony ☐ 2. Traffic Felony ☐ 3. Misdemeanor ☐ 4. Traffic Misdemeanor ☐ 5. Ordinance ☐ 6. Other		Location of Arrest (Including Name of Business) 698 PROSPERITY FARMS RD/LIGHTHOUSE DR, NORTH PALM		Location of Offense (Business Name, Address) 698 PROSPERITY FARMS RD/LIGHTHOUSE DR, NORTH		If Weapon Seized Enter Type UNARMED		Multiple Clearance Indicator														
	Date of Arrest 04/09/2024		Time of Arrest 03:33		Booking Date 04/09/2024		Booking Time 03:43		Jail Date		Jail Time		Location of Vehicle										
	Name (Last, First, Middle) OTERO ZIRION, ESTEFANY MISHEL																Alias:						
	Race W - White B - Black O - Oriental/Asian		Sex W		Date of Birth 11/02/1990		Height 5'04		Weight 130		Eye Color BLACK		Hair Color BLACK		Complexion LIGHT		Build SMALL						
	Local Address (Street, Apt. Number) 935 SANCTUARY COVE DR, NORTH PALM BEACH, FL 33410										Phone		Indication of: Alcohol Influence Yes ☐ No ☐ Unk ☐ Drug Influence Yes ☐ No ☐ Unk ☐										
	Permanent Address (Street, Apt. Number) 935 SANCTUARY COVE DR, NORTH PALM BEACH, FL 33410										Phone		Residence Type: 1. City 3. Florida 2. County 4. Out of State 1										
	Business Address (Name, Street) 935 SANCTUARY COVE DR, NORTH PALM BEACH, FL 33410										Phone		Address Source VERBAL										
	D/L Number, State NO LICNESE /		Sec. Sec. Number		INS Number		Place of Birth (City, State) Guatemala		Citizenship US														
	Co-Defendant Name (Last, First, Middle)																Race		Sex		Date of Birth		☐ 1. Arrested ☐ 3. Felony ☐ 5. Juvenile ☐ 2. At Large ☐ 4. Misdemeanor
Co-Defendant Name (Last, First, Middle)																Race		Sex		Date of Birth		☐ 1. Arrested ☐ 3. Felony ☐ 5. Juvenile ☐ 2. At Large ☐ 4. Misdemeanor	
Parent ☐ Other: _____ Name (Last, First, Middle)																Residence Phone							
Legal Custodian ☐ _____																Business Phone							
Address (Street, Apt. Number) (City) 1,000 (State) (Zip)																							
Notified by: (Name) _____ Date _____ Time _____																							
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 355-2526) informed of any change of address.																							
Property Crime? ☐ Yes ☒ No																							
Description of Property _____ Value of Property _____																							
Drug Activity S. Sell R. Smuggle K. Dispense/ Distribute M. Manufacture/ Produce/ Cultivate Z. Other N. N/A B. Buy D. Deliver E. Use																							
Drug Type N. N/A A. Amphetamine B. Barbiturate C. Cocaine E. Heroin H. Hallucinogen M. Marijuana O. Opium/Deriv. P. Paraphernalia/ Equipment S. Synthetic U. Unknown Z. Other																							
Charge Description DUI - BREATH .08 OR ABOVE																Statute Violation Number 316.193(1)(C)		Violation of ORD #					
Drug Activity Drug Type Amount / Unit Offense # Counts Domestic Violence Warrant / Capias Number Bond																							
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Health / Apparent Physical Condition of Defendant																Any knowledge of the following: ☐ Mental ☐ Escape Risk ☐ Medication ☐ Deformation ☐ Injuries							
Check which applies: ☐ Released O.R. ☐ Released to Parent/Guardian ☐ T.O.T. County Jail																PROPERTY - Received By		Released By		Released To			
Transported By _____ Date Transported _____ Time Transported _____ Other _____																							
INSTRUCTION NO. 1 - Mandatory appearance in court ☐ INSTRUCTION NO. 2 - You need not appear in Court but must comply with instructions on Page 2.																Location (Court, Room) North County PALM BEACH GARD		Court Date and Time 04/25/2024 09:00:00		No Photo Available			
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 WILLFULLY 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 _____																							
HOLD for Other Agency _____ Signature of Arresting Officer _____ Name Verification (Printed by Arrestee)																							
☐ Dangerous ☐ Resisted Arrest ☐ Suicidal ☐ Other _____ Name of Arresting Officer (Print) _____ ID. # _____																							
Transporting Officer _____ ID. # _____ Agency _____																							
Witness here if subject signed with an "X".																							
PAGE 1 OF 1																							

OBT Number		PROBABLE CAUSE AFFIDAVIT		1. Arrest 2. N.T.A.		3. Request for Warrant 4. Request for Capias		1		JUVENILE	
Agency ORI Number FL FL0502300		Agency Name NORTH PALM BEACH POLICE		Agency Report Number 7 0 24-000203							
Charge Type: Check as many as apply. ☐ 1. Felony ☐ 2. Traffic Felony ☐ 3. Misdemeanor ☒ 4. Traffic Misdemeanor ☐ 5. Ordinance ☐ 6. Other		Special Notes:									
Name (Last, First, Middle) OTERO ZIRION, ESTEFANY MISHEL		Alias		Race W		Sex F		Date of Birth 11/02/1990			
Charge Description 316.193(1)(C) DUI - BREATH .08 OR ABOVE		Charge Description									
Victim's Name (Last, First, Middle) FLORIDA,		Race		Sex		Date of Birth					
Local Address (Street, Apt. Number) 560 US HIGHWAY 1, NORTH PALM BEACH, FL 33408		(City)		(State)		(Zip)		Phone		Address Source	
Business Address (Name, Street)		(City)		(State)		(Zip)		Phone		Occupation	
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>9</u> day of <u>April</u>, <u>2024</u> at <u>00:25</u> (Specifically include facts constituting cause for arrest.) On April 8, 2024 at approximately 2345 hours, I responded to Police Officer Tonkin's traffic stop as a backup officer. Upon arriving on scene, Police Officer Tonkin notified me that the driver Estefany Otero Zirion, was showing signs of impairment. I introduced myself to Zirion and asked her where she was coming from. Zirion stated to me that she only speaks Spanish and she does not understand what I am saying. I requested Police Officer Carver (ID# 471) of the Palm Beach Gardens Police Department to come for translation. Officer Carver arrived on scene and began talking to Zirion. Zirion stated to Officer Carver that she was coming from a friend's house, but she doesn't know the address. Officer Carver asked Zirion if she had anything to drink, and she stated that she had two beers at her friend's house. Zirion then stated that she arrived at her friend's house at 2030 hours and consumed the alcohol. Zirion then changed her story and told Officer Carver that she did not arrive to her friend's house until 2130 hours, and did not begin drinking the beer until 2200 hours. While Zirion was talking to Officer Carver, I noticed that her face was flushed, she had glassy eyes, and she had the odor of an unknown alcoholic beverage coming off her breath. Officer Carver asked Zirion if she would be willing to complete several Standardized Field Sobriety Tasks (SFSTs). Zirion stated that she will do them. Officer Carver asked Zirion if she had any medical conditions or physical defects, and she stated that she has none. Zirion also stated that she wears contacts. Officer Carver explained the first SFST, Horizontal Gaze Nystagmus (HGN), to Zirion. Zirion stated that she understood. I placed the stimulus (a black pen) in front of, Zirion and Officer Carver advised her to follow the pen with her eyes only. Zirion swayed from left to right. As I began to move the pen, Zirion moved her head to follow the pen. Officer Carver had to remind Zirion to follow the pen with her eyes only.											
SWORN AND SUBSCRIBED BEFORE ME											
THOMASINA MILLER Notary Public - State of Florida Commission # HH 339642 My Comm. Expires Dec 7, 2026 Bonded through National Notary Assn.		SIGNATURE OF ARRESTING / INVESTIGATING OFFICER MILORD JHAMIL (9905)		NAME OF OFFICER (PLEASE PRINT)							
DATE 04/09/2024		DATE 04/09/2024		PAGE 1 OF 3							

COURT

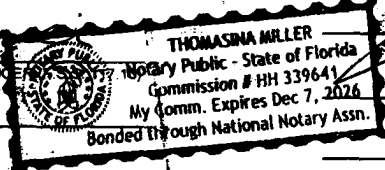
STATE ATTORNEY

CENTRAL RECORDS

JAIL

CRIME ANALYSIS

P.I.O.

OBT 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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Name (Last, First, Middle) OTERO ZIRION, ESTEFANY MISHEL				Race W		Sex F		Date of Birth 11/02/1990	
Zirion was eventually able to follow the pen, and her eyes showed the following signs: a Lack of Smooth Pursuit in both the right and left eyes, Distinct Nystagmus at Maximum Deviation in both right and left eyes, Distinct Nystagmus at Maximum Deviation in both the right and left eyes, and Onset of Nystagmus Prior to 45 degrees in both the right and left eyes. Officer Carver explained and demonstrated the second SFST, Walk and Turn, to Zirion. Officer Carver instructed Zirion to get into the proper starting position (left foot on line with right foot in front, touching heel to toe). While Officer Carver was explaining the SFST to her, Zirion kept swaying back and forth, kept stumbling, and was unable to maintain the starting position. Zirion also tried to begin the task before told to do so numerous times. Zirion stated that she understood the instructions and the demonstration that Officer Carver showed her. Zirion was instructed that she could begin. Zirion missed heel to toe steps on all of her steps, took 28 steps the first time and took 28 steps the second time, did not count out loud, stopped while walking, stepped off the line, and did an improper turn. Officer Carver explained and demonstrated the third SFST, One Leg Stand to Zirion. Zirion attempted to begin the task before told to do so. Zirion stated that she understood the instructions and began the task. Zirion was not able to maintain her balance, she also did not count out loud and had to be reminded to count, she kept putting her foot down multiple times as well. The Rhomberg alphabet and finger to nose were not attempted at this time due to Zirion not listening very well and attempting to talk over Officer Carver multiple times. Zirion was placed under arrest for driving under the influence. Handcuffs were placed on Zirion which were checked for fit and double locked. Zirion was searched by Police Officer Trimble before being placed into the back of my marked patrol vehicle. At the time of the arrest Zirion was wearing a blue and white shirt, blue jeans, and white sandals. I transported Zirion to PBSO Breath Alcohol Testing Center (BAT) without incident. Zirion was observed for 20 minutes. During the 20 minute observation she did not consume or regurgitate anything. I provided Zirion with a piece of paper that had the Spanish version of a breathe sample request, so that she could read it. I asked Zirion to provide a Breath Sample, and she stated that she would blow. Zirion blew a .168 on the first attempt a 0207 hours, however she would not listen to the tech's instructions on the second attempt. Zirion									
SWORN AND SUBSCRIBED BEFORE ME <i>Thomasina Miller</i> NOTARY PUBLIC / CLERK OF COURT / OFFICIAL 04/09/24 DATE  SIGNATURE OF ARRESTING INVESTIGATING OFFICER <i>Milord Jhamil</i> MILORD, JHAMIL (9905) NAME OF OFFICER (PLEASE PRINT) 04/09/2024 DATE									
								PAGE 2 OF 3	

COURT

STATE ATTORNEY

CENTRAL RECORDS

JAIL

CRIME ANALYSIS

P.I.O.

OBTS Number		PROBABLE CAUSE AFFIDAVIT SUPPLEMENT		1. Arrest 2. N.T.A.		3. Request for Warrant 4. Request for Capias		1	JUVENILE
ADMINISTRATIVE	Agency ORI Number FL FL0502300		Agency Name NORTH PALM BEACH POLICE		Agency Report Number 7 0 24-000203				
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DEFENSE	Name (Last, First, Middle) OTERO ZIRION, ESTEFANY MISHEL				Race W		Sex F		Date of Birth 11/02/1990
	kept stopping in the middle of the sample and would not provide a proper sample for the second attempt. Due to Zirion not following the techs instructions a refusal was called at 0213 hours. Based on my investigation, probable cause exists to charge Zirion with the following: Estefany Otero Zirion did drive or was in actual physical control of a vehicle, while under the influence of alcoholic beverages or chemical substances as set forth in Florida Statute 877.111, or a controlled substance as set forth in Chapter 893 or any combination thereof, and was affected to the extent that his or her normal faculties were impaired; or while having a blood alcohol level of .08 or more grams of alcohol per 100 milliliters of blood or breath alcohol level of .08 or more grams of alcohol per 210 liters of breath, contrary to Florida Statute 316.193(1). Zirion was issued citations for the following: Driving under the influence, no headlights on while driving (#AHRY6WE), and driving without a valid driver's license (#AHRY6XE) Zirion's vehicle was removed from the scene by her husband. Zirion was turned over to Palm Beach County Jail Personnel without incident. My marked patrol vehicle was searched after dropping off at the jail, and there was no contraband inside. ****See Police Officer Tonkin's Supplemental report**** ****See Palm Beach Gardens Police Officer Carver's report 24001810**** No further information.								
ADMINISTRATIVE	SWORN AND SUBSCRIBED BEFORE ME <i>Thomasina Miller</i> 04/09/2024 NOTARY PUBLIC / CLERK OF COURT / OFFICE DATE THOMASINA MILLER Notary Public - State of Florida Commission # HH 339641 My Comm. Expires Dec 7, 2026 Bonded through National Notary Assn. <i>[Signature]</i> SIGNATURE OF ARRESTING / INVESTIGATING OFFICER MILORD, JHAMIL (9905) NAME OF OFFICER (PLEASE PRINT) 04/09/2024 DATE								
	PAGE 3 OF 3								

COURT

STATE ATTORNEY

CENTRAL RECORDS

JAIL

CRIME ANALYSIS

P. I. O.

CASE SUPPLEMENTAL REPORT
NOT SUPERVISOR APPROVED

Printed: 04/09/2024 02:04

OCA: 24000203

Investigator: TONKIN, J. (9906)

Date / Time: 04/09/2024 01:31:34, Tuesday

Supervisor: (0)

Supervisor Review Date / Time: NOT REVIEWED

Contact:

Reference: Probable Cause

On Monday April 8, 2024 at approximately 23:45 hours, I was patrolling in the area of Lighthouse Drive and Prosperity Farms Road in North Palm Beach, FL 33408.

I observed a dark colored SUV (bearing FL tag BV74TY) turning north on Prosperity Farms Road from Lighthouse Drive with no lights. In my marked patrol vehicle, I approached the vehicle from behind and activated my red and blue lights. The vehicle failed to yield and I observed the vehicle driving all over the road crossing into the south bound lane twice and almost hitting the curb. The vehicle ended up coming to a stop in front of the Sanctuary Cove apartment's entrance about 1.5 miles north of Lighthouse. I approached the driver window and identified myself as a North Palm Beach Police officer and immediately inhaled an odor of alcohol. Police officer Milord arrived on scene to conduct a DUI investigation.

The female driver was identified as Estefany M Otero (DOB 11/12/1990)

Investigator Signature: _____

[Handwritten Signature] 9906

CASE SUPPLEMENTAL REPORT
NOT SUPERVISOR APPROVED

Printed: 04/09/2024 02:04

OCA: 24000203

Investigator: TONKIN, J. (9906)

Date / Time: 04/09/2024 01:31:34, Tuesday

Supervisor: (0)

Supervisor Review Date / Time: NOT REVIEWED.

Contact:

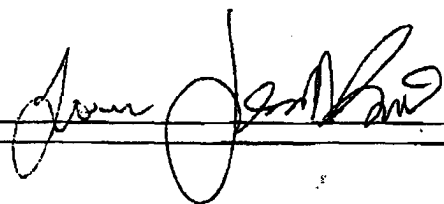
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Date / Time: 04/09/2024 01:31:34, Tuesday

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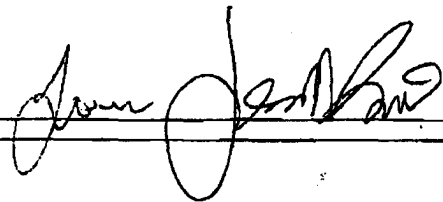
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Investigator Signature:  9906

CASE SUPPLEMENTAL REPORT
NOT SUPERVISOR APPROVED

Printed: 04/09/2024 02:04

OCA: 24000203

Investigator: TONKIN, J. (9906)

Date / Time: 04/09/2024 01:31:34, Tuesday

Supervisor: (0)

Supervisor Review Date / Time: NOT REVIEWED

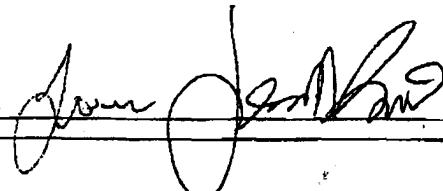
Contact:

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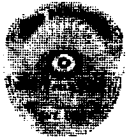
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Investigator Signature:  9906

D.U.I. PROBABLE CAUSE AFFIDAVIT



ON THE 8th DAY OF April 20 24 AT 2345 AM ☒ PM

SUBJECT: Otero Zirion Estefany Mishel CASE NUMBER: 24-000203

AGENCY: North Palm Beach Police Department ARRESTING OFFICER: J. Milord

PERSONAL CONTACT

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

See Police Officer Tonkin's Supplemental report

OBSERVATION OF DRIVER:
Unable to maintain balance
Swaying back and forth

DRIVER'S STATEMENTS:

Zirion stated that she consumed two beers

ODORS:

Strong odor of an unknown alcoholic beverage

GENERAL OBSERVATIONS

SPEECH:

ATTITUDE: agitated and upset

CLOTHING: Blue and white shirt, blue jeans, white sandals

MEDICAL/OTHER: Zirion stated that she wears contacts

STATE OF FLORIDA
COUNTY OF PALM BEACH

J. Milord

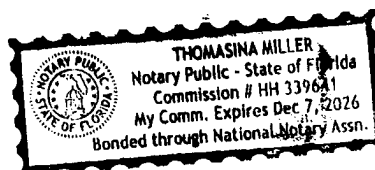
(Signature of Arresting/Investigative Officer)

The foregoing instrument was sworn to or affirmed and subscribed before me this 08 day of April 20 24 by J. Milord

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

Thomasina Miller

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



SUBJECT Otero ZirionEstefanyCASE NUMBER 24-000203**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:****WALK & TURN:**

Officer Carver explained and demonstrated the second SFST, Walk and Turn, to Zirion. Officer Carver instructed Zirion to get into the proper starting position (left foot on line with right foot in front, touching heel to toe). While Officer Carver was explaining the SFST to her, Zirion kept swaying back and forth, kept stumbling, and was unable to maintain the starting position. Zirion also tried to begin the task before told to do so numerous times. Zirion stated that she understood the instructions and the demonstration that Officer Carver showed her. Zirion was instructed that she could begin. Ziron missed heel to toe steps on all of her steps, took 28 steps the first time and took 28 steps the second time, did not count out loud, stopped while walking, stepped off the line, and did an improper turn

ONE LEG STAND:

Officer Carver explained and demonstrated the third SFST, One Leg Stand to Zirion. Zirion attempted to begin the task before told to do so. Zirion stated that she understood the instructions and began the task. Zirion was not able to maintain her balance, she also did not count out loud and had to be reminded to count, she kept putting her foot down multiple times as well.

FINGER TO NOSE:

Not attempted at this time

ROMBERG ALPHABET:

Not attempted at this time.

BREATH TEST RESULTS: 1) .168

2) refusal

3) 4) STATE OF FLORIDA
COUNTY OF PALM BEACH**J. Milord**

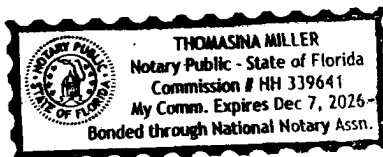
(Signature of Arresting/Investigative Officer)

The foregoing instrument was sworn to or affirmed and subscribed before me this 08 day of April, 2024 by J. Milord

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

Thomasina Miller

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



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) _____

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: _____

TESTING FACILITY TASK REPORT

AGENCY: NPPD

SUBJECT: OTERO ZIRION, ESTEFANY .M.

CASE NUMBER: 24-051254

DATE: Apr 9, 2024

VIDEO DVD NUMBER: N/A

BEGINNING TIME: 01:53

ENDING TIME: 02:13

BREATH TESTS RESULTS: 1) VNM TIME 02:04 A.M. ☒ P.M. ☐ 2) .168 TIME 02:07 A.M. ☒ P.M. ☐
3) R TIME 02:13 A.M. ☒ P.M. ☐ 4) N/A TIME N/A A.M. ☐ P.M. ☐

BREATH OPERATOR: T. MILLER #41017

MAINTENANCE TECHNICIAN: J. KARLECKE# 6467

TESTING OFFICER'S OBSERVATIONS

SPEECH: SPANISH SPEAKING

ATTITUDE: TALKATIVE, CRYING, CONFUSED, LOUD

CLOTHING: MULTICOLOR SHIRT, BLUE JEANS, WHITE SANDALS

MEDICAL CONDITIONS: NONE

MEDICATIONS: NONE

OTHER:

COMMENTS:

ARRIVED AT CENTER A/O BEGAN THE 20 MINUTE OBSERVATION PERIOD AT 01:08 HRS.

SUBJECT: REFUSE TO ANSWER FORMAT QUESTIONS.

SUBJECT: REFUSED TO ANSWER IF SHE WOULD TAKE TEST.

A/O: READ I/C.

SUBJECT: READ I/C CARD IN SPANISH AND AGREED TO TAKE TEST.

SUBJECT: REFUSE TO FOLLOW TECH INSTRUCTIONS KEPT BLOWING & STOPPING.

A/O: CALLED A REFUSAL AT 02:13HRS.

NO RIGHTS WERE READ.

NO Q & A CONDUCTED.

REFUSED

REFUSED

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

I, J. Milord, a duly certified Law Enforcement Officer or Correctional Officer,
 (Name of Officer reading Implied Consent Warning)

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

or affirm that on or about the 09 day of April, 20 24, at 0025 ☐ P.M. ☒ A.M.

DRIVER Estefany Mishel Otero Zirlon
 (Type or Print) FIRST NAME MIDDLE OR MAIDEN NAME LAST NAME

DL# No license, state of Florida, was placed under lawful arrest for

the offense of DUI by J. Milord and
 (Name of Arresting Officer)

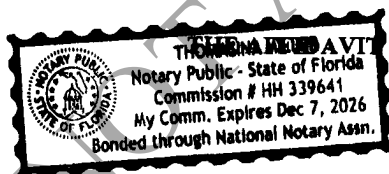
issued Citation # AG3VQQE

That on or about the 09 day of April, 20 24, at 0213 ☐ 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



(AFFIX SEAL)

The foregoing instrument was sworn and subscribed before

me this 08 day of April, 20 24,

by J. Milord,

who is personally known to me or who has produced

as identification

Notary Public Thomas Milord

HSMV-BAR1001 (REV. 10/2016)

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

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.

**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: 04/09/2024

Date of Last Agency Inspection: 03/08/2024

Observation Period Began: 01:08

Subject's Name: ESTEFANY M OTERO ZIRION

DOB: 11/02/1990 Sex: F

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	02:00
	Air Blank	0.000	02:00
	Control Test	0.081	02:01
	Air Blank	0.000	02:01
	Subject Sample #1	VNM*	02:04
	Air Blank	0.000	02:05
	Air Blank	0.000	02:07
	Subject Sample #2	0.168	02:07
	Air Blank	0.000	02:08
	Air Blank	0.000	02:10
	Subject Sample #3	REF**	02:13
	Air Blank	0.000	02:13
	Control Test	0.079	02:14
	Air Blank	0.000	02:14
	Diagnostics Check	OK	02:14

*Volume Not Met (0.170 - Breath Sample Not
Reliable to Determine Breath Alcohol Level)
**Subject Test Refused

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 THOMASINA E MILLER, 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: Thomasina Miller

Signature

Date: 04/09/24

Sworn to (or affirmed) before me this 09 day of April, 2024

Signature of Notary Public-State of Florida

Ofc. J. Milord
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.



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

PBSO CASE # 24-051254 PBSO ZONE 3-12

AGENCY CASE # 24-000203 CRASH CASE # _____

TIME OF STOP/CRASH 2345 DATE 4/6/2024 DAY Monday

SUBJECT'S NAME Estefany Otero Z. Neri RACE W SEX F

HGT 160 CM WGT _____ DOB 11/20/1990

LOCATION Prosperity Farms RD / Lighthouse Dr

ARRESTING OFFICER'S NAME & ID Milord #9905 AGENCY NPBPD

DIVISION: Patrol

NOTIFIED BY COMMO Y

ARRIVAL AT FACILITY 0108

Arrest Time 0025

BREATH RESULTS:

1. VNM .170

2. .168

3. **REFUSED**

4. _____

TESTING OFFICER'S ID 41017

WITNESS LIST

CASE NUMBER: 24-000203



ARRESTING OFFICER: J.Milord

ADDRESS: 560 US Highway 1

PHONE NUMBERS (HOME): 561-848-2525 (WORK) _____

CAN TESTIFY TO: facts of the case

NAME: C.Carver

ADDRESS: 10500 N Military Trail

PHONE NUMBERS (HOME) 561-848-2525 (WORK) _____

CAN TESTIFY TO: facts of the case

NAME: J.Tonkin

ADDRESS 560 US Highway 1

PHONE NUMBERS (HOME) 561-848-2525 (WORK) _____

CAN TESTIFY TO: facts of the case

NAME: _____

ADDRESS _____

PHONE NUMBERS (HOME) 0 (WORK) 0

CAN TESTIFY TO: _____

NAME: _____

ADDRESS _____

PHONE NUMBERS (HOME) _____ (WORK) _____

CAN TESTIFY TO: _____

NAME: _____

ADDRESS _____

PHONE NUMBERS (HOME) _____ (WORK) _____

CAN TESTIFY TO: _____

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CAN TESTIFY TO: _____

NAME: _____

ADDRESS _____

PHONE NUMBERS (HOME) _____ (WORK) _____

CAN TESTIFY TO: _____