

OBTS Number		PROBABLE CAUSE AFFIDAVIT		1. Arrest 2. N.T.A.		3. Request for Warrant 4. Request for Copies		1	Juvenile
ADMIN	Agency ORI Number FLO 500000		Agency Name PALM BEACH COUNTY SHERIFF'S OFFICE		Agency Report Number 06- 23094565				
	Charge Type: Check as many as apply.		☐ 1. Felony ☐ 2. Traffic Felony		☒ 3. Misdemeanor ☐ 4. Traffic Misdemeanor		☐ 5. Ordinance ☐ 6. Other		Special Notes:
CHARGES / DEF	Name (Last, First, Middle) OKKIRAN		Alias FATH		Race W	Sex M	Date of Birth 09/09/81		
	D.U.I.		316.193(1)						
VICTIM	Victim's Name (Last, First, Middle) STATE OF FLORIDA		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	
		3228 GUN CLUB RD, WEST PALM BEACH, FL 33406							
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 ☐ confessed to _____ that he/she saw the arrested person commit the below acts. ☒ admitting to the below facts. ☒ was found to have committed the below acts, resulting from my (described) investigation. On the <u>31ST</u> day of <u>JULY</u> 20 <u>23</u> at <u>1130</u> ☐ A.M. ☒ P.M. (Specifically include facts constituting cause for arrest.)									
☐ Marsy's Law CVI FL Const. Art.1 § 18(b)									
<p>On 07/30/2023, at approximately 2345 hours, I responded to 8142 Glades Rd., Boca Raton, FL in reference to a man down call. While in route, dispatch advised that there was a male subject passed out behind the wheel of a vehicle in the parking lot.</p> <p>Upon arrival I observed Palm Beach County Fire Rescue was on scene and were checking on the subject. See run number PBC23089910. I observed a white male, later identified by his passport as Fath Okkiran. He was sitting behind the wheel of a black Honda CRV bearing TX tag RJW0713. He was slow in his movements. He could barely keep his eyes open. There was an odor of an alcoholic beverage coming from his body. He appeared to be under the influence of an unknown substance. I then noticed a 750ml bottle of Evan William on the center console of the vehicle and a plastic cup containing a brown liquid in a cup holder near the center console.</p> <p>I contacted an on duty DUI unit for assistance. Investigator Amadon ID#9440 responded and took over the investigation.</p>									
ADMINISTRATIVE	STATE OF FLORIDA COUNTY OF PALM BEACH J. DORY (ID #) <u>7784</u>								
	The foregoing instrument was sworn to or affirmed and subscribed before me this <u>31</u> day of <u>JULY</u> 20 <u>23</u> by <u>J. DORY</u> <u>7784</u>								
	(Print name of Arresting/Investigative Officer), who is personally known to me and/or produced identification. Type of identification produced <u>KNOWN LED</u> <u>J. W. Dory</u> Notary Public, Clerk of Court, Officer (F.S.S. 117.10)								

D.U.I. PROBABLE CAUSE AFFIDAVIT

ON THE 30 DAY OF JULY 20 23, AT 2337 AM PM
SUBJECT: OKKIRAN, FATIH, CASE NUMBER: 23-094565
AGENCY: PALM BEACH COUNTY SHERIFF'S OFFICE ARRESTING OFFICER: INV. W. AMADON

PERSONAL CONTACT

DRIVING PATTERN: Actual physical control (physical evidence or statements putting def. behind wheel of vehicle)

On Sunday July 30th, 2023 I responded to 8142 Glades Road, located within Unincorporated, Palm Beach County Florida regarding a suspicious vehicle, with a suspected impaired driver. Upon arrival I met with D/S J. Dory #7784 who provided me with a signed, sworn written supplemental probable cause affidavit stating: "On 07/30/2023, at approximately 2345 hours, I responded to 8142 Glades Rd., Boca Raton, FL in reference to a man down call. While in route, dispatch advised that there was a male subject passed out behind the wheel of a vehicle in the parking lot. Upon arrival I observed Palm Beach County Fire Rescue was on scene and were checking on the subject. See run number PBC23089910. I observed a white male, later identified by his passport as Fath Okkiran. He was sitting behind the wheel of a black Honda CRV bearing TX tag RJW0713. He was slow in his movements. He could barely keep his eyes open. There was an odor of an alcoholic beverage coming from his body. He appeared to be under the influence of an unknown substance. I then noticed a 750ml bottle of Evan William on the center console of the vehicle and a plastic cup containing a brown liquid in a cup holder near the center console".

OBSERVATION OF DRIVER:

Upon arrival, the defendant was seated in the driver seat with the door open. I spoke to him briefly while waiting for D/S Dory to come from his car and speak to me. After a short conversation, I asked the defendant to exit the vehicle. I observed the defendant to be unsteady on his feet. I observed the defendant to have a noticeable orbital sway as he stood. I observed the defendant's clothing was improperly worn. His front zipper was down. The defendant's eyes were red, glassy, and bloodshot. The defendant was sweaty. The defendant weaved as he walked from their vehicle to the front of mine. The defendant's movements were slow, and lethargic. His speech was quiet and calm.

DRIVER'S STATEMENTS:

The defendant admitted to consuming half of a bottle of "Evan William" bourbon. The bottle was later shown on BWC and emptied. The defendant said he is traveling and arrived in this parking lot yesterday. He attempted to gain employment at a nearby restaurant but failed to come to terms. He parked in the rear of the hotel hours ago. The defendant said he was intending on traveling to Naples Florida soon to see friends.

ODORS:

I immediately detected the odor of an unknown alcoholic beverage emanating from the defendant's breath that intensified when the defendant spoke.

GENERAL OBSERVATIONS

SPEECH: slow / slurred / quiet / noticeable accent

ATTITUDE: polite / respectful / calm

CLOTHING: green shirt / black shorts / black sandals

MEDICAL/OTHER: STATED NONE /

STATE OF FLORIDA
COUNTY OF PALM BEACH

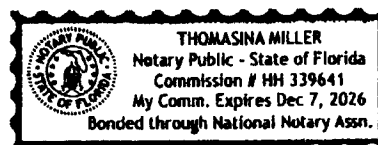
INV. W. AMADON
(Signature of Arresting/Investigative Officer)

The foregoing instrument was sworn to or affirmed and subscribed before me this 31 day of JULY 20 23 by INV. W. AMADON

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

Thomasina Miller (#41017)

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



SUBJECT: OKKIRAN, FATIH,

CASE NUMBER 23-094565

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:

N/A

WALK & TURN:

REFUSED POST TAYLOR

ONE LEG STAND:

REFUSED POST TAYLOR

FINGER TO NOSE:

REFUSED POST TAYLOR

ROMBERG ALPHABET:

REFUSED POST TAYLOR

BREATH TEST RESULTS:

1) REFUSED

2)

3)

4)

STATE OF FLORIDA
COUNTY OF PALM BEACH

INV. W. AMADON

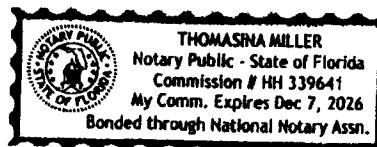
(Signature of Arresting/Investigative Officer)

The foregoing instrument was sworn to or affirmed and subscribed before me this 31 day of JULY, 2023 by INV. W. AMADON

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

Thomasina Miller (#41017)

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



WITNESS LIST

CASE NUMBER: 23-094565

ARRESTING OFFICER: INV. W. AMADON

ADDRESS: 3228 GUN CLUB ROAD / WEST PALM BEACH / FL / 33406

PHONE NUMBERS (HOME): _____ (WORK) 561 688 3000

CAN TESTIFY TO: DUI INVESTIGATION

NAME: D/S J. DORY #7784

ADDRESS: 3228 GUN CLUB ROAD / WEST PALM BEACH / FL / 33406

PHONE NUMBERS (HOME) _____ (WORK) 561 688 3000

CAN TESTIFY TO: WHEEL WITNESS / SUPPLEMENTAL P.C.

NAME: _____

ADDRESS _____

PHONE NUMBERS (HOME) _____ (WORK) _____

CAN TESTIFY TO: _____

NAME: _____

ADDRESS _____

PHONE NUMBERS (HOME) _____ (WORK) _____

CAN TESTIFY TO: _____

NAME: _____

ADDRESS _____

PHONE NUMBERS (HOME) _____ (WORK) _____

CAN TESTIFY TO: _____

NAME: _____

ADDRESS _____

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NAME: _____

ADDRESS _____

PHONE NUMBERS (HOME) _____ (WORK) _____

CAN TESTIFY TO: _____

NAME: _____

ADDRESS _____

PHONE NUMBERS (HOME) _____ (WORK) _____

CAN TESTIFY TO: _____

NAME: _____

ADDRESS _____

PHONE NUMBERS (HOME) _____ (WORK) _____

CAN TESTIFY TO: _____

TESTING FACILITY TASK REPORT

AGENCY: PBSO

SUBJECT: OKKIRAN, FATIH

CASE NUMBER: 23-094565

DATE: Jul 31, 2023

VIDEO DVD NUMBER:

BEGINNING TIME: 01:43

ENDING TIME: 01:48

BREATH TESTS RESULTS: 1) R TIME 01:46 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: T. MILLER #41017

MAINTENANCE TECHNICIAN: J. KARLECKE# 6467

TESTING OFFICER'S OBSERVATIONS

SPEECH: SLURRED, THICK

ATTITUDE: CALM

CLOTHING: GREEN SHIRT, BLACK SHORTS, BLACK SANDALS

MEDICAL CONDITIONS: NONE

MEDICATIONS: NONE

OTHER:

EYES: GLASSY & RED

COMMENTS:

ARRIVED AT CENTER A/O BEGAN THE 20 MINUTE OBSERVATION PERIOD AT 01:19 HRS.

SUBJECT: REFUSED TO TAKE TEST.

A/O: READ I/C AND EXPLAINED I/C.

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

A/O: READ RIGHTS.

SUBJECT: ACKNOWLEDGE HE UNDERSTOOD RIGHTS.

A/O: ATTEMPTED Q & A.

SUBJECT: INVOKED HIS RIGHTS TO COUNSEL.

REFUSED

REFUSED

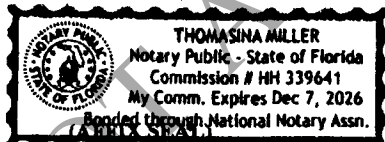
STATE OF FLORIDA
AFFIDAVIT OF REFUSAL TO SUBMIT TO
BREATH TEST

I, INV. W. AMADON, a duly certified Law Enforcement Officer or Correctional Officer,
(Person reading Implied Consent Warning)
am a member of Palm Beach County Sheriffs Office, and I do swear
(Name of enforcement agency)
or affirm that on or about the THIRTY-FIRST day of July, 2023, at 00:46
DRIVER FATH OKKIRAN
(Type or Print) FIRST MIDDLE OR MAIDEN LAST
DL # INTERNATIONAL DRIVER LIC, state of UK, was placed under lawful arrest for
the offense of DUI by INV. W. AMADON and
(Name of Arresting Officer)
issued Citation # AHACR6E
That on or about the THIRTY-FIRST day of July, 2023, at 01:46
in Palm Beach County,

I requested that the driver submit to a **BREATH** test for the purpose of determining its alcohol content. I informed the driver that the refusal to submit to such test 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, or if he or she had been previously fined under s. 327.35215, F.S., 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, or if he or she has been previously fined under s. 327.35215, F.S., for refusal to submit to a lawful test of his or her breath, urine, or blood. Nonetheless, the driver refused to submit to the test requested.

Inv. W. Amadon #9440
Signature of Law Enforcement Officer or Correctional Officer

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



The foregoing instrument was sworn and subscribed before
me this 31 day of July, 2023,
by _____
who is personally known to me or who has produced
_____ as identification.
Notary Public Thomasina Miller

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.

****EFFECTIVE OCTOBER 1, 2021****

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: _____