0543589 24CT 3805 SB 23

ARREST / NOTICE TO APPEAR

1. Arrest (No Warrant) 3. Request for Warrant
6. Arrest (Warrant) 4. Request for Capias
2. N.T.A. 5. Juvenile Referral

1 JUVENILE

ADMINISTRATION

OBTS Number

Agency ORI Number	Agency Name	Agency Report Number (N.T.A.'s only)
0500200	Boca Raton Police Department	3 2 2024-002547

Charge Type: Check as many as apply. ☐ 1. Felony ☐ 2. Traffic Felony ☒ 3. Misdemeanor ☒ 4. Traffic Misdemeanor ☐ 5. Ordinance ☐ 6. Other

If Weapon Seized — Enter Type

Multiple Clearance Indicator

Location of Arrest (Including Name of Business)	Location of Offense (Business Name, Address)
201 W PALMETTO PARK RD, BOCA RATON, FL 33432	201 W PALMETTO PARK RD, BOCA RATON, FL 33432

Date of Arrest	Time of Arrest	Booking Date	Booking Time	Jail Date	Jail Time	Location of Vehicle
03/02/2024	02:24	03/02/2024	02:30	03/02/2024	02:30	201 W PALMETTO PARK

DEFENDANT

Name (Last, First, Middle): GOLDMAN, HOWARD JAY — Alias (Name, DOB, Soc. Sec. #, Etc.): Alias:

Race (W - White, B - Black, I - American Indian, O - Oriental/Asian)	Sex	Date of Birth	Height	Weight	Eye Color	Hair Color	Complexion	Build
W	M	07/24/1962	5'11	180	BROWN	BROWN	LIGHT	Medium

Scars, Marks, Tatoos, Unique Physical Features (Location, Type, Description)

Marital Status: S — Religion: JEWISH — Indication of: Alcohol Influence ☒ Yes ☐ No ☐ Unk. Drug Influence ☐

Local Address (Street, Apt. Number)	(City)	(State)	(Zip)	Phone	Residence Type (1. City 2. County 3. Florida 4. Out of State)
614 NW 2ND ST A, DELRAY BEACH, FL 33444				(732) 558-8837	

Permanent Address (Street, Apt. Number)	(City)	(State)	(Zip)	Phone	Address Source
614 NW 2ND ST A, DELRAY BEACH, FL 33444				(732) 558-8837	

Business Address (Name, Street)	(City)	(State)	(Zip)	Phone	Occupation

D/L Number, State	Soc. Sec. Number	INS Number	Place of Birth (City, State)	Citizenship
G435330622640 / FL	[redacted]		BRONX, NY, United	US

CO-DEF

Co-Defendant Name (Last, First, Middle)	Race	Sex	Date of Birth	☐ 1. Arrested ☐ 2. At Large ☐ 3. Felony ☐ 4. Misdemeanor ☐ 5. Juvenile

Co-Defendant Name (Last, First, Middle)	Race	Sex	Date of Birth	☐ 1. Arrested ☐ 2. At Large ☐ 3. Felony ☐ 4. Misdemeanor ☐ 5. Juvenile

JUVENILE

☐ Parent ☐ Other: ☐ Legal Custodian — Name (Last, First, Middle) — Residence Phone

Address (Street, Apt. Number) (City) (State) (Zip) — Business Phone

Notified by: (Name) — Date — Time — JUVENILE DISPOSITION 1. Handled/Processed within Department and Released 2. TOT JAC 3. Incarcerated

Released To: (Name) — Relationship: 1-1005 — 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. ☐ Yes, by: ☐ No:

School Attended — Grade

Property Crime? ☐ Yes ☒ No — Description of Property — Value of Property

CODE

Drug Activity: N. N/A P. Possess S. Sell B. Buy T. Traffic R. Smuggle D. Deliver E. Use K. Disperses/ Distribute M. Manufacture/ Produce/ Cultivate Z. Other

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

Charge Description	Statute Violation Number	Violation of ORD #
DUI	316.193(1)	

Drug Activity	Drug Type	Amount / Unit	Offense #	Counts	Domestic Violence	Warrant / Capias Number	Bond
	N	/		1	☐ Y ☒ N		

CHARGE

Charge Description	Statute Violation Number	Violation of ORD #

Drug Activity	Drug Type	Amount / Unit	Offense #	Counts	Domestic Violence	Warrant / Capias Number	Bond
		/			☐ Y ☐ N		

CHARGE

Charge Description	Statute Violation Number	Violation of ORD #

Drug Activity	Drug Type	Amount / Unit	Offense #	Counts	Domestic Violence	Warrant / Capias Number	Bond
		/			☐ Y ☐ N		

INTAKE

Health / Apparent Physical Condition of Defendant — Any knowledge of the following: ☐ Mental ☐ Escape Risk ☐ Medication ☐ Deformities ☐ Injuries — Explain:

Check which applies: ☐ Released O.R. ☐ Released to Parent/Guardian ☒ T.O.T. County Jail ☐ Posted Bond ☐ South County Mental Health

PROPERTY - Received By: ALMEIDA — Released By — Released To: FIELDS - GUN CLUB 24 MAR 3 AM 9:11

Transported By — Date Transported: / / : : — Time Transported — Other

NOTICE TO APPEAR

☒ 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): South County 200 W Atlantic Ave Delray Beach, FL 33444

Court Date and Time: 04/02/2024 00:00:00

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 COMTEMPT OF COURT AND A WARRANT FOR MY ARREST SHALL BE ISSUED.

No Photo Available

Signature of Defendant (or Juvenile and Parent/Custodian) — Date Signed

ADMIN

HOLD for Other Agency — Signature of Arresting Officer — Name Verification (Printed by Arrestee)

☐ Dangerous ☐ Resisted Arrest ☐ Suicidal ☐ Other

Name of Arresting Officer (Print): ALMEIDA, T. A. — I.D. #: 877 — (PRINT)

Intake Deputy — I.D. # — Pouch # — Transporting Officer: Delgado — I.D. #: 885 — Agency: BOCA — Witness here if subject signed with an "X".

PAGE 1 OF 1

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DBTS Number

PROBABLE CAUSE AFFIDAVIT

1. Arrest 2. N.T.A. 3. Request for Warrant 4. Request for Capias | 1 | JUVENILE

ADMIN

Agency ORI Number	Agency Name	Agency Report Number
FL FL0500200	BOCA RATON POLICE DEPARTMENT	3 | 2 | 2024-002547

Charge Type: Check as many as apply. ☐ 1. Felony ☐ 2. Traffic Felony ☐ 3. Misdemeanor ☒ 4. Traffic Misdemeanor ☐ 5. Ordinance ☐ 6. Other

Special Notes:

DEF

Name (Last, First, Middle)	Alias	Race	Sex	Date of Birth
GOLDMAN, HOWARD JAY		W	M	07/24/1962

CHARGES

Charge Description	Charge Description
316.193(1) DUI	
Charge Description	Charge Description

VICTIM

Victim's Name (Last, First, Middle)	Race	Sex	Date of Birth
STATE OF FLORIDA,	U	U	

Local Address (Street, Apt. Number) (City) (State) (Zip)	Phone	Address Source
100 NW 2ND AVE, BOCA RATON, FL 33432	(561) 338-1234	
Business Address (Name, Street) (City) (State) (Zip)	**Phone**	**Occupation**
	(561) -	

PROBABLE CAUSE STATEMENT

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.
☐ confessed to _____ admitting to the below facts.
☐ was observed by _____ who told _____ that he/she saw the arrested person committ the below acts.
☒ was found to have committed the below acts, resulting from my (described) investigation.

On the 2 day of March, 2024 at 01:45 (Specifically include facts constituting cause for arrest.)

On 03/02/2024, at approximately 0143 hours, I was behind a black 2021 Jeep Wrangler bearing NJ tag "C23NKN," in the northbound left turn lane of S Dixie Hwy and E Palmetto Park Rd. When the traffic control device turned green, I observed the Jeep turning left (westbound) into the eastbound lane (wrong way) of W Palmetto Park Rd toward oncoming traffic. The Jeep drove several feet on the wrong side of the road before switching to the westbound lane of W Palmetto Park Rd.

Based on the erratic driving I observed, I initiated a traffic stop by turning the lights and sirens on in my BRPD marked patrol vehicle. The Jeep pulled into 201 W Palmetto Park Rd (Boca Raton City Hall) where I made contact with the driver, Howard Goldman. Upon approaching the driver's side of the vehicle, I smelled the distinct odor of alcohol emanating from within the vehicle. I noticed Howard's speech to be slow and slurred and his eyes to be watery. I also noticed Howard fumbling with his fingers while using his cell phone and while going through paperwork looking for his registration.

I informed Howard that I was concerned he may be operating a motor vehicle while impaired. I asked Howard if he would be willing to participate in field sobriety exercises to dispel my alarm that he was impaired. Howard agreed to participate in the exercises. Howard admitted to drinking two vodka drinks at Flanigan's.

I then guided Howard over to a solid white line on a flat surface. I observed Howard's balance to be unsteady and him to be swaying while standing up. I explained and demonstrated the tasks before Howard performed them.

The first task was the Horizontal Gaze Nystagmus. After explaining the instructions, I asked Howard if he understood, to which he replied he did. I noticed equal pupil size in both eyes. While performing the task, Howard continued to move his head despite me telling him not to. I continued the exercise and observed the lack of smooth pursuit in

ADMINISTRATIVE

SWORN AND SUBSCRIBED BEFORE ME

LAWLOR, MICHAEL D 4/6/22
NOTARY PUBLIC / CLERK OF COURT / OFFICER (F.S.S. 117.10)

03/02/2024
DATE

SIGNATURE OF ARRESTING / INVESTIGATING OFFICER

ALMEIDA, TIMOTHY ALVES (877)
NAME OF OFFICER (PLEASE PRINT)

03/02/2024
DATE

COURT STATE ATTORNEY CENTRAL RECORDS JAIL CRIME ANALYSIS P. I. O.

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ADMIN

OBTS Number:

PROBABLE CAUSE AFFIDAVIT
SUPPLEMENT

1. Arrest 2. N.T.A. 3. Request for Warrant 4. Request for Capias

1

JUVENILE

Agency ORI Number	Agency Name	Agency Report Number
FL FL0500200	BOCA RATON POLICE DEPARTMENT	3 | 2 | 2024-002547

Charge Type: Check as many as apply.
☐ 1. Felony ☐ 2. Traffic Felony ☐ 3. Misdemeanor ☒ 4. Traffic Misdemeanor ☐ 5. Ordinance ☐ 6. Other

Special Notes:

DEF

Name (Last, First, Middle)	Alias	Race	Sex	Date of Birth
GOLDMAN, HOWARD JAY		W	M	07/24/1962

PROBABLE CAUSE STATEMENT

both eyes, distinct and sustained nystagmus at maximum deviation in both eyes and nystagmus prior to 45 degrees in both eyes.

The next task was the Walk and Turn. It should be noted that Howard advised he had back surgery in 2017 and that the injury affects his motor skills. Before explaining the instructions, I explained and showed Howard the starting position and then asked him to stand in the starting position. It took several attempts for Howard to get into the starting position. Howard lost his balance a few times. Once Howard began the exercise, he failed to follow instructions and did not complete 9 steps. Howard failed to take heel-to-toe steps and he stepped out of the line a few times. Howard failed to count his steps out loud. Howard also failed to turn around and take 9 steps back as instructed.

I then explained the next task, the One Leg Stand. After explaining the instructions, Howard advised he understood. Howard advised he would raise his left leg. When I told Howard he could begin the exercise he requested I explained the exercise again. Once Howard advised he was ready he then attempted to lift his right leg instead of his left but was unable to. Howard raised his right leg by bending it back at the knee instead of raising it forward with his foot pointed out and his leg straight as instructed. Howard advised his back surgery prevented him from performing the exercise. This task was not completed.

The next task was the Finger to Nose (L-R-L-R-R-L). After I explained and demonstrated the task, Howard advised he understood. Howard also showed me he knew what his index/pointer finger was, and his left and right. Howard missed the tip of his nose a few times.

The next task was the Rhomberg Alphabet. Howard advised he could recite the English alphabet from A-Z without skipping letters and without singing it. Howard did not recite the alphabet correctly.

Based on my observations, I developed probable cause to arrest Howard for DUI. I handcuffed Howard, checked for proper fit and double-locked the handcuffs. I then conducted a search of his person and placed him into my marked patrol vehicle. I then transported Howard to BRPD booking facility to obtain a sample of his breath.

Ofc. Timoney responded as the BAT tech operator. Upon arrival, a 20-minute observation was conducted and then Howard was taken into the BAT room. I asked Howard for a breath sample, and he agreed. He then provided two breath samples of 0.096 and 0.094.

Howard is being charged with DUI pursuant to F.S.S. 316.193(1). I issued Howard a DUI citation (#AG45KEE), and a citation for driving on the wrong side of the road (#AG45KDE).

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ADMINISTRATIVE

SWORN AND SUBSCRIBED BEFORE ME

LAWLOR, MICHAEL D 4/2/24
NOTARY PUBLIC / CLERK OF COURT / OFFICER (F.S.S. 117.10)

03/02/2024
DATE

SIGNATURE OF ARRESTING / INVESTIGATING OFFICER

ALMEIDA, TIMOTHY ALVES (877)
NAME OF OFFICER (PLEASE PRINT)

03/02/2024
DATE

COURT STATE ATTORNEY CENTRAL RECORDS JAIL CRIME ANALYSIS P. I. O.

Case # 2024-002547

Observation - 0230

10-15- -0224

DUI INFLUENCE REPORT

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BOCA RATON POLICE SERVICES DEPARTMENT
100 NW 2nd Avenue
Boca Raton, FL 33432

Revised: July 9, 2018

BOCA RATON POLICE SERVICES DEPARTMENT

DUI INFLUENCE REPORT – PART I

On the 2nd day of March, at 0224 AM/PM:

Subject: Howard J Goldman Case Number: 2024-002547

PERSONAL CONTACT

Driving Pattern: _____

Observation of Driver: _____

See PC

Driver's Statement: _____

Odors: _____

GENERAL OBSERVATIONS

Speech: _____

Attitude: _____

Clothing: _____

Medical Problems: _____

Medications: _____

Other: _____

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Horizontal Gaze Nystagmus:

☐ Left eye does not follow smoothly
☐ Left eye jerks at 45 degrees angle or less
☐ Distinct jerking left eye maximum deviation
☐ Right eye does not follow smoothly
☐ Right eye jerks at 45 degrees angle or less
☐ Distinct jerking right eye maximum deviation

Can not do, Why? _____

Walk and turn: _____

Can not do, Why? _____

One leg stand: See PC

Can not do, Why? _____

Finger to nose: _____

Can not do, Why? _____

Alphabet (speech pattern): _____

Can not do, Why? _____

Breath/Blood test results: .096 / .094

State of Florida, County of Palm Beach,
Sworn and subscribed before me this 3/2/2024 (date) by Ofc. Timoney.

_____ 3/2/2024
Notary/Clerk of Court/ Officer (FSS 117.10) Date

_____ Almeida
Signature of Arresting Officer Name of Officer (print)

NOT A CERTIFIED COPY

ARRESTING OFFICER: Almeida #877

Name: Almeida Phone # _____ Work # 561-338-1234
Address: 100 NW 2nd Ave Boca Raton, FL 33432
Can testify to: DUI

Name: Timoney Phone # _____ Work # 561-338-1234
Address: 100 NW 2nd Ave Boca Raton FL, 33432
Can testify to: Breath Test

Name: Ibanez Phone # _____ Work # 561-338-1234
Address: 100 NW 2nd Ave Boca Raton FL 33432
Can testify to: DUI

Name: _____ Phone # _____ Work # _____
Address: _____
Can testify to: _____

Name: _____ Phone # _____ Work # _____
Address: _____
Can testify to: _____

Name: _____ Phone # _____ Work # _____
Address: _____
Can testify to: _____

Name: _____ Phone # _____ Work # _____
Address: _____
Can testify to: _____

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-END OF PART ONE-

BOCA RATON POLICE SERVICES DEPARTMENT

DUI INFLUENCE REPORT – PART II

To be filled out at testing facility

Agency Case # 2024-002547

I. INTRODUCTION (Instrument Operator faces video camera)

A. The day is Saturday (day), March (month), 2nd (date), 2024 (year).

B. The time is now approximately 251 AM/PM.

C. The following is in reference to case number 2024-002547

D. Present at this time is Ofc. Almeida / Ofc. Tim Doey (Officer's Name) of the Boca Raton Police Department.

E. Officer Almeida, have you arrested Howard Jay Goldman (Defendant's name) in violation of Florida State Statute 316.193?

F. Did this violation occur within the City of Boca Raton, Palm Beach County, Florida? Yes

G. Mr./Mrs./Ms. Goldman, I am required to inform you these proceedings are being video recorded.

Operator Note: Video record breath request, breath sample, and interview.

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II. AT THIS TIME THE ARRESTING OFFICER WILL REQUEST A BREATH SAMPLE.

Note: Read only the paragraph applicable to the type of test you are requesting.

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

B. 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.

C. I am now requesting that you submit to a lawful test of your **BLOOD** for the purpose of determining its alcohol content and the presence of chemical or controlled substances.

IMPLIED CONSENT WARNINGS

Note: Read only if the subject does not comply with your request.

I am _____ of the _____.

If you fail to submit to the test I have requested of you, your privilege to operate a motor vehicle will be suspended for a period of one (1) year for a first refusal, or eighteen (18) months if your privilege has been previously suspended as a result of a refusal to submit to a lawful test of your breath, urine, or blood. Additionally, if you refuse to submit to the test I have requested of you and if your driving privilege has been previously suspended for a prior refusal to submit to a lawful test of your breath, urine, or blood, you will be committing a misdemeanor. Refusal to submit to the test I have requested of you is admissible into evidence in any criminal proceeding.

Subject Signature: _____

Note: Also read for CDL holders:

IN ADDITION, your refusal to submit will result in the loss of your commercial privileges for one year from today. If this is your SECOND REFUSAL, you will be permanently disqualified from operating a commercial motor vehicle.

Note: After reading the implied consent warning, the arresting officer must request a breath sample again.

(IF REFUSAL THEN)

At this time Mr./Mrs./Ms. ____ has refused to submit to a breath test.

The date is _____ (month), _____ (day), _____ (year), and the time is _____AM/PM.

A refusal form will be completed by the arresting officer.

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BOCA RATON POLICE SERVICES DEPARTMENT

JUVENILE CONSTITUTIONAL WARNINGS

Rights of suspects prior to custodial questioning.
Identify yourself and state:

I am required to warn you before you make any statement that you have the following Constitutional rights:

(1) You have the right to remain silent and not answer any questions. *Tell me in your own words what you think this means.*
(You do not have to talk to me or answer any questions about this offense. You can be quiet if you want.)

(2) Any statement you make must be freely and voluntarily given. *Tell me in your own words what you think this means.*
(If you do talk to me it has to be because you want to and not because anyone is forcing you to speak.)

(3) You have a right to the presence and representation of a lawyer of your choice before you make any statement and during any questioning. *Tell me in your own words what you think this means.*
(You can talk to a lawyer before we ask you any questions and you can have him/her with you now, during our questioning.)

(4) If you cannot afford a lawyer, you are entitled to the presence and representation of a court appointed lawyer before you make any statement and during any questioning. *Tell me in your own words what you think this means*
(If you do not have money for a lawyer and you want one, a lawyer will be given to you for free.)

(5) If at any time during the interview you do not wish to answer any questions, you are privileged to remain silent. *Tell me in your own words what you think this means.*
(If you decide to talk to me then change your mind, you can stop answering my questions at any time.)

(6) I can make no threats or promises to induce you to make a statement. This must be of your own free will. *Tell me in your own words what you think this means*
(I am not allowed to threaten you or make you any promises to get you to talk to me. If you decide to talk, it must be because you want to.)

(7) Any statement can be and will be used against you in a court of law. *Tell me in your own words what you think this means*
(Anything you say to me can and will be told to the judge or a jury in court. A judge is a person who decides if you have done something wrong. Sometimes a group of people called a jury decide this, but the Judge is the person who decides what punishment you get.)

(8) Do you understand these rights as I have read them to you, and do you wish to speak to me?

Signed: _____ Date: _____ Time: _____

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BOCA RATON POLICE SERVICES DEPARTMENT

TESTING FACILITY TASK REPORT

SUBJECT: Howard Jay Goldman

CASE #: 2024-002547 DATE: 3-2-24

BREATH TEST RESULTS

1) TIME 0.096 / 0305 AM/PM 2) TIME 0.094 / 0309 AM/PM

3) TIME _____ AM/PM 4) TIME _____ AM/PM

BREATH OPERATOR: Ofc. Timoney

MAINTENANCE TECHNICIAN: Ofc. Crawford

TESTING OFFICER'S OBSERVATIONS

SPEECH: Slurred / Slow

ATTITUDE: Nice

CLOTHING: pink shirt / blue jeans

MEDICAL CONDITION: _____

OTHER: _____

COMMENTS: _____

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Identify yourself and state:

I am required to warn you before you make any statement that you have the following Constitutional rights:

(1) You have the right to remain silent and not answer any questions.
(2) Any statement you make must be freely and voluntarily given.
(3) You have a right to the presence and representation 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 and representation of a court appointed lawyer before you make any statement 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 be and will be used against you in a court of law.
(8) Do you understand these rights as I have read them to you, and do you wish to speak to me?

Signed: Read on Camera Date: _____ Time: _____

QUESTIONS AND ANSWERS

Were you operating a motor vehicle at the time of the accident/stop? yes

Where were you going? take friend to her house

What street or highway were you on? Refused to answer anymore questions

Direction of travel? _____

Where did you start driving from? _____

What city (county) were you stopped in? _____

What time did you start? _____ AM/PM What time is it now? _____

What is today's date? _____ What day of the week is it? _____

When did you last eat? _____ What did you eat? _____

What have you been doing the past three hours prior to this stop/accident? _____

How much do you weigh? _____ Have you been drinking? _____ What were you drinking? _____
_____

How much? _____ Where? _____ With whom were you drinking? _____

When did you have your first drink? _____ AM/PM When did you stop drinking? _____AM/PM

How did you consume your last two drinks? _____

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Are you under the influence of alcohol now? ☐ Yes ☐ No

Can you feel the effects of alcohol? ☐ Yes ☐ No

Have you consumed alcohol since the accident? ☐ Yes ☐ No

Can you feel the effects of alcohol? ☐ Yes ☐ No

Have you consumed alcohol since the accident? ☐ Yes ☐ No How much? _____

What? _____ Where? _____

What line of work are you in? _____

When did you last work? _____

Do you have any physical defects or injuries? ☐ Yes ☐ No If yes, explain:

_____

Are you sick or injured? ☐ Yes ☐ No If yes, explain:

_____

Do you limp? ☐ Yes ☐ No Did you get a bump on the head? ☐ Yes ☐ No

Were you in an accident today? _____

Have you taken any drugs or smoked marijuana today? _____

What? _____ When? _____

Have you seen a doctor or dentist today? ☐ Yes ☐ No Who? _____

Are you taking any prescription medications? ☐ Yes ☐ No What? _____ When? _____

Do you have: Epilepsy? ☐ Yes ☐ No Inner ear trouble? ☐ Yes ☐ No

Glass eye? ☐ Yes ☐ No Ear infection? ☐ Yes ☐ No

False teeth? ☐ Yes ☐ No Diabetes? ☐ Yes ☐ No

Any problems not correctable by glasses or contact lenses? _____

Do you take insulin? ☐ Yes ☐ No If yes, when was your last injection? _____

Have you ever had a driver's license in any other state? _____

I am now ending this video recording. The time is now approximately 0313 AM/PM.

The date is March (month), 2nd (day), 2024 (year).

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

Instrument Type: Intoxilyzer 8000
Instrument Registered To: BOCA RATON PD
Instrument Serial Number: 80-006622 Software: 8100.27
Date of Test: 03/02/2024

Date of Last Agency Inspection: 02/16/2024
Observation Period Began: 02:30
Subject's Name: HOWARD J GOLDMAN DOB: 07/24/1962 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	03:03
Air Blank	0.000	03:03
Control Test	0.080	03:04
Air Blank	0.000	03:04
Subject Sample #1	0.096	03:05
Air Blank	0.000	03:06
Air Blank	0.000	03:07
Subject Sample #2	0.094	03:09
Air Blank	0.000	03:10
Control Test	0.080	03:10
Air Blank	0.000	03:11
Diagnostics Check	OK	03:11

Cylinder Lot: 29122080A2
Exp: 12/05/2024

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 RYAN P TIMONEY, 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: _____ Date: 3-2-24
Signature

Sworn to (or affirmed) before me this 2nd day of March, 2024

_____ Timothy Almeida
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.

FDLE/ATP FORM 38 - MARCH 2004, Ref. 11D-8.007

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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	
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	
	☐	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	☐			
	☐			
	☐			
	☐			

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REVIEW COMPLETED BY

Booking Number: 2024005775	**Date:** 3/3/2024
	Specialist Name/ID#: J. Gaines/ 44177