ST JOHNS COUNTY SHERIFFS OFFICE
4015 LEWIS SPEEDWAY
ST. AUGUSTINE, FL

REPORT NUMBER
SJSO55ARR024298

# ARREST REPORT

| Report Date / Time | Agency Case/Offense Number | OCA / Agency ID | OBTS Number (Offender Based Transaction System) | Jail Booking Number | Other Number |
|---|---|---|---|---|---|
| 07/09/2019 02:17 PM | SJSO19OFF006863 | | 560020738 | 19-3217 | SJSO19CAD138973 |

## LOCATION OF OCCURRENCE

| County | Address | | |
|---|---|---|---|
| ST. JOHNS | N LAGOON FOREST DRIVE / MARSH PK , PONTE VEDRA BEACH, FL 32082 | | |
| Range of Occurrence Date/Time | | Latitude | Longitude |
| 07/09/2019 01:37 PM to 07/09/2019 01:37 PM | | N 30 11 3.19 | W 81 24 7.74 |

## PERSON: SUSPECT

| First Name | Middle Name | Last Name | Suffix | Date of Birth | Age | Race | Sex | Height | Weight | Hair | Eyes |
|---|---|---|---|---|---|---|---|---|---|---|---|
| JAMES | ALFRED | STANLEY | J | 05/28/1958 | 61 | W | M | 600 | 0 | GRY | |

| Master Name Index Number | Place of Birth | Nation | SSN | Driver's License or Other ID | State | Class or Type |
|---|---|---|---|---|---|---|
| SJSO13MNI001188 | MICHIGAN | USA | [redacted] | S354441581880 | FL | E |

| Address | City | County | State | Zip Code | Phone |
|---|---|---|---|---|---|
| 129 LAGOON FOREST DR | PONTE VEDRA BEACH | | FL | 32082 | 904-234-2516 |

## CHARGES

| Counts | Charge Number | Charge |
|---|---|---|
| 1 | 316.193.1 | DUI-UNLAW BLD ALCH |

| Charge Degree | Charge Level | General Offense Code | ☐ Hate Crime | ☐ Domestic Violence | Bond Amount |
|---|---|---|---|---|---|
| | MISDEMEANOR | PRINCIPAL | | | |

DUI ALCHOL OR DRUGS

## PROBABLE CAUSE

THE UNDERSIGNED CERTIFIES AND SWEARS THAT THERE IS PROBABLE CAUSE TO BELIEVE THE ABOVE-NAMED DEFENDANT, JAMES STANLEY WHO WAS POSITIVELY IDENTIFIED BY HIS FLORIDA IDENTIFICATION, ON THE 9TH DAY OF JULY, 2019, AT APPROXIMATELY 1351 HOURS, AT LAGOON FOREST DR / MARSH LANDING PKWY WITHIN ST. JOHNS COUNTY, VIOLATED THE LAW AND DID THEN AND THERE:

- DRIVING UNDER THE INFLUENCE F.S. 316.193

REASON FOR STOP: A BOLO was broadcasted via 911 in reference to a Black Mercedes bearing Florida Tag 752JVU traveling northbound on Roscoe Rd. The complaint was behind the vehicle on the phone with 911 observing the vehicle almost striking multiple mailboxes. The vehicle was all over the road almost striking signs and hitting workers in a work zone. The driver followed the vehicle giving continuous updates about the reckless driving until the vehicle turned into Marsh Landing Parkway.

I observed the vehicle turning on to Lagoon Forest Drive and activated my lights. The driver turned into a driveway and stopped his car. I made contact with the driver and observed him to have an open bottle of Rum in his lap. The driver stated he was coming from liquor store and heading home. The driver stated he had been drinking since 9 am.

I performed HGN and observed all 6 Clues of HGN plus VGN. The driver refused to perform further SFSTs.

BRAC: ***REFUSED*** BrAC

BREATH: Distinct odor of an alcoholic beverage

BALANCE: Unsteady, Swaying, Fumbled Dexterity

EYES: Bloodshot, Watery, Glassy

CITATION NO.
DOMESTIC VIOLENCE: NO
PROBATION: [] YES [X] NO IF YES, LOCATION:
SEXUAL PREDATOR: [] YES [X] NO
ENGLISH: [X] YES [] NO _____
DEAF/MUTE: [] YES [X] NO
ATTACHMENTS, STATEMENTS: []
TRAFFIC CITATIONS: [X]
DUI: [X]

## LEO BOND

| Bond Amount $ | |
|---|---|
| _____ | ☐ |



√19001399CT

Filed for record 07/11/2019 11:05 AM Clerk of Court St. Johns County, FL

| Report Date / Time | Agency Case/Offense Number | OCA / Agency ID | OBTS Number (Offender Based Transaction System) | Jail Booking Number | Other Number |
|---|---|---|---|---|---|
| 07/09/2019 02:17 PM | SJSO19OFF006863 | | | | SJSO19CAD138973 |

## COURT APPEARANCE INFORMATION

| Court | Court Phone | Court Date & Time |
|---|---|---|
| ST JOHNS COUNTY COURT | (904) 819-3600 | |
| Court Address: 4010 LEWIS SPEEDWAY, ST AUGUSTINE, FLORIDA 32084 | | |
| Instructions: | | |

## ARREST INFORMATION

| Arrest Date / Time | Residency | Injured | Extent of Injury | Resist Arrest |
|---|---|---|---|---|
| 07/09/2019 01:57 PM | Within jurisdiction | None | N/A | No |

| Prior Arrests | Arrest Jurisdiction | Alcohol | Drugs |
|---|---|---|---|
| No | Within jurisdiction | Yes | |

## ARREST LOCATION

| County | Address |
|---|---|
| ST. JOHNS | N LAGOON FOREST DRIVE / MARSH PK , PONTE VEDRA BEACH, FL 32082 |

## ARREST DELIVERED TO

| Jail / Booking Facility | Location | Phone |
|---|---|---|
| ST. JOHNS COUNTY JAIL | 3955 LEWIS SPEEDWAY, ST. AUGUSTINE, FL 32084 | 904-824-8304 |

## ARRESTING OFFICER

| Officer Call Number | Officer Name | Officer Signature |
|---|---|---|
| 4176 | ELLIS, ALEXANDER M | 1010 |

Subscribed and sworn to (or affirmed) before me this 9 day of July A.D., 2019 by Dep Ellis who is ✓ personally known to me or has produced _____ as identification.

Dep. Mathis 1033 Notary Public __LEO ✓CO Commission No: _____ My Commission Expires: _____

Signature

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

Instrument Type: Intoxilyzer 8000
Instrument Registered To: ST JOHNS COUNTY SO
Instrument Serial Number: 80-001655 Software: 8100.27
Date of Test: 07/09/2019

Date of Last Agency Inspection: 06/26/2019
Observation Period Began: 14:40
Subject's Name: JAMES ALFRED J STANLEY DOB: 05/28/1958 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 | 15:09 |
| Air Blank | 0.000 | 15:09 |
| Control Test | 0.081 | 15:09 |
| Air Blank | 0.000 | 15:10 |
| Subject Sample #1 | REF* | 15:13 |
| Air Blank | 0.000 | 15:13 |
| Control Test | 0.082 | 15:13 |
| Air Blank | 0.000 | 15:14 |
| Diagnostics Check | OK | 15:14 |

*Subject Test Refused

Cylinder Lot: 640976
Exp: 11/21/2019

State of Florida, County of St Johns,

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 ALEXANDER ELLIS, 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: 7/9/19
Signature

Sworn to (or affirmed) before me this 9th day of July, 2019

Signature of Notary Public-State of Florida (1033) Dep. Mathis
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*

# STATE OF FLORIDA
# DEPARTMENT OF HIGHWAY SAFETY & MOTOR VEHICLES
# AFFIDAVIT OF
# REFUSAL TO SUBMIT TO BREATH, URINE, OR BLOOD TEST

I, A.M. Ellis (Person reading Implied Consent Warning) a duly certified Law Enforcement Officer or Correctional Officer, am a member of St. Johns County Sheriff (Name of enforcement agency), and I do swear or affirm that on or about the 9th day of JULY, 20 19, at 1351 P.M. A.M. (Circle One)

NAME (Type or Print) JAMES (FIRST) ALFRED (MIDDLE OR MAIDEN) STANLEY JR (LAST)

DL# S354441581880, state of FLORIDA, was placed under lawful arrest for the offense of DUI by A.M. Ellis (Name of Arresting Officer) and issued Citation # 5449-XBF.

That on or about the 9TH day of JULY, 20 19, at 1513 P.M. A.M. (Circle One) in St. Johns County County, [PLEASE CHECK THE BOX OR BOXES THAT APPLY] I did request said person to submit to a ☑ **breath,** ☐ **urine,** or ☐ **blood** test to determine the content of alcohol in his or her blood or breath or the presence of chemical or controlled substances therein. I did inform said person that any refusal to submit to such test or tests would result in the suspension of his or her privilege to operate a motor vehicle for a period of one (1) year for a first refusal, or for a period of eighteen (18) months if the driving privilege of such person had been suspended previously for refusing to submit to such test or tests. I did inform said person that he or she commits a misdemeanor, if said person refuses to submit to a lawful test as requested above, and his or her driving privilege has been previously suspended for a prior refusal to submit to a lawful test of his or her breath, urine, or blood. If driver holds a CDL or is operating a CMV, I did inform the driver that this refusal will result in the disqualification of the driver's Commercial Driver's License/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 such test.

Said person did at that time and place refuse to submit to such test or tests.

7/9/19

Signature of Law Enforcement Officer or Correctional Officer

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

**(AFFIX SEAL)**

The foregoing instrument was sworn and subscribed before me this day of , 20 .

by .

who is personally known to me or who has produced as identification.

Notary Public

The foregoing instrument was sworn and subscribed before me:

Deputy Mathis 10337

Signature of Attesting Officer

Title Deputy Sheriff

Date 7/9/19

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. If no DUI arrest is made, attach HSMV 78005 (Notice of Commercial Driver's License/Privilege Disqualification).

☑ ORIGINAL ☐ Supplement

Report # 190FF00608US

Date: 1/5 Time of Stop: 7/9/19

Investigated By: Ely

Subject (L, F, MI) Stanley, Alfred JS

Witnessed By:

# FIELD SOBRIETY TEST FORM

## HEALTH

| | | | | | | | |
|---|---|---|---|---|---|---|---|
| Are you sick or injured? ☐ Yes ☑ No | If "Yes", what is wrong? | | | Are you diabetic? ☐ Yes ☑ No | Do you take insulin? ☐ Yes ☑ No | | |
| Are you epileptic? ☐ Yes ☑ No | Do you take Dilantin? ☐ Yes ☑ No | Do you have any physical defects? ☐ Yes ☑ No | If "Yes", what? | | | | |
| Are you under the care of a doctor or dentist? ☐ Yes ☑ No | If "Yes", who? | | | Do you have a glass eye? ☐ Yes* ☐ *Left ☐ *Right LNO | Are you wearing contacts? ☐ Yes ☐ No | | |

Notes:

## OBSERVATIONS

| | | | | | | |
|---|---|---|---|---|---|---|
| Odor of Breath (Alcoholic Bev.): | ☑ Distinct | ☐ None | ☐ Other, Specify: | | | |
| Condition of Eyes: | ☑ Bloodshot | ☑ Watery | ☑ Glassy | ☐ Dilated | ☐ Constricted | |
| Speech: ☐ Accent | ☑ Slurred | ☑ Mumbling | ☑ Stuttering | ☐ Incoherent | ☐ Clear | |
| Condition of Face: | ☑ Flushed | ☐ Pale | ☐ Sweating | ☐ Dry Mouth | | |
| Dexterity: | ☑ Fumbled | ☐ Clumsy | ☐ Needs Assist. | ☐ Unsure | | |
| Clothing: | ☑ Disarranged | ☐ Soiled | ☐ Torn | ☐ Orderly | ☐ Clean | |
| Unusual Actions: | ☐ Hiccoughing | ☐ Vomiting | ☐ Incontinence Urine / Feces | | ☑ None | |
| Attitude: ☐ Emotional | ☑ Profane | ☑ Cocky | ☑ Indifferent | ☐ Belligerent | ☐ Polite | |
| Exiting Vehicle: | ☑ Unsteady | ☑ Staggering | ☑ Needs Assist | ☐ Falling | | |
| Walking to Roadside: | ☑ Staggering | ☑ Needs Assist | ☐ Stumbling | ☐ Falling | | |
| Standing: | ☑ Swaying | ☑ Falling | ☑ Leaning Against Vehicle | | | |

| | | | | | | | | |
|---|---|---|---|---|---|---|---|---|
| Location: | ☐ Roadside | ☐ C.B.T. | ☐ Parking Lot | ☐ Sidewalk | ☐ Driveway | ☐ Other | | |
| Lighting: | ☐ Day | ☐ Dark | ☐ Street Light | ☐ Vehicle Lights | | ☐ Other | | |
| Surface: | ☐ Dry | ☐ Paved | ☐ Level | ☐ Marked Line | ☐ Hard | ☐ Dirt | ☐ Wet | ☐ Other |
| Video: | ☐ Yes ☐ No | ☐ At-Scene ☐ C.B.T. | ☐ Refused to perform S.F.S.T. | DRE Evaluation Performed? | ☐ Yes ☐ No* | ☐ *Refused ☐ *Rule Out | ☐ *Not Available | |

## PSYCHOPHYSICAL EVALUATIONS

### Walk and Turn

- ☐ Loses balance during instructions
- ☐ Starts before instructions are finished
- ☐ Stops while walking
- ☐ Doesn't touch heel-to-toe
- ☐ Steps off line
- ☐ Uses arms for balance
- ☐ Loses balance while turning / Incorrect turn
- ☐ Incorrect number of steps
- ☐ Can't perform test

Refused

Total ____ (Minimum decision clues 2)

### One Leg Stand

- ☐ Sways while balancing
- ☐ Uses arms for balance
- ☐ Hopping
- ☐ Puts foot down
- ☐ Can't perform test

( Left / Right Leg )

Refused

Total ____ (Minimum decision clues 2)

Count reached ____ (30 Seconds)

### HGN

| L | R | |
|---|---|---|
| ☑ | ☐ | Can't follow stimulus smoothly |
| ☑ | ☑ | Distinct and sustained nystagmus at maximum deviation |
| ☐ | ☐ | Onset of nystagmus prior to 45° |

Yes ☑ No ☐ Vertical Nystagmus (Not a decision clue)

ODOR / Almost fell

Total 12 (Minimum decision clues 4)

### Finger-to-Nose (alternate test)

- ☐ Does not keep eyes closed
- ☐ Does not return arm to side
- ☐ Index does not touch nose/Uses finger other than index
- ☐ Uses wrong hand
- ☐ Can't perform test

Total ____ (Minimum decision clues 2)

### Rhomberg / Alphabet (alternate test)

- ☐ Does not keep eyes closed
- ☐ Sways
- ☐ Uses arms for balance
- ☐ Alphabet recited incorrectly
- ☐ Can't perform test

A B C D E F G H I J K L M N O P Q R S T U V W X Y Z

Total ____ (Minimum decision clues 2)

## DRIVER INTERVIEW

| | | | | | | |
|---|---|---|---|---|---|---|
| MIRANDA ☐ Yes ☐ No | Miranda read by: | | | Miranda witnessed by: | | |
| Where are you coming from? | | Where are you going? | | What street are you on? | | |
| Direction of travel? N ☐ S ☐ E ☐ W ☐ | Have you been drinking? ☐ Yes ☐ No | What have you been drinking? | | How much did you consume? | | |
| Where were you drinking? | | Started? am pm | Stopped? am pm | What time is it now? am pm | Actual time am pm | Have you been smoking marijuana? ☐ Yes ☐ No |
| How much? | When? am pm | When did you eat last? am pm | What did you eat? | | When did you last sleep? | |
| How much sleep did you have? - Hour(s) | Any mechanical problems with your vehicle? ☐ Yes ☐ No | What? | | | | |
| Are you taking medication? ☐ Yes ☐ No | If "Yes", what? | | | | Last dose? | |
| (If applicable) Have you been involved in a crash today? ☐ Yes ☐ No | Do you feel the effect(s) of the alcoholic beverage(s) or drug(s) you consumed? ☐ Yes ☐ No | | | | | |
| In your opinion, are you under the influence of an alcoholic beverage or drug(s)? ☐ Yes ☐ No | Notes: | | | | | |

X 15 9 15 7

Form # 691-76-0406A (8/2005)

**ST. JOHNS COUNTY SHERIFF'S OFFICE**
4015 LEWIS SPEEDWAY
ST. AUGUSTINE, FL 32084
(904)824-8304

SUPPLEMENT NUMBER
1

# OFFENSE REPORT

| Agency Case Number | Report Date / Time | Offense Description |
|---|---|---|
| SJSO19OFF006863 | 07/09/2019 02:02 PM | 2484 DUI |
| **CAD Incident Number** | **External Case Reference Number** | **Range of Occurrence Date/Time** |
| SJSO19CAD138973 | | 07/09/2019 01:37 PM to 07/09/2019 01:37 PM |

## LOCATION OF OCCURRENCE

| County | Address | Latitude | Longitude |
|---|---|---|---|
| ST. JOHNS | N LAGOON FOREST DRIVE / MARSH PK , PONTE VEDRA BEACH, FL 32082 | 30.18422 | -81.40215 |

| Location Category | Location Type | Location Description | Location Status | Lighting Condition |
|---|---|---|---|---|
| Vehicle | Offender's car | | Inhabited | Daylight |

Weather: ☐ Clear ☐ Cloudy ☐ Fog ☐ Rain ☐ Snow ☐ Hail ☐ Other ☐ Unknown

## PERSON: SUSPECT

| First Name | Middle Name | Last Name | Suffix | Date of Birth | Age | Race | Sex | Height | Weight | Hair | Eyes |
|---|---|---|---|---|---|---|---|---|---|---|---|
| JAMES | ALFRED | STANLEY | J | 05/28/1958 | 61 | W | M | 600 | 0 | GRY | |

| Master Name Index Number | Place of Birth | Nation | Driver's License or Other ID | State | Class or Type |
|---|---|---|---|---|---|
| SJSO13MNI001188 | MICHIGAN | USA | S354441581880 | FL | E |

| Address | City | County | State | Zip Code | Phone |
|---|---|---|---|---|---|
| 129 LAGOON FOREST DR | PONTE VEDRA BEACH | | FL | 32082 | 904-234-2516 |

| Residence Status | Vehicle on Report Associated with Person | | |
|---|---|---|---|
| Within jurisdiction | 2003, MERZ, 752JVU, FL | ☑ Arrested | ☐ Wanted |

## AUTOMOBILE: SUSPECT VEHICLE / USED IN CRIME

| State & License Plate Number | VIN | Year | Make | Model | Style | Color (Body) |
|---|---|---|---|---|---|---|
| FL 752JVU | WDBKK49FX3F273562 | 2003 | MERZ | | 2D | RED |

| Doors | Other Description | Value | Vehicle Linked to Person | Vehicle Linked to Business |
|---|---|---|---|---|
| | | 0 | James Alfred Stanley J | |

## CHARGES

| Counts | Charge Number | Charge |
|---|---|---|
| 1 | 316.193.1 | DUI-UNLAW BLD ALCH |

| Charge Degree | Charge Level | General Offense Code | Hate Crime | Domestic Violence |
|---|---|---|---|---|
| | MISDEMEANOR | PRINCIPAL | ☐ | ☐ |

Charge Description: DUI ALCHOL OR DRUGS

## PROBABLE CAUSE NARRATIVE: 07/09/2019 02:17 PM

| Reporting Officer | | | Approving Supervisor | | |
|---|---|---|---|---|---|
| Call Number | Officer Name | Permanent ID Number | Approved | Supervisor Name | Permanent ID Number |
| 4176 | ELLIS, ALEXANDER M | SJSO18PER000129 | ☑ | RICHMOND, MATTHEW B | SJSO12PER000059 |

**THE UNDERSIGNED CERTIFIES AND SWEARS THAT THERE IS PROBABLE CAUSE TO BELIEVE THE ABOVE-NAMED DEFENDANT, JAMES STANLEY WHO WAS POSITIVELY IDENTIFIED BY HIS FLORIDA IDENTIFICATION, ON THE 9TH DAY OF JULY, 2019, AT APPROXIMATELY 1351 HOURS, AT LAGOON FOREST DR / MARSH LANDING PKWY WITHIN ST. JOHNS COUNTY, VIOLATED THE LAW AND DID THEN AND THERE:**

**- DRIVING UNDER THE INFLUENCE F.S. 316.193**

**REASON FOR STOP: A BOLO was broadcasted via 911 in reference to a Black Mercedes bearing Florida Tag 752JVU traveling northbound on Roscoe Rd. The complaint was behind the vehicle on the phone with 911 observing the vehicle almost striking multiple mailboxes. The vehicle was all over the road almost striking signs and hitting workers in a work zone. The driver followed the vehicle giving continuous updates about the reckless driving until the vehicle turned into Marsh Landing Parkway.**

**I observed the vehicle turning on to Lagoon Forest Drive and activated my lights. The driver turned into a driveway and stopped his car. I made contact with the driver and observed him to have an open bottle of Rum in his lap. The driver stated he was coming from liquor store and heading home. The driver stated he had been drinking since 9 am.**

**I performed HGN and observed all 6 Clues of HGN plus VGN. The driver refused to perform further SFSTs.**

**BRAC: ***REFUSAL*** BrAC**

**BREATH: Distinct odor of an alcoholic beverage**

| Agency Case Number | Report Date / Time | Offense Description |
|---|---|---|
| SJSO19OFF006863 | 07/09/2019 02:02 PM | 2484 DUI |
| CAD Incident Number | External Case Reference Number | Range of Occurrence Date/Time |
| SJSO19CAD138973 | | 07/09/2019 01:37 PM to 07/09/2019 01:37 PM |

**BALANCE: Unsteady, Swaying, Fumbled Dexterity**

**EYES: Bloodshot, Watery, Glassy**

**INITIAL NARRATIVE: 07/09/2019 08:12 PM**

| Reporting Officer | | | Approving Supervisor | | |
|---|---|---|---|---|---|
| Call Number | Officer Name | Permanent ID Number | Approved | Supervisor Name | Permanent ID Number |
| 4176 | ELLIS, ALEXANDER M | SJSO18PER000129 | ☑ | RICHMOND, MATTHEW B | SJSO12PER000059 |

A BOLO was broadcasted via 911 in reference to a Black Mercedes bearing Florida Tag 752JVU traveling northbound on Roscoe Rd. The complaint was behind the vehicle on the phone with 911 observing the vehicle almost striking multiple mailboxes. The vehicle was all over the road almost striking signs and hitting workers in a work zone. The driver followed the vehicle giving continuous updates about the reckless driving until the vehicle turned into Marsh Landing Parkway.

I observed the vehicle turning on to Lagoon Forest Drive and activated my lights. The driver turned into a driveway and stopped his car. I made contact with the driver and observed him to have an open bottle of Rum in his lap. The driver was later identified as James Stanley by his Florida Driver's License. James stated he was coming from liquor store and heading home. I asked James if he was drunk and he stated "I'm fucked up." James stated he had been drinking since 9 am and needed more alcohol which is why he left his residence. James stated he was going through a divorce and alcohol helped him. While speaking with James I observed him to have bloodshot, watery, glassy eyes. James had slurred and mumbled speech. James had a strong and distinct odor of an alcoholic beverage coming from his person. The odor got stronger the more James spoke,

I asked James to exit the vehicle. James was unsteady on his feet and almost fell exiting his vehicle. I had to assist James out of the vehicle so he would not fall over. I asked James to walk over to the front of my vehicle. James was again unsteady on his feet, stumbling and staggering. I had to assist James in walking. Once James was in front of my vehicle in confirmed the odor of an alcoholic beverage was coming from his person. The odor got stronger the more James spoke and breathed.

I explained to James I was now conducting a criminal investigation into DUI and would like him to allow me to check his eyes of Horizontal Gaze Nystagmus (HGN). I explained to James that HGN was the first exercise, performed in the Standardized Field Sobriety Tests (SFSTs). James stated he would perform the exercises.

I first administered Horizontal Gaze Nystagmus (HGN). James had equal pupil size, no resting nystagmus and equal tracking. I next observed the following clues of impairment, lack of smooth pursuit in both eyes, distinct and sustained nystagmus at maximum deviation for a minimum of 4 second in both eyes, and onset of nystagmus prior to 45 degrees in both eyes. I observed Vertical Gaze Nystagmus (VGN) at maximum elevation. During the exercise, James swayed with the movement of the stimulus. James could not follow instructions and the instructions had to be explained multiple times. James was so unsteady on his feet, he fell into me two times and I had to keep him from falling. James had to be sat on my push bumper to keep from falling.

I explained to James I would like him to complete the two remaining SFSTs, the Walk and Turn and One Leg Stand. James stated "no, just take me to jail." I explained to James that the exercises were voluntary however, if he refused them I would have to base my decision on impairment on what I observed. I explained to James that refusal to do the exercises could be used against him in court. James stated "fuck you, I'm a lawyer you dumb fuck. I'm not doing the exercises, fucking arrest me." James was placed under arrest for DUI and placed into the rear seat of my patrol car.

James was transported to the St. Johns County Jail. It should be noted during the ride to the Jail, James was profane and cussing at me. James was verbally aggressive during the entire ride to the jail.

At the arrival of the Jail, James was placed under a 20 minute observation period. At the completion of the 20 minute observation period James was asked to submit to a breath test. James stated he would. James was led into the breath test room. The instrument was activated and I asked James to provide a breath sample. James stated "No! I want to talk to my lawyer" James stated he was not providing a breath sample without speaking to his lawyer

| Agency Case Number | Report Date / Time | Offense Description |
|---|---|---|
| SJSO19OFF006863 | 07/09/2019 02:02 PM | 2484 DUI |
| CAD Incident Number | External Case Reference Number | Range of Occurrence Date/Time |
| SJSO19CAD138973 | | 07/09/2019 01:37 PM to 07/09/2019 01:37 PM |

**first. I first read James his implied consent off an agency implied consent form. I also explained to James that based on a Supreme Court ruling and his previous consent (Signature on his Driver's License) to a breath test he was not entitled to lawyer prior to a breath test. James stated "you're one stupid fuck, if you think I'm not entitled to a lawyer." James then refused to provide a breath sample.**

**James was issued DUI UTC 5449-XBF and turned over to Jail Staff.**

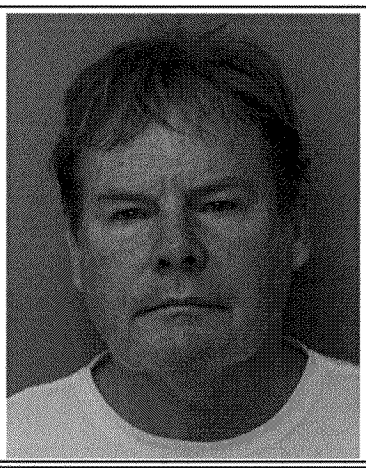
**REPORTING OFFICER / SUPERVISOR APPROVAL**

| Reporting Officer | | Approving Supervisor | | |
|---|---|---|---|---|
| Call Number | Name | ID Number | Rank | Name |
| 4176 | ELLIS, ALEXANDER M | 10349 | LE CPL | RICHMOND, MATTHEW B |
| Signature | | Signature | | |

CPL. #10349

# ST. JOHNS COUNTY SHERIFF'S OFFICE
# STANLEY, JAMES ALFRED
# Booking Information

☐ High Profile ☐ Suicidal ☐ Escape Risk ☐ Hold For:



**Booking #:** SJSO19JBN003217 **MNI:** SJSO13MNI001188 **Cell:** SJSO* BKG*002*003

**Address:** 129 LAGOON FOREST DR PONTE VEDRA BEACH,FL 32082

**Phone:** 904-234-2512 **DOB:** 05/28/1958 **BIRTHPLACE:** MICHIGAN,,MI

**CITIZENSHIP:** UNITED STATES **FBI POB:** **MARITAL STATUS:** Married

**RACE:** W **SEX:** M **HGT:** 600 **WGT:** 0 **HAIR:** GRY **EYES:** BLU **SSN:** [redacted]

**FBI:** **SID:** **DL:** S354441581880 **STATE:** FL

**Inmate Phone PIN::**

**Occupation:** ATTORNEY **Employer:** PRIVATE ATTORNEY **Phone:**

**Booked:** 7/9/19 15:07
**Released:**

**Booked By:** LEWIS, SUSAN M
**Searched By:** OLSON, DAVID A
**Photo By:** OLSON, DAVID A
**Print By:** OLSON, DAVID A

- I have been advised any property valued over $100 is to be released or mailed at my own expense within five (5) days.
- I understand that my phone/canteen passcode are confidential and created by me. I will not share this number with anyone. I am fully responsible for all usage and monetary obligations associated with the passcode. SJSO is not responsible for loss of funds to my account.

Inmate Signature | Officer Signature | Witness Signature

# ST. JOHNS COUNTY SHERIFF'S OFFICE
# STANLEY, JAMES ALFRED
# Case/Charge Report

**SJSO19JBN003217** **SJSO13MNI001188** **SJSO* BKG*002*003**

**Court Case Number: 000-0000**

**Arrest Information:**

Arrest: SJSO55ARR024298 Offense: SJSO19OFF006863 OBTS: 5504020738

Agency: ST. JOHNS COUNTY SHERIFF'S OFFICE Officer: ELLIS, ALEXANDER M No: 4176

**Bond Information:**

Court: Bond: LEO $1000.00

**Comments:**

**Sentence Information:**

☐Gain Time ☐Work Time ☐Disability Time ☐Part Time ☐DOC

Start: - Length: -

CTS: - Credit: - Worked: -

End: - Served: -

**Charges:**

Statute: 316.193.1 DUI ALCHOL OR DRUGS

Counts: 1 DUI-UNLAW BLD ALCH

Status: PENDING Bond: $1000.00

Comments: REFUSAL

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Inmate Signature

Witness Signature

Officer Signature