C5477057 24 CF 1567 2441

☐ Marsy's Law CVI FL. Const. Art.1 § 16(b)

☐ Check if Supplement is Attached

ARREST / NOTICE TO APPEAR
Juvenile Referral Report

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

Juvenile: 1 — N

ADMINISTRATIVE

OBTS Number:

Agency ORI Number: FL0 5 0 0 0 0 0

Agency Name: PALM BEACH COUNTY SHERIFF'S OFFICE

Agency Report Number: 06-24-037032 ( )

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: 0 4

Location of Arrest (including Name of Business): Powerline Road / Via Firenze, Boca Raton, FL 33433

Location of Offense (Business Name, Address): Powerline Road / Via Firenze, Boca Raton, FL 33433

Date of Arrest	Time of Arrest	Booking Date	Booking Time	Jail Date	Jail Time	Location of Vehicle
02/23/2024	02:35	02/23/2024				Atlantic Towing, 886 NW 1st Ave., Boca Raton, FL 33432, (561) 350-1260

DEFENDANT

Name (Last, First, Middle): Gavaras, Jeffrey, M

Alias (Name, DOB, Soc. Sec. #, Etc.):

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	12/10/1982	5'10	215	hazel	brown	light	medium

Scars, Marks, Tattoos, Unique Physical Features (Location, Type, Description): left shoulder, right ribbs, right bicep

Marital Status: Married — Religion: CHRISTIAN — Indication of: Alcohol Influence [Y], Drug Influence [Unk]

Local Address (Street, Apt. Number) (City) (State) (Zip): 1415 SW 45th Way, Deerfield, FL 33442

Mobile Phone: (732) 915 2821

Residence Type: 1. City 2. County 3. Florida 4. Out of State: 2

Permanent Address (Street, Apt. Number) (City) (State) (Zip):

Phone: ( )

Address Source: verbal

Business Address (Name, Street) (City) (State) (Zip):

Phone: ( )

Occupation: real estate agent

D/L Number, State	Soc. Sec. Number	INS Number	Place of Birth (City, State)	Citizenship
G09073937412822, NJ	[redacted]		Bonn, Germany	US

CO-DEF

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

JUVENILE

☐ Parent ☐ Legal Custodian ☐ Other:

Name (Last) (First) (Middle): (1) 1,000

Residence Phone: ( )

Address (Street, Apt. Number) (City) (State) (Zip): (2) 250 x2

Business Phone: ( )

Notified by: (Name) Date Time

Juvenile Disposition: 1. Handled/Processed within Dept. and Released. 2. TOT HRS/DYS 3. Incarcerated (3) NO BOND

Released To: (Name) 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 (561) 355-6511) informed of any change of address.

☐ Yes, by: (Name) ☐ No (Reason)

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, D. Deliver, E. Use, R. Smuggle, K. Dispense/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/Denv., P. Paraphernalia/Equipment, S. Synthetic, U. Unknown, Z. Other

CHARGE

Charge Description	Counts	Domestic Violence	Statute Violation Number	Violation of ORD #	Drug Activity	Drug Type	Amount / Unit	Offense #	Warrant / Capias Number	Bond
Driving Under the Influence with property damage	1	☐ Y ☒ N	316.193(3)(c)(1)		N	N		24-037032		
Leaving the scene of a crash	2	☐ Y ☒ N	316.061(1)		N	N		24-037032		
Fleeing and eluding	1	☐ Y ☒ N	316.1935(4)(a)		N	N		24-037032		
		☐ Y ☐ N								

FILED IN OPEN COURT CLERK OF CIRCUIT COURT FEB 24 2024 5:30

NOTICE TO APPEAR

Location (Court, Room Number, Address): South County Courthouse, Courtroom #1, 200 W. Atlantic Ave., Delray Beach, FL 33444 - Ph: (561) 355-2996

Court Date and Time: Month March Day 26 Year 2024 Time 08:30 A.M. ☒ P.M. ☐

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 (Juvenile and Parent/Custodian) Date Signed

I consent to receive text reminders of court date(s) and times for this case by automated technology to the mobile number identified above. I understand that standard text message rates may apply, and that I may revoke this consent via the text message system if I choose. Signature

ADMIN

HOLD for other agency

☐ Dangerous ☐ Resisted Arrest ☐ Suicidal ☐ Other:

Intake Deputy I.D. # Pouch #

Signature of Arresting Officer: X

Name of Arresting Officer (Print) I.D. #: D/S POINTU P. 16032

Transporting Officer I.D. # Agency: D/S POINTU P. 16032 PBSO

Name Verification (Printed by Arrestee) (PRINT)

Witness here if subject signed with an "X"

PAGE 1 OF

PBSO #0148 REV. 11/22 DISTRIBUTION: COURT COPY STATE ATTORNEY AGENCY AGENCY DEFENDANT (N.T.A.'s ONLY)

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PROBABLE CAUSE AFFIDAVIT

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

ADMIN

OBTS Number

Agency ORI Number: FLO 500000

Agency Name: PALM BEACH COUNTY SHERIFF'S OFFICE

Agency Report Number: 06- 24-037032

Special Notes:

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

DEF

Name (Last, First, Middle): Gavaras Jeffrey

Alias

Race: W | Sex: M | Date of Birth: 12/10/1982

CHARGES

DUI Property damage 316.193(3c1) — Fleeing and eluding 316.1935(4)(a)

Leaving scene of accident 316.061(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

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

- [X] 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 commit the below acts.
- [ ] was found to have commited the below acts, resulting from my (described) investigation.

On the 23rd day of February 20 24 at 2003 [X] A.M. [ ] P.M. (Specifically include facts constituting cause for arrest.)

[ ] Marsy's Law CVI
FL. Const. Art.1 § 16(b)

On Friday, February 23rd, 2024, at approximately 0203 hours, I saw a black SUV facing west at the intersection of Palmetto Park Rd. and Palmetto Cir. N. I then saw the black SUV go around other vehicles and turn North on Palmetto Cir. N at an accelerated speed, Failing to stop at a steady red light and driving all over the road. The black SUV was driving on the wrong side of the road against traffic; it then ran off the road on the North side of Palmetto Cir. N, where it curbs eastbound, and crashed into multiple yellow concrete polls, which protected an electrical box. As soon as I saw the vehicle crash, I turned on my red and blue overhead emergency lights along with the sirens. The black SUV then took off, driving away from me, disregarding my attempts to stop his vehicle. The Black SUV then stopped at the intersection of Palmetto Cir. N and Powerline Rd. at a red light. As I was exiting my vehicle, the black SUV drove away again. The vehicle then turned North on Powerline Rd. driving on the southbound lanes. I eventually was able to catch up to the vehicle and shouted at him to stop multiple times. The vehicle came to a full stop just south of Boca Grove Blvd. I placed my PBSO vehicle on the median facing the black SUV, I exited my vehicle, ran to the passenger side of my vehicle and withdrew my PBSO issued duty firearm, pointed at the driver's side of the vehicle and began giving commands. A white male exited the vehicle and was compliant with my commands. Once the white male was on the ground Deputy T. Satterfield #37536 placed him in handcuffs.

While I observed Jeffrey walking, I noticed he was stumbling. After taking him into custody I noticed Jeffrey was slurring his words.

While taking Jeffrey into custody, I saw a small black Mazda SUV parked on the North side of Powerline Rd. After taking Jeffrey into custody, I saw a white male wearing a Palm Beach County Sheriff's Office uniform exit the Mazda and he advised that Jeffrey had rear-ended his vehicle at the intersection of Palmetto Park Rd. and Palmetto Cir. N and fled North.

Based on the above, I find Jeffrey Gavara violated one count of fleeing or attempting to elude a law enforcement officer FSS 316.1935-(1).

Jeffrey was also issued 1 citation for failing to stop at a steady red light, 2 for driving on the wrong side of the roadway. 2 citations for leaving the scene of an accident.

ADMINISTRATIVE

STATE OF FLORIDA
COUNTY OF PALM BEACH
D/S A. Martinez (ID #) 36437
(Signature of Arresting/Investigative Officer)

The foregoing instrument was sworn to or affirmed and subscribed before me this 23 day of February 20 24 by D/S A. Martinez 36437

(Print name of Arresting/Investigative Officer), who is personally known to me and/or produced identification. Type of identification produced KNOWN D/S P. Pointu 16032

D/S P. Pointu 16032
Notary Public, Clerk of Court, Officer (F.S.S. 117.10)

PAGE 1 OF 1

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D.U.I. PROBABLE CAUSE AFFIDAVIT

ON THE 23rd DAY OF February 20 23, AT 02:00 ✓AM PM

SUBJECT: Gavaras, Jeffrey, M CASE NUMBER: 24-037032

AGENCY: PALM BEACH COUNTY SHERIFF'S OFFICE ARRESTING OFFICER: D/S POINTU P.

PERSONAL CONTACT

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

D/S Wayne Carlson (#39054) was waiting at a red traffic light in his private vehicle on Westbound Palmetto Park Road, at the intersection with Palmetto Circle North, in unincorporated Boca Raton, Palm Beach County, Florida, when a black Cadillac bearing NJ tag SU233C collided with the back of his car. The Cadillac then fled the scene on Palmetto Circle North. There D/S Martinez (#36347), unaware of the hit and run that just occurred, observed the Cadillac hitting a concrete bollard on Palmetto Circle North. D/S Martinez activated his emergency lights and siren but the vehicle continued to flee, this time driving northbound in the southbound lanes of Powerline Road. Eventually the vehicle stopped and the driver and sole occupant was identified by his NJ driver license as Jeffrey Gavaras. Gavaras was the registered owner of the Cadillac.

OBSERVATION OF DRIVER:

Gavaras had glassy and bloodshot eyes. His speech was slurred and an obvious odor of unknown alcoholic beverage was coming from his person and became stronger when he talked. His gait was unsteady.

DRIVER'S STATEMENTS:

[redacted]

ODORS:

Obvious odor of unknown alcoholic beverage that became stronger when he talked.

GENERAL OBSERVATIONS

SPEECH: **Slow, slurred**

ATTITUDE: **Cooperative, polite**

CLOTHING: **pink shirt, blue jeans, tan shoes**

MEDICAL/OTHER: **PTSD**

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STATE OF FLORIDA
COUNTY OF PALM BEACH

D/S POINTU P.
(Signature of Arresting/Investigative Officer)

The foregoing instrument was sworn to or affirmed and subscribed before me this 23rd day of February 20 24 by D/S POINTU P.

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

Joshua Bell (#8656)
Notary Public, Clerk of Court, Officer (F.S.S. 117.10)

JOSHUA BELL
Notary Public - State of Florida
Commission # HH 418882
My Comm. Expires Jul 9, 2027
Bonded through National Notary Assn.

SUBJECT: Gavaras, Jeffrey, M CASE NUMBER 24-037032

ROADSIDE TASKS

HORIZONTAL GAZE NYSTAGMUS:

- [x] LT EYE-LACK OF SMOOTH PURSUIT
- [x] RT EYE-LACK OF SMOOTH PURSUIT
- [x] LT EYE-DISTINCT & SUSTAINED NYSTAGMUS AT MAX. DEVIATION
- [x] RT EYE-DISTINCT & SUSTAINED NYSTAGMUS AT MAX. DEVIATION
- [x] LT- EYE-ONSET OF NYSTAGMUS PRIOR TO 45 DEGREES
- [x] RT- EYE-ONSET OF NYSTAGMUS PRIOR TO 45 DEGREES

Other Observations:
Pupils round and equal. No resting nystagmus. Equal tracking. Onset of HGN at approximately 30 degrees. VGN present. LOC present. Swayed during the task.

WALK & TURN:
Gavaras could not maintain the instructional stance. Once asked to start he did not count out loud and step out the lines multiple times. He also did not touch heel to toe on every steps. He used his arms to balance. At the ninth step he did not turn as instructed. He then started walking back, stepping off the line, using his arms to balance and not touching heel to toe. He then stopped the task. He eventually resumed it, but took an improper number of steps.

ONE LEG STAND:
Gavaras raised his leg, did counted "one one thousand sir" and put his foot down, stepping forward. He then raised the other leg and counted "two one thousand sir" and put his foot down, stepping forward. He continued stepping forward the same way a few more steps.

FINGER TO NOSE:
Gavaras used the pad of his finger on steps 2, 3, 4 and 5. He swayed during the task and tilted his head forward.

ROMBERG ALPHABET:
Gavaras skipped the letter W and also did not recited the alphabet in a non rythmical manner. He swayed during the task. For the Romberg balance, Gavaras stopped the 30 seconds count at approximately 17 seconds.

NOT A CERTIFIED COPY

BREATH TEST RESULTS: 1) 0.203 | 2) 0.206 | 3) | 4)

STATE OF FLORIDA
COUNTY OF PALM BEACH

D/S POINTU P.
(Signature of Arresting/Investigative Officer)

The foregoing instrument was sworn to or affirmed and subscribed before me this 23rd day of February 20 24 by D/S POINTU P.

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

Joshua Bell (#8656)
Notary Public, Clerk of Court, Officer (F.S.S. 117.10)

JOSHUA BELL
Notary Public - State of Florida
Commission # HH 418882
My Comm. Expires Jul 9, 2027
Bonded through National Notary Assn.

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

PBSO CASE # **24-037032** PBSO ZONE **7-11**

AGENCY CASE # _____ CRASH CASE # **24-037031**

TIME OF STOP/CRASH **02:00** DATE **02/23/2024** DAY **Friday**

SUBJECT'S NAME **Gavaras, Jeffrey, M** RACE **W** SEX **M**

HGT **5'10** WGT **215** DOB **12/10/1982**

LOCATION **Powerline Road / Via Firenze, Boca Raton, FL 33433**

ARRESTING OFFICER'S NAME & ID **D/S POINTU P. (16032)** AGENCY **Palm Beach County Sheriff's Office**

DIVISION: **District 7 RP**

NOTIFIED BY COMMO **yes**

ARRIVAL AT FACILITY **03:28**

ARREST TIME **02:35**

BREATH RESULTS:

1)	**0.203**
2)	**0.206**
3)	
4)	

TESTING OFFICER'S ID **8656** PBSO VIDEOTAPE # _____

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TESTING FACILITY TASK REPORT

AGENCY: PBSO

SUBJECT: GAVARAS, JEFFREY M

CASE NUMBER: 24-037032

DATE: Feb 23, 2024

VIDEO DVD NUMBER: N/A

BEGINNING TIME: 0352

ENDING TIME: 0404

BREATH TESTS RESULTS: 1) .203 TIME 0358 A.M. ☒ P.M. ☐ 2) .206 TIME 0401 A.M. ☒ P.M. ☐

3) XX TIME XX A.M. ☐ P.M. ☐ 4) XX TIME XX A.M. ☐ P.M. ☐

BREATH OPERATOR: JOSHUA J BELL #8656

MAINTENANCE TECHNICAN: J. KARLECKE #6467

TESTING OFFICER'S OBSERVATIONS

SPEECH: SLURRED

ATTITUDE: COOPERATIVE

CLOTHING: PINK LONG SLEEVE BUTTON UP SHIRT,BLUE JEANS, TAN SHOES

MEDICAL CONDITIONS: UNKNOWN

MEDICATIONS: UNKNOWN

OTHER:

EYES: BLOODSHOT, GLASSY

ODOR OF UNKNOWN ALCOHOLIC BEVERAGE COMING FROM BREATH

COMMENTS:

ARRIVED AT DUI TESTING FACILITY AND BEGAN THE 20 MINUTE OBSERVATION AT 0328 HOURS

SUBJECT STATED HE WOULD TAKE BREATH TEST

BREATH TEST COMPLETED

A/O READ RIGHTS
SUBJECT STATED HE UNDERSTOOD HIS RIGHTS

TECH READ BREATH TEST RESULTS AND EXPLAINED
SUBJECT STATED THAT DOESN'T SOUND RIGHTS

SUBJECT DECLINED TO ANSWER Q AND A

NOT A CERTIFIED COPY

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)_____

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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: _____

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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: 80-006029 Software: 8100.27
Date of Test: 02/23/2024

Date of Last Agency Inspection: 02/16/2024
Observation Period Began: 03:28
Subject's Name: JEFFREY M GAVARAS DOB: 12/10/1982 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	03:55
Air Blank	0.000	03:55
Control Test	0.080	03:55
Air Blank	0.000	03:56
Subject Sample #1	0.203	03:58
Air Blank	0.000	03:58
Air Blank	0.000	04:00
Subject Sample #2	0.206	04:01
Air Blank	0.000	04:02
Control Test	0.078	04:02
Air Blank	0.000	04:02
Diagnostics Check	OK	04:03

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 JOSHUA J BELL, 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: 02/23/24
Signature

Sworn to (or affirmed) before me this 23 day of February, 2024

_____ D/S P. Pointu #16032
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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WITNESS LIST

CASE NUMBER: 24-037032

ARRESTING OFFICER: D/S POINTU P.

ADDRESS: Palm Beach County Sheriff's Office - 3228 Gun Club Rd - West Palm Beach, FL 33406

PHONE NUMBERS (HOME): _____ (WORK) (561) 490 0221

CAN TESTIFY TO: DUI Investigation, see PC

NAME: D/S Wayne Carlson (#39054)

ADDRESS: Palm Beach County Sheriff's Office - 3228 Gun Club Rd - West Palm Beach, FL 33406

PHONE NUMBERS (HOME) 0 (WORK) (561) 490 0221

CAN TESTIFY TO: driving pattern, wheel witness. See audio recorded sworn statement.

NAME: D/S Martinez (#36347)

ADDRESS Palm Beach County Sheriff's Office - 3228 Gun Club Rd - West Palm Beach, FL 33406

PHONE NUMBERS (HOME) _____ (WORK) (561) 490 0221

CAN TESTIFY TO: Driving pattern, wheel witness. See supplemental PC

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: _____

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 _____

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: _____

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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	4
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	6-12
	☐	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: 2024004951	**Date:** 2/24/2024
	Specialist Name/ID#: ANGELA PINKNEY/7796