26CT4295 AMB

0566805

P# 3037

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

ARREST / NOTICE TO APPEAR
Juvenile Referral Report

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

Juvenile: N

ADMINISTRATIVE

OBTS Number:

Agency ORI Number: FLO 5 0 2 6 0 0

Agency Name: PALM BEACH GARDENS POLICE DEPARTMENT

Agency Report Number: 78 - 78-26-001742

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

Weapon Seized / Type: 2 (1. Yes 2. No)

Multiple Clearance Indicator:

Location of Arrest (Including Name of Business): 2700 BLK PGA BLVD, PALM BEACH GARDENS, FL, 33410

Location of Offense (Business Name, Address): PGA BLVD/LAKE VICTORIA GARDENS, PALM BEACH GARDENS, FL, 33410

Date of Arrest	Time of Arrest	Booking Date	Booking Time	Jail Date	Jail Time	Location of Vehicle
04/04/2026	21:33					4701 EAST AVENUE, WPB, FL 33407

DEFENDANT

Name (Last, First, Middle): NEZGODA, JOSEPH, TED

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

Race (W - White I - American Indian B - Black O- Oriental/Asian)	Sex	Date of Birth	Height	Weight	Eye Color	Hair Color	Complexion	Build
W	M	10/16/1950	6'0"	165	HAZEL	WHITE	LIGHT	SMALL

Scars, Marks, Tatoos, Unique Physcal Features (Location, Type, Description): NONE

Marital Status: Married | Religion: CATHOLIC | Indication of: Alcohol Influence ☑ Y ☐ N ☐ Unk. / Drug Influence

Local Address (Street, Apt. Number) (City) (State) (Zip): 759 MANOR DR, BRICK, NJ 08723 | Phone: (848) 241-1211 | Residence Type: 1. City 2. County 3. Florida 4. Out of State: 4

Permanent Address (Street, Apt. Number) (City) (State) (Zip): 759 MANOR DR, BRICK, NJ 08723 | Phone: | Address Source: DRIVER'S LICENSE

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

D/L Number, State	Soc. Sec. Number	INS Number	Place of Birth (City, State)	Citizenship
N29954108310505 NJ	[redacted]		JERSEY CITY, NJ	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
				☐ 1. Arrested ☐ 2. At Large ☐ 3. Felony ☐ 4. Misdemeanor ☐ 5. Juvenile

JUVENILE

☐ Parent ☐ Legal Custodian ☐ Other: 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 Dept. and Released. 2. TOT HRS / DYS 3. Incarcerated

Released To: (Name) | Relationship | Date | Time

The above address provided by ☐ defendant and / or ☐ defendant's parents The child and / or parent was told to keep the Juvenile Court Clerk (Phone 355-2526) 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 R. Smuggle D. Deliver E. Use 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/Deriv. P. Paraphernalia/ Equipment S. Synthetics U. Unknown Z. Other

CHARGE

Charge Description	Counts	Domestic Violence	Statute Violation Number	Violation of ORD #
DUI - NORMAL FACULTIES IMPAIRED	1	☐ Y ☑ N	316.193(1)(A)	

Drug Activity	Drug Type	Amount / Unit	Offense #	Warrant / Capias Number	Bond
N	N	N			

Charge Description	Counts	Domestic Violence	Statute Violation Number	Violation of ORD #
		☐ Y ☑ N		

Drug Activity	Drug Type	Amount / Unit	Offense #	Warrant / Capias Number	Bond

Charge Description	Counts	Domestic Violence	Statute Violation Number	Violation of ORD #
		☐ Y ☑ N		

Drug Activity	Drug Type	Amount / Unit	Offense #	Warrant / Capias Number	Bond

Charge Description	Counts	Domestic Violence	Statute Violation Number	Violation of ORD #
		☐ Y ☑ N		

Drug Activity	Drug Type	Amount / Unit	Offense #	Warrant / Capias Number	Bond

NOTICE TO APPEAR

NORTH COUNTY COURTHOUSE, 3188 PGA BOULEVARD, PALM BEACH GARDENS, FL 33410 - PH: (561) 662-6700

Court Date and Time: Month MAY Day 6 Year 2026 Time 10:00 AM ☒ PM ☐

I AGREE TO APPEAR AT THE TIME AND PLACE DESIGNATED TO ANSWER THE OFFENSE CHARGED OR TO PAY THE FINE SUBSCRIBED. I UNDERSTAND THAT SHOULD I WILLFULLY FAIL TO APPEAR BEFORE THE COURT AS REQUIRED BY THIS NOTICE TO APPEAR, THAT I MAY BE HELD IN CONTEMPT OF COURT AND A WARRANT FOR MY ARREST SHALL BE ISSUED.

Signature of Defendant (or Juvenile and Parent /Custodian)

04/04/2026
Date Signed

'26 APR 5 AM 5:51

ADMIN

HOLD for other Agency Name:

☐ Dangerous ☐ Resisted Arrest ☐ Suicidal ☐ Other:

Intake Deputy: I.D. # Pouch #

Signature of Arresting Officer: X

Name of Arresting Officer (Print): OFC. TREVOR SMIGELSKI I.D. # 596

Transporting Officer: OFC. T. SMIGELSKI ID # 596 Agency PBGPD

Name Verification (Printed by Arrestee) (PRINT)

Witness here if subject signed with an -X-

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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	Agency Name	Agency Report Number
FL FL0502600	Palm Beach Gardens Police Department	7 8 26-001742

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
NEZGODA, JOSEPH T		W	M	10/16/1950

CHARGES

Charge Description	Charge Description
316.193(1)(A) DUI - NORMAL FACULTIES IMPAIRED	
Charge Description	Charge Description

VICTIM

Victim's Name (Last, First, Middle)	Race	Sex	Date of Birth
State Of Florida			

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 resonable grounds to believe, and does believe that the above named Defendant committed the following violation of law.

The Person taken into custody . . .

☒ committed the below acts in my presence.

☐ was observed by _____ who told _____ that he/she saw the arrested person committ the below acts.

☐ confessed to _____ admitting to the below facts.

☒ was found to have committed the below acts, resulting from my (described) investigation.

On the 5 day of April, 2026 at 00:30 (Specifically include facts constituting cause for arrest.)

On Saturday, April 4, 2026, at 2112hrs, I, Officer Smigelski (ID 596) was conducting traffic enforcement in the area of the 3600 BLK of PGA Blvd, Palm Beach Gardens, FL 33410. While observing the intersection of PGA Blvd and Lake Victoria Gardens Ave in my marked patrol vehicle. I observed a red 2026 Telsa Model Y with New Jersey license plate number F74SNB. The vehicle came to a complete stop completely past the white stop bar located in center east bound lane at the intersection of PGA Blvd and Lake Victoria Gardens Ave. It was then that I initiated a traffic stop on the vehicle.

I then made contact with the driver who was occupying the front driver`s seat of the vehicle. The driver, Joseph Nezgoda (DOB 9/10/1950) who was identified by his New Jersey driver`s license. Nezgoda stated that he was coming from having dinner at La Bamba Mexican and Spanish Restaurant Margate and was traveling home. Nezgoda stated that he had consumed two alcohol beverages while having dinner. It should be noted that while interacting with Nezgoda, I observed him to have red watery eyes, an odor of alcohol and slight slurred speech. Due to these indicators, and Nezgoda stating that he had consumed alcohol, I then requested that he complete a set of standardized field side sobriety exercises, to which he complied.

The first exercise was testing for Horizontal Gauze Nystagmus and the stimulus used was a pen with an illuminated red tip. Upon completing the instructions, Nezgoda stated that he understood the instructions. While checking for lack of smooth pursuit, Nezgoda exhibited a lack of smooth pursuit in both eyes. When checking for maximum deviation and prior to 45 degrees offset, Nezgoda exhibited six indicators total. When testing for Vertical Gauze Nystagmus, he exhibited slight indicators. Nezgoda was also observed swaying side to side throughout the exercise. Also, Nezgoda had to be reminded multiple times to follow the stimulus with his eyes.

The second exercise was the walk and turn, with yellow tape as the stimulus. During the

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ADMINISTRATIVE

SWORN AND SUBSCRIBED BEFORE ME

NOTARY PUBLIC / CLERK OF COURT / OFFICER (F.S.S. 117.10)

04-05-26
DATE

SHARI L. O'NEAL
MY COMMISSION # HH 512128
EXPIRES: June 25, 2028

SIGNATURE OF ARRESTING/INVESTIGATING OFFICER

SMIGELSKI, TREVOR (596)
NAME OF OFFICER (PLEASE PRINT)

04/05/2026
DATE

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

ADMIN

OBTS Number

PROBABLE CAUSE AFFIDAVIT
SUPPLEMENT

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

1

JUVENILE N

Agency ORI Number: FL FL0502600

Agency Name: Palm Beach Gardens Police Department

Agency Report Number: 7 | 8 | 26-001742

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): NEZGODA, JOSEPH T

Alias

Race	Sex	Date of Birth
W	M	10/16/1950

PROBABLE CAUSE STATEMENT

instruction portion, Nezgoda was observed to have difficulty maintaining the starting position. After completing the instructions, Nezgoda stated that he understood the instructions and began the exercise. During his first nine steps, Nezgoda failed to follow my instructions and took a total of thirteen steps. He was also observed to have stepped off the line during each step. On the turn around portion of the exercise, Nezgoda failed to follow my instructions and had to be instructed to continue the exercise. During the return steps, Nezgoda stepped off the line and lost his balance. He then continued the exercise and was observed to have missed touching his heel to toe on every subsequent step. Once again, Nezgoda took a total of thirteen steps, when he was instructed to only take nine steps. Nezgoda also failed to count every one of his steps out loud as instructed.

The third exercise was the one leg stand. Upon completing the instruction portion, Nezgoda stated that he understood the instructions given to him and he began the exercise. Upon beginning the exercise, Nezgoda picked his foot up and placed it down three times. Nezgoda then raised and held his foot as instructed. At the count of one thousand seventeen, Nezgoda placed his foot down for a fourth time after losing his balance. Throughout the exercise Nezgoda was observed to be swaying side to side and raised his arms in order to maintain his balance.

The fourth exercise was the finger to nose. Upon completing the instruction portion, Nezgoda stated that he understood the instructions given to him and he began the exercise. When instructed to raise his left hand, Nezgoda failed to touch his left finger to the tip of his nose, missing to his left, he then had to be instructed to lower his left hand. He was then instructed to raise his right hand to which he failed to touch his right fingertip to the tip of his nose, and he had to be instructed to lower his right hand. Nezgoda was then instructed to raise his left hand, to which he failed to touch the tip of his left fingertip to the tip of his nose and had to be instructed to lower his left hand. Nezgoda was then instructed to raise his right hand, to which he failed to touch the tip of his nose with his right fingertip, and had to be instructed to lower his right hand. Nezgoda was then instructed to raise his right hand again, to which he raised his left hand and touched the tip of his nose with his left fingertip. Nezgoda then self-corrected and raised his right hand, failing to touch the tip of his nose with his right fingertip. He once again had to be instructed to lower his right hand. Lastly, Nezgoda was instructed to raise his left hand, to which he failed to touch the tip of his nose with his left fingertip, and had to be instructed to lower his left hand. During the exercise, Nezgoda failed to maintain tilting his head back at a 45-degree angle as instructed.

Based on my observations and the totality of the circumstances to this point, I placed Nezgoda under arrest at 2133hrs. During a search of his person, I discovered Nezgoda had an open 50ml bottle of Finlandia Vodka located in his front pants pocket. At the PBSO BAT I conducted a 20-minute observation period of Nezgoda noting no issues. I asked

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ADMINISTRATIVE

SWORN AND SUBSCRIBED BEFORE ME

NOTARY PUBLIC / CLERK OF COURT / OFFICER P.S.S. 117.10

04-05-26
DATE

SHARI L. O'NEAL
MY COMMISSION # HH 512128
EXPIRES: June 25, 2028

SIGNATURE OF ARRESTING / INVESTIGATING OFFICER

SMIGELSKI, TREVOR (596)
NAME OF OFFICER (PLEASE PRINT)

04/05/2026
DATE

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

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 FL0502600	Palm Beach Gardens Police Department	7 | 8 | 26-001742

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
NEZGODA, JOSEPH T		W	M	10/16/1950

PROBABLE CAUSE STATEMENT

Nezgoda to provide a breath sample for the purpose of determining its alcohol content, to which he complied. At 2247hrs he blew .042 and at 2250hrs he blew .040, both results were below the legal limit of .08. These results were obtained over an hour after the arrest and almost an hour and half after the initial encounter. Then requested Nezgoda provide a urine sample for the determination of the presence of chemical or controlled substances, to which he complied.

Based on the events of my investigation and the totality of the circumstances, I find probable cause to charge Joseph Ted Nezgoda with Driving under the Influence Normal Faculties Impaired F.S.S. 316.193(1)(A).

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ADMINISTRATIVE

SWORN AND SUBSCRIBED BEFORE ME

NOTARY PUBLIC / CLERK OF COURT / OFFICER (F.S.S. 117.10

04-05-26
DATE

SHARI L. O'NEAL
MY COMMISSION # HH 512128
EXPIRES: June 25, 2028

SIGNATURE OF ARRESTING / INVESTIGATING OFFICER

SMIGELSKI, TREVOR (596)
NAME OF OFFICER (PLEASE PRINT)

04/05/2026
DATE

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

DUI WITNESS LIST

78-26-001742

Arresting Officer: OFC. TREVOR SMIGELSKI 596 Email: TSMIGELSKI@pbgfl.gov
Agency Address: 10500 N MILITARY TRL, PBG, FL 33410 Phone: (561) 799-4445
Can Testify To: FACTS OF CASE

Backup Officers: OFC. JUSTIN KAHN 545
Agency Address: 10500 N MILITARY TRL, PBG, FL 33410 Phone: (561) 799-4445
Can Testify To: FACTS OF THE CASE

Crash Investigator: _____ Email: _____
Agency Address: _____ Phone: _____

Breathalyzer Technician: O'NEAL ID: 6212 Agency: PBSO

DRE: _____ ID# _____ Agency Case #: _____
Agency Address: _____ Phone: _____ Email: _____

Name: _____ Involvement: _____
Address: _____ Phone: _____
Can Testify To: _____ ☐ Wheel Witness

Name: _____ Involvement: _____
Address: _____ Phone: _____
Can Testify To: _____ ☐ Wheel Witness

Name: _____ Involvement: _____
Address: _____ Phone: _____
Can Testify To: _____ ☐ Wheel Witness

Name: _____ Involvement: _____
Address: _____ Phone: _____
Can Testify To: _____ ☐ Wheel Witness

Name: _____ Involvement: _____
Address: _____ Phone: _____
Can Testify To: _____ ☐ Wheel Witness

Name: _____ Involvement: _____
Address: _____ Phone: _____
Can Testify To: _____ ☐ Wheel Witness

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PALM BEACH GARDENS POLICE DEPARTMENT
DUI TESTING FACILITY INFORMATION SHEET

PBSO Case #: 26-048717 PBSO Zone: 3-13

Agency Case #: 78-26-001742 Crash Case #:

Incident Information:

Time of Stop/Crash: 2112 Date of Incident: 04/04/2026 Day: SATURDAY

Location of Incident: PGA BLVD/LAKE VICTORIA GARDENS, PALM BEACH GARDENS, FL, 33410

Arrest Information:

Time of Arrest: 21:33 Date of Arrest: 04/04/2026 Day: SATURDAY

Location of Arrest: 2700 BLK PGA BLVD, PALM BEACH GARDENS, FL, 33410

Subject's Name: (L) NEZGODA, (F) JOSEPH, (M) TED

DOB: 10/16/1950 Race: W Sex: M Height: 6'0" Weight: 165 Hair WHITE Eye HAZEL

Address: 759 MANOR DR, BRICK, NJ 08723 Phone: (848) 241-1211

DL: N29954108310505 ST: NJ SSN: Division: ROAD PATROL

Arresting Officer Name: OFC. TREVOR SMIGELSKI ID# 596 Agency: PBGPD

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

Testing Results

1) .042 at 22:47 hrs.
2) .040 at 22:50 hrs.
3) _____ at _____ hrs.
4) _____ at _____ hrs.

☑ Urine Obtained at 23:14 hrs.
☐ Urine Refused at _____ hrs.

—BAT Use—

BAT Notified: YES

Arrival Time at BAT: 22:20 HRS

Subject Arrest Time: 21:33

Breath Test Operator: FIRST & LAST NAME TECH ID#

PBSO

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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 COUNTY SO
Instrument Serial Number: 80-006239 Software: 8100.27
Date of Test: 04/04/2026

Date of Last Agency Inspection: 03/13/2026
Observation Period Began: 22:20
Subject's Name: JOSEPH T NEZGODA DOB: 10/16/1950 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	22:45
Air Blank	0.000	22:45
Control Test	0.079	22:46
Air Blank	0.000	22:46
Subject Sample #1	0.042	22:47
Air Blank	0.000	22:48
Air Blank	0.000	22:49
Subject Sample #2	0.040	22:50
Air Blank	0.000	22:51
Control Test	0.080	22:51
Air Blank	0.000	22:51
Diagnostics Check	OK	22:51

Cylinder Lot: 19825080A2
Exp: 09/05/2027

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 SHARI L O'NEAL, 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: S. O'Neal Date: 04-04-26
Signature

Sworn to (or affirmed) before me this 04 day of April, 2026

Signature of Notary Public-State of Florida

Ofc. T. Sawelski #396
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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TESTING FACILITY TASK REPORT

AGENCY: PBG OFC. SMIGELSKI #596

SUBJECT: NEZGODA, JOSEPH T.

CASE NUMBER: 26-048717

DATE: 04-04-26

VIDEO DVD NUMBER: N/A

BEGINNING TIME: 22:41 HRS

ENDING TIME: 23:00 HRS

BREATH TESTS RESULTS: 1) .042 TIME 22:47 A.M.☐ P.M.☒ 2) .040 TIME 22;50 A.M.☐ P.M.☒

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

BREATH OPERATOR: S.O'NEAL #6212

MAINTENANCE TECHNICAN: J. KARLECKE #6467

TESTING OFFICER'S OBSERVATIONS

SPEECH:

ATTITUDE: CALM, COOPERATIVE, POLITE

CLOTHING: SHIRT- TAN/MULTI. COLORED PRINT PANTS- LIGHT KHAKI

MEDICAL CONDITIONS: ARTHRITIS , NO ALLERGIES

MEDICATIONS: TWO MEDS.

OTHER:

EYES: RED, GLASSY

COMMENTS:

20 MIN. OBSERVATION DONE BY A/O SMIGELSKI #596

A/O REQUESTED THE BREATH TEST.

D SUBMITTED TO THE BREATH REQUEST.

D COMPLETED THE TEST CORRECTLY.

EXPLAINED THE BREATH RESULTS TO THE D.

A/O REQUESTED URINE ON CAMERA.

D SUBMITTED TO THE URINE REQUEST.

C/W READ ON CAMERA.

Q&A CONDUCTED.

D GAVE URINE @23:14 HRS

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PALM BEACH COUNTY
SHERIFF'S OFFICE
SHERIFF RIC L. BRADSHAW

DUI Breath Implied Consent

NOT APPLICABLE WITH VOLUNTARY CONSENT

DEFENDANT'S NAME: Nezgoda Joseph CASE NO: 26-001742

DATE OF ARREST: 4/4/2026 TIME OF ARREST: 2133

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

Will you take the test? YES ✓ NO ____

NOTE: *READ ONLY IF THE ANSWER TO THE ABOVE IS "NO"*

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. Additionally, if you refuse to take the test I have requested of you, you will be committing a misdemeanor of the SECOND DEGREE if this is your first refusal, in addition to any other penalties which can be imposed by law. 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, your driving privilege will be suspended for a period of eighteen (18) months. Additionally, you will be committing a misdemeanor of the FIRST DEGREE, 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____ NO____

Do you still refuse to submit to this test? YES____ NO____

NOTE: *IF THE SUBJECT POSSESSES A COMMERCIAL DRIVER LICENSE (CDL), READ THE FOLLOWING, REGARDLESS OF WHETHER THE SUBJECT IS OPERATING A COMMERCIAL MOTOR VEHICLE (CMV)*

In addition, if you hold a Commercial Driver's License (CDL), or were driving a Commercial Motor Vehicle (CMV), your refusal to submit to testing will result in the loss of your commercial driving privileges for one year from today. If this is your second refusal, you will be permanently disqualified from operating a Commercial Motor Vehicle (CMV).

Do you understand what I have just read to you? YES____ NO____

Do you still refuse to submit to this test? YES____ NO____

Date read: _____ Time read: _____ Location read: _____

LAW ENFORCEMENT OFFICER NAME (printed): Sanchez ID: 556

LAW ENFORCEMENT OFFICER SIGNATURE: _____

WHITE: STATE ATTY. YELLOW: DHSMV PINK: CENTRAL RECORDS GOLD: JAIL

FORM #0126BR REV 09/25

NOT A CERTIFIED COPY

PALM BEACH COUNTY
SHERIFF'S OFFICE
SHERIFF RIC L. BRADSHAW

DUI Breath Implied Consent

NOT APPLICABLE WITH VOLUNTARY CONSENT

DEFENDANT'S NAME: Nezgoda, Joseph CASE NO: 26-001742

DATE OF ARREST: 4/4/2026 TIME OF ARREST: 2133

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Do you understand what I have just read to you? YES ___ NO ___

Do you still refuse to submit to this test? YES ___ NO ___

Date read: ___ Time read: ___ Location read: ___

LAW ENFORCEMENT OFFICER NAME (printed): Smigelski ID: 556

LAW ENFORCEMENT OFFICER SIGNATURE: [signature]

WHITE: STATE ATTY. YELLOW: DHSMV PINK: CENTRAL RECORDS GOLD: JAIL

FORM #0126BR REV 09/25

NOT A CERTIFIED COPY

PALM BEACH COUNTY
SHERIFF'S OFFICE
SHERIFF RIC L. BRADSHAW

DUI Urine Implied Consent

NOT APPLICABLE WITH VOLUNTARY CONSENT

DEFENDANT'S NAME: Nezgoda, Joseph CASE NO: 26-001742

DATE OF ARREST: 4/4/2026 TIME OF ARREST: 2133

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.

Will you take the test? YES ✓ NO ____

NOTE: *READ ONLY IF THE ANSWER TO THE ABOVE IS "NO"*

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. Additionally, if you refuse to take the test I have requested of you, you will be committing a misdemeanor of the SECOND DEGREE if this is your first refusal, in addition to any other penalties which can be imposed by law. 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, your driving privilege will be suspended for a period of eighteen (18) months. Additionally, you will be committing a misdemeanor of the FIRST DEGREE, 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____ NO____

Do you still refuse to submit to this test? YES____ NO____

NOTE: *IF THE SUBJECT POSSESSES A COMMERCIAL DRIVER LICENSE (CDL), READ THE FOLLOWING, REGARDLESS OF WHETHER THE SUBJECT IS OPERATING A COMMERCIAL MOTOR VEHICLE (CMV)*

In addition, if you hold a Commercial Driver's License (CDL), or were driving a Commercial Motor Vehicle (CMV), your refusal to submit to testing will result in the loss of your commercial driving privileges for one year from today. If this is your second refusal, you will be permanently disqualified from operating a Commercial Motor Vehicle (CMV).

Do you understand what I have just read to you? YES____ NO____

Do you still refuse to submit to this test? YES____ NO____

Date read: _____ Time read: _____ Location read: _____

LAW ENFORCEMENT OFFICER NAME (printed): Smigelski, Trevor ID: 556

LAW ENFORCEMENT OFFICER SIGNATURE: _____

WHITE: STATE ATTY. YELLOW: DHSMV PINK: CENTRAL RECORDS GOLD: JAIL

FORM #0126UR REV 09/25

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PALM BEACH COUNTY
SHERIFF'S OFFICE
SHERIFF RIC L. BRADSHAW

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Do you still refuse to submit to this test? YES ___ NO ___

Date read: ___ Time read: ___ Location read: ___

LAW ENFORCEMENT OFFICER NAME (printed): Smigelski, Trevor ID: 556

LAW ENFORCEMENT OFFICER SIGNATURE: [signature]

WHITE: STATE ATTY. YELLOW: DHSMV PINK: CENTRAL RECORDS GOLD: JAIL

FORM #0126UR REV 09/25

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SUBJECT: Mezzadri Joseph CASE NUMBER: 26-001742

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? Yes

WHERE WERE YOU GOING? Home

WHAT STREET OR HIGHWAY WERE YOU ON? Blood Loss

DIRECTION OF TRAVEL? E WHERE DID YOU START? Inverness

WHAT TIME DID YOU START? 2000 WHAT TIME IS IT NOW? ~~PM~~ 2220

WHAT IS TODAY'S DATE? 11/1/26 WHAT DAY OF THE WEEK IS IT? Saturday

WHAT COUNTY AND CITY ARE YOU IN NOW? Wes- Pin

WHEN DID YOU LAST EAT? 1400 WHAT DID YOU EAT? Chicken Quesadilla

WHAT HAVE YOU BEEN DOING FOR THE LAST THREE HOURS? Driving

HOW MUCH DO YOU WEIGH? 165 HAVE YOU BEEN DRINKING? Yes WHAT? 1 beer 1 vodka

HOW MUCH? _____ WHERE? _____ WITH WHOM? _____

WHEN DID YOU HAVE YOUR FIRST DRINK? 1900 AND YOUR LAST DRINK? 2015

HOW DID YOU CONSUME YOUR LAST TWO DRINKS? Sipped

CAN YOU FEEL THE EFFECTS OF THE ALCOHOL? Yes ARE YOU UNDER THE INFLUENCE? No

HAVE YOU CONSUMED ANY ALCOHOL SINCE THE ACCIDENT? _____ HOW MUCH? _____

WHAT? _____ WHERE? _____ WHEN? _____

WHAT LINE OF WORK ARE YOU IN? Retired WHEN DID YOU LAST WORK? _____

DO YOU HAVE ANY PHYSICAL DEFECTS OR INJURIES? Yes WHAT? Arthritis in knee

ARE YOU SICK OR INJURED? No WHAT'S WRONG? _____

DO YOU LIMP? No DID YOU RECEIVE A BUMP ON THE HEAD RECENTLY? No

WERE YOU IN AN ACCIDENT TODAY? No

HAVE YOU TAKEN ANY DRUGS OR SMOKED ANY MARIJUANA TODAY? No WHEN? _____

HAVE YOU SEEN A DOCTOR OR DENTIST TODAY? No WHO? _____ WHY? _____

ARE YOU TAKING ANY PRESCRIPTION MEDICINES? Yes WHAT? E WHEN? _____

DO YOU HAVE:

EPILEPSY?	No
GLASS EYE?	No
FALSE TEETH?	~~No~~
EAR INFECTION?	No
INNER EAR TROUBLE?	No
DIABETES?	No

DO YOU HAVE ANY PROBLEMS WITH YOUR EYES THAT ARE NOT CORRECTED BY GLASSES? trouble reading

DO YOU TAKE INSULIN? No IF SO, WHEN WAS YOUR LAST INJECTION? _____

HAVE YOU EVER HAD A DRIVER'S LICENSE IN ANY OTHER STATE? No WHERE? _____

INTERVIEWER: Smigelski 556

WHITE - STATE ATTY. YELLOW - DHSMV PINK - CENTRAL RECORDS GOLD - JAIL

PBSO #0129C REV. 9/93

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SUBJECT: Nezgoda, Joseph CASE NUMBER: 26-001742

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? Yes

WHERE WERE YOU GOING? home

WHAT STREET OR HIGHWAY WERE YOU ON? Pond Loss

DIRECTION OF TRAVEL? E WHERE DID YOU START? Maggie

WHAT TIME DID YOU START? 2000 WHAT TIME IS IT NOW? 2220

WHAT IS TODAY'S DATE? 1/11/2026 WHAT DAY OF THE WEEK IS IT? Sat

WHAT COUNTY AND CITY ARE YOU IN NOW? Wash Co.

WHEN DID YOU LAST EAT? 1700 WHAT DID YOU EAT? [illegible]

WHAT HAVE YOU BEEN DOING FOR THE LAST THREE HOURS? Driving

HOW MUCH DO YOU WEIGH? 165 HAVE YOU BEEN DRINKING? Yes WHAT? 1 beer 1 vodka slice

HOW MUCH? _____ WHERE? _____ WITH WHOM? _____

WHEN DID YOU HAVE YOUR FIRST DRINK? 1900 AND YOUR LAST DRINK? 2015

HOW DID YOU CONSUME YOUR LAST TWO DRINKS? Sipped

CAN YOU FEEL THE EFFECTS OF THE ALCOHOL? [illegible] ARE YOU UNDER THE INFLUENCE? NO

HAVE YOU CONSUMED ANY ALCOHOL SINCE THE ACCIDENT? _____ HOW MUCH? _____

WHAT? _____ WHERE? _____ WHEN? _____

WHAT LINE OF WORK ARE YOU IN? retired WHEN DID YOU LAST WORK? _____

DO YOU HAVE ANY PHYSICAL DEFECTS OR INJURIES? Yes WHAT? Arthritis in knee

ARE YOU SICK OR INJURED? NO WHAT'S WRONG? _____

DO YOU LIMP? NO DID YOU RECEIVE A BUMP ON THE HEAD RECENTLY? NO

WERE YOU IN AN ACCIDENT TODAY? NO

HAVE YOU TAKEN ANY DRUGS OR SMOKED ANY MARIJUANA TODAY? NO WHEN? _____

HAVE YOU SEEN A DOCTOR OR DENTIST TODAY? NO WHO? _____ WHY? _____

ARE YOU TAKING ANY PRESCRIPTION MEDICINES? Yes WHAT? E WHEN? _____

DO YOU HAVE:

EPILEPSY?	NO
GLASS EYE?	NO
FALSE TEETH?	NO
EAR INFECTION?	NO
INNER EAR TROUBLE?	NO
DIABETES?	NO

DO YOU HAVE ANY PROBLEMS WITH YOUR EYES THAT ARE NOT CORRECTED BY GLASSES? trouble reading

DO YOU TAKE INSULIN? NO IF SO, WHEN WAS YOUR LAST INJECTION? _____

HAVE YOU EVER HAD A DRIVER'S LICENSE IN ANY OTHER STATE? NO WHERE? _____

INTERVIEWER: Smigelski 5756

WHITE - STATE ATTY. YELLOW - DHSMV PINK - CENTRAL RECORDS GOLD - JAIL

PBSO #0129C REV. 9/93

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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	☐			
	☐			
	☐	817.568	Criminal use of personal identification information. (INMATE PIN NUMBERS)	
	☐	415.107 (1)	ELDERLY NEGLECT ABUSE	

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REVIEW COMPLETED BY

Booking Number: 2026008906	**Date:** 4/5/2026
	Specialist Name/ID#: MTooks #8557