23CT 15773 NB

ARREST / NOTICE TO APPEAR

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

ADMINISTRATION

OBTS Number

Agency ORI Number: 0502300 | Agency Name: North Palm Beach Police Department | Agency Report Number (N.T.A.'s only): 7 0 23-000592

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: UNARMED | Multiple Charges Indicator

Location of Arrest (Including Name of Business): 631 US HIGHWAY 1 NPB, 33408, 631 US HIGHWAY 1, NORTH

Location of Offense (Business Name, Address): 800 US HIGHWAY 1 BLCK, NORTH PALM BEACH, FL 33408

Date of Arrest	Time of Arrest	Booking Date	Booking Time	Jail Date	Jail Time	Location of Vehicle
09/03/2023	00:29					

DEFENDANT

Name (Last, First, Middle): BALBONI, KATHERINE MARIE | 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	F	04/19/1999	5'04	140	GREEN	BLONDE /	FAIR	Medium

Scars, Marks, Tattoos, Unique Physical Features (Location, Type, Description) | Marital Status: S | Religion: CATHOLIC | Indication of: Alcohol Influence Yes ☐ No ☒ Unk. ☐ Drug Influence

Local Address (Street, Apt. Number) (City) (State) (Zip): 340 RIVERSIDE DR, JUPITER, FL 33410 | Phone: (561) 317-4874 | Residence Type: 1. City 2. County 3. Florida 4. Out of State: 2

Permanent Address (Street, Apt. Number) (City) (State) (Zip): 340 RIVERSIDE DR, JUPITER, FL 33410 | Phone: (561) 317-4874 | Address Source: FL DL

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

DL Number, State	Soc. Sec. Number	INS Number	Place of Birth (City, State)	Citizenship
B415513906390 / FL	[redacted]		WEST PALM BEACH, FL	US

CO-DEFENDANT

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 IAC 3. Incarcerated

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 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 S. Struggle D. Deliver R. 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. Synthetic U. Unknown Z. Other

CHARGE

Charge Description	Statute Violation Number	Violation of OBD #
DUI - NORMAL FACULTIES IMPAIRED	316.193(1)(A)	

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

CHARGE

Charge Description	Statute Violation Number	Violation of OBD #

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

CHARGE

Charge Description	Statute Violation Number	Violation of OBD #

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 | Released By | Released To

Transported By | Date Transported | Time Transported | Other

FILED PBC - GUN CLUB
'23 SEP 3 AM 8:05

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): North County PALM BEACH GARD
Court Date and Time: 09/27/2023 08:30:00

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

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

No Photo Available

ADMIN

HOLD for Other Agency | Signature of Arresting Officer

☐ Dangerous ☐ Resisted Arrest ☐ Injured ☐ Other

Name of Arresting Officer (Print): TRIMBLE, D. | I.D. #: 9900

Intake Deputy: D.S. Thomas 7934 | Unit | Pouch # | Transporting Officer: Trimble | I.D. # 9900 | Agency

Name Verification (Printed by Arrestee) (PRINT)

Witness here if subject signed with an "X".

PAGE 1 OF 1

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05/31/24

825

STATE OF FLORIDA
DEPARTMENT OF HIGHWAY SAFETY & MOTOR VEHICLES
AFFIDAVIT OF REFUSAL TO SUBMIT TO
BREATH AND/OR URINE TEST

I, **Trimble** , a duly certified Law Enforcement Officer or Correctional Officer,
(Name of Officer reading Implied Consent Warning)

am a member of **North Palm Beach PD** , and I do swear
(Name of law enforcement agency)

or affirm that on or about the **3** day of **September** , 20 **23** , at **0003** ☐ P.M ☑ A.M.

DRIVER **Marie** **Balboni** **Katherine** ,
(Type or Print) FIRST NAME MIDDLE OR MAIDEN NAME LAST NAME

DL# **B415-513-90-639-0** , state of **Florida** , was placed under lawful arrest for

the offense of **Driving Under the Influence** by **Trimble** and
(Name of Arresting Officer)

issued Citation # **AHRX1JE** .

That on or about the **3** day of **September** , 20 **23** , at **0003** ☐ P.M ☑ A.M.

in **PALM BEACH** County,

I requested that the driver submit to a ✕**breath and/or** **urine** test to determine his or her blood alcohol level and/or the presence of chemical or controlled substances. I informed the driver that the refusal to submit to such test(s) would result in the suspension of his or her driving privilege for a period of one (1) year for a first refusal, or for a period of eighteen (18) months if his or her driving privilege had been previously suspended for refusing to submit to a breath, urine or blood test. I also informed the driver that he or she commits a misdemeanor by refusing to submit to a lawful test as requested above if his or her driving privilege has been previously suspended for refusal to submit to a lawful test of his or her breath, urine, or blood. Additionally, I informed the driver that if he or she holds a CDL, or was operating a CMV, refusal will result in the disqualification of the Commercial Driver's License/driving 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 any such lawful test. Nonetheless, the driver refused to submit to the test(s) requested.

Signature of Law Enforcement Officer or Correctional Officer

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

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

(AFFIX SEAL)

The foregoing instrument was sworn and subscribed before me this **3** day of **September** , 20 **23** , by **Trimble** , who is personally known to me or who has produced Known LEO as identification

Notary Public

The foregoing instrument was sworn and subscribed before me:

Signature of Attesting Officer

Title

Date

Note: Mail or hand deliver to the designated Bureau of Administrative Reviews office, Department of Highway Safety and Motor Vehicles, with the driver's license, the appropriate copy of the UTC, and the probable cause affidavit.

HSMV-BAR1001 (REV. 10/2016)

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TESTING FACILITY TASK REPORT

AGENCY: NPB

SUBJECT: BALBONI, KATHERINE MARIE

CASE NUMBER: 23-106264

DATE: Sep 3, 2023

VIDEO DVD NUMBER: N/A

BEGINNING TIME: 0001

ENDING TIME: 0005

BREATH TESTS RESULTS: 1) R TIME 0004 A.M. ☒ P.M. ☐ 2) XX TIME XX A.M. ☐ P.M. ☐

REFUSED

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: QUIET, COOPERATIVE

CLOTHING: WHITE SHIRT, BLACK SKIRT, GOLD SANDALS

MEDICAL CONDITIONS: SEIZURES

MEDICATIONS: FOR SEIZURES

OTHER:

EYES: BLOODSHOT, GLASSY

COMMENTS:

A/O ARRIVED AT DUI TESTING FACILITY AND BEGAN THE 20 MINUTE OBSERVATION AT 2331 HOURS

SUBJECT STATED SHE WOULD NOT TAKE BREATH TEST

A/O READ I.C
SUBJECT STATED SHE UNDERSTOOD I.C
SUBJECT AGAIN STATED SHE WOULD NOT TAKE BREATH TEST

REFUSAL TIME 0004 HOURS

A/O READ RIGHTS
SUBJECT STATED SHE UNDERSTOO HER RIGHTS

SUBJECT DECLINED TO ANSWER Q AND A

REFUSED

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WITNESS LIST

CASE NUMBER: 23000592

ARRESTING OFFICER: Trimble

ADDRESS: 560 US Highway 1 North Palm Beach, Florida 33408

PHONE NUMBERS (HOME): 561-848-2525 (WORK) _____

CAN TESTIFY TO: facts of the case

NAME: Katelyn Wilkinson

ADDRESS: 560 US Highway 1 North Palm Beach Florida, 33408

PHONE NUMBERS (HOME) 561-848-2525 (WORK) _____

CAN TESTIFY TO: back up

NAME: _____

ADDRESS _____

PHONE NUMBERS (HOME) _____ (WORK) _____

CAN TESTIFY TO: _____

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: _____

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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: _____

NOT A CERTIFIED COPY

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

PBSO CASE # 23-106264 PBSO ZONE 3-13

AGENCY CASE # 23-000592 CRASH CASE # _____

TIME OF STOP/CRASH 2232 DATE 09/02/2023 DAY Saturday

SUBJECT'S NAME Balbani (LAST) Katherine (FIRST) Marie (MID) RACE White SEX Female

HGT 5'4 WGT 140 DOB 4/19/1990

LOCATION Ebbtide Drive & US-1 North Palm Beach 33408

ARRESTING OFFICER'S NAME & ID Trimble #9900 AGENCY NPBPD

DIVISION: _____

NOTIFIED BY COMMO _____

ARRIVAL AT FACILITY 2331

ARREST TIME 2300

BREATH RESULTS:

1) REFUSED
2)
3)
4)

NOT A CERTIFIED COPY

TESTING OFFICER'S ID 8656 PBSO VIDEOTAPE # N/A

SUBJECT: Balboni, Katherine Marie 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) Read on camera

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) Read on camera

NOT A CERTIFIED COPY

SUBJECT: Balboni, Katherine Marie 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: C.C. Trimble #1911C

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D.U.I. PROBABLE CAUSE AFFIDAVIT

ON THE 2 DAY OF september 20 23 AT 2232 AM ✓ PM

SUBJECT: Katherine Marie Balboni CASE NUMBER: 23000592

AGENCY: North Palm Beach Police Department ARRESTING OFFICER: Trimble

PERSONAL CONTACT

DRIVING PATTERN: ACTUAL PHYSICAL CONTROL (PHYSICAL EVIDENCE OR STATEMENTS PUTTING DEF. BEHIND WHEEL OF VEHICLE)

Vehicle was speeding South in the 800 block of US Highway 1 going 64 miles per hour in a 35 miles per hour speed zone.

OBSERVATION OF DRIVER:

Driver's speech was slurred, Eyes are red and glossy.

DRIVER'S STATEMENTS:

When I asked Katherine where she was coming from she stated that she was coming from up a few blocks, but was unable to describe the exact location. Katherine then stated she was covering for her friend who was in the front right passenger seat.

ODORS:

Sweet Alcohol substance

GENERAL OBSERVATIONS

SPEECH: **Slurred**

ATTITUDE: **Relaxed**

CLOTHING: **White top and Black skirt**

MEDICAL/OTHER:

STATE OF FLORIDA
COUNTY OF PALM BEACH

Trimble
(Signature of Arresting/Investigative Officer)

The foregoing instrument was sworn to or affirmed and subscribed before me this 3 day of September 2023 by Trimble

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

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.

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SUBJECT: Katherine Marie CASE NUMBER 23000592



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
- [ ] LT- EYE-ONSET OF NYSTAGMUS PRIOR TO 45 DEGREES
- [ ] RT- EYE-ONSET OF NYSTAGMUS PRIOR TO 45 DEGREES

Other Observations:

hard time keeping eyes open and focus on the point of my pen.

WALK & TURN:

Katherine began before she was told to start, on the first set of nine steps, Katherine stepped off the line on step 2,3 and 4. Katherine failed to keep her foot on the ground when doing a small series of steps to turn around. Katherine did not count her steps on the returning nine and she was not heel to toe on any of those steps.

ONE LEG STAND:

Katherine started the task before being told to start. Katherine dropped her foot 2 times and her arms were not by her side the entire time. Katherine then stopped the task onces she reached her tenth count.

FINGER TO NOSE:

Katherine did not close her eyes during the task. Katherine also went to use her right finger after being asked to use her left finger on the fifth round, but corrected herself.

ROMBERG ALPHABET:

Katherine's Alphabet: A,B,C,E,D,E,F,H,J,K,L,M,N,O,P,Q,T,W,S,Y,Z.
Katherine also sang the alphabet.

NOT A CERTIFIED COPY

BREATH TEST RESULTS: 1) 2) 3) 4)

STATE OF FLORIDA
COUNTY OF PALM BEACH

Trimble
(Signature of Arresting/Investigative Officer)

The foregoing instrument was sworn to or affirmed and subscribed before me this 3 day of September 2023 by Trimble

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

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.

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: FL FL0502300

Agency Name: NORTH PALM BEACH POLICE

Agency Report Number: 7 | 0 | 23-000592

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

Special Notes:

DEF

Name (Last, First, Middle)	Alias	Race	Sex	Date of Birth
BALBONI, KATHERINE MARIE		W	F	04/19/1990

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 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 commit the below acts.

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

On the 3 day of September, 2023 at 00:23 (Specifically include facts constituting cause for arrest.)

On Saturday September 2, 2023 at approximately 2232 hours, while conducting traffic enforcement on the 700-block of US Highway 1, in North Palm Beach, I observed bright headlights traveling south at a high rate of speed. My Stalker Dual SL Radar (#DD014677) registered the vehicle going 64 miles per hour. As the vehicle passed me, I could see a female driver and another passenger in the front right seat. I caught up to the vehicle and then activated my red and blue lights on my marked patrol vehicle conducting a traffic stop. The white Lincoln SUV bearing Florida tag # 49APVG pulled onto Ebbtide drive near 631 US Highway 1.

I approached the driver side door of the vehicle and made contact with the driver, later identified as Katherine Marie Balboni DOB: 04/19/1990 W/F. I explained to Katherine my reason for conducting the traffic stop. I asked Katherine if there was a reason she was going 64 miles per hour in a 35 mile per hour zone. Katherine stated she was trying to get home. I immediately smelled a strong unknown alcoholic odor coming from the driver as she spoke to me. I asked Katherine where she was coming from and she stated that she was coming from "a few blocks up". Katherine then made a remark that she was covering for her friend that was in the passenger seat and was taking her home. Katherine then stated that she was just picking up her friend from their girlfriends house.

Katherine's speech was slurred, and her eyes appeared to be red and glossy.

I asked Katherine if she had anything to drink tonight and she ignored my question.

When Police Officer Wilkinson arrived, I asked Katherine if she would be willing to perform some tasks to determine if it was safe for her to continue her drive home. Katherine agreed, shut off the vehicle and exited the vehicle.

The first task I explained to Katherine was the Horizontal Gaze Nystagmus (HGN). After

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ADMINISTRATIVE

SWORN AND SUBSCRIBED BEFORE ME

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

09/03/23
DATE

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

SIGNATURE OF ARRESTING / INVESTIGATING OFFICER

TRIMBLE, DELANEY (9900)
NAME OF OFFICER (PLEASE PRINT)

09/03/2023
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 FL0502300	NORTH PALM BEACH POLICE	7 | 0 | 23-000592

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
BALBONI, KATHERINE MARIE		W	F	04/19/1990

PROBABLE CAUSE STATEMENT

the instructions were given, I asked Katherine if she understood the task and she said yes. I placed the stimulus (a black pen) in front of Katherine and advised her to follow it with her eyes only. Katherine had a lack of smooth pursuit and showed distinct Nystagmus at maximum deviation. Katherine had a hard time focusing on the tip of the pen and at times had a hard time keeping her eyes open.

The next task I explained and demonstrated to Katherine was the Walk and Turn. Katherine stated she understood the instructions. Katherine began before she was told to start the task. On the first set of nine steps, Katherine stepped off the line on step 2,3 and 4. Katherine failed to keep her foot on the ground when doing a small series of steps to turn around. Katherine did not count her steps on the returning nine and she was not heel-to-toe on any of those steps.

I explained the third task to Katherine and that was the One Leg Stand. After providing the instructions, Katherine acknowledged that she understood the task. Katherine started the task before being told to begin. Katherine then dropped her foot 2 times and her arms were being used for balance. Katherine had a hard time maintaining her balance. Katherine then stopped the task once she reached her tenth count.

The fourth task I explained to Katherine was the Finger to Nose. After demonstrating and explaining the instructions, Katherine stated she understood the task. Katherine did not close her eyes during the task. Katherine also went to use her right finger after being asked to use her left finger on the fifth round, but corrected herself. Katherine`s body was swaying from left to right while performing the task. During the task, Katherine was fishing to find her nose.

The final task I explained to Katherine was the Romberg Alphabet. After I explained the task, Katherine said she understood the task. Katherine proceeded to sing the alphabet as follows; A,B,C,E,D,E,F,H,J,K,L,M,N,O,P,Q,T,W,S,Y,Z.

After completing the tasks, Katherine was placed under arrest for suspicion of driving under the influence of drugs and/or alcohol. Katherine was handcuffed, which were double locked and checked for tightness. Katherine was searched prior to being placed into my patrol vehicle. At the time of the arrest, Katherine was wearing a white shirt, black skirt and tan sandals.

I asked Katherine if she was willing to provide a sample of her breath to determine her blood alcohol content. Katherine stated that she would NOT provide a sample. I then read Katherine the Implied Consent for DUI in a Motor Vehicle and she still refused. Katherine did not agree to answer any further questions.

Katherine was issued two citations, Unlawful speed on a state roadway (#AHRX1IE) and DUI- Normal Faculties Impaired (#AHRX1JE).

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ADMINISTRATIVE

SWORN AND SUBSCRIBED BEFORE ME

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

09/03/23
DATE

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

SIGNATURE OF ARRESTING / INVESTIGATING OFFICER

TRIMBLE, DELANEY (9900)
NAME OF OFFICER (PLEASE PRINT)

09/03/2023
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 Copies | 1 | JUVENILE

Agency ORI Number	Agency Name	Agency Report Number
FL FL0502300	NORTH PALM BEACH POLICE	7 0 23-000592

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

Special Notes:

DEF

Name (Last, First, Middle)	Alias	Race	Sex	Date of Birth
BALBONI, KATHERINE MARIE		W	F	04/19/1990

PROBABLE CAUSE STATEMENT

Katherine was turned over to the Palm Beach County Jail without incident.

No other information at this time.

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PALM BEACH COUNTY
SHERIFF'S OFFICE
Florida State Statute Exemption Sheet

Palm Beach County Sheriff's Office – Arrests Only

	X	Florida State Statute	Description	Page Number(s)
L/E Exemptions	☐	119.071(2)(d)	Surveillance techniques, procedures and personnel; inventory of law enforcement resources, policies or plans pertaining to mobilization deployment or tactical operations.	
	☐	943.053, 943.0525	NCIC/FCIC/FBI and in-state FDLE/DOC.	
	☐	119.071(4)(c)	Undercover personnel.	
	☐	119.071(2)(f)	Confidential informants (CIs).	
	☐	119.071(2)(e)	Confession.	
Public Info. Exemptions	☐	985.04(1)	Juvenile offender records.	
	☐	119.071(h)(i)	Assets of a crime victim.	
	☐	395.3025(7)(a), 456.057(7)(a)	Medical information.	
	☐	394.4615(7)	Mental health information.	
	☐	119.071(4)(d)(2)(a)	Home address, telephone, Social Security number, date of birth, or photos of active/former LE personnel, spouses, and children.	
Florida Rules of Judicial Administration 2.420 (Rule of 23)	☒	(iii) 119.0714(1)(i)-(j), (2)(a)-(e)	Social Security, bank account, charge, debit, and credit card numbers.	2
	☐	(viii) 394.4615(7)	Clinical records under the Baker Act.	
	☐	(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	☐	316.650(b)	Other: Driver information contained in a uniform traffic citation.	
	☐		Other:	

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REVIEW COMPLETED BY

Booking Number: 2023023146	**Date:** 9/3/2023
	Specialist Name/ID: R.Castro/40259