23CT10832MB

☐ 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: 1

Juvenile: N

ADMINISTRATIVE

OBTS Number:

Agency ORI Number: FLO 5 0 0 0 0 0

Agency Name: PALM BEACH COUNTY SHERIFF'S OFFICE

Agency Report Number: 06-23-079159 ( )

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 1

Location of Arrest (including Name of Business): S JOG RD/ BOYNTON BEACH BLVD, UNINCORPORATED/FL/33437

Location of Offense (Business Name, Address): S JOG RD/ BOYNTON BEACH BLVD, UNINCORPORATED/FL/33437

Date of Arrest	Time of Arrest	Booking Date	Booking Time	Jail Date	Jail Time	Location of Vehicle
06/15/2023	1943					Big City Towing, 510 N.E. 3rd St., Boynton Beach, FL 33435, (561) 547-4092

DEFENDANT

Name (Last, First, Middle): Hubbard, Kristin, Margaret

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	F	6/21/1973	5'04	115	HAZ	BLND	MED	SMALL

Scars, Marks, Tattoos, Unique Physical Features (Location, Type, Description): BACK OF NECK

Marital Status: Married

Religion: CATHOLIC

Indication of: Alcohol Influence [Y] Drug Influence [Y]

Local Address (Street, Apt. Number) (City) (State) (Zip): 6842 Langdon Way, Lake Worth, FL 33463

Mobile Phone: (954) 871 9547

Residence Type: 1. City 2. County 3. Florida 4. Out of State: 02

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

Phone: ( )

Address Source: FL DL

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

Phone: ( )

Occupation: NURSE

D/L Number, State	Soc. Sec. Number	INS Number	Place of Birth (City, State)	Citizenship
H163513737210, FL	[redacted]		BROOKLYN, NY	YES

CO-DEF

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

Co-Defendant (Last, First, Middle) | Race | Sex | Date of Birth | ☐ 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 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 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. Synthetic U. Unknown Z. Other

CHARGE

Charge Description	Counts	Domestic Violence	Statute Violation Number	Violation of ORD #
DRIVING UNDER THE INFLUENCE	1	☐ Y ☒ N	316.193(1)(a)	

Drug Activity	Drug Type	Amount / Unit	Offense #	Warrant / Capias Number	Bond
N	N		23-079159		

CHARGE

Charge Description	Counts	Domestic Violence	Statute Violation Number	Violation of ORD #
REFUSE TO SIGN/ACCEPT SUMMONS	1	☐ Y ☒ N	318.14(3)	

Drug Activity	Drug Type	Amount / Unit	Offense #	Warrant / Capias Number	Bond
			23-079159		

CHARGE

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

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

Location (Court, Room Number, Address): Criminal Justice Complex, 3228 Gun Club Road, West Palm Beach, FL 33406 - Ph: (561) 688-4600

FILED PBC GUN CLUB 23 JUN 16 AM 8:22

Court Date and Time: Month JULY Day 13 Year 2023 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

REFUSED TO SIGN — Signature of Defendant (or Juvenile and Parent/Custodian)

06/15/2023 — 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 Inv W Amador

Name of Arresting Officer (Print): INV. W. AMADOR I.D. #: 9440

Transporting Officer: INV. W. AMADOR 9440 I.D. # Agency: PBSO

Name Verification (Printed by Arrestee) (PRINT)

SCANNED JUN 17 2023

Witness here if subject signs an [illegible]

PAGE 1 OF 1

PBSO 40148 REV. 1/22 DISTRIBUTION: COURT COPY STATE ATTORNEY AGENCY AGENCY DEFENDANT (N.T.A.'s ONLY)

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D.U.I. PROBABLE CAUSE AFFIDAVIT

ON THE 15 DAY OF JUNE 20 23, AT 1849 AM ✓ PM

SUBJECT: Hubbard, Kristin, Margaret CASE NUMBER: 23-079159

AGENCY: PALM BEACH COUNTY SHERIFF'S OFFICE ARRESTING OFFICER: INV. W. AMADON

PERSONAL CONTACT

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

On Thursday June 15, 2023 I responded to the intersection of S. Jog Road and Boynton Beach Blvd, located within Unincorporated, Palm Beach County Florida regarding a traffic stop, with a suspected impaired driver. Upon arrival I met with D/S Ortiz Galeas #35718 who provided me with a signed, sworn written supplemental probable cause affidavit stating: " On Thursday, June 15, 2023, at approximately 19:00 hours, I responded at Southbound of S Jog Rd in front of the PNC Bank, unincorporated Boynton Beach, Palm Beach County, FL 33437, in reference to a sick person. Upon arrival, I observed a white Dodge (FL: 60AVBN) already stopped facing southbound with the front passenger side half of the vehicle on the sidewalk. While approaching the vehicle, I observed a white female, later identified as Kristin Hubbard, unconscious in the driver's seat. I opened the door and tried to wake her up. Kristin then woke up. I asked Kristin if she was okay, to which she responded that she was okay. Kristen stated that she had been drinking. While interacting with Kristin, I observed an obvious odor of an unknown alcoholic beverage coming from her breath as she spoke to me. Also, Kristen's speech was slurred. Kristen was visibly emotional as she cried on and off and stated that she was grieving due to the recent loss of her brother who was a veteran. During my interaction with Kristen, The vehicle was running, the keys were still in the ignition, and the shifter was in Drive. I asked Kristen to put her vehicle in Park and turn it off. However, she could not follow my command, time in which Cpl. R. Rodriguez #13919 proceeded to put the vehicle in Park, turned the vehicle off, removed the keys from the ignition and placed them on the roof of the vehicle. Cpl. R. Rodriguez, and I also observed two small empty vodka bottles in plain view inside her purse. The purse was located open and placed on the front passenger seat. Cpl. R. Rodriguez asked Kristen if she knew where she was currently located to which she replied that she did not".

OBSERVATION OF DRIVER:

I observed the defendant to be unsteady on her feet. I observed the defendant to have a noticeable orbital sway as they stood. I observed the defendant's clothing was properly worn. The defendant's eyes were red, glassy, bloodshot, and watery. The defendant weaved as she walked from their vehicle to the front of mine. She attempted to open the front passenger door of my marked PBSO patrol car in an effort to get a ride home. The defendant's movements were clumsy, slow, and uncoordinated.

DRIVER'S STATEMENTS:

The defendant admitted to drinking more vodka than she should.

ODORS:

I immediately detected the odor of an unknown alcoholic beverage emanating from the defendant's breath that intensified when the defendant spoke.

GENERAL OBSERVATIONS

SPEECH: **slow / slurred / mush mouthed**

ATTITUDE: **polite / respectful**

CLOTHING: **green shirt / black pants / black shoes**

MEDICAL/OTHER: **STATED NONE /**

STATE OF FLORIDA
COUNTY OF PALM BEACH

INV. W. AMADON Inv W Amadon
(Signature of Arresting/Investigative Officer)

The foregoing instrument was sworn to or affirmed and subscribed before me this 15 day of JUNE 20 23 by INV. W. AMADON

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

Renee Ragin (#16877)
Notary Public, Clerk of Court, Officer (F.S.S 117.10)

Notary Public State of Florida
Renee Ragin
My Commission GG 966418
Expires 03/05/2024

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SCANNED
JUN 17 2023

SUBJECT: Hubbard, Kristin, Margaret CASE NUMBER 23-079159

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:
The defendant had a noticeable orbital sway during this task.

WALK & TURN:

The defendant was placed into the instructional stance for the Walk and Turn Task, and told to remain in that position until I told her to move. The defendant was unable to maintain a stationary stance in the instructional position. For her safety I told her to stand normally. The defendant was given instructions and a demonstration. The defendant missed heel to toe. The defendant stepped off the line. The defendant took an incorrect number of steps. The defendant stopped walking to steady herself. The defendant did not count aloud. The defendant never performed a turn. She walked in one direction and continued well past the end of the tape stumbling forward as she moved. The defendant used her arms for balance. The defendant had a noticeable orbital sway during this task.

ONE LEG STAND:

The defendant was placed into the instructional stance for the One Leg Stand Task, and told to remain in that position until I told her to move. The defendant was given instructions and a demonstration. The defendant moved from the instructional position prior to me telling him to move. The defendant put her foot down more than three times within approximately thirty seconds. She left it on the ground more than she held it up. The defendant used her arms for balance. The defendant swayed trying to maintain balance. The defendant had a noticeable orbital sway during this task.

FINGER TO NOSE:

The defendant was placed into the instructional stance for the Finger to Nose Task, and told to remain in that position until I told her to move. The defendant was given instructions and a demonstration. The defendant moved from the instructional position prior to me telling her to move. The defendant had to be reminded to keep her eyes closed. The defendant had to be reminded to keep her feet together. The defendant said just put the cuffs on me. I asked if she wanted to continue. She said no. I advised her of her Taylor Warnings and she responded stating she understood. She informed me she no longer wished to continue with SFST's.

ROMBERG ALPHABET:

NOT PERFORMED POST TAYLOR

NOT A CERTIFIED COPY

BREATH TEST RESULTS: | 1) 0.000 | 2) 0.000 | 3) | 4) |

STATE OF FLORIDA
COUNTY OF PALM BEACH

INV. W. AMADON Inv W Amadon
(Signature of Arresting/Investigative Officer)

The foregoing instrument was sworn to or affirmed and subscribed before me this 15 day of JUNE 2023 by INV. W. AMADON

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

Renee Ragin (#16877)
Notary Public, Clerk of Court, Officer (F.S.S 117.10)

Notary Public State of Florida
Renee Ragin
My Commission GG 966418
Expires 03/05/2024

SCANNED
JUN 17 2023

PROBABLE CAUSE AFFIDAVIT

ADMIN

OBTS Number:

1 Arrest 2 NTA 3 Request for Warrant 4 Request for Capias: 1

Juvenile:

Agency ORI Number: FL0500000

Agency Name: PALM BEACH COUNTY SHERIFF'S OFFICE

Agency Report Number: 23-079159

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
Hubbard, Kristin		W	F	06/21/1973

CHARGES

Charge Description	Charge Description
DUI FSS 316.193(1)	
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 I have just and reasonable grounds to believe, and do believe that the above named Defendant committed the listed violation(s) 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 commit 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 15 day of June 20 23 at 07:00 ☐ A.M ☑ P.M (Specifically include facts constituting cause for arrest.)

☐ Henry E. Law Cyl. FL Const. Art. I 16(b)

On Thursday, June 15, 2023, at approximately 19:00 hours, I responded at Southbound of S Jog Rd in front of the PNC Bank, unincorporated Boynton Beach, Palm Beach County, FL 33437, in reference to a sick person.

Upon arrival, I observed a white Dodge (FL: 60AVBN) already stopped facing southbound with the front passenger side half of the vehicle on the sidewalk. While approaching the vehicle, I observed a white female, later identified as Kristin Hubbard, unconscious in the driver's seat. I opened the door and tried to wake her up. Kristin then woke up. I asked Kristin if she was okay, to which she responded that she was okay. Kristen stated that she had been drinking. While interacting with Kristin, I observed an obvious odor of an unknown alcoholic beverage coming from her breath as she spoke to me. Also, Kristen's speech was slurred. Kristen was visibly emotional as she cried on and off and stated that she was grieving due to the recent loss of her brother who was a veteran. During my interaction with Kristen, The vehicle was running, the keys were still in the ignition, and the shifter was in Drive. I asked Kristen to put her vehicle in Park and turn it off. However, she could not follow my command, time in which Cpl. R. Rodriguez #13919 proceeded to put the vehicle in Park, turned the vehicle off, removed the keys from the ignition and placed them on the roof of the vehicle. Cpl. R. Rodriguez, and I also observed two small empty vodka bottles in plain view inside her purse. The purse was located open and placed on the front passenger seat. Cpl. R. Rodriguez asked Kristen if she knew where she was currently located to which she replied that she did not.

Based on the above observations, I request a PBSO DUI unit. DUI Investigator Amadon #9440 arrived on scene to conduct his DUI investigation.

ADMINISTRATIVE

STATE OF FLORIDA
COUNTY OF PALM BEACH

[redacted] #35718
(Signature of Arresting /Investigative Officer)

DIS Ortiz #35718

The foregoing instrument was sworn to or affirmed and subscribed before me this 15 day of June 2023 by known LEO

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

Irw W Amadon #9440
Notary Public, Clerk of Court, Officer (F.S.S). 117. 10)

PAGE 1 OF 1

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PBSO #0004 REV. 04/22

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SCANNED
JUN 17 2023

PROBABLE CAUSE AFFIDAVIT

OBTS Number:

1 Arrest, 2 NTA, 3 Request for Warrant, 4 Request for Capias: 1

Juvenile: N

ADMIN

Agency ORI Number: FLO 5 0 0 0 0 0

Agency Name: PALM BEACH COUNTY SHERIFF'S OFFICE

Agency Report Number: 23-079159

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
Hubbard, Kristin, Margaret		W	F	6/21/1973

CHARGES

Charge Description		Charge Description	
DRIVING UNDER THE INFLUENCE	316.193(1)(a)	REFUSE TO SIGN/ACCEPT SUMMONS	318.14(3)
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**
	( )	

The undersigned certifies and swears that I have just and reasonable grounds to believe, and do believe that the above named Defendant committed the listed violation(s) 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 commit 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 15 day of JUNE 20 23 at 1849 ☐ A.M ☒ P.M (Specifically include facts constituting cause for arrest.)

PROBABLE CAUSE STATEMENT

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

On the above date and time I conducted a DUI investigation resulting in the finding of probable cause and arrest of the above named defendant (Kristin M. Hubbard 06/21/1973) for DUI. At the BAT the defendant refused to submit to a lawful testing of her breath. After I completed the required paperwork, I requested she sign her paperwork agreeing to appear for her court date. The defendant said she would sign. I opened the cell door and provided her a clip board, pen and had the signature fields highlighted. I explained each document in its entirety and asked her to sign. She said she needed to call her lawyer first and if her lawyer told her to sign she would. I informed the defendant she is required to sign and informed her if she refuses to sign that would be an additional misdemeanor charge. She told me that is not how this works and said "I've lawyered up, you have to let me go." I asked her an additional time to sign her documents, and she pulled the clipboard away putting it to her side, placed the pen down on top of the documents and said "I'm not doing anything until my lawyer gets here." I retrieved the pen, and clip board and shut the cell door. I find the defendant knowingly and willfully refused to sign and accept her summons, a violation of FSS 318.14(3).

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ADMINISTRATIVE

STATE OF FLORIDA
COUNTY OF PALM BEACH

(Signature of Arresting /Investigative Officer) INV. W. AMADON

The foregoing instrument was sworn to or affirmed and subscribed before me this 15 day of JUNE 20 23 by INV. W. AMADON

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

Renee Ragin (#16877)
Notary Public, Clerk of Court, Officer (F.S.S), [illegible]

Notary Public State of Florida
Renee Ragin
My Commission GG 966418
Expires 03/05/2024

PAGE 1 OF 1

PBSO #0004 REV. 12/22

DISTRIBUTION: STATE ATTORNEY AGENCY DEFENDANT (N.T.A.'s ONLY)

SCANNED
JUN 17 2023

WITNESS LIST

CASE NUMBER: 23-079159

ARRESTING OFFICER: INV. W. AMADON

ADDRESS: 3228 GUN CLUB ROAD / WEST PALM BEACH / FL / 33406

PHONE NUMBERS (HOME): _____ (WORK) 561 688 3000

CAN TESTIFY TO: DUI INVESTIGATION

NAME: D/S J. Ortiz #35718

ADDRESS: 3228 GUN CLUB ROAD / WEST PALM BEACH / FL / 33406

PHONE NUMBERS (HOME) _____ (WORK) 561 688 3000

CAN TESTIFY TO: TRAFFIC STOP / WHEEL WITNESS / INDICATORS OF IMPAIRMENT

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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PHONE NUMBERS (HOME) _____ (WORK) _____

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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

SCANNED
JUN 17 2023

TESTING FACILITY TASK REPORT

AGENCY: PBSO

SUBJECT: Hubbard, Kristin M.

CASE NUMBER: 23-079159

DATE: Jun 15, 2023

VIDEO DVD NUMBER: N/A

BEGINNING TIME: 20:46

ENDING TIME: 20:52

BREATH TESTS RESULTS: 1) Refused TIME 20:51 A.M. ☐ P.M. ☒ 2) N/A TIME ------- A.M. ☐ P.M. ☐

3) N/A TIME ------- A.M. ☐ P.M. ☐ 4) N/A TIME ------- A.M. ☐ P.M. ☐

BREATH OPERATOR: R. Ragin #16877

MAINTENANCE TECHNICAN: Jason Karlecke #6467

TESTING OFFICER'S OBSERVATIONS

SPEECH: Slurred

ATTITUDE: Loud, talkative, fidgety, agitated

CLOTHING: Black pants, green t-shirt, black flip-flops

MEDICAL CONDITIONS: Arthritis

MEDICATIONS: Otezla

OTHER:

Eyes are glassy & red
odor of unknown alcoholic beverage on breath

COMMENTS:

Arrived at center A/O started 20 minute observation period at 20:23 hrs.

Subject refused to perform breath test.

A/O read I/C and explained I/C.

Subject talking over A/O and refused to answer.

Subject refused to answer if she would take the test.

A/O called refusal.

A/O read rights.

Subject invoked the right to counsel.

NO Q&A conducted.

NOT A CERTIFIED COPY

SCANNED
JUN 17 2023

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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SCANNED
JUN 17 2023

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? _____

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SCANNED
JUN 17 2023

INTERVIEWER: _____

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

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

PBSO CASE # **23-079159** PBSO ZONE **6-41**

AGENCY CASE # _____ CRASH CASE # _____

TIME OF STOP/CRASH **1849** DATE **06/15/2023** DAY **Thursday**

SUBJECT'S NAME **Hubbard, Kristin, Margaret** RACE **W** SEX **F**

HGT **5'04** WGT **115** DOB **6/21/1973**

LOCATION **S JOG RD/ BOYNTON BEACH BLVD, UNINCORPORATED/FL/33437**

ARRESTING OFFICER'S NAME & ID **INV. W. AMADON (9440)** AGENCY **Palm Beach County Sheriff's Office**

DIVISION: **DUI ENFORCEMENT**

NOTIFIED BY COMMO **YES**

ARRIVAL AT FACILITY **2023**

ARREST TIME **1943**

BREATH RESULTS:

1) _____
2) _____
3) **REFUSED**
4) _____

TESTING OFFICER'S ID **16877** PBSO VIDEOTAPE # N/A

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SCANNED
JUN 17 2023

STATE OF FLORIDA

AFFIDAVIT OF REFUSAL TO SUBMIT TO

BREATH TEST

I, INV. W. AMADON (Person reading Implied Consent Warning), a duly certified Law Enforcement Officer or Correctional Officer, am a member of Palm Beach County Sheriffs Office (Name of enforcement agency), and I do swear or affirm that on or about the FIFTEENTH day of June, 2023, at 20:39

DRIVER (Type or Print) KRISTIN (FIRST) MARGARET (MIDDLE OR MAIDEN) HUBBARD (LAST),

DL # H163513737210, state of FL, was placed under lawful arrest for the offense of DUI by INV. W. AMADON (Name of Arresting Officer) and issued Citation # AGY7TUE.

That on or about the FIFTEENTH day of June, 2023, at 20:51 in Palm Beach County,

I requested that the driver submit to a **BREATH** test for the purpose of determining its alcohol content. I informed the driver that the refusal to submit to such test 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, or if he or she had been previously fined under s. 327.35215, F.S., 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, or if he or she has been previously fined under s. 327.35215, F.S., for refusal to submit to a lawful test of his or her breath, urine, or blood. Nonetheless, the driver refused to submit to the test requested.

Inv. W. Amadon

Signature of Law Enforcement Officer or Corrctional Officer

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

Notary Public State of Florida
Renee Ragin
My Commission GG 966418
Expires 03/05/2024
(NOTARY SEAL)

The foregoing instrument was sworn and subscribed before me this 15 day of June, 2023, by W. Amadon who is personally known to me or who has produced _____ 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.

****EFFECTIVE OCTOBER 1, 2021****

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SCANNED
JUN 17 2023

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	13-14
	☐		Other:	

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REVIEW COMPLETED BY

Booking Number: 2023015739	**Date:** 6/16/2023
	Specialist Name/ID: Chantel Daniels/30347

SCANNED
JUN 17 2023