05525758 24mm3043mg 2609

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

☐ Check if Supplement is Attached

ARREST / NOTICE TO APPEAR
Juvenile Referral Report

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

ADMINISTRATIVE

Agency ORI Number	Agency Name	Agency Report Number
FLO: 5 0 0 0 0 0	PALM BEACH COUNTY SHERIFF'S OFFICE	0 6 -| 24-052512 ( )

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

Location of Arrest (Including Name of Business)	Location of Offense (Business Name, Address)
Crestwood Blvd and Okeechobee Blvd, Royal Palm Beach Fl 33411	Crestwood Blvd and Okeechobee Blvd, Royal Palm Beach Fl 33411,

Date of Arrest	Time of Arrest	Booking Date	Booking Time	Jail Date	Jail Time	Location of Vehicle
04/12/2024	2347					

DEFENDANT

Name (Last, First, Middle): AMARO COUTO, MARIA DE FATIMA,

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	3/18/1966	5'02"	135	BRN	BRN	MED	Small

Scars, Marks, Tattoos, Unique Physical Features (Location, Type, Description): NONE

Marital Status: Divorced — Religion: NONE — Indication of: Alcohol Influence / Drug Influence: Y ☐ N ☐ Unk ☐

Local Address (Street, Apt. Number) (City) (State) (Zip): 261 SARATOGA BLVD E, ROYAL PALM BEACH FL 33411

Mobile Phone: (561) 452-1419

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

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

Phone: ( )

Address Source: FL DL

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

Phone: ( )

Occupation: PARALEGAL

D/L Number, State	Soc. Sec. Number	INS Number	Place of Birth (City, State)	Citizenship
A562540665980,	[redacted]		PORTUGAL	USA

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 #
DUI		☐ Y ☒ N	316.193 (1) A	

Drug Activity	Drug Type	Amount / Unit	Offense #	Warrant / Capias Number	Bond
n	n	N/A	24-052512		1,000

Charge Description	Counts	Domestic Violence	Statute Violation Number	Violation of ORD #
Resist without violence		☐ Y ☒ N	843.02	

Drug Activity	Drug Type	Amount / Unit	Offense #	Warrant / Capias Number	Bond
n	n		24-052512		1,000

Charge Description	Counts	Domestic Violence	Statute Violation Number	Violation of ORD #
Unregistered motor vehicle		☐ Y ☒ N	320.0[illegible](1)	

Drug Activity	Drug Type	Amount / Unit	Offense #	Warrant / Capias Number	Bond
n	n		24-052512		250

Charge Description	Counts	Domestic Violence	Statute Violation Number	Violation of ORD #
Refuses to Sign Citation		☐ Y ☒ N	318.14(3)	

Drug Activity	Drug Type	Amount / Unit	Offense #	Warrant / Capias Number	Bond
n	n		24-052512		250

NOTICE TO APPEAR

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

FILED PBC - GUN CLUB '24 APR 13 AM 7:12

Court Date and Time: Month May — Day 08 — Year 2024 — Time 0830 — A.M. ☒ — P.M. ☐

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

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

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

ADMIN

HOLD for other agency

☐ Dangerous ☐ Resisted Arrest ☐ Suicidal ☐ Other:

Intake Deputy: N/A I.D. # Pouch #

Signature of Arresting Officer: x Yoder, Scott A. Date: 2024.04.13 03:05:02 -04'00'

Name of Arresting Officer (Print): Sgt. S. Yoder 7690 I.D. # 7690

Transporting Officer: Miller, K I.D. # 16237 Agency PBSO

Name Verification (Printed by Arrestee) (PRINT) APR 13 AM 4:58

Witness here if subject signed with an "X"

PAGE ___ OF 1

PBSO #0146 REV. 11/22 DISTRIBUTION: COURT COPY STATE ATTORNEY AGENCY AGENCY DEFENDANT (N.T.A.'s ONLY)

NOT A CERTIFIED COPY

PROBABLE CAUSE AFFIDAVIT

OBTS Number:

1 Arrest 2 NTA 3 Request for Warrant 4 Request for Copies

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: 24-052512

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
AMARO COUTO, MARIA DE FATIMA,		W	F	3/18/1966

CHARGES

Charge Description		Charge Description	
DUI	316.193 (1)	Resist without violence	843.02
Charge Description		Charge Description	
Unregistered motor vehicle	320.03 (1)	Refuses to Sign Citation	318.14(3)

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 13 day of April 20 24 at 2336 ☐ A.M ☒ P.M (Specifically include facts constituting cause for arrest.)

☐ Warrant Less Oath FL. Const. Art.1 § 16(b)

On April 12, 2024, I was driving westbound on Okeechobee Blvd approaching Royal Palm Beach Blvd. I observed a white BMW in the left lane stopped at the stop bar while the traffic light was green. The light was green for 5 seconds or more. There was another sedan behind the BMW occupying the same lane waiting for the BMW to move. The sedan blew the horn trying to tell the BMW to move. I slowed down almost to a stop to look at the driver as I was driving westbound in the right lane. The BMW finally moved forward and sped up to over 60 MPH in a posted 40 MPH zone. I paced clocked the vehicle as I sped up in my unmarked PBSO Tahoe asset# 71800 which was caught on in-car camera. I activated my emergency lights and siren to conduct a traffic stop. The BMW stopped in the straight through lane of westbound Okeechobee Blvd at Crestwood Blvd. Def then attempted to move forward and started to turn left onto Crestwood Blvd. The BMW turned into the left turn lane as another gray SUV was occupying the lane. Def finally stopped the BMW on Crestwood Blvd. The FL Dealer Tag PL596S was expired on 04/302023 and was not registered to any vehicle. The Dealer tag was owned by Ferro Auto Sales. I made contact with the driver and asked for her Driver License as I explained to her that I stopped her for unlawful speed and also for stopped blocking traffic while at a steady green traffic light. Defendant continued to look around for her drivers license and looked in her wallet. She could not locate her drivers license and continued to look for it multiple times. She would stop to argue and explain to her male passenger that she couldn't believe it was against the law to be stopped at a green light. Def continued to ask the same question while she could not locate her DL. The male passenger pointed to her DL and put it in her hand while she was looking through the cards in her wallet. Def was identified as Maria De Fatima Amaro Couto by her FL DL. I advised Maria that could not be driving on a Dealer tag and if the car was being used for private transportation. Maria could not provide any paperwork, registration, bill of sale, insurance, or any other information on who owns the car or if it was properly registered. Maria was transporting her friend home and not using the car for a sale or purchase. I could smell a very strong odor of an alcoholic beverage coming from her breath as she spoke. I could clearly see that she had a dazed appearance and watery eyes. As I shined the light on her I could see her eyes were bloodshot. Maria could not focus and stay on one topic of conversation. I asked for a backup unit to respond at which time Deputy K. Miller #16237 responded. I had already asked the male passenger where they were coming from and he said Brass Ring Restaurant. The Def was driving the BMW from that direction. I asked Maria to step out of the vehicle multiple times and tried to warn her that we did not want to hurt her. She refused to exit multiple times. I was going to conduct a DUI investigation, her vehicle was not registered, and I gave her multiple direct commands from a LEO to exit the vehicle. She still refused to exit the vehicle. Deputy Miller caught her refusal on her BWC and heard the commands also. D/S Miller removed her seatbelt and I grabbed her left arm to pull her from the driver side door. Maria still refused to place her hands behind her back as she was placed on her butt on the ground. We stood her up to get her in handcuffs where she still resisted by pulling her hands aways. We had to lean her against her car to gain control of her arms and hands to place handcuffs on.

ADMINISTRATIVE

STATE OF FLORIDA
COUNTY OF PALM BEACH

Yoder, Scott A

(Signature of Arresting/Investigative Officer)

Digitally signed by Yoder, Scott A.
Date: 2024.04.13 22:40:34 -04'00'

Sgt. S. Yoder 7690

The foregoing instrument was sworn to or affirmed and subscribed before me this 13 day of April 20 24 by Sgt. S. Yoder 7690

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

DLS K. Miller 16237

Notary Public, Clerk of Court, Officer (F.S.S). 117.10)

PAGE 1 OF 2

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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: 24-052512

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
AMARO COUTO, MARIA DE FATIMA,		W	F	3/18/1966

CHARGES

Charge Description		Charge Description	
DUI	316.193 (1)	Resist without violence	843.02
Unregistered motor vehicle	320.03 (1)	Refuses to Sign Citation	318.14(3)

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 13 day of April 20 24 at 2336 ☐ A.M ☒ P.M (Specifically include facts constituting cause for arrest.)

☐ Waives Sworn Oath FL. Const. Art.1 § 16(b)

Deputy Miller even stated that she could smell the odor of an alcoholic beverage coming from her breath. Maria received a little scratch to her left eyebrow during the scuffle. Lt. Stats arrived to complete a use of force report. Maria was uncooperative and argumentative during that time. Roadside tasks could not be conducted due to her actions. Maria advised earlier prior to her finding her DL, that the car belonged to her son and the dealer tag was owned by him and his business. The tag was still expired and the vehicle was still under her name from a previous registration, not her son. The vehicle was not registered per teletype. Maria was taken to Palms West Hospital due to her eyebrow injury. The Hospital stated that they wanted to conduct a catscan and check her vitals. Due to the time frame of her being at the hospital, breath test would be impractical. D/S Miller had captured Maria's statements and actions on her BWC while at the hospital. I activated my BWC to capture reading Maria her Miranda Warnings/Constitutional Rights. She refused to sign anything and continued to act like she wouldn't listen. I then asked if she would submit to a blood test since I suspected she was DUI. She refused. I then read implied consent from the supplied form which she still refused to give a blood sample. Refusal was documented at 0141 hrs at the Palms West Hospital ER room. All of her statements and refusal was captured on BWC. Maria stated to the Hospital nurses that [redacted] which was captured on D/S Miller's BWC. Maria was later issued citations for unregistered motor vehicle, careless driving due to her speed and stopped at the green light impeding traffic, and for no insurance.

NOT A CERTIFIED COPY

ADMINISTRATIVE

STATE OF FLORIDA
COUNTY OF PALM BEACH

Yoder, Scott A. Digitally signed by Yoder, Scott A. Date: 2024.04.13 [illegible] -04'00'

Sgt. S. Yoder 7690
(Signature of Arresting/Investigative Officer)

The foregoing instrument was sworn to or affirmed and subscribed before me this 13 day of April 20 24 by Sgt. S. Yoder 7690
(Print name of Arresting/Investigative Officer) who is personally known to me and/or produced identification. Type of identification produced Deputy Sheriff

Notary Public, Clerk of Court, Officer (F.S.S). 117.10)

PSSO 00004 REV. 12/22 DISTRIBUTION: STATE ATTORNEY AGENCY AGENCY DEFENDANT (N.T.A.'s ONLY)

D.U.I. PROBABLE CAUSE AFFIDAVIT

ON THE 13 DAY OF April 20 24, AT 2336 AM PM

SUBJECT: AMARO COUTO, MARIA DE FATIMA, CASE NUMBER: 24-052512

AGENCY: PALM BEACH COUNTY SHERIFF'S OFFICE ARRESTING OFFICER: Sgt. S. Yoder 7690

PERSONAL CONTACT

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

On 04/12/24, I was driving westbound on Okeechobee Blvd approaching Royal Palm Beach Blvd. I observed a white BMW in the left lane stopped at the stop bar while the traffic light was green. The light was green for 5 seconds or more. There was another sedan behind the BMW occupying the same lane waiting for the BMW to move. The sedan blew the horn trying to tell the BMW to move. I slowed down almost to a stop to look at the driver as I was driving westbound in the right lane. The BMW finally moved forward and sped up to over 60 MPH in a posted 40 MPH zone. I paced clocked the vehicle as I sped up in my unmarked PBSO Tahoe asset# 71800 which was caught on in-car camera. I activated my emergency lights and siren to conduct a traffic stop. The BMW stopped in the straight through lane of westbound Okeechobee Blvd at Crestwood Blvd. Def then attempted to move forward and started to turn left onto Crestwood Blvd. The BMW turned into the left turn lane as another gray SUV was occupying the lane. Def finally stopped the BMW on Crestwood Blvd. The FL Dealer Tag PL596S was expired on 04/302023 and was not registered to any vehicle. The Dealer tag was owned by Ferro Auto Sales. I made contact with the driver and asked for her Driver License as I explained to her that I stopped her for unlawful speed and also for stopped blocking traffic while at a steady green traffic light. This was captured on my BWC.

OBSERVATION OF DRIVER:

Defendant continued to look around for her drivers license and looked in her wallet. She could not locate her drivers license and continued to look for it multiple times. She would stop to argue and explain to her male passenger that she couldn't believe it was against the law to be stopped at a green light. Def continued to ask the same question while she could not locate her DL. The male passenger pointed to her DL and put it in her hand while she was looking through the cards in her wallet. Def was identified as Maria De Fatima Amaro Couto by her FL DL. I advised Maria that could not be driving on a Dealer tag and if the car was being used for private transportation. Maria could not provide any paperwork, registration, bill of sale, insurance, or any other information on who owns the car or if it was properly registered. I could smell a very strong odor of an alcoholic beverage coming from her breath as she spoke. I could clearly see that she had a dazed appearance and watery eyes. As I shined the light on her I could see her eyes were bloodshot. Maria could not focus and stay on one topic of conversation.

DRIVER'S STATEMENTS:

Maria stated that she drank water when I asked her how much she drank. I asked for a backup unit to respond at which time Deputy K. Miller #16237 responded. I had already asked the male passenger where they were coming from and he said Brass Ring Restaurant. The male passenger was extremely intoxicated and smelled of alcohol as he stood to the rear of the car. The Def was driving the BMW from the direction of Brass Ring. Maria refused to exit the car so further investigation could be completed. She was removed physically and arrested for resisting without violence.

ODORS:

Very strong odor of an alcoholic beverage from her breath and mouth area.

GENERAL OBSERVATIONS

SPEECH: **Slurred at times**

ATTITUDE: **Major mood swings, argumentative**

CLOTHING: **red button down shirt, pants**

MEDICAL/OTHER: **none stated**

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STATE OF FLORIDA
COUNTY OF PALM BEACH

Sgt. S. Yoder 7690
(Signature of Arresting/Investigative Officer)

The foregoing instrument was sworn to or affirmed and subscribed before me this 13 day of April 20 24 by Sgt. S. Yoder 7690

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

DLS K Miller 16237

Notary Public, Clerk of Court, Officer (F.S.S 117.10)

SUBJECT: AMARO COUTO, MARIA DE FATI CASE NUMBER 24-052512

ROADSIDE TASKS

HORIZONTAL GAZE NYSTAGMUS:

- ☐ LT EYE-LACK OF SMOOTH PURSUIT
- ☐ RT EYE-LACK OF SMOOTH PURSUIT
- ☐ LT EYE-DISTINCT & SUSTAINED NYSTAGMUS AT MAX. DEVIATION
- ☐ 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:
Not completed

WALK & TURN:
not completed

ONE LEG STAND:
not completed

ROMBERG ALPHABET:
not completed

ROMBERG ALPHABET:
not completed

BREATH TEST RESULTS: 1) blood refusal | 2) | 3) | 4)

STATE OF FLORIDA
COUNTY OF PALM BEACH

Sgt. S. Yoder 7690
(Signature of Arresting/Investigative Officer)

The foregoing instrument was sworn to or affirmed and subscribed before me this 13 day of April 20 24 by Sgt. S. Yoder 7690

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

DS [signature] 16237

Notary Public, Clerk of Court, Officer (F.S.S 117.10)

NOT A CERTIFIED COPY

SUBJECT: AMARO COUTO, MARIA DE FATIMA, CASE NUMBER: 24-052512

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 ***BLOOD*** for the purpose of detecting its alcohol content and the presence of chemical or controlled substances.

NOTE: READ ONLY IF THE SUBJECT DOES NOT COMPLY WITH YOUR REQUEST.

I am Sgt. S. Yoder 7690 of the Palm Beach County Sheriff's Office

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***.

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) refused to sign 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) refused to sign

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

PBSO #0129B REV. 04/22

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STATE OF FLORIDA

AFFIDAVIT OF REFUSAL TO SUBMIT TO

BLOOD TEST

I, Sergeant SCOTT YODER, a duly certified Law Enforcement Officer or Correctional Officer,
(Person reading Implied Consent Warning)

am a member of Palm Beach County Sheriffs Office, and I do swear
(Name of enforcement agency)

or affirm that on or about the THIRTEENTH day of April, 2024, at 12:14 AM

DRIVER MARIA DE FATIMA AMARO COUTO,
(Type or Print) FIRST MIDDLE OR MAIDEN LAST

DL # A562540665980, state of FL, appeared for treatment at a hospital,

clinic, or other medical facility pursuant to s. 316.1932(1)(c), Florida Statutes, and a breath or urine test was impossible or impractical.

That on or about the THIRTEENTH day of April, 2024, at 1:41 AM

in Palm Beach County,

I requested that the driver submit to a **BLOOD** test for the purpose of determining its alcohol content and/or the presence of chemical or controlled substances. I informed the driver that refusal to submit to a blood 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. Nonetheless, the driver refused to submit to the test requested.

Signature of Law Enforcement Officer or Correctional Officer

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

(AFFIX SEAL)

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

by _____

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

Notary Public _____

The foregoing instrument was sworn and subscribed before me:

D/S 14237
Signature of Attesting Officer

Title Deputy Sheriff

Date 4/13/2024

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.

NOT A CERTIFIED COPY

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

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

PBSO CASE # 24-052512 PBSO ZONE 9-21

AGENCY CASE # N/A CRASH CASE # N/A

TIME OF STOP/CRASH 2336 DATE 04/12/2024 DAY Friday

SUBJECT'S NAME AMARO COUTO, MARIA DE FATIMA, RACE W SEX F

HGT 5-02 WGT 180 DOB 3/18/1966

LOCATION Crestwood Blvd and Okeechobee Blvd, Royal Palm Beach Fl 33411

ARRESTING OFFICER'S NAME & ID Sgt. S. Yoder 7690 (7690) AGENCY Palm Beach County Sheriff's Office

DIVISION: Traffic

NOTIFIED BY COMMO yes

ARRIVAL AT FACILITY n/a

ARREST TIME 2347

BREATH RESULTS:

1) blood refusal
2)
3)
4)

TESTING OFFICER'S ID n/a PBSO VIDEOTAPE # _____

NOT A CERTIFIED COPY

Palm Beach County Sheriff's Office

Florida State Statute Exemption Sheet

	X	Florida State Statute	Description	Page Number(s)
L/E Exemptions	☐	119.071(4)(c)	Undercover personnel	
	☒	119.071(2)(e)	Confession	4
Public Info. Exemptions	☐	FL Const. Art. I, s. 16(b)(5)	Marsy's Law – victim information shall be redacted. The term "victim" also includes the victim's lawful representative, the parent or guardian of a minor, or the next of kin of a homicide victim. The term "victim" does not include the accused (ref. page 99 of the CRTM for additional information)	
	☐	119.071(2)(j)	Home/employment telephone number, home/employment address, or personal assets of a person who has been the victim of sexual battery, aggravated child abuse, aggravated stalking, harassment, aggravated battery or domestic violence	
	☐	119.0712(2)	Personal information contained in a motor vehicle record	
	☒	316.650(11)	Driver information contained in a uniform traffic citation	5-6
	☐	119.071(4)(d)2.a.	Home addresses, telephone numbers, dates of birth, and photographs of active/former LE personnel, spouses, and children	
Florida Rules of Judicial Administration 2.420	☒	(iii) 119.0714(1)(i)-(j), (2)(a)-(e)	Social Security, bank account, charge, debit, and credit card numbers	2
	☐	(xii) 741.30(3)(b)	The victim's address in a domestic violence action on petitioner's request	
	☐	(xiii) 119.071(2)(h), 119.0714(1)(h)	Protected information regarding victims of child abuse or sexual offenses	
	☐			
	☐			
Other	☐			
	☐			
	☐			
	☑			

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REVIEW COMPLETED BY

Booking Number: 2024009970	**Date:** 4/13/2024
	Specialist Name/ID#: C. Daniels/ 30347