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

25CT029AMB

ARREST / NOTICE TO APPEAR
Juvenile Referral Report

☐ Check if Supplement is Attached

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

Juvenile: 1 — 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: 0 6 I-I 25050871 ( )

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: NONE

Multiple Clearance Indicator: 0 1

Location of Arrest (including Name of Business): SOUTHERN BLVD AND N BENOIST FARMS RD, WEST PALM BEACH, FL, 33411

Location of Offense (Business Name, Address): SOUTHERN BLVD AND N BENOIST FARMS RD, WEST PALM BEACH, FL, 33411

Date of Arrest	Time of Arrest	Booking Date	Booking Time	Jail Date	Jail Time	Location of Vehicle
04/10/2025	02:47					

DEFENDANT

Name (Last, First, Middle): LISSER, MARK, A

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

Race (W - White, B - Black, I - American Indian, O - Oriental/Asian)	Sex	Date of Birth	Height	Weight	Eye Color	Hair Color	Complexion	Build
W	M	12/15/1979	6'01	116	BROWN	BROWN	LIGHT	MEDIUM

Scars, Marks, Tattoos, Unique Physical Features (Location, Type, Description): LEFT RIB LEFT, LEFT WRIST

Marital Status: Divorced — Religion: JEWISH — Indication of: Alcohol Influence ☒ Y ☐ N ☐ Unk; Drug Influence ☐ Y ☒ N ☐ Unk

Local Address (Street, Apt. Number) (City) (State) (Zip): 13155 CHADWICK CT, WELLINGTON, FL, 33414

Mobile Phone: (561) 602-8788

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

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

Phone: ( )

Address Source: DRIVER'S LICENSE

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

Phone: ( )

Occupation: MARKETING

D/L Number, State: [redacted] NY

Soc. Sec. Number: [redacted]

INS Number:

Place of Birth (City, State): QUEENS, NEW YORK

Citizenship: USA

CO-DEF

Co-Defendant (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 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		25050871		

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

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 25 APR 11 AM 6:26

Court Date and Time: Month MAY Day 8TH Year 2025 Time 08:30 A.M. ☒ P.M. ☐

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

Signature of Defendant (or Juvenile and Parent/Custodian) — Date Signed: 04/10/2025

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 [signature] 36798

Name of Arresting Officer (Print): Inv. K. Barreras — I.D. #: 36798

Transporting Officer: Inv. K. Barreras — I.D. #: 36798 — Agency: PBSO

Name Verification (Printed by Arrestee) (PRINT)

SCANNED

Witness here if subject signed with an "X"

PAGE 1 OF 1

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

APR 11 2025

0557388

PH 3047

NOT A CERTIFIED COPY

PROBABLE CAUSE AFFIDAVIT

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

ADMIN

Agency ORI Number: FLO 500000 | Agency Name: PALM BEACH COUNTY SHERIFF'S OFFICE | Agency Report Number: 06- 25050871

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

Special Notes: Supplemental PC

DEF

Name (Last, First, Middle)	Alias	Race	Sex	Date of Birth
Lisser Mark A		W	M	12/15/1979

CHARGES

D.U.I.	316.193(1)

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 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 commited the below acts, resulting from my (described) investigation.

On the 10 day of April 20 25 at 0206 ☒ 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 Thursday April 10th, 2025 While traveling West on Southern Blvd just east of Jog rode which is located in unincorporated West Palm Beach, FL, 33411 located in Palm Beach County, I observed a Black Tesla utility bearing FL dealer tag PL923A traveling West on Southern Blvd in the number 3 lane directly ahead of me.

I then observed the Black Tesla make a quick lane change to the number 2 lane and rapidly increase speed. I was able to pace the Black Tesla at 90 MPH with my calibrated PBSO issued marked patrol vehicle Asset #88282. It should be noted that the posted speed limit in that area is 50MPH.

I then conducted a traffic stop on the Tesla at Southern Blvd just West of N Benoist Farms Rd. The Tesla came to a final stop in the parking lot of Night club ORA located at 8199 Southern Blvd, West Palm Beach, FL, 33411.

I then made contact with the driver and introduced myself as Deputy Bates with the Palm Beach County Sheriff office and informed the driver of the reason for the stop was for speeding. It should be noted that inside of the vehicle was a male driver and a female passenger who was not identified. When speaking with the driver I observed bloodshot, glassy eyes, slurred speech, and the odor of a fruity unknown alcoholic beverage emitting from the driver side area. The driver was identified by his New York drivers license as Mike Lisser (DOB: 12-15-1972). After making contact with the driver, I notified PBSO DUI Inv K. Barreras ID#36798 of the above observation to which she responded to the traffic stop.

Upon Inv Barreras arrival this completed my involvement with this case. See Inv Barreras report reference the DUI portion of the investigation.

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ADMINISTRATIVE

STATE OF FLORIDA
COUNTY OF PALM BEACH
D/S I Bates (ID #) 40255
(Signature of Arresting/Investigative Officer)

The foregoing instrument was sworn to or affirmed and subscribed before me this 10 day of April 20 25 by D/S I Bates 40255
(Print name of Arresting/Investigative Officer), who is personally known to me and/or produced identification. Type of identification produced KNOWN LEO
INV. K Barreras ID#36798
Notary Public, Clerk of Court, Officer (F.S.S. 117.10)

D.U.I. PROBABLE CAUSE AFFIDAVIT

ON THE 10TH DAY OF APRIL 20 25, AT 2:06 ✓ AM PM

SUBJECT: LISSER, MARK, A CASE NUMBER: 25050871

AGENCY: PALM BEACH COUNTY SHERIFF'S OFFICE ARRESTING OFFICER: Inv. K. Barreras

PERSONAL CONTACT

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

On April 10th, 2025, at approximately 02:19 hours, I responded to a traffic stop involving a suspected impaired driver. Upon my arrival, I observed a black Tesla (FL Tag:PL923A) pulled over in the parking lot of Ora Lounge and a PBSO marked patrol car with emergency lights activated. I met and spoke with D/S Bates ID 40255, who advised me of the stop and signs of impairmeat. He provided me with a sworn supplemental probable cause affidavit stating the following, "On Thursday April 10th, 2025 While traveling West on Southern Blvd just east of Jog rode which is located in unincorporated West Palm Beach, FL, 33411 located in Palm Beach County, I observed a Black Tesla utility bearing FL dealer tag PL923A traveling West on Southern Blvd in the number 3 lane directly ahead of me. I then observed the Black Tesla make a quick lane change to the number 2 lane and rapidly increase speed. I was able to pace the Black Tesla at 90 MPH with my calibrated PBSO issued marked patrol vehicle Asset #88282. It should be noted that the posted speed limit in that area is 50MPH. I then conducted a traffic stop on the Tesla at Southern Blvd just West of N Benoist Farms Rd. The Tesla came to a final stop in the parking lot of Night club ORA located at 8199 Southern Blvd, West Palm Beach, FL, 33411. I then made contact with the driver and introduced myself as Deputy Bates with the Palm Beach County Sheriff office and informed the driver of the reason for the stop was for speeding. It should be noted that inside of the vehicle was a male driver and a female passenger who was not identified. When speaking with the driver I observed bloodshot, glassy eyes, slurred speech, and the odor of a fruity unknown alcoholic beverage emitting from the driver side area. The driver was identified by his New York drivers license as Mike Lisser (DOB: 12-15-1972). After making contact with the driver, I notified PBSO DUI Inv K. Barreras ID#36798 of the above observation to which she responded to the traffic stop. Upon Inv Barreras arrival this completed my involvement with this case. See Inv Barreras report reference the DUI portion of the investigation."

OBSERVATION OF DRIVER:

I approached the driver side and made contact with a white male in the driver's seat. He was identified by his New York Driver's as Mark Lisser. I immediately detected a sweet odor coming from the vehicle. I observed his eyes were red, glassy, and watery. While speaking to him, I could hear his words were slurred. His eyes appeared tired and his eyelids were low. I also observed he had cotton mouth as he had visible chalky, *white* saliva on his lips. When Lisser stepped out of the vehicle, I observed his clothing was dirty. His shorts appeared soiled in the groin area. Lisser had a sway while standing. He had difficulties following directions.

DRIVER'S STATEMENTS:

Lisser advised he did not have anything to drink. He advised he took Adderall and Hydroxyzine in the morning.

Lisser consented to breath. I requested urine and after Implied Consent was read and explained, he consented to provide urine.

Miranda Warnings were read and he refused to answer questions.

ODORS:

An obvious odor of an unknown alcoholic beverage coming from his breath which intensified as he spoke with me.

GENERAL OBSERVATIONS

SPEECH: **Slurred,**

ATTITUDE: **Polite, Calm, Cooperative.**

CLOTHING: **blue shirt, gray shorts, white sneakers**

MEDICAL/OTHER: **Lisser advised he had Sciatica.**

TATE OF FLORIDA
'OUNTY OF PALM BEACH

Inv. K. Barreras
ignature of Arresting/Investigative Officer)

he foregoing instrument was sworn to or affirmed and subscribed before me this 10th day of APRIL 2025 by Inv. K. Barreras

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

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

MADELIN GONZALEZ
Notary Public
State of Florida
Comm# HH225716
Expires 2/7/2026

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SUBJECT: LISSER, MARK, A CASE NUMBER 25050871

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

)ther Observations:
Lisser had a light sway during the task in a side to side motion. He had to be reminded to track the stimulus with his eyes only. He did not keep head still.

WALK & TURN:
I explained and demonstrated the instructions for the Walk and Turn Task to Lisser, whom advised he understood. During the instructional phase, he started before being instructed to do so. He could not maintain his balance during the instructional phase. He stepped off the line. He took an incorrect number of steps. Task was conducted on a paved road surface. Yellow tape was utilized. The area was well lit.

ONE LEG STAND:
I explained and demonstrated the instructions for the One Leg Stand Task to Lisser, whom advised he understood. He raised he right foot. During the task, Lisser was swaying in a side to side manner. Lisser used his arms to balance by keeping his thumbs in his short pockets. He also did not did not raise foot 6 inches above ground. He did not look at his elevated foot as instructed. He counted in the appropriate manner (1001,1002,1003,etc.)

FINGER TO NOSE:
I explained and demonstrated the instructions for the Finger to Nose Task to Lisser, whom advised he understood. During the task, Lisser was swaying in a side to side manner. Lisser used incorrect hand and did not immediately bring hand back to side. The sequence used in this task was L,R,L,R,R,L.

ROMBERG ALPHABET:
I explained and demonstrated the instructions for the Romberg Alphabet Task to Lisser, whom advised he understood. During the task, Lisser was swaying in a side to side manner. He did not keep feet together. Lisser swayed in a side to side motion. He recited the alphabet correctly.

BREATH TEST RESULTS: | 1) .048 | 2) .046 | 3) pending urine | 4) pending urine |

TATE OF FLORIDA
'OUNTY OF PALM BEACH

Inv. K. Barreras
ignature of Arresting/Investigative Officer)

he foregoing instrument was sworn to or affirmed and subscribed before me this 10th day of APRIL 20 25 by Inv. K. Barreras

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

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

MADELIN GONZALEZ
Notary Public
State of Florida
Comm# HH225716
Expires 2/7/2026

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WITNESS LIST

CASE NUMBER: 25050871

ARRESTING OFFICER: Inv. K. Barreras

ADDRESS: TRAFFIC DIV/DUI

PHONE NUMBERS (HOME): _____ (WORK) 561-688-3400

CAN TESTIFY TO: FACTS OF THE CASE AND DUI INVESTIGATION.

NAME: D/S I. BATES ID#40255

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

PHONE NUMBERS (HOME) _____ (WORK) 561-688-3400

CAN TESTIFY TO: DRIVING PATTERN, TRAFFIC STOP, AND SIGNS OF IMPAIRMENT

NAME: _____

ADDRESS _____

PHONE NUMBERS (HOME) _____ (WORK) _____

CAN TESTIFY TO: _____

NAME: _____

ADDRESS _____

PHONE NUMBERS (HOME) _____ (WORK) 0

CAN TESTIFY TO: _____

NAME: _____

ADDRESS _____

PHONE NUMBERS (HOME) _____ (WORK) _____

CAN TESTIFY TO: _____

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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: _____

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TESTING FACILITY TASK REPORT

AGENCY: PBSO

SUBJECT: Lisser, Mark A.

CASE NUMBER: 25-050871

DATE: Apr 10, 2025

VIDEO DVD NUMBER: N/A

BEGINNING TIME: 03:22

ENDING TIME: 03:39

BREATH TESTS RESULTS: 1) .048 TIME 03:26 A.M. ☒ P.M. ☐ 2) .046 TIME 03:30 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: Calm, talkative, fidgety

CLOTHING: Gray shorts, blue t-shirt, white sneakers

MEDICAL CONDITIONS: Anxiety

MEDICATIONS: Hydroxyzine

OTHER:

Eyes are glassy

COMMENTS:

Arrived at center A/O started 20 minute observation period at 02:59 hrs.
Subject agreed to take test.

Tech read breath test results.
Subject stated he understood test results.

A/O requested to provide urine at 03:33 hrs..
Subject refused to provide urine.

A/O read I/C.
Subject stated he understood I/C and agreed to provide urine.

A/O read rights.
Subject stated he understood rights.

A/O attempted Q&A.
Subject refuse to answer questions.

Urine provide @ 04:33

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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: [illegible] CASE NO: 25-0-[illegible]

DATE OF ARREST: [illegible] TIME OF ARREST: [illegible]

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 X 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, 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_____ 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)*

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_____ NO_____

Do you still refuse to submit to this test? YES_____ NO_____

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

LAW ENFORCEMENT OFFICER NAME (printed): _____ ID: _____

LAW ENFORCEMENT OFFICER SIGNATURE: _____

FORM #0126BR REV 08/24 WHITE: STATE ATTY. YELLOW: DHSMV PINK: CENTRAL RECORDS GOLD: JAIL

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

DUI Urine Implied Consent

NOT APPLICABLE WITH VOLUNTARY CONSENT

DEFENDANT'S NAME: _____ CASE NO: _____

DATE OF ARREST: _____ TIME OF ARREST: _____

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__X__

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, 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__X__ NO____

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

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)*

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____ NO____

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

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

LAW ENFORCEMENT OFFICER NAME (printed): _____ ID: _____

LAW ENFORCEMENT OFFICER SIGNATURE: _____

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SUBJECT: _____ CASE NUMBER: _____

QUESTIONS AND ANSWERS

I AM NOW GOING TO ASK YOU SOME QUESTIONS. WITH THESE RIGHTS IN MIND, YOU MAY ANSWER SOME OF, ALL OF, OR NONE OF THE FOLLOWING QUESTIONS AS YOU LIKE.

WERE YOU OPERATING A MOTOR VEHICLE AT THE TIME OF THE STOP/ACCIDENT? _____

WHERE WERE YOU GOING? _____

WHAT STREET OR HIGHWAY WERE YOU ON? _____

DIRECTION OF TRAVEL? _____ WHERE DID YOU START? _____

WHAT TIME DID YOU START? _____ WHAT TIME IS IT NOW? _____

WHAT IS TODAY'S DATE? _____ WHAT DAY OF THE WEEK IS IT? _____

WHAT COUNTY AND CITY ARE YOU IN NOW? _____

WHEN DID YOU LAST EAT? _____ WHAT DID YOU EAT? _____

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

HOW MUCH DO YOU WEIGH? _____ HAVE YOU BEEN DRINKING? _____ WHAT? _____

HOW MUCH? _____ WHERE? _____ WITH WHOM? _____

WHEN DID YOU HAVE YOUR FIRST DRINK? _____ AND YOUR LAST DRINK? _____

HOW DID YOU CONSUME YOUR LAST TWO DRINKS? _____

CAN YOU FEEL THE EFFECTS OF THE ALCOHOL? _____ ARE YOU UNDER THE INFLUENCE? _____

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

WHAT? _____ WHERE? _____ WHEN? _____

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

DO YOU HAVE ANY PHYSICAL DEFECTS OR INJURIES? _____ WHAT? _____

ARE YOU SICK OR INJURED? _____ WHAT'S WRONG? _____

DO YOU LIMP? _____ DID YOU RECEIVE A BUMP ON THE HEAD RECENTLY? _____

WERE YOU IN AN ACCIDENT TODAY? _____

HAVE YOU TAKEN ANY DRUGS OR SMOKED ANY MARIJUANA TODAY? _____ WHEN? _____

HAVE YOU SEEN A DOCTOR OR DENTIST TODAY? _____ WHO? _____ WHY? _____

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

DO YOU HAVE:
- EPILEPSY? _____
- GLASS EYE? _____
- FALSE TEETH? _____
- EAR INFECTION? _____
- INNER EAR TROUBLE? _____
- DIABETES? _____

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

DO YOU TAKE INSULIN? _____ IF SO, WHEN WAS YOUR LAST INJECTION? _____

HAVE YOU EVER HAD A DRIVER'S LICENSE IN ANY OTHER STATE? _____ WHERE? _____

INTERVIEWER: _____

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

PBSO CASE # 25050871 PBSO ZONE 1-25

AGENCY CASE # _____ CRASH CASE # _____

TIME OF STOP/CRASH 2:06 DATE 04/10/2025 DAY Thursday

SUBJECT'S NAME LISSER, MARK, A RACE W SEX M

HGT 6'01 WGT 116 DOB 12/15/1979

LOCATION SOUTHERN BLVD AND N BENOIST FARMS RD, WEST PALM BEACH, FL, 33411

ARRESTING OFFICER'S NAME & ID Inv. K. Barreras (36798) AGENCY Palm Beach County Sheriff's Office

DIVISION: TRAFFIC/DUI

NOTIFIED BY COMMO YES

ARRIVAL AT FACILITY 02:59

ARREST TIME 02:47

BREATH RESULTS:

1) .048
2) .046
3) Urine
4)

TESTING OFFICER'S ID 40577 PBSO VIDEOTAPE # N/A

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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: 80-006029 Software: 8100.27
Date of Test: 04/10/2025

Date of Last Agency Inspection: 03/14/2025
Observation Period Began: 02:59
Subject's Name: MARK A LISSER DOB: 12/15/1979 Sex: M

The subject was observed for at least twenty-minutes prior to the administration of the breath test to ensure that the subject did not take anything orally and did not regurgitate.

Results:

Test	g/210L	Time
Diagnostics Check	OK	03:24
Air Blank	0.000	03:24
Control Test	0.080	03:25
Air Blank	0.000	03:25
Subject Sample #1	0.048	03:26
Air Blank	0.000	03:27
Air Blank	0.000	03:29
Subject Sample #2	0.046	03:30
Air Blank	0.000	03:31
Control Test	0.079	03:31
Air Blank	0.000	03:32
Diagnostics Check	OK	03:32

Cylinder Lot: 14323080A3
Exp: 09/05/2025

State of Florida, County of Palm Beach,

Personally appeared before me the undersigned authority, who (✓) is personally known to me or (__) produced _____ as identification, and who after being placed under oath, states:

I RENEE M RAGIN, hold a valid Breath Test Operator permit issued by the Florida Department of Law Enforcement, I administered the above breath test to the subject named above in accordance with Chapter 11D-8, Florida Administrative Code, and this form is a true and accurate report of that breath test.

Breath Test Operator: _____ Date: 04/10/25
Signature

Sworn to (or affirmed) before me this 10 day of April, 2025

_____ Inv. K. Barreras #36798
Signature of Notary Public-State of Florida Printed Name of Notary Public-State of Florida

Note: Pursuant to section 117.10, Florida Statutes, law enforcement officers, correctional officers, traffic accident investigation officers and traffic infraction enforcement officers are notaries public when engaged in the performance of official duties. In accordance with section 316.1934(5), F.S., this completed form is admissible without further authentication and is presumptive proof of the results herein. To be used in accordance with Section 316.1934(5), F.S., and in administrative proceedings pursuant to 322.2615, F.S.

FDLE/ATP FORM 38 - MARCH 2004, Ref. 11D-8.007

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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	13
	☐	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: 2025009322	**Date:** 4/11/2025
	Specialist Name/ID#: T. Howard/7185