24CT15977mB

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

0551705

P# 767

☐ 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: FL0 5 0 1 0 0 0 0 | Agency Name: PALM BEACH COUNTY SHERIFF'S OFFICE | Agency Report Number: 0 6 - 24-090989

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): **State Road 80/ Lake Ave** **West Palm Beach, Florida 33405**

Location of Offense (Business Name, Address): **State Road 80/ Lake Ave** **West Palm Beach, Florida 33405**

Date of Arrest	Time of Arrest	Booking Date	Booking Time	Jail Date	Jail Time	Location of Vehicle
08/19/24	2143					

DEFENDANT

Name (Last, First, Middle): **Greenley** **Matthew** **Hamilton** | 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	10/02/1985	6-01	200	BROWN	BROWN	MEDIUM	MEDIUM

Scars, Marks, Tattoos, Unique Physical Features (Location, Type, Description): **Toyota emblem burned into left forearm from crash**

Marital Status: **Single** | Religion: none | Indication of: Alcohol Influence Y ☐ N ☐ Unk ☐ ; Drug Influence Y ☐ N ☐ Unk ☒

Local Address (Street, Apt. Number) (City) (State) (Zip): **235 Sunrise Blvd Apt 2104 West Palm Beach, Florida 33405**

Mobile Phone: **954-854-7016**

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

Permanent Address (Street, Apt. Number) (City) (State) (Zip): **same as above**

Phone

Address Source: **FL DL**

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

Phone

Occupation: **travel agent**

D/L Number, State	Soc. Sec. Number	INS Number	Place of Birth (City, State)	Citizenship
G654-548-85-362-0, FL	[redacted]		Ft. Lauderdale, FL	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 #
D.U.I. with Property Damage	1	☐ Y ☒ N	316.193(3c1)	

Drug Activity	Drug Type	Amount / Unit	Offense #	Warrant / Capias Number	Bond
N	N	Refused	24-090989		

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

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**

FILED PBG GUN CLUB '24 AUG 20 AM 7:06

Court Date and Time: Month **September** Day **19th** 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: 08/19/24

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: Brielle Bell I.D. # Pouch #

Signature of Arresting Officer: K. Noel 7660

Name of Arresting Officer (Print): K. Noel I.D. # 7660

Transporting Officer: K. Noel I.D. # 7660 Agency: PBSO

Name Verification (Printed by Arrestee) (PRINT)

AUG 20 AM 3:04

Witness here if subject signed with an "X"

PAGE 1 OF

PBSO #0148 REV. 01/23 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 Capias: 1

Juvenile:

ADMIN

Agency ORI Number: FLO 5 0 0 0 0 0

Agency Name: PALM BEACH COUNTY SHERIFF'S OFFICE

Agency Report Number: 24-090989

Charge Type (Check as many as apply): 1 Felony; 2 Traffic Felony; 3 Misdemeanor [X]; 4 Traffic Misdemeanor; 5 Ordinance; 6 Other

Special Notes:

DEF

Name (Last, First, Middle): Greenley, Matthew

Alias:

Race: W | Sex: M | Date of Birth: 10/02/1985

CHARGES

Charge Description: DUI - Propery Damage

Charge Description:

Charge Description:

Charge Description:

VICTIM

Victim's Name (Last, First, Middle): State of Florida

Race | Sex | Date of Birth

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:

- [X] 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 19th day of August 20 24 at 8:02 [ ] A.M [X] P.M (Specifically include facts constituting cause for arrest.)

PROBABLE CAUSE STATEMENT

[ ] Marsy's Law Cvl
FL Const. Art.1 § 16(b)

On the above date and time I was working a traffic post at the intersection of Lake Ave. and Southern Blvd. in the City of West Palm Beach for a Dignatary detail when a traffic crash occurred just west of the intersection involving 3 motor vehicles. I did not witness the crash but saw where the 3 vehicles came to final rest. Myself and other PBSO Deputies responded to the scene where I made contact with a whtie Toyota Rav 4 S.U.V. bearing FL tag 06DFSR, and the sole occupant, the driver a white male wearing a white T-Shirt and shorts. I asked the driver if he was injrued and if he needed medical assistance and he advised he did not. The driver remained in the vehicle until West Palm Beach Fire Rescue responded. I noted that while speaking to the driver he appeared dazed and confused and his reactions were very slow and delayed.

West Palm Beach Fire Rescue then responded and had the driver exit his vehicle. The driver refused any type of treatment from West Palm Beach Fire Rescue. The driver then walked over to the sidewalk on the SW corner of the intersection where he stood and waited for Officers from the West Palm Beach Police Dept. to respond. While standing at this location, I noticed that the driver was swaying side to side and back and forth and appeared to be possibly under the influence of narcotics and or alcoholic beverages.

PBSO Sgt. Yoder then requested that D/S Noell of the PBSO DUI Unit Respond to conduct a DUI Investigation. It should be noted that the above driver was later identified as

Due to the Dignatary detail that I was working I did not have by Body Camera activated at the time fo the crash to capture my actions.

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ADMINISTRATIVE

STATE OF FLORIDA
COUNTY OF PALM BEACH

(Signature of Arresting/Investigative Officer) #7507

The foregoing instrument was sworn to or affirmed and subscribed before me this 19 day of August 20 24 by Cpl. T. Dague #7507

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

Notary Public, Clerk of Court, Clerk (F.S.S). 117.10) 2660

D.U.I. PROBABLE CAUSE AFFIDAVIT

ON THE 19th DAY OF August 20 24 , AT 2000 ☐ AM ☒ PM

SUBJECT: Greenley Matthew Hamilton CASE NUMBER: 24-090989

AGENCY: PALM BEACH COUNTY SHERIFF'S OFFICE ARRESTING OFFICER: K. Noel 7660

PERSONAL CONTACT

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

On August 19th 2024 at approximately 8:10 p.m., I responded to the area of State Road 80 and Lake Ave in reference to a traffic crash to assist the City of West Palm Beach Police Dept. with a possible impaired motorist. This area is located in the City of West Palm Beach, Florida, Palm Beach County. Upon arrival, I met with Ofc. N. Quinn ID 02230 of the West Palm Beach Police Dept. who completed the traffic crash report; See WPBPD case 20240013613. I also met with PBSO Cpl. T. Dague ID 7507 along with the occupants of other vehicles to include: Strassel, Shellenberger, Ludwig and Lane where I learned the following:

Strassel was driving a white Volkswagon four door FL tag "DD77048"; having been stopped at the red traffic light while facing eastbound on State Road 80 at the intersection of Lake Ave. While stopped at the red light, a white Toyota/ Rav4 FL tag "06DFSR" had been traveling eastbound on State Road 80 approaching Lake Ave along the same lane, which the Volkswagon had been stopped in. The Toyota was driven by Greenley; the above mentioned and sole occupant; current registered owner of the vehicle, as well. The Rav4 impacted the rear of the Volkswagon then ricocheted off of the Volkswagon and impacted the passenger side door area of a silver Toyota/ Sienna minivan FL tag "PEHZ63" as the Sienna was making a left hand turn onto Lake Ave from State Road 80 being driven by Cabrera Ramos. Occupants from the Volkswagon, Stassel, Shellenberger, Ludwig and Lane were able physically identify Greenley as the driver of the Rav4. I then met with D/S Dague who stated the following in a sworn written statement:

OBSERVATION OF DRIVER:

"On the above date and time I was working a traffic post at the intersection of Lake Ave. and Southern Blvd. in the City of West Palm Beach for a Dignatary detail when a traffic crash occurred just west of the intersection involving 3 motor vehicles. I did not witness the crash but saw where the 3 vehicles came to final rest. Myself and other PBSO Deputies responded to the scene where I made contact with a white Toyota Rav 4 S.U.V. bearing FL tag 06DFSR, and the sole occupant, the driver a white male wearing a white T-Shirt and shorts. I asked the driver if he was injured and if he needed medical assistance and he advised he did not. The driver remained in the vehicle until West Palm Beach Fire Rescue responded. I noted that while speaking to the driver he appeared dazed and confused and his reactions were very slow and delayed.
West Palm Beach Fire Rescue then responded and had the driver exit his vehicle. The driver refused any type of treatment from West Palm Beach Fire Rescue. The driver then walked over to the sidewalk on the SW corner of the intersection where he stood and waited for Officers from the West Palm Beach Police Dept. to respond. While standing at this location, I noticed that the driver was swaying side to side and back and forth and appeared to be possibly under the influence of narcotics and or alcoholic beverages.
PBSO Sgt. Yoder then requested that D/S Noel of the PBSO DUI Unit Respond to conduct a DUI Investigation. It should be noted that the above driver was later identified as
Due to the Dignitary detail that I was working I did not have by Body Camera activated at the time of the crash to capture my actions."

I observed the driver standing on the corner of the above intersection wearing a black tee shirt with blue multi colored shorts. The driver was very dazed and disoriented while swaying noticeably and having difficulty maintaining his balance. I introduced myself and escorted the driver to the bank parking lot area where we continued to speak further. The driver staggered noticeably as we walked. As the driver stood in front of me, I observed him sway noticeably in a circular motion; I observed his eyes to be glassy and glossy, as well. The driver tried to explain the fact of the traffic crash, but could not. The driver presented as very disoriented; inability to tell me our general location even after saying "of course" when I asked if he was familiar with this area. As the driver spoke, his speech was very thick, slurred, and mumbled. Also, as the driver spoke, I began to observe an obvious odor of and unknown alcoholic beverage coming from his person. The driver stated that "she"; however, no idea if the driver was a female, but that the other car had hit the side of his car; this being inconsistent with the facts of the crash.

DRIVER'S STATEMENTS:

I completed a preliminary screening to conclude that the driver has no injuries to his neck, back, etc. I did observe minor cuts on both left and right shins along with the Toyota emblem burned into the drivers left forearm due to the airbag deployment. It should be noted that WPB fire rescue had responded to the scene and provided medical attention to the driver, WPB recuse 2 number 19946. The driver had refused further treatment. While explaining the facts of the crash, the driver continued talking over me while wanting an uber home. I explained my concerns for impairment, which the driver didn't understand. The driver did provide his FL DL to identify him as the above listed. I also explained that the traffic crash investigation was complete and that I was "switching hat" to a criminal investigation. I read the driver his Miranda Warning, which the driver stated that he understood. The driver again tried to explain the crash, but still had difficulty. The driver stated that he had not been drinking, but smoked some Marijuana earlier. The driver went back and forth with old injuries to his back then stating that he was fine and not in any pain. The driver stated that he does take Anxiety and HBP medication. I asked the driver to submit to roadside tasks, which he refused. Taylor Warnings were explained two or three times. I explained that negative consequences to include: that it could be used against him at a later date and time; also I explained the facts of the crash along with my observations as reasoning from my request. I asked the driver to explain this back; however, the driver was unable to explain anything back while instead rambling on off topic. The driver ultimately refused and was then placed under arrest for DUI. While securing the defendant in my vehicle, the odor of alcohol intensified.

ODORS:

obvious odor of an unknown alcoholic beverage

GENERAL OBSERVATIONS

SPEECH: **thick, mumbled and slurred**

ATTITUDE: **cooperative**

CLOTHING: **see above**

MEDICAL/OTHER: **Anxiety medications, HBP medication, no injuries.**

NOT A CERTIFIED COPY

STATE OF FLORIDA
COUNTY OF PALM BEACH

K. Noel 7660
(Signature of Arresting/Investigative Officer)

The foregoing instrument was sworn to or affirmed and subscribed before me this 20th day of August 20 24 by K. Noel 7660

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

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

THOMAS HENRY LEAHEY
Notary Public - State of Florida
Commission # HH 408332
My Comm. Expires Jun 20, 2027
Bonded through National Notary Assn.

SUBJECT: Greenley Matthew **CASE NUMBER** 24-090989

ROADSIDE TASKS

HORIZONTAL GAZE NYSTAGMUS / LIGHTED PEN STIMULUS TASK: SFST

☐ 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:

WALK & TURN: REFUSED

Refused

ONE LEG STAND: REFUSED

Refused

FINGER TO NOSE: REFUSED

Refused

ROMBERG ALPHABET: REFUSED

Refused

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BREATH TEST RESULTS: **Refused**

STATE OF FLORIDA
COUNTY OF PALM BEACH

K. Noel 7660
(Signature of Arresting/Investigative Officer)

The foregoing instrument was sworn to or affirmed and subscribed before me this 20th day of August 20 24 by K. Noel 7660

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

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

THOMAS HENRY LEAHEY
Notary Public - State of Florida
Commission # HH 408332
My Comm. Expires Jun 20, 2027
Bonded through National Notary Assn.

WITNESS LIST

CASE NUMBER: 24-090989

ARRESTING OFFICER: K. Noel

ADDRESS: 3228 Gun Club Road, West Palm Beach, Florida 33406

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

CAN TESTIFY TO: DUI Investigation

NAME: Cpl. T. Dague ID 7507, PBSO

ADDRESS: 3228 Gun Club Road, West Palm Beach, Florida 33406

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

CAN TESTIFY TO: see report

NAME: Ofc. N. Quinn ID 02230

ADDRESS West Palm Beach Police Depart.

PHONE NUMBERS (HOME) _____ (WORK) _____

CAN TESTIFY TO: Crash Report

NAME: Erwin A. Cabrera Ramos

ADDRESS 806 Kaye St, West Palm Beach, Florida 33405

PHONE NUMBERS (HOME) _____ (WORK) 561-983-1931

CAN TESTIFY TO: Motorist driving Toyota Sienna

NAME: Celia Lane

ADDRESS 2950 Mount Hill Drive, Midlothian, VA 23113

PHONE NUMBERS (HOME) _____ (WORK) 804-212-5878

CAN TESTIFY TO: Passenger in Volkswagon, see report

NAME: Grace Strassel

ADDRESS 1008 Sterling Pine Pl, Loxahatchee, Florida 33470

PHONE NUMBERS (HOME) _____ (WORK) 561-906-5357

CAN TESTIFY TO: Driver of Volkswagon, see report

NAME: Sophie Shellenberger

ADDRESS 8 Smith Drive, Allentown, NJ 08501

PHONE NUMBERS (HOME) _____ (WORK) 609-592-0345

CAN TESTIFY TO: Passenger in Volkswagon, see report

NAME: Rylie Ludwig

ADDRESS 141 Sword Fern Pl, Wellington, Florida 33414

PHONE NUMBERS (HOME) _____ (WORK) 630-561-4188

CAN TESTIFY TO: Passenger in Volkswagon, see report

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

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)_____

NOT A CERTIFIED COPY

*Original

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

SUBJECT:_____ CASE NUMBER:_____

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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)_____

NOT A CERTIFIED COPY

Dark Copy

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? _____

INTERVIEWER: _____

NOT A CERTIFIED COPY

Original *

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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TESTING FACILITY TASK REPORT

AGENCY: PBSO

SUBJECT: Greenley, Matthew H

CASE NUMBER: 24-090989

DATE: Aug 19, 2024

VIDEO DVD NUMBER: N/A

BEGINNING TIME: 2228

ENDING TIME: 2235

BREATH TESTS RESULTS: 1) R TIME 2230 A.M. ☐ P.M. ☒ 2) n/a TIME 0 A.M. ☐ P.M. ☐

3) 0 TIME n/a A.M. ☐ P.M. ☐ 4) n/a TIME 0 A.M. ☐ P.M. ☐

BREATH OPERATOR: Thomas H Leahey #19183

MAINTENANCE TECHNICAN: Jason Karlecke #6467

TESTING OFFICER'S OBSERVATIONS

SPEECH: slurred, thick

ATTITUDE: talkative

CLOTHING: blur shorts, black t-shirt, brown flip flops

MEDICAL CONDITIONS: High Blood pressure, Anxiety

MEDICATIONS: Lexipro

OTHER:

eyes are glassy & bloodshot
odor of unknown alcoholic beverage on breath

REFUSED

COMMENTS:

arrived at center A/O conducted 20 minute observation period 2205 hrs

subject refused to perform breath test

A/O read I/C & subject understood I/C

subject refused to perform breath test

REFUSED

A/O called refusal @ 2230

A/o read rights on scene & subject remembered rights

A/O conducted Q&A

subject answered questions

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

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PBSO CASE # **24-090989** PBSO ZONE **WPB**

AGENCY CASE # **24-090989** CRASH CASE # **WPB case**

TIME OF STOP/CRASH **2000** DATE **08/19/2024** DAY **Monday**

SUBJECT'S NAME **Greenley** (LAST) **Matthew** (FIRST) **Hamilton** (MID)

DOB **10/02/1985** HGT **6-01** WGT **200** RACE **W** SEX **M**

LOCATION **State Road 80/ Lake Ave** **West Palm Beach, Florida 33405**

ARRESTING OFFICER'S NAME & ID **K. Noel** **7660** **Palm Beach County Sheriff's Office** (AGENCY)

DIVISION: **Traffic/ DUI**

NOTIFIED BY COMMO **yes**

BREATH RESULTS:

REFUSED

ARRIVAL AT FACILITY **2205**

ARREST TIME **2143**

Thomas Leahey **#19183**

BAT TECH. OFFICER NAME & ID

PBSO VIDEOTAPE #

STATE OF FLORIDA
AFFIDAVIT OF REFUSAL TO SUBMIT TO
BREATH TEST

I, Deputy KEN NOEL, 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 NINTEENTH day of August, 2024, at 9:43 PM

DRIVER (Type or Print) MATTHEW (FIRST) HAMILTON (MIDDLE OR MAIDEN) GREENLEY (LAST),

DL # G654548853620, state of FL, was placed under lawful arrest for

the offense of DUI by Deputy KEN NOEL and
(Name of Arresting Officer)

issued Citation # AJIWBTE.

That on or about the TWENTIETH day of August, 2024, at 10:30 PM

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.

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Signature of Law Enforcement Officer or Correctional Officer 7660

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

THOMAS HENRY LEAHEY
Notary Public - State of Florida
Commission # HH 408332
My Comm. Expires Jun 20, 2027
Bonded through National Notary Assn.

(AFFIX SEAL)

The foregoing instrument was sworn and subscribed before me this 20 day of August, 20 24 by Dep K Noel #7660 who is personally known to me or who has produced Known as identification.

Notary Public T Leahey

The foregoing instrument was sworn and subscribed before me:

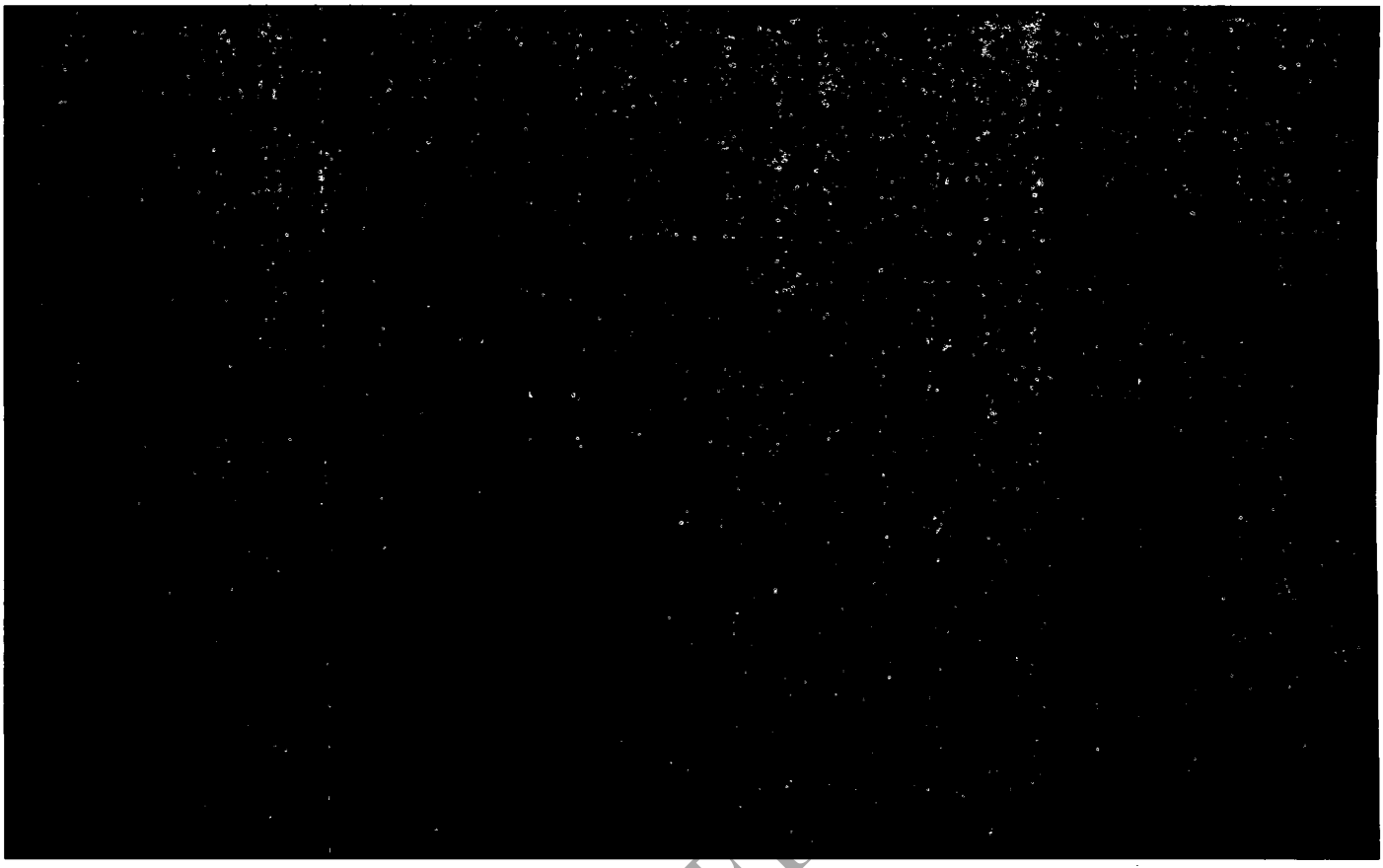
Signature of Attesting Officer

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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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	15
	☒	316.650(11)	Driver information contained in a uniform traffic citation	14
	☐	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: 2024022412	**Date:** 8/20/2024
	Specialist Name/ID#: Joe Kovach 44820