0537377 23CT677ANB 3340

ARREST / NOTICE TO APPEAR

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

1 JUVENILE

ADMINISTRATION

OBTS Number

Agency ORI Number: 0501700
Agency Name: Jupiter Police Department
Agency Report Number (N.T.A.'s only): 5 | 4 | 23-000161

Charge Type (Check as many as apply): ☐ 1. Felony ☐ 2. Traffic Felony ☐ 3 Misdemeanor ☒ 4 Traffic Misdemeanor ☐ 5 Ordinance ☐ 6 Other
If Weapon Seized — Enter Type: UNARMED
Multiple Clearance Indicator: 1

Location of Arrest (Including Name of Business): MILITARY TRL/CHEVRON CIR JUPITER FL
Location of Offense (Business Name, Address): 999 MILITARY TRL/JUPITER LAKES BLVD, JUPITER, FL

Date of Arrest	Time of Arrest	Booking Date	Booking Time	Jail Date	Jail Time	Location of Vehicle
01/11/2023	23:47	01/11/2023	23:57			TOWED

DEFENDANT

Name (Last, First, Middle): KEPPY, NICOLE LYNN
Alias (Name, DOB, Soc. Sec. #, Etc.): Alias:

Race (W - White, B - Black, I - American Indian, O - Oriental/Asian)	Sex	Date of Birth	Height	Weight	Eye Color	Hair Color	Complexion	Build
W	F	03/14/1969	5'07	150	BROWN	BROWN	LIGHT	Medium

Scars, Marks, Tatoos, Unique Physical Features (Location, Type, Description):
Marital Status: M
Religion: OTHER
Indication of Alcohol Influence: ☒ Yes ☐ No ☐ Unk
Drug Influence: ☒

Local Address (Street, Apt. Number) (City) (State) (Zip): 1020 LANDS END WAY, JUPITER, FL 33458
Phone: (860) 256-5004
Residence Type (1 City, 2 County, 3 Florida, 4 Out of State): 1
Permanent Address (Street, Apt. Number) (City) (State) (Zip): 1020 LANDS END WAY, JUPITER, FL 33458
Phone: (860) 256-5004
Address Source: FL DL
Business Address (Name, Street) (City) (State) (Zip):
Phone:
Occupation:

D/L Number, State	Soc. Sec. Number	INS Number	Place of Birth (City, State)	Citizenship
K100632695940 / FL	[redacted]		HARRISBURG, PA,	US

CO-DEF

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

JUVENILE

☐ Parent ☐ Other: ☐ Legal Custodian
Name (Last, First, Middle):
Residence Phone:
Address (Street, Apt. Number) (City) (State) (Zip):
Business Phone:
Notified by: (Name) Date Time
JUVENILE DISPOSITION: 1 Handled/Processed within Department and Released; 2 TOT JAC; 3 Incarcerated
Released To: (Name) Relationship Date Time

The above address was provided by ☐ defendant and/or ☐ defendant's parents.
The child and/or parent was told to keep the Juvenile Court Clerk's Office (Phone 355-2526) informed of any change of address.
☐ Yes, by: ☐ No

School Attended: Grade:
Property Crime? ☐ Yes ☒ No
Description of Property: Value of Property:

CODE

Drug Activity: N. N/A, P. Possess, S. Sell, B. Buy, T. Traffic, R. Smuggle, D. Deliver, E. Use, K. Disperses/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., S. Synthetic, P. Paraphernalia/Equipment, U. Unknown, Z. Other

CHARGE

Charge Description	Statute Violation Number	Violation of ORD #
DUI - BREATH .08 OR ABOVE	316.193(1)(C)	

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

CHARGE

Charge Description	Statute Violation Number	Violation of ORD #

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

CHARGE

Charge Description	Statute Violation Number	Violation of ORD #

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

INTAKE

Health / Apparent Physical Condition of Defendant:
Any knowledge of the following: ☐ Mental ☐ Escape Risk ☐ Medication ☐ Deformities ☐ Injuries
Explain:

Check which applies: ☐ Released O.R. ☐ Released to Parent/Guardian ☒ T.O.T. County Jail ☐ Posted Bond ☐ South County Mental Health
PROPERTY - Received By:
Released By:
Released To:
Transported By:
Date Transported: / / : :
Time Transported:
Other:

NOTICE TO APPEAR

☒ INSTRUCTION NO. 1 - Mandatory appearance in court
☐ INSTRUCTION NO. 2 - You need not appear in Court but must comply with instructions on Page 2.

Location (Court, Room): North County PALM BEACH GARD
Court Date and Time: 02/15/2023 08:30:00

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

Signature of Defendant (or Juvenile and Parent/Custodian): Nicole Keppy
Date Signed: 1-12-23

No Photo Available

ADMIN

HOLD for Other Agency:
☐ Dangerous ☐ Resisted Arrest ☐ Suicidal ☐ Other
Make/Model: D: Pouch #:

Signature of Arresting Officer: [signature] 1243
Name of Arresting Officer (Print): SEIER, BRADLEY I.D. # 1243
Transporting Officer: SEIER I.D. # 1243 Agency: JUPITE

Name Verification (Printed by Arrestee) (PRINT): SCANNED JAN 12 2023
Witness here if subject signed with an "X":

☐ COURT ☐ STATE ATTORNEY ☐ AGENCY ☐ CENTRAL RECORDS ☐ JAIL ☐ CRIME ANALYSIS ☐ P.I.O. ☐ DEFENDANT

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PROBABLE CAUSE AFFIDAVIT

OBTS Number:

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

1 JUVENILE

ADMIN

Agency ORI Number	Agency Name	Agency Report Number
FL 0501700	JUPITER POLICE DEPARTMENT	5 | 4 | 23-000161

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

Special Notes:

DEF

Name (Last, First, Middle)	Alias	Race	Sex	Date of Birth
KEPPY, NICOLE LYNN		W	F	03/14/1969

CHARGES

Charge Description	Charge Description
316.193(1)(C) DUI - BREATH .08 OR ABOVE	
Charge Description	Charge Description

VICTIM

Victim's Name (Last, First, Middle)	Race	Sex	Date of Birth
State Of Florida			

Local Address (Street, Apt. Number)	(City)	(State)	(Zip)	Phone	Address Source

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

PROBABLE CAUSE STATEMENT

The undersigned certifies and swears that he/she has just and resonable 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 committ the below acts.

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

On the 11 day of January, 2023 at 23:47 (Specifically include facts constituting cause for arrest.)

On Wednesday, January 11, 2023 at approximately 2315 hours, I was on routine patrol in a marked Jupiter Police vehicle driving north bound on Military Trl near Jupiter Lakes Blvd, Jupiter FL, when I saw a gray Jeep Wrangler, bearing FL tag QLFV99, driving north bound in front of me in the right lane of travel without lights on in the hours of darkness. I initiated a traffic stop on the Jeep and the Jeep stopped on Chevron Cir and Military Trl.

I walked up to the driver side of the vehicle to make contact with the driver who was holding her driver`s license out of the driver`s side window. I identified myself and explained my reason for the stop. Keppy stated that she was not used to driving the Jeep and thought it had automatic lights. As I stood at the driver side window, I could smell the strong odor of an unknown alcoholic beverage coming from inside of the vehicle. I obtained all necessary documents from the driver, and identified her a Nicole Keppy (W/F, DOB: 03/14/1969). I immediately noticed that Keppy had red, watery/glassy eyes. I asked Keppy where she was coming from, and in a slurred speech she stated she was picking up her husband from the airport. I asked Keppy if she had anything to drink tonight, and she stated she had three Titos and Sodas. I asked Keppy where she consumed the alcoholic beverages, and she stated "Brick and Border." Throughout our conversation, I continually smelled the strong odor of an unknown alcoholic beverage from Keppy`s breath, person and vehicle. Keppy spontaneously told me that she normally doesn`t do this and that she should not have driven. Officer Matonti responded to the scene to assist.

I asked Keppy to step out of the vehicle, and she consented. I confirmed with Keppy the above stated information. During the following answers, Keppy had an extremely dry mouth and spoke with a slurred speech. Keppy stated she had three drinks of Titos and Soda with dinner at "Brick and Border." I asked Keppy where that restaurant was located, and she stated "Abacoa." I asked Keppy if she meant "Brick and Barrel" and she stated she in

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ADMINISTRATIVE

SWORN AND SUBSCRIBED BEFORE ME

NOTARY PUBLIC / CLERK OF COURT / OFFICER

01/12/2023
DATE

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

SIGNATURE OF ARRESTING / INVESTIGATING OFFICER

SEIER, BRADLEY (1243)
NAME OF OFFICER (PLEASE PRINT)

01/12/2023
DATE

COURT STATE ATTORNEY CENTRAL RECORDS JAIL CRIME ANALYSIS P. I. O.

ADMIN

OBTS Number	PROBABLE CAUSE AFFIDAVIT SUPPLEMENT	1. Arrest 2. N.T.A. 3. Request for Warrant 4. Request for Capias	1	JUVENILE

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Special Notes:

DEF

Name (Last, First, Middle)	Alias	Race	Sex	Date of Birth
KEPPY, NICOLE LYNN		W	F	03/14/1969

PROBABLE CAUSE STATEMENT

fact did and informed me she was new to the area. I asked Keppy when she had her last drink, and she stated 30 minutes prior to the traffic stop. I asked Keppy when she had her first drink, and she stated at approximately 9:20 PM.

I asked Keppy if she would consent to completing the Standard Field Sobriety Tasks (SFST), and she stated she would. Keppy stated she did not have any preexisting medical conditions or injuries that would prevent her from completing the tasks.

The SFST`s were performed on the level asphalt at the location of the traffic stop. I conducted the SFST`s in the following fashion:

HORIZONTAL GAZE NYSTAGMUS (HGN):
I conducted the HGN task. While Keppy was in the starting position, she swayed back and forth and side to side. Keppy had lack of smooth pursuit, distinct and sustained nystagmus at maximum deviation, and onset of nystagmus prior to 45 degrees. I also conducted the vertical gaze nystagmus test and determined nystagmus was not present.

WALK AND TURN:
I conducted the Walk and Turn task. While explaining and demonstrating the starting position to Keppy, she immediately began to start to walk down the yellow line and was unsteady on her feet. I reminded Keppy to not start until instructed to do so. I explained and demonstrated the starting position, and Keppy began to walk down the line, missing every heel to toe step before being instructed to do so. I attempted to demonstrate the starting position again, and Keppy placed her right foot in front of her left. Keppy stated she did not think she would be able to complete the task, and then stated she would try again. I explained and demonstrated the task, and Keppy stated she understood. Keppy did not keep her hands at her side, and missed heel to toe on step 3,4, and 6. Keppy also walked with her feet at an approximate 45 degree angle throughout the duration of the task. At the ninth step, Keppy did not take a series of small steps around her front foot, and walked with her feet at an approximate 45 degree angle on the 9 heel to toe steps back.

ONE LEG STAND:
I conducted the one leg stand. Keppy stated she understood the instructions. Keppy lifted her right foot off the ground. Keppy counted to three and set her foot on the ground. Keppy lifted her right foot back off the ground, counted to 13, then set her foot down on her own accord and did not continue from that point on.

ROMBERG ALPHABET:
I conducted the Romberg Alphabet. Keppy started before she was instructed to do so and began to sing/rhyme from J,K,L,M,N,O,P...Q,R,S and the stated W,X,Y "and" Z.

FINGER TO NOSE:

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ADMINISTRATIVE

SWORN AND SUBSCRIBED BEFORE ME

NOTARY PUBLIC / CLERK OF COURT / OFFICER, F.S.S. 117.10

01/12/2023
DATE

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

SIGNATURE OF ARRESTING / INVESTIGATING OFFICER

SEIER, BRADLEY (1243)
NAME OF OFFICER (PLEASE PRINT)

01/12/2023
DATE

COURT STATE ATTORNEY CENTRAL RECORDS JAIL CRIME ANALYSIS P. I. O.

ADMIN

OBTS Number	PROBABLE CAUSE AFFIDAVIT SUPPLEMENT	1. Arrest 2. N.T.A. 3. Request for Warrant 4. Request for Capias	1	JUVENILE

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Special Notes

DEF

Name (Last, First, Middle)	Alias	Race	Sex	Date of Birth
KEPPY, NICOLE LYNN		W	F	03/14/1969

PROBABLE CAUSE STATEMENT

I conducted the finger to nose task. Keppy completed the task without incident.

Based on the above investigation findings, I placed Keppy under arrest for driving under the influence at approximately 2347 hours. I placed Keppy in handcuffs, properly adjusting and double locking them. Officer Raleigh responded to the scene and conducted a female search incident to arrest.

East Coast towing towed the vehicle from the scene.

I transported Keppy to the Palm Beach County Jail Breath Alcohol Testing Center. Keppy was placed under observation for 20 minutes, which began at 0020 hours on 01/12/2023. After the observation period, Keppy provided breath sample .134 at 0047 hours and.138 at 0051 hours. I read Keppy her constitutional Miranda warnings and she stated she understood and refused to speak with me.

Keppy was issued a citation for driving at night without lights (AH4VP6E) and DUI citation AH4VP7E.

Keppy was booked in the Palm Beach County Jail pursuant to F.S.S. 316.193(1)(C) DUI - BREATH .08 OR ABOVE. Keppy was given a court date of 02/15/2023, 0830 hours at North County Court in PBG.

BWC was utilized.

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ADMINISTRATIVE

SWORN AND SUBSCRIBED BEFORE ME

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

01/12/2023
DATE

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

SIGNATURE OF ARRESTING / INVESTIGATING OFFICER

SEIER, BRADLEY (1243)
NAME OF OFFICER (PLEASE PRINT)

01/12/2023
DATE

COURT STATE ATTORNEY CENTRAL RECORDS JAIL CRIME ANALYSIS P. I. O.

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

PBSO CASE # 23-024872 PBSO ZONE 3-14

AGENCY CASE # 23000161 CRASH CASE #

TIME OF STOP/CRASH 2315 DATE 01/11/2023 DAY WEDNESDAY

SUBJECT'S NAME NICOLE LYNN KEPPY RACE W SEX F

HGT 5'7" WGT 150 DOB 03/14/1969

LOCATION MILITARY TRL / CHEVRON CIR, JUPITER, FL

ARRESTING OFFICER'S NAME & ID SEIER 1243 AGENCY JUPITER P.D.

DIVISION: PATROL

NOTIFIED BY COMMO 2355

ARRIVAL AT FACILITY 0020

Arrest Time 2347

BREATH RESULTS:

1. .134
2. .138
3. N/A
4. N/A

TESTING OFFICER'S ID 19183

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SUBJECT: _____ CASE NUMBER: 23-001161

IMPLIED CONSENT FOR DUI IN A MOTOR VEHICLE

NOTE: READ ONLY THE PARAGRAPH APPLICABLE TO THE TYPE OF TEST YOU ARE REQUESTING.

I am now requesting that you submit to a lawful test of your ***BREATH*** for the purpose of determining its alcohol content.

OR

I am now requesting that you submit to a lawful test of your ***URINE*** for the purpose of determining the presence of chemical or controlled substances.

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

I am _____ of the _____

If you refuse to take the test I have requested of you, your driving privilege will be suspended for a period of one (1) year for a FIRST REFUSAL, or eighteen (18) months if your driving privilege has been PREVIOUSLY SUSPENDED, or if you have been PREVIOUSLY FINED under s. 327.35215, for refusing to submit to a lawful test of your breath, urine, or blood. Additionally, if you refuse to take the test I have requested of you, and if your driving privilege has been previously suspended, or if you have been previously fined under s. 327.35215, for a refusal to submit to a lawful test of your ***breath, urine*** or blood, you will be committing a misdemeanor, in addition to any other penalties which can be imposed by law.

Refusal to submit to the test I have requested is admissible into evidence in any criminal proceeding.

Do you understand what I have just read to you? YES <or> NO Do you still refuse to submit to this test? YES <or> NO

NOTE: IF THE SUBJECT POSSESSES A COMMERCIAL DRIVER'S LICENSE (CDL), READ THE FOLLOWING,

If you are a Commercial Driver License (CDL) holder or were driving a Commercial Motor Vehicle (CMV), your refusal to submit to testing will result in the loss of your commercial driving privilege for a period of one year from today. If this is your SECOND REFUSAL, you will be permanently disqualified from holding a CDL or operating a CMV.

Do you understand what I have just read to you? YES <or> NO Do you still refuse to submit to this test? YES <or> NO

SUBJECTS SIGNATURE: (X)_____

CONSTITUTIONAL WARNINGS

I AM REQUIRED TO WARN YOU BEFORE YOU MAKE ANY STATEMENTS THAT YOU HAVE THE FOLLOWING RIGHTS:

1. You have the right to remain silent and not answer any questions.
2. Any statement must be freely and voluntarily given.
3. You have the right to the presence of a lawyer of your choice before you make any statement and during any questioning.
4. If you cannot afford a lawyer, you are entitled to the presence of a court appointed lawyer before you make any statements and during any questioning.
5. If at any time during the interview you do not wish to answer any questions, you are privileged to remain silent.
6. I can make no threats or promises to induce you to make a statement. This must be of your own free will.
7. Any statement can and will be used against you in a court of law.

SUSPECT'S SIGNATURE: (X)_____

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SUBJECT: _____ CASE NUMBER: 23[illegible]

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: S[illegible] 1243 J[illegible]

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

PBSO #0129C REV. 9/93

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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 CO SO
Instrument Serial Number: 80-006239 Software: 8100.27
Date of Test: 01/12/2023

Date of Last Agency Inspection: 12/22/2022
Observation Period Began: 00:20
Subject's Name: NICOLE L KEPPY DOB: 03/14/1969 Sex: F

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	00:45
Air Blank	0.000	00:45
Control Test	0.079	00:46
Air Blank	0.000	00:46
Subject Sample #1	0.134	00:47
Air Blank	0.000	00:48
Air Blank	0.000	00:49
Subject Sample #2	0.138	00:51
Air Blank	0.000	00:51
Control Test	0.080	00:52
Air Blank	0.000	00:52
Diagnostics Check	OK	00:52

Cylinder Lot: 02021080A1
Exp: 03/05/2023

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 THOMAS H LEAHEY, 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: 01/12/2023
Signature

Sworn to (or affirmed) before me this 12 day of January, 2023

_____ _____
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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WITNESS LIST

CASE NUMBER: 23000161

ARRESTING OFFICER: Bradley Seier

ADDRESS: 196 Military Trl. Jupiter, FL 33458

PHONE NUMBERS (HOME): _____ (WORK) (561) 746-6201

CAN TESTIFY TO: PC

NAME: Officer Matonti

ADDRESS: 196 Military Trl. Jupiter, FL 33458

PHONE NUMBERS (HOME) _____ (WORK) (561) 746-6201

CAN TESTIFY TO: Investigation

NAME: Officer Robichaud

ADDRESS 196 Military Trl. Jupiter, FL 33458

PHONE NUMBERS (HOME) _____ (WORK) (561) 746-6201

CAN TESTIFY TO: Investigation

NAME: _____

ADDRESS _____

PHONE NUMBERS (HOME) _____ (WORK) _____

CAN TESTIFY TO: _____

NAME: _____

ADDRESS _____

PHONE NUMBERS (HOME) _____ (WORK) _____

CAN TESTIFY TO: _____

NAME: _____

ADDRESS _____

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CAN TESTIFY TO: _____

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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: JPD

SUBJECT: Keppy, Nicole L

CASE NUMBER: 23-024872

DATE: Jan 12, 2023

VIDEO DVD NUMBER: n/a

BEGINNING TIME: 0043

ENDING TIME: 0053

BREATH TESTS RESULTS: 1) .134 TIME 0047 A.M. ☒ P.M. ☐ 2) .138 TIME 0051 A.M. ☒ P.M. ☐

3) n/a TIME 0 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: fidgety, cooperative

CLOTHING: blue jeans, black shirt, gray sweater, black sandals

MEDICAL CONDITIONS: nerve pain, thyroid

MEDICATIONS: Gabapentin, Levothyroxine

OTHER:

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

COMMENTS:

arrived at center A/O conducted 20 observation period at 0020 hrs

subject agreed to perform breath test

subject completed breath test

A/O read rights & subject understood rights

tech read breath test results & subject understood breath test results

A/O attempted Q&A

subject declined to answer questions

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PALM BEACH COUNTY
SHERIFF'S OFFICE

Florida State Statute Exemption Sheet

Palm Beach County Sheriff's Office – Arrests Only

	X	Florida State Statute	Description	Page Number(s)
L/E Exemptions	☐	119.071(2)(d)	Surveillance techniques, procedures and personnel; inventory of law enforcement resources, policies or plans pertaining to mobilization deployment or tactical operations.	
	☐	943.053, 943.0525	NCIC/FCIC/FBI and in-state FDLE/DOC.	
	☐	119.071(4)(c)	Undercover personnel.	
	☐	119.071(2)(f)	Confidential informants (CIs).	
	☐	119.071(2)(e)	Confession.	
Public Info. Exemptions	☐	985.04(1)	Juvenile offender records.	
	☐	119.071(h)(i)	Assets of a crime victim.	
	☐	395.3025(7)(a), 456.057(7)(a)	Medical information.	
	☐	394.4615(7)	Mental health information.	
	☐	119.071(4)(d)(2)(a)	Home address, telephone, Social Security number, date of birth, or photos of active/former LE personnel, spouses, and children.	
Florida Rules of Judicial Administration 2.420 (Rule of 23)	☒	(iii) 119.0714(1)(i)-(j), (2)(a)-(e)	Social Security, bank account, charge, debit, and credit card numbers.	2
	☐	(viii) 394.4615(7)	Clinical records under the Baker Act.	
	☐	(xii) 741.30(3)(b)	The victim's address in a domestic violence action on petitioner's request.	
	☐	(xiii) 119.071(2)(h), 119.0714(1)(h)	Protected information regarding victims of child abuse or sexual offenses.	
	☐			
	☐			
	☐			
	☐			
	☐			
Other	☐		Other:	
	☐		Other:	

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REVIEW COMPLETED BY

Booking Number: 2023001093	**Date:** 1/12/2023
	Specialist Name/ID: Chantel Daniels/30347