Arrest Report 0563677 3807

25CT18750MB

FLORIDA HIGHWAY PATROL
P.O. BOX 540007, GREENACRES, FL 33454

Report Date / Time	Report Number	Case Number/Cad Number	Reporting Officer Name
12/7/2025 02:55 AM	FHP99ARR909467	FHP25ON0575740 / RCC25IN0891161	LAFLEUR

Originating Agency ORI	Occur Date Time Range	Jurisdiction
FL0509000	12/07/2025 01:34:59 -	

OBTS Number	Other Number

Location of Occurrence

County	Location Type	Location Description
PALM BEACH	PUBLIC PLACE	BREAKERS 1 S COUNTY RD

Street Number	Street	Apt/Lot/Bldg	City	State	Zip Code
	ROYAL PALM WAY		PALM BEACH	FL	33480

Defendant

First Name	Middle Name	Last Name	Suffix	Race	Sex	Height	Weight	Hair	Eyes
RICHARD	PAUL	BURSEK		WHITE	MALE	600	185	BLK	BRO

MNI #	SSN	Date of Birth	Age	ID Type	Drivers License or other ID	State	OCA / Agency ID
	[redacted]	03/11/1975	50		B622755750910	FL	

Place of Birth:	WHITEFISH BAY WI USA

Address
* RESIDENCE / 619 RIVERSIDE RD , NORTH PALM BEACH, FL 33408 / Palm Beach

Arrest

Arrest Date/Time	Arrest Location Type	Arrest Location Description
12/7/2025 2:13:59 AM	PUBLIC PLACE	S COUNTY RD

Street Number	Street	Apt/Lot/Bldg	County	City	State	Zip Code
	ROYAL PALM WAY		PALM BEACH	PALM BEACH	FL	33480

Charge :

Counts	Charge	Bond Amount	
1	316.193.3c1 (1) 1.000	$0.00	☐ No Bond

Charge Degree	Charge Level
F	MISDEMEANOR
General Offense Code	Arrest Offense Code
	DUI-UNLAW BLD ALCH

Charge Description
DUI DAMAGE TO PROPERTY OR PERSON OF ANOTHER

Administrative Code - Description
-

Is Arrestee Juvenile?	No
Type of Arrest	On-View Arrest (apprehension without a warrant or previous incident report)

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Bond Set by Court

Bond Amount	
	☐ No Bond

Bond Type(s)

Probable Cause

On December 7, 2025, at approximately 01:40 AM, I, Trooper Lafleur (ID#5261), responded to assist Captain Strickland (ID#2093) in reference to a hit and run accident that occurred at The Breakers Palm Beach (1 South County Road, Palm Beach , Fl 33480) in the parking lot. Upon my arrival, I spoke with Captain Strickland, and I observed a gray Tesla Model S passenger vehicle bearing a Florida License plate of (AF18LY) with minor damage in the left rear portion of the vehicle.
Captain Strickland advised that while interacting with the driver of V01, he observed multiple signs of impairment, including a strong odor of an unknown alcoholic beverage emitting from the driver's breath each time he spoke or exhaled. He also noted that the driver's eyes were bloodshot, watery, and glassy, and his speech was slow and slurred. Captain Strickland completed the crash investigation prior to my conducting the DUI investigation.

After speaking with Captain Strickland , I made contact with the driver of V01, who was later identified by his Florida driver's license card (B622755750910) as RICHARD PAUL BURSEK with a date of birth of 3/11/1975. While interacting with Mr. Bursek, I detected a strong odor of an unknown alcoholic beverage emitting from his breath, and I observed that his speech was slow and slurred. I advised Mr. Bursek that a DUI investigation would commence and read him Miranda rights. He stated he understood his rights and agreed to speak with me. When asked if he had consumed any alcoholic beverages, he stated yes, he had two small martini cocktails approximately two hours ago. Mr. Bursek confirmed that he's the register owner of the vehicle and that he was the driver at the time of the crash. He also confirmed he had been involved in a crash. When questioned about his travel plans, Mr. Bursek stated he was coming from The Breakers Palm Beach and was heading home. Mr. Bursek advised multiple times that he wasn't driving the vehicle, he was just taking a break in the driver's seat. I asked him if he had any major medical issues or concerns, and he stated no. While speaking with Mr. Bursek , I observed multiple signs of impairment, including bloodshot eyes, slurred speech, and a strong odor of an unknown alcoholic beverage emitting from his breath. I then asked Mr. Bursek if he was willing to perform voluntary Standardized Field Sobriety Exercises (SFSEs), and he stated he was willing to participate. A few seconds later, Mr. Bursek asked "what if I said no". I advised him that I would have to make a decision based on my observations thus far. Mr. Burek agreed to perform the exercises.

(Note: The summary below is not intended to be a verbatim account of all the events that took place during the administration of the standardized field sobriety exercises. Video footage and audio of the exercises is available upon request.) Each exercise was explained and demonstrated prior to the subject attempting to perform the exercise. The area where the exercises were conducted was clear of

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debris, on a flat surface.

Horizontal Gaze Nystagmus (HGN):
The first exercise that I performed with Mr. Bursek was the Horizontal Gaze Nystagmus exercise. I placed Mr. Bursek in a position with his feet together and his hands down by his sides. I asked Mr. Bursek a series of medical questions to ensure that he would be able to perform each of the exercises safely and without any deficiencies. Mr. Bursek advised me that he would not have any issues performing the exercises. I asked Mr. Bursek if he wears glasses or contact lenses. Mr. Bursek stated yes. I began the first series of passes with the stimulus, and I was checking each of his eyes for resting nystagmus and equal pupil size. I checked each of his eyes for equal tracking. Each of his eyes exhibited equal tracking. I began the second series of passes, and I was checking each of his eyes for lack of smooth pursuit. Each of his eyes exhibited a lack of smooth pursuit. I then checked each of his eyes for the onset of nystagmus prior to 45 degrees. Mr. Bursek eyes exhibited the onset of nystagmus prior to 45 degrees. I checked each of his eyes for distinct and sustained nystagmus at maximum deviation. Each of his eyes exhibited distinct and sustained nystagmus at maximum deviation. During the Horizontal Gaze Nystagmus, Mr. Bursek was told to stop moving his head multiple times and he had a hard time following instructions. I checked each of his eyes for Vertical Gaze Nystagmus. Both of his eyes exhibited Vertical Gaze Nystagmus. Mr. Bursek exhibited an orbital sway throughout the duration of the exercise.

Walk-and-Turn:
The next exercise that I performed with Mr. Bursek was the walk-and-turn. I attempted to place Mr. Bursek in the starting position. Mr. Bursek failed to maintain the starting position. He attempted the starting position multiple times. Mr. Bursek was getting frustrated. I advised Mr. Bursek to do his best with the starting position. I explained and demonstrated the exercise for Mr. Bursek multiple times . I explained the exercise multiple times to Mr. Bursek . While explaining the exercise, Mr. Bursek walked away and advised that he doesn't want to do the exercises. A few seconds later, he advised that he'll perform the exercise. I explained the exercise to him and asked him if he understood the instructions. I asked Mr. Bursek if he had any questions, he said no. Mr. Bursek began performing the first nine step series; he missed hell to toe a few times and did not count his steps out loud. Mr. Bursek began performing the second nine step series; he missed hell to toe once and did not count his steps out loud. While performing this exercise Mr. Bursek took small and calculated steps every time. Every time he took a step forward he would slide his heel back in order to make it touch his toes.

One-Leg Stand:
The last exercise that I performed with Mr. Bursek was the One-Leg stand. I placed Mr. Bursek in the starting position; I explained and demonstrated the exercise to him. I asked him if he understood the instructions and he advised me that he understood. I used a digital watch to count to 30 seconds. Mr. Bursek began performing the exercise, raising his left leg. Mr. Bursek failed to look at the raised foot and also did not count out loud.

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Based upon the above information and the totality of the circumstances I determined that there was probable cause to believe that Mr. Bursek committed the offense of driving under the influence by being in actual physical control/operating a motor vehicle while under the influence of alcoholic beverages, any chemical substance per Florida State Statute 877.111, or any controlled substance per Chapter 893, while his normal faculties were impaired. I placed Mr. Bursek under arrest for the above offense and handcuffed behind his back double locked spaced and tightened. He was placed under arrest at 02:13 AM. After being searched, Mr. Bursek was placed in the back seat of my marked patrol (FHP3475) vehicle with the seat belt placed around him for safety. The vehicle was towed by D&D towing. He was then transported to the Palm Beach County Breath Alcohol Testing (BAT) facility. At the BAT facility, I conducted a twenty-minute observation period where he did not ingest anything by mouth or regurgitate (mouth was confirmed to be empty prior to beginning of the observation period). Mr. Bursek was then asked if he was willing to provide a breath sample to determine the alcohol content of his breath. He said yes and agreed to provide a sample. A short time later he asked, "what if I said no". I then read Mr. Bursek the Florida Implied Consent driver's license suspension warning; I asked him if he understood, he stated yes and agreed to provide a breath sample. The first sample came back with a result of 0.103. The second sample came back with a result of 0.103. See BAT video footage for a complete account of the incident. Mr. Bursek was transported to Wellington Medical Center, where he was medically cleared for jail. See BAT video footage for a complete account of the incident.

Mr. Bursek was transported to the Palm Beach County jail for booking and processing and charged with DUI.

He was booked without incident.

Mr. Bursek was issued a DUI citation along with multiple uniform traffic citations.

He was booked without incident.

All of the above events occurred in Palm Beach County, FL.

Note: My patrol vehicle is equipped with in-car video and audio that is available upon request.

Jail Booking Facility

Booking Date/Time	Booking County	Booking Facility	Booking Facility Phone
12/7/2025 05:35 AM	PALM BEACH	PALM BEACH COUNTY CORRECTIONS	(561) 688-4400

Booking Facility Location	Booking Number
3228 GUN CLUB ROAD WEST PALM BEACH, FLORIDA 33406	

Booking Comments

Court

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OBTS Number	Other Number

Court County	Court Location
PALM BEACH	3228 GUN CLUB ROAD WEST PALM BEACH, FL 33406

Court	Court Phone	Court Appearance Date / Time	Court Fine
CRIMINAL JUSTICE COMPLEX	561-355-2994	01/08/2026 8:30AM	

Comments

Officer Name / Rank / ID #	Involvement On Report / Reporting Role	Officer Agency / Org/Unit
LAFLEUR TPR 5261	REPORTING OFFICER	FLORIDA HIGHWAY PATROL FHPL\LWRCC\PALM BEACH\BROW LN TO SR804

The undersigned certifies and swears that he/she has just and reasonable grounds to believe that the above named Defendant, committed violation(s), of law, on the below date(s) and time(s), as listed in the probable cause associated with this report:

Reporting Officer

Officer Name	Office Rank	Officer ID No
LAFLEUR	TPR	5261

Officer Agency
FLORIDA HIGHWAY PATROL

Officer Signature

Sworn and subscribed before me, the undersigned authority
This the 02 day of December, 2025
DEPUTY OF THE COURT, NOTARY OR LAW ENFORCEMENT

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

○ No Bill / Petition ○ Issue Warrant ○ Prosecution Approved

Signature of Assistant State Attorney Date

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

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PBSO CASE # 25-123504 PBSO ZONE 1-11

AGENCY CASE # FHP25ON0575740 CRASH CASE #

TIME OF STOP/CRASH 1:34 AM DATE 12/07/2025 DAY Sunday

SUBJECT'S NAME BURSEK (LAST) RICHARD (FIRST) PAUL (MID)

DOB 3/11/1975 HGT 600 WGT 195 RACE W SEX M

LOCATION ROYAL PALM WAY AND S COUNTY RD West Palm Beach, FL 33412

ARRESTING OFFICER'S NAME & ID Lafleur 5261 FHP (AGENCY)

NOTIFIED BY COMMO Yes

BREATH RESULTS:

1) .103
2) .103
3) N/A
4) N/A

ARRIVAL AT FACILITY 0236

ARREST TIME 2:13 am

T. Leahy [redacted] 19183

BAT TECH. OFFICER NAME & ID

TESTING FACILITY TASK REPORT

AGENCY: FHP-L

SUBJECT: Bursek, Richard P

CASE NUMBER: 25-123504

DATE: Dec 7, 2025

VIDEO DVD NUMBER: N/A

BEGINNING TIME: 0257

ENDING TIME: 0310

BREATH TESTS RESULTS: 1) .103 TIME 0305 A.M. ☒ P.M. ☐ 2) .103 TIME 0309 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: thick, deliberate

ATTITUDE: calm

CLOTHING: blue pants, brown shirt, brown boots

MEDICAL CONDITIONS: none

MEDICATIONS: none

OTHER:

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

COMMENTS:

arrived at center A/O conducted 20 minute observation period 0236 hrs

subject refused to perform breath test - can i consult my lawyer

A/o read I/C & A/O explained I/C & subject understood i/C

subject agreed to perform breath test

subject completed breath test

A/O did not read rights

tech read breath test results & subject understood results

A/O did not attempt Q&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: 80-006240 Software: 8100.27
Date of Test: 12/07/2025

Date of Last Agency Inspection: 11/14/2025
Observation Period Began: 02:36
Subject's Name: RICHARD P BURSEK DOB: 03/11/1975 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	03:03
Air Blank	0.000	03:03
Control Test	0.081	03:04
Air Blank	0.000	03:04
Subject Sample #1	0.103	03:05
Air Blank	0.000	03:05
Air Blank	0.000	03:07
Subject Sample #2	0.103	03:08
Air Blank	0.000	03:08
Control Test	0.080	03:09
Air Blank	0.000	03:09
Diagnostics Check	OK	03:09

Cylinder Lot: 32324080A2
Exp: 12/05/2026

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: 12/07/25
Signature

Sworn to (or affirmed) before me this 07 day of December, 2025

_____ Tpr. R LaFleur #5261
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
SHERIFF RIC L. BRADSHAW

DUI Breath 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 **BREATH** for the purpose of determining its alcohol content.

Will you take the test? YES_____ 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. Additionally, if you refuse to take the test I have requested of you, you will be committing a misdemeanor of the SECOND DEGREE if this is your first refusal, in addition to any other penalties which can be imposed by law. 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, your driving privilege will be suspended for a period of eighteen (18) months. Additionally, you will be committing a misdemeanor of the FIRST DEGREE, 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)*

In addition, if you hold a Commercial Driver's License (CDL), or were driving a Commercial Motor Vehicle (CMV), your refusal to submit to testing will result in the loss of your commercial driving privileges for one year from today. If this is your second refusal, you will be permanently disqualified from operating a Commercial Motor Vehicle (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: _____

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

FORM #0126BR REV 09/25

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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 QUESTION S 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 T WO 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

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	
	☐	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: 2025032841	**Date:** 12/8/2025
	Specialist Name/ID#: T. Howard/7185