#0551834 #3608

24 CT-16359 AMB NH

Arrest Report

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

Report Date / Time	Report Number	Case Number/Cad Number	Reporting Officer Name
8/25/2024 03:45 AM	FHP99ARR890307	FHP24ON0425644 / RCC24IN0656903	LAFLEUR

Originating Agency ORI	Occur Date Time Range	Jurisdiction
FL0509000	08/25/2024 00:49:44 -	

OBTS Number	Other Number	Clearance

Location of Occurrence

County	Location Type	Location Description
PALM BEACH	PUBLIC PLACE	SR9

Street Number	Street	Apt/Lot/Bldg	City	State	Zip Code
	SB JNOF SR 80		WEST PALM BEACH	FL	33411

Defendant

First Name	Middle Name	Last Name	Suffix	Race	Sex	Height	Weight	Hair	Eyes
ROLAND		WAKIM		WHITE	MALE	600	217	BLK	BRO

MNI #	SSN	Date of Birth	Age	ID Type	Drivers License or other ID	State	OCA / Agency ID
	[redacted]	09/11/1977	46		W250720773310	FL	

Place of Birth:	LEBANON *citizen: USA

Address
* RESIDENCE / 6133 NW WILD COTTON WAY , PORT ST. LUCIE, FL 34986 /

Arrest

Arrest Date/Time	Arrest Location Type	Arrest Location Description
8/25/2024 1:03:04 AM	PUBLIC PLACE	

Street Number	Street	Apt/Lot/Bldg	County	City	State	Zip Code
	SB JNOF SR 80		PALM BEACH	WEST PALM BEACH	FL	33411

Charge :

Counts	Charge	Bond Amount	
1	316.193.1a	$0.00	☐ No Bond

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

Charge Description
DUI INFLUENCE OF ALCOHOL OR DRUGS

FILED PBC - GUN CLUB
'24 AUG 25 AM 7:30

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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I Dunning 69P

AUG 25 AM 4:59
SCANNED
AUG 25 2024

NR

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Bond Set by Court

Bond Amount	☐ **No Bond**

Bond Type(s)

Probable Cause

On 08/25/2024, at approximately 12:50 A.M., I (Trooper Lafleur ID#5261) was on routine patrol in my fully marked (FHP 1680 Vin # 2C3CDXATXKH729550) with a speedometer calibration date of 05/20/24 and identifiable Florida Highway Patrol Agency vehicle with painted insignias. I was traveling southbound on Interstate 95 (State Road 9) south of State Road 704 (Okeechobee Boulevard) in the outside lane. I observed a black in color BMW passenger vehicle bearing a Florida tag of (69DYIY) travelling in the outside lane. I observed the vehicle swerving and straddling lane. At this time, I began to follow the vehicle from a safe distance to observe the driving pattern. The driver changes from the outside travel lane to the outside center lane. The driver then drifted to the right and the right tires of the vehicle touched the dashed white lines that separate the outside center lane from the outside lane. The vehicle continued travelling southbound on State Road 9. I observed the vehicle swerving and failed to maintain its lane. I accelerated to get closer to the vehicle. I activated my emergency blue lights and sirens to conduct a traffic stop on the vehicle for a welfare check. I did not know if the driver was potentially suffering from a medical emergency or might be impaired due to an unknown substance.

Upon activating my emergency lights and sirens, the vehicle took approximately 20 seconds to come to a complete stop. The vehicle came to a complete stop on the outside shoulder just north of State Road 80 (Southern Boulevard). Once the vehicle came to a complete stop, I approached the driver's side to make contact with the driver (who was later identified by his Florida drivers' license card (W250720773310) as Roland Wakim DOB 09/11/1977). Upon contact with Mr. Wakim, I introduced myself and advised him of the reason for the stop (welfare check). I immediately noticed his eyes were extremely red and glassy. While standing at the driver's side door and interacting with Mr. Wakim I asked him if he was suffering from any medical emergency, he stated no. I also asked him if his vehicle had any major mechanical issues, he stated no. I observed multiple signs of impairment such as slurred speech, bloodshot eyes and a strong odor of an unknown alcoholic beverage emit from his breath as he spoke. I advised him of the reason for the stop and asked if he had anything to drink today. He said yes, he had two beers one hour ago. I asked him for his driver's license. He provided his license without any issues. I started to converse with Mr. Wakim, and I noticed he was very talkative. I asked Mr. Wakim if he would be willing to perform voluntary Standardized Field Sobriety Exercises (SFSE). He stated yes, he agreed to do the exercises. I later asked Mr. Wakim to exit the vehicle, and he cooperated. While speaking to him outside of the vehicle I continued to smell the strong odor of an unknown alcoholic beverage coming from his breath as he spoke. I asked Mr. Wakim again if he had consumed any alcoholic beverage tonight, he said yes, he had one beer one hour ago.

(Note: The summary below is not intended to be a verbatim account of all the events that took place

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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 debris, on a flat surface.

Horizontal Gaze Nystagmus (HGN):

The first exercise that I performed with Mr. Wakim was the Horizontal Gaze Nystagmus exercise. I placed Mr. Wakim in a position with his feet together and his hands down by his sides. I asked Mr. Wakim a series of medical questions to ensure that he would be able to perform each of the exercises safely and without any deficiencies. Mr. Wakim advised me that he would not have any issues performing the exercises. I asked Mr. Wakim if he wear glasses or contact lenses. Mr. Wakim said no. 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. Wakim 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. Wakim was told to stop moving his head multiple times. I checked each of his eyes for Vertical Gaze Nystagmus. Each of his eyes did not exhibit Vertical Gaze Nystagmus.

Walk-and-Turn:

The next exercise that I performed with Mr. Wakim was the walk-and-turn. I attempted to place Mr. Wakim in the starting position, he had a hard time maintaining the starting position. I explained and demonstrated the exercise for Mr. Wakim. I asked Mr. Wakim if he had any questions, he said no. Mr. Wakim began performing the first nine step series; Mr. Wakim failed to touch heel-to-toe three times and did not count his steps out loud as instructed. Mr. Wakim then began performing the second nine step series. During the second nine step series, Mr. Wakim did not count his steps out loud as instructed and failed to touch heel-to-toe six times.

One-Leg Stand:

The last exercise that I performed with Mr. Wakim was the One-Leg stand. I placed Mr. Wakim in the starting position, I explained and demonstrated the exercise for Mr. Wakim. I asked Mr. Wakim if he understood the instructions and he advised me that he understood. I used a digital watch to count to 30 seconds. Mr. Wakim began performing the exercise, raising his left leg. Mr. Wakim was failed to count out loud as instructed.

Based upon the above information and the totality of the circumstances I determined that there was probable cause to believe that Roland Wakim 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 their normal faculties were impaired. I placed Roland Wakim under arrest at 01:03AM for the above offense and handcuffed behind his back double locked spaced and tightened. After being searched, Mr. Hernandez was placed in the back seat of my marked patrol (FHP1680)

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FL0509000	08/25/2024 00:49:44 -	

OBTS Number	Other Number	Clearance

vehicle with the seat belt placed around him for safety. His vehicle was towed by Sister's 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. Wakim was then asked if he was willing to provide a breath sample to determine the alcohol content of his breath. He agreed to provide the breath sample. Mr. Wakim submitted to a first breath test with a result of 0.065. Mr. Wakim second breath sample was 0.063. Mr. Wakim was then asked if he was willing to provide a urine sample to determine the presence of chemical or controlled substances. Mr. Wakim said yes. I then read the Constitutional Warning document to him. See BAT video footage for a complete account of the incident.

Mr. Wakim was transported to the Palm Beach County jail for booking and processing and charged with DUI.
Mr. Wakim was issued a DUI citation. 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
8/25/2024 03:50 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

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

Court	Court Phone	Court Appereance Date / Time	Court Fine
CRIMINAL JUSTICE COMPLEX	561-355-2994	09/26/2024 08:30AM	

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

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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 25 day of August 2024

DEPUTY OF THE COURT, NOTARY OR LAW ENFORCEMENT

SHARI L. O'NEAL
MY COMMISSION # HH 512128
EXPIRES: June 25, 2028

◯ 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 # 24-092567 PBSO ZONE 1-23

AGENCY CASE # FHP24ON0425644 CRASH CASE #

TIME OF STOP/CRASH 12:52AM DATE 08/25/2024 DAY Sunday

SUBJECT'S NAME WAKIM (LAST) ROLAND (FIRST) (MID)

DOB 09/11/1977 HGT 600 WGT 217 RACE WHITE SEX MALE

LOCATION SB SR9 JNOF SR 80 West Palm Beach, FL 33401

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

NOTIFIED BY COMMC ✓

ARRIVAL AT FACILITY 0127 HRS

ARREST TIME 1:03AM

BREATH RESULTS:

1) .065
2) .063
3) Urine Pending
4)

O'Neal 6212

BAT TECH. OFFICER NAME & ID

FLORIDA DEPARTMENT OF LAW ENFORCEMENT
ALCOHOL TESTING PROGRAM
BREATH ALCOHOL TEST AFFIDAVIT

Instrument Type: Intoxilyzer 8000
Instrument Registered To: PALM BEACH CSO
Instrument Serial Number: 80-006478 Software: 8100.27
Date of Test: 08/25/2024

Date of Last Agency Inspection: 08/16/2024
Observation Period Began: 01:27
Subject's Name: ROLAND WAKIM DOB: 09/11/1977 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	01:56
Air Blank	0.000	01:56
Control Test	0.079	01:57
Air Blank	0.000	01:57
Subject Sample #1	0.065	01:59
Air Blank	0.000	02:00
Air Blank	0.000	02:01
Subject Sample #2	0.063	02:02
Air Blank	0.000	02:03
Control Test	0.078	02:03
Air Blank	0.000	02:04
Diagnostics Check	OK	02:04

Cylinder Lot: 06723080A5
Exp: 04/05/2025

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 SHARI L O'NEAL, 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: S. O'Neal Date: 08-25-24
Signature

Sworn to (or affirmed) before me this 25 day of August, 2024

Signature of Notary Public-State of Florida

Trp. LaFleur #5261
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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TESTING FACILITY TASK REPORT

AGENCY: FHP TRP. LAFLEUR #5261

SUBJECT: WAKIM, ROLAND

CASE NUMBER: 24-092567

DATE: 08-25-24

VIDEO DVD NUMBER: N/A

BEGINNING TIME: 01:53 HRS

ENDING TIME: 02:08 HRS

BREATH TESTS RESULTS: 1) .065 TIME 01:59 A.M. ☒ P.M. ☐ 2) .063 TIME 02:02 A.M. ☒ P.M. ☐

3) TIME A.M. ☐ P.M. ☐ 4) TIME A.M. ☐ P.M. ☐

BREATH OPERATOR: S.O'NEAL #6212

MAINTENANCE TECHNICAN: J. KARLECKE #6467

TESTING OFFICER'S OBSERVATIONS

SPEECH: MUMBLED, LOW

ATTITUDE: CALM, QUIET, COOPERATIVE, NERVOUS

CLOTHING: SHIRT- BLACK PANTS- GRAY JEANS

MEDICAL CONDITIONS: NONE

MEDICATIONS: NONE

OTHER:

EYES: VERY RED, GLASSY
ODOR OF UNKNOWN ALCOHOLIC BEVERAGE

COMMENTS:

20 MIN. OBSERVATION DONE BY A/O LAFLEUR #5261

A/O REQUESTED THE BREATH TEST.
D SUBMITTED TO THE REQUEST.
D WAS HAVING SOME DIFFICULTY, EXPLAINED TO HIM HOW TO BLOW AGAIN.
D EVENTUALLY BLEW CORRECTLY TO COMPLETE THE TEST.
EXPLAINED THE BREATH RESULTS TO THE D.
A/O REQUESTED A URINE SAMPLE ON CAMERA.
D SUBMITTED TO THE URINE REQUEST.
C/W READ ON CAMERA, NO Q&A CONDUCTED.
D GAVE A URINE SAMPLE.

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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)_____

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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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Florida DRIVER LICENSE

USA

CLASS E

W250-720-77-331-0

WAKIM
ROLAND
6133 NW WILD COTTON WAY
PORT SAINT LUCIE FL 34986

DOB 09/11/1977 SEX M
09/11/2026 HGT 6'-00"
NONE ENC A

DONOR

4a 09/12/2018
SDD P832260010084
REPLACED 06/01/2022

Operation of a motor vehicle constitutes consent to any sobriety test required by law.





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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: 2024022955	**Date:** 8/25/2024
	Specialist Name/ID#: Joe Kovach 44820