0540084 23MM3410ASB 1418

Arrest Report

FLORIDA FISH AND WILDLIFE CONSERVATION COMMISSION
8535 NORTHLAKE BLVD
WEST PALM BEACH, FL.

Report Date / Time	Report Number	Case Number/Cad Number	Reporting Officer Name
4/30/2023 06:17 PM	C-5000AB	FWC23ON0037904 / FWCS23IN0020705	PETERS, ASHLEY

Originating Agency ORI	Occur Date Time Range	Jurisdiction
FL0488000	04/30/2023 16:29:08 -	

OBTS Number	Other Number	Clearance

Location of Occurrence

County	Location Type	Location Description
PALM BEACH	PUBLIC PLACE	LAKE BOCA RATON

Street Number	Street	Apt/Lot/Bldg	City	State	Zip Code
	LAKE BOCA	FWC	BOCA RATON	FL	33432

Defendant

First Name	Middle Name	Last Name	Suffix	Race	Sex	Height	Weight	Hair	Eyes
ROMAN	ERIK	LANGLEY		WHITE	MALE	602	200	BLONDE	BLUE

MNI #	SSN	Date of Birth	Age	ID Type	Drivers License or other ID	State	OCA / Agency ID
		08/30/2002	20	E	L524725023100	FL	

Place of Birth:	CLEARMOUNT FL UNITED STATES

Address
* RESIDENCE / 6680 GULF OF MEXICO DR , , FL 34228 /

Arrest

Arrest Date/Time	Arrest Location Type	Arrest Location Description
4/30/2023 6:20:28 PM	PUBLIC PLACE	LAKE BOCA

Street Number	Street	Apt/Lot/Bldg	County	City	State	Zip Code
			PALM BEACH	BOCA RATON	FL	33433

Charge : STATE STATUTE

Counts	Charge	Bond Amount	
1	327.35(1)(a)	$0.00	☐ ~~No Bond~~

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

OR

Charge Description
OPERATING A VESSEL WHILE NORMAL FACULTIES IMPAIRED

Administrative Code - Description
-

FILED PBC - GUN CLUB
'23 MAY 1 AM 7:10

Bond Set by Officer

Bond Amount	
	☐ No Bond

Bond Type(s)

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NO DETAINER
D/S MACK 8301

SCANNED
MAY 01 2023

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Probable Cause

I. WHAT: BUI
II. WHEN: April 30th, 2023
III. WHERE: Palm Beach County, Boca Raton FL
IV. WHO: Roman Erik Langley, 6680 Gulf of Mexico Dr Longboat Key, FL 34228
V. Other information Relating to DUI/BUI
Vehicle/Vessel Description. FL 1783TD
VI. DETAILS OF DUI/BUI
A. Phase 1 – On April 30th, 2023 I Officer Ashley Peters of the Florida Fish and Wildlife Conservation Commission (FWC) was on patrol on the ICW in Boca Raton, I observed a vessel with a high number of people, we stopped for a vessel safety inspection.
B. Phase 2 – After speaking with the individual, I saw operating, later identified as Roman Erik Langley it was determined that the operator may be intoxicated by an alcohol beverage. We asked the operator to come aboard our vessel so that we could administer field sobriety tasks.

C. Phase 3- Pre-arrest screening and Observations of Driver/Operator
I read off my SFST card his general pre task questions and general instructions. Langley stated he recently lost the tip of his left index finger and was under a care of a doctor.
1. HGN
- While administrating HGN I observed lack of smooth pursuit in both eyes, nystagmus at maximum deviation and nystagmus prior to 45 in both eyes.
2. Finger to nose:
- While administrating the finger to nose task Langley was unable to follow instructions, he had to be told to tilt his head, and moved his head more than one inch. Langley also missed his fingertip to his nose several times. He also hesitated before bringing his finger back down to his side.
3. Palm pat:
- While administrating the palm pat task Langley was unable to follow instructions, he did not count as instructed and did not increase the speed of his count.
4. Hand Coordination:
- While administrating the hand coordination task Langley was unable to follow instructions, he also started at the wrong time. Task 1 he improperly counted his tasks. Task 3 he improperly counted his tasks, displayed improper touch, and did not return left fist to chest.

D. Arrest of Driver/Operator
At this time due to Langley's high level of intoxication, his failed tasks, glossy blood shot eyes, and odor of an alcoholic beverage emanating from his person, it is my determination from my training and experience that Langley was operating a vessel under the influence of alcohol and above the legal limit.
Langley was hand cuffed, handcuffs were double locked and he was transported to Spanish River Park for booking.
During booking Langley refused to provide a breath sample.
E. Disposition of Driver and vehicle/vessel

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Langley is being charged with the following:
327.35(1)(a) BUI normal faculties impaired
327.355(1)(b) refusal to provide breath sample under 21
327.35215(1) refusal to provide blood, breath and urine

Jail Booking Facility

Booking Date/Time	Booking County	Booking Facility	Booking Facility Phone
4/30/2023 06:22 PM	PALM BEACH	MAIN DETENTION CENTER	(561) 996-1699

Booking Facility Location	Booking Number
3228 GUN CLUB ROAD WEST PALM BEACH, FLORIDA 33406-3001	

Booking Comments

Court

Court County	Court Location
PALM BEACH	200 W. ATLANTIC AVE. DELRAY BEACH, FLORIDA 33444

Court	Court Phone	Court Appereance Date / Time	Court Fine
PALM BEACH COUNTY, SOUTH COUNTY COURTHOUSE	(561) 274-1400		

Comments

Officer Name / Rank / ID #	Involvement On Report / Reporting Role	Officer Agency Org/Unit
PETERS, ASHLEY OFFICER WP558	REPORTING OFFICER	FLORIDA FISH AND WILDLIFE CONSERVATION COMMISSION FWCS\SO REGION A\PALM BEACH

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
PETERS, ASHLEY	OFFICER	WP558

Officer Agency
FLORIDA FISH AND WILDLIFE CONSERVATION COMMISSION

Officer Signature

Sworn and subscribed before me, the undersigned authority
This the 30 day of April, 2023
DEPUTY OF THE COURT, NOTARY OR LAW ENFORCEMENT

○ No Bill / Petition ○ Issue Warrant ○ Prosecution Approved

Signature of Assistant State Attorney Date

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FLORIDA FISH AND WILDLIFE CONSERVATION COMMISSION
DIVISION OF LAW ENFORCEMENT

IMPLIED CONSENT WARNING FOR BREATH (BUI)

DEFENDANT'S NAME: Roman Langley CASE NO: FWC23ON00037904

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 THE BELOW ONLY IF THE ANSWER TO THE ABOVE IS "NO." If the answer to the above is "YES," move to and complete the signatures section of this document.*

If you refuse to submit to the test I have requested of you, it will result in a civil penalty of $500. Additionally, if you refuse to submit to the test I have requested of you and you have been previously fined under section 327.35215, Florida Statues, or if your driving privilege has been previously suspended for 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.

In ADDITION to the above, read this statement ONLY if the person is under the age of 21:

Furthermore, if you refuse to submit to this test, you will be required to complete 50 hours of community service and your privilege to operate a vessel will be suspended until the community service is performed.

Do you understand what I have just read to you? YES ☑ NO ☐
Do you still refuse to submit to this test? YES ☑ NO ☒

SIGNATURES

Date read: 4-30-23 Time read: 17:12 Location read: Spanish River Park

OFFICER'S NAME (printed): Elisha Cernuto

OFFICER'S SIGNATURE: EC N887

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STATE OF FLORIDA
FLORIDA FISH AND WILDLIFE CONSERVATION COMMISSION
DIVISION OF LAW ENFORCEMENT

REFUSAL TO SUBMIT TO BREATH, URINE OR BLOOD TESTING

In the County Court of the 15th Judicial Circuit in and for Palm Beach County, Florida

STATE OF FLORIDA
(PLAINTIFF)

V.

Roman Langley
DEFENDANT

Uniform Boating Citation No.
V 758 134

AFFIDAVIT

I, Elisha Cernuto, a law enforcement officer, who having been duly sworn, certify and state the following:

1. That on Sunday (Day of Week), April 30, 2023 (Date (Month & Day) Year) at 5:12 (Time) ☐ AM ☒ PM probable cause existed to arrest the above named Defendant for a violation of section 327.35, Florida Statutes, as set forth in the attached narrative which is incorporated by reference as if set forth fully herein.
2. That on that date and that time:
   ☒ The Defendant was under lawful arrest for an offense committed while the Defendant was operating a vessel while under the influence of alcoholic beverages, chemical substances, or controlled substances, and the Defendant was requested to submit to a ☒ breath test, ☐ urine test, or ☐ both a breath and a urine test; or
   ☐ The Defendant had appeared for treatment at a hospital, clinic, or other medical facility, the administration of a breath or urine test was impractical or impossible, and the Defendant was requested to submit to a blood test.
3. The Defendant was advised of both the penalties for a failure to submit to the blood, breath or urine test and the procedure for requesting a hearing.
4. The Defendant refused to submit to the ☐ blood, ☒ breath, or ☐ urine test(s).

FURTHER AFFIANT SAYETH NOT.

Officer's Signature — ID No N8[illegible]

FWC
Law Enforcement Agency

13000 Marcinski Rd
Mailing Address

Jupiter — FL — 33477
City — State — Zip Code

SWORN TO AND SUBSCRIBED BEFORE ME THIS 30 DAY OF April, 2023

Notary Public or Attesting Officer

☒ Personally known to me
☐ Produced _____ as Identification

[redacted]

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FLORIDA FISH AND WILDLIFE CONSERVATION COMMISSION
DIVISION OF LAW ENFORCEMENT
OPERATOR APPRAISAL & INTERVIEW

DEFENDANT'S NAME: Raman Langley CASE NO. FWC 230N 37904

1. You have the right to remain silent.
2. Anything you say can and will be used against you in a court of law.
3. You have the right to talk to a lawyer and have him present with you while you are being questioned.
4. If you cannot afford to hire a lawyer, one will be appointed to represent you before any questioning, if you wish.
5. If you consent to answer questions now, without a lawyer present, you will still have the right to stop answering at anytime.

1. Do you understand each of these rights? ☑ YES ☐ NO
2. With these rights in mind, do you wish to talk to us now? ☑ YES ☐ NO

Defendant's Signature: In Custody

Were you operating a vehicle/vessel? Yes	Where were you going? Coral, Lake Wyman, Friends house
Was the vehicle/vessel in good condition? If No, → Yes	What is wrong with it?
What road/waterway were you on? ICW	Where were you coming from? Lake Boca
What time did you leave there? Phone Dead Since 10:000	Without looking at a watch or clock, what time is it now? Actual Time: Approx 5:17
What is today's date? Actual Date: 5:30 / 10:00 PM	What day of the week is it? Sun Actual Day: Sun

When did you last eat? Pub Sub 2 hours Ago	What did you eat? Pub Sub	Where did you last eat? On Vessel
What have you been drinking? Water	How much have you been drinking? 4 waters	Where have you been drinking? NO
Who were you drinking with and were they drinking? —		What time did you start drinking? —
What time did you stop drinking? —	Do you feel the effects of alcohol (or drugs)? NO	Do you feel that you are impaired? NO
Were you involved in an accident today? NO	When did you last sleep? Last Night	How much sleep did you get? 10.5 hours

Are you currently under the care of a doctor or dentist? For what?
NO

Have you used any type of drugs recently, prescription, non-prescription or otherwise?
NO

If so, what kind of drug did you take? What was your last dose and when?
—

Do you think you should have been operating a vehicle/vessel? Yes	If yes, Why? "Didn't drink"

Interviewing Officer's Signature

Elisha Cernuto
Interviewing Officer's Name (Printed)

FWCDLE 108E (11/05)

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