0548537 24CT6720MB 3529

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

☐ 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

OBTS Number | | 1 | Juvenile N

ADMINISTRATIVE

Agency ORI Number	Agency Name	Agency Report Number
FL0 5 0 0 0 0 0	PALM BEACH COUNTY SHERIFF'S OFFICE	0 6 -| 24-052526

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: 0 1

Location of Arrest (including Name of Business)	Location of Offense (Business Name, Address)
Hypoluxo Rd and Winston Trails Blvd, Lake Worth, FL 33463	Hypoluxo Rd and Winston Trails Blvd, Lake Worth, FL 33463

Date of Arrest	Time of Arrest	Booking Date	Booking Time	Jail Date	Jail Time	Location of Vehicle
04/13/2024	0207					Priority Towing

DEFENDANT

Name (Last, First, Middle): Khan, Shah , Z

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	8/29/1968	6'00	225	Bro	Blk	Med	Med

Scars, Marks, Tattoos, Unique Physical Features (Location, Type, Description)

Marital Status: Married | Religion: Catholic | Indication of: Alcohol Influence ☒ Y ☐ N ☐ Unk; Drug Influence ☐ Y ☐ N ☒ Unk

Local Address (Street, Apt. Number) (City) (State) (Zip): 7178 Brickyard Cir, Lake Worth, Fl 33467

Mobile Phone: (561) 309-4288

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

Permanent Address (Street, Apt. Number) (City) (State) (Zip): ,

Phone: ( )

Address Source: FL DL

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

Phone: ( )

Occupation: Tile

D/L Number, State	Soc. Sec. Num	INS Number	Place of Birth (City, State)	Citizenship
K500799683090, FL	[redacted]		British, Guyana	US

CO-DEF

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

☐ Yes, by: (Name) ☐ No (Reason)

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 #
Driving Under the Influence	01	☐ Y ☒ N	316.193(1A)	

Drug Activity	Drug Type	Amount / Unit	Offense #	Warrant / Capias Number	Bond
N	N		24-052526		

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 - Ph: (561) 688-4600

Court Date and Time: Month May Day 9 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

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 ☐ Suicidal ☐ Resisted Arrest ☐ Other:

Intake Deputy I.D. # Pouch #

Signature of Arresting Officer: X

Name of Arresting Officer (Print): Inv. C. Ward 16305 I.D. # 16305

Transporting Officer: Inv. C. Ward I.D. # 16305 Agency PBSO

Name Verification (Printed by Arrestee) (PRINT)

Witness here if subject signed with an "X"

PAGE 1 OF 1

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FILED PBC CIRCUIT
'24 APR 13 AM 7:10

SCANNED
APR 13 2024

PBSO #0148 REV. 11/22 DISTRIBUTION: COURT COPY STATE ATTORNEY AGENCY AGENCY DEFENDANT (N.T.A.'s ONLY)

PROBABLE CAUSE AFFIDAVIT

OBTS Number:

1 Arrest 2 NTA 3 Request for Warrant 4 Request for Capias | 1 | Juvenile: N

ADMIN

Agency ORI Number: FLO 5 0 0 0 0 0 | Agency Name: PALM BEACH COUNTY SHERIFF'S OFFICE | Agency Report Number: 24-052526

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

Special Notes:

DEF

Name (Last, First, Middle)	Alias	Race	Sex	Date of Birth
Khan, Shah , Z		w	m	8/29/1968

CHARGES

Charge Description	Charge Description
Driving Under the Influence 316.193(1A)	
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 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:

☐ 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 commit the below acts.

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

On the 13 day of April 20 24 at 0132 ☒ A.M ☐ P.M (Specifically include facts constituting cause for arrest.)

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

I conducted the Standardized Field Sobriety Tasks (SFSTs) in front of my PBSO patrol vehicle. The area appeared flat and even to the naked eye The area was well-lit as well as lit by the lights on my patrol vehicle and was clear of any large debris. It was warm and not windy. The area was dry. The tasks were recorded on my Body Worn Camera and the Dash Cam in my PBSO patrol vehicle.

Horizontal Gaze Nystagmus (HGN)

I placed the defendant with hi feet together and hands down by his side. I instructed the defendant to await the instructions' completion before beginning the task, which the defendant understood. I then instructed the defendant on the task, which the defendant understood. I placed my stimulus (a pen light with a red bulb) in front of the defendant and asked if he could see it, to which he said, "Yes." I asked the defendant what color the stimulus was, and he answered "red." Upon commencing the task, the defendant moved his head side to side instead of following with his eyes only, and did not follow the stimulus as instructed. I had to reinstruct the defendant during the task to follow the stimulus with his eyes only. During the task, I observed the defendant had equal pupil size and did not exhibit resting nystagmus. The defendant's eyes tracked equally. I observed a lack of smooth pursuit in both of the defendant's left and right eyes. I observed a distinct and sustained nystagmus while I held the stimulus maximum deviation in both the defendant's left and right eyes. I observed the onset of nystagmus with the stimulus held at/or prior to 45 degrees in both of the defendant's left and right eyes.

I checked the defendant for Vertical Gaze Nystagmus (V.G.N.). I did not observe nystagmus in either of the defendant's left or right eyes.

I checked the defendant for a Lack of Convergence (L.O.C.). I observed as both eyes traveled in a circle without issues. I did not observe a lack of convergence in the defendant's Left or Right Eyes.

ADMINISTRATIVE

STATE OF FLORIDA
COUNTY OF PALM BEACH

Inv. C. Ward 16305
(Signature of Arresting/Investigative Officer)

The foregoing instrument was sworn to or affirmed and subscribed before me this 13 day of April 20 24 by Inv. C. Ward

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

Thomasina Miller (#41017)
Notary Public, Clerk of Court, Officer (F.S.S). 117.10)

THOMASINA MILLER
Notary Public - State of Florida
Commission # HH 339641
My Comm. Expires Dec 7, 2026
Bonded through National Notary

PAGE 1 OF 2

PBSO #0004 REV. 12/22 DISTRIBUTION: STATE ATTORNEY AGENCY AGENCY DEFENDANT (N.Y.A.'s ONLY)

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SCANNED APR 13 2024

PROBABLE CAUSE AFFIDAVIT

OBTS Number

1 Arrest 2 NTA 3 Request for Warrant 4 Request for Capias | 1 | Juvenile | N

ADMIN

Agency ORI Number	Agency Name	Agency Report Number
FLO 5 0 0 0 0 0	PALM BEACH COUNTY SHERIFF'S OFFICE	24-052526

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

Special Notes

DEF

Name (Last, First, Middle)	Alias	Race	Sex	Date of Birth
Khan, Shah , Z		w	m	8/29/1968

CHARGES

Charge Description	Charge Description
Driving Under the Influence 316.193(1A)	
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 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:

☐ 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 13 day of April 20 24 at 0132 ☒ A.M ☐ P.M (Specifically include facts constituting cause for arrest.)

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

One Leg Stand:

I instructed the defendant to stand with his feet together and his hands down by his side and to remain in the position throughout the instructions and demonstration. The defendant stated he understood. The defendant swayed while in the instructional position. During the instructions the defendant stated that he had bad ankles and was unable to complete the task. Due to the defendant stating he could not complete the task with his bad ankles I had the defendant complete seated field sobriety task.

I placed a folding chair in front of my PBSO patrol vehicle and had the defendant sit in the chair

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ADMINISTRATIVE

STATE OF FLORIDA
COUNTY OF PALM BEACH

Inv. C. Ward 16305
(Signature of Arresting Investigative Officer)

The foregoing instrument was sworn to or affirmed and subscribed before me this 13 day of April 20 24 by Inv. C. Ward

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

Thomasina Miller (#41017)
Notary Public, Clerk of Court, Officer (F.S.S). 117.10)

THOMASINA MILLER
Notary Public - State of Florida
Commission # HH 339041
My Comm. Expires Dec 7, 2026
Bonded through National Notary Assn.

SCANNED

PAGE 1 OF 2

PBSO #0004 REV. 12/22 DISTRIBUTION: STATE ATTORNEY AGENCY AGENC DEFENDANT (IN TAG ONLY)

ADD 13 2024

D.U.I. PROBABLE CAUSE AFFIDAVIT

ON THE 13 DAY OF April 20 24, AT 0132 ✓AM PM

SUBJECT: Khan, Shah , Z CASE NUMBER: 24-052526

AGENCY: PALM BEACH COUNTY SHERIFF'S OFFICE ARRESTING OFFICER: Inv. C. Ward 16305

PERSONAL CONTACT

DRIVING PATTERN: Actual physical control (physical evidence or statements putting def. behind wheel of vehicle)

On April 13, 2024, at approximately 0132 hours I was monitoring traffic on Hypoluxo Rd in the area of Winston trails Blvd, unincorporated Lake Worth, Palm Beach County.

While stopped in the center median facing west bound I observed a Blue Chevrolet Silverado bearing FL tag EIVC66, travelling West bond at an estimated 70 mph in a posted 45 mph zone. I activated my Applied Concepts Stalker DSR 2x (Serial # DB007623) using the rear antenna (serial # KC124292) with gave a digital read out of 70 mph with a matching Doppler tone. I got behind the vehicle and observed that it was swerving within it lane. I activated my emergency lights and siren in the area of Hypoluxo Rd and Winston Trails Blvd. The defendant did not immediately react, eventually pulling over on Hypoluxo Rd at S Jog rd.

OBSERVATION OF DRIVER:

I approached the driver side of the vehicle where I made contact with the defendant who identified himself with his Florida Driver's License. There was an obvious odor or alcohol, based on my training and experience, that intensified when the defendant spoke. The defendant had water bloodshot eyes. I identified myself advised the defendant the reason for the stop, 70 mph in a posted 45. The defendant stated that he was going 62 mph. The defendant stated that he was coming from a friends house. Due to the defendant stating that he had a gun in the center console I had the defendant step out of the vehicle swayed while standing.

While outside of the vehicle there continued to be the obvious odor of an unknown alcoholic beverage which intensified as the defendant spoke to me. The defendant stated tha[redacted] He stated that he had chicken wings[redacted] I asked him if he had any medical issues and he stated that he did not. The defendant stated that he did not take any medications. He stated that he did not take any illegal drugs or smoke any marijuana. He stated that he did not have any physical defect or injuries.

DRIVER'S STATEMENTS:

I asked the defendant to complete voluntary field sobriety task and the defendant consented.

ODORS:

There was an obivous odor of an unknown alcoholic beverage, based on my training and life experiences, which intensified as the defendant spoke to me.

GENERAL OBSERVATIONS

SPEECH: **Normal**

ATTITUDE: **Cooperative**

CLOTHING: **Blue Shirt, PAnts and Sneakers**

MEDICAL/OTHER: **Bad Ankles/Knees**

STATE OF FLORIDA
COUNTY OF PALM BEACH

Inv. C. Ward 16305
(Signature of Arresting/Investigative Officer)

The foregoing instrument was sworn to or affirmed and subscribed before me this 13 day of April 20 24 by Inv. C. Ward 16305

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

Thomasina Miller (#41017)
Notary Public, Clerk of Court, Officer (F.S.S. 117.10)

THOMASINA MILLER
Notary Public - State of Florida
Commission # HH 339641
My Comm. Expires Dec 7, 2027
Bonded through National Notary

SCANNED
APR 13 2024

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SUBJECT: Khan, Shah , Z **CASE NUMBER** 24-052526

ROADSIDE TASKS

HORIZONTAL GAZE NYSTAGMUS:

- [x] LT EYE-LACK OF SMOOTH PURSUIT
- [x] RT EYE-LACK OF SMOOTH PURSUIT
- [x] LT EYE-DISTINCT & SUSTAINED NYSTAGMUS AT MAX. DEVIATION
- [x] RT EYE-DISTINCT & SUSTAINED NYSTAGMUS AT MAX. DEVIATION
- [x] LT- EYE-ONSET OF NYSTAGMUS PRIOR TO 45 DEGREES
- [x] RT- EYE-ONSET OF NYSTAGMUS PRIOR TO 45 DEGREES

Other Observations:
See PC

WALK & TURN:

With the assistance of another deputy, I placed an approximately 2" wide piece of yellow on the ground. I had the defendant stand at the end of the yellow tape. I asked the defendant if he knew their left from high right, which he did. I asked the defendant if he could see the line, and the defendant stated he could. I asked the defendant what color the line was, and the defendant stated yellow. I instructed the defendant to place his left foot on the line with his right foot in front of the left, heel to toe, and his hands down by his side. The defendant immediately began walking. I again placed the defendant into the instructional position and instructed the defendant to remain in the position throughout my instructions and demonstration. I instructed the defendant not to start the task prior to me telling him to begin. The defendant acknowledged and stated he understood my instructions. I instructed the defendant on the task, which I also demonstrated. The defendant stated that he understood the instructions for the task. The defendant swayed during my instructions and came out of the stance prior to me telling him to begin. Once the defendant was told to begin the task, he missed heel to toe, stepped off the line, used his arms for balance, made an improper turn, walked the incorrect number of steps. The defendant counted properly on the walk out but stopped on the walk back saying "left" and "right" instead. The defendant asked for additional instructions, and swayed throughout completing the task.

FINGER TO NOSE:

I instructed the defendant to sit with his feet together and their hands down by their side. I instructed the defendant to remain in the position throughout the instructions and demonstration until I gave the indicator to begin, which he stated he understood. The defendant mimicked me by tilting his head back and raising his arms prior to being told to start. I instructed the defendant on the task and demonstrated the task, which the defendant understood. Once given the indicator to begin the defendant tipped his head back but did not close his eyes. On left one the defendant searched for the tip of his nose with the tip of his finger and missed the tip of his nose with the tip of his finger. The defendant did not bring his hand immediately back down by his side and had to be reminded to do so. On Right one the defendant missed the tip of his nose with the tip of his finger. The defendant did not bring his hand back down immediately and had to be reminded to do so. On Left two the defendant missed the tip of his nose with the tip of his finger. On Right two the defendant missed the tip of his nose with the tip of his finger. On Right three the defendant missed the tip of his nose with the tip of his finger. On left three the defendant searched the tip of his nose with the tip of his finger.

PALM PAT:

The defendant remained sitting in the chair. I instructed the defendant to place his hands in front of him with his palm up with the other palm down. I instructed the defendant to remain in this position throughout the instructions and demonstration which the defendant stated that he understood. I then instructed the defendant on the task which he stated that he understood. Once told to begin the defendant did not count in the manner instructed and chopped while patting.

ROMBERG ALPHABET:

I instructed the defendant to with with feet together and hands down by his side. The defendant stated that he knew his English alphabet from A to Z I instructed and demonstrated the task to the defendant, which he stated he understood. The defendant then proceeded to misstate their alphabet stopping before completing the alphabet stated, "I'm losing the alphabet."

BREATH TEST RESULTS: 1) .165 | 2) .177 | 3) | 4)

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STATE OF FLORIDA
COUNTY OF PALM BEACH

Inv. C. Ward 16305
(Signature of Arresting/Investigative Officer)

The foregoing instrument was sworn to or affirmed and subscribed before me this 13 day of April 2024 by Inv. C. Ward 16305

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

SCANNED
APR 13 2024

Thomasina Miller (#41017)
Notary Public, Clerk of Court, Officer (F.S.S. 117.10)

THOMASINA MILLER
Notary Public - State of Florida
Commission # HH 339641
My Comm. Expires Dec 7, 2026
Bonded through National Notary Assn.

TESTING FACILITY TASK REPORT

AGENCY: PBSO

SUBJECT: KHAN, SHAH .Z.

CASE NUMBER: 24-052526

DATE: Apr 13, 2024

VIDEO DVD NUMBER: N/A

BEGINNING TIME: 03:02

ENDING TIME: 03:23

BREATH TESTS RESULTS: 1) .165 TIME 03:08 A.M. ☒ P.M. ☐ 2) .177 TIME 03:12 A.M. ☒ P.M. ☐

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

BREATH OPERATOR: T. MILLER #41017

MAINTENANCE TECHNICAN: J. KARLECKE# 6467

TESTING OFFICER'S OBSERVATIONS

SPEECH: PRONOUNCED

ATTITUDE: CALM

CLOTHING: BLUE SHIRT, KHAKI SHORTS, BLACK SNEAKERS

MEDICAL CONDITIONS: NONE

MEDICATIONS: NONE

OTHER:

EYES: RED

COMMENTS:

ARRIVED AT CENTER A/O BEGAN THE 20 MINUTE OBSERVATION PERIOD AT 02:38 HRS.

SUBJECT: AGREED TO TAKE TEST THAN ASKED WHAT WOULD HAPPEN IF HE DOESNT WANT TO DO THIS.

A/O: READ I/C.
SUBJECT: STATED HE UNDERSTOOD I/C AND AGREED TO TAKE TEST.

A/O: READ RIGHTS.
SUBJECT: STATED HE UNDERSTOOD RIGHTS.

TECH: READ TEST RESULTS.
SUBJECT: STATED HE UNDERSTOOD TEST RESULTS.

A/O: CONDUCTED Q & A.
SUBJECT: ANSWERED QUESTIONS.

NOT A CERTIFIED COPY

SCANNED
APR 13 2024

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

SCANNED

APR 13 2024

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? _____

SCANNED
APR 13 2021

INTERVIEWER: _____

NOT A CERTIFIED COPY

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: 80-001741 Software: 8100.27
Date of Test: 04/13/2024

Date of Last Agency Inspection: 03/08/2024
Observation Period Began: 02:38
Subject's Name: SHAH Z KHAN DOB: 08/29/1968 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	03:06
Air Blank	0.000	03:06
Control Test	0.080	03:06
Air Blank	0.000	03:07
Subject Sample #1	0.165	03:08
Air Blank	0.000	03:09
Air Blank	0.000	03:11
Subject Sample #2	0.177	03:12
Air Blank	0.000	03:13
Control Test	0.080	03:13
Air Blank	0.000	03:13
Diagnostics Check	OK	03:14

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 THOMASINA E MILLER, 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: Thomasina Miller Date: 04/13/24
Signature

Sworn to (or affirmed) before me this 13 day of April, 2024

Signature of Notary Public-State of Florida

Inv. C. Ward
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

NOT A CERTIFIED COPY

SCANNED
APR 13 2024

FLORIDA DEPARTMENT OF LAW ENFORCEMENT
ALCOHOL TESTING PROGRAM
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APR 13 2024

DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES
DIVISION OF FLORIDA HIGHWAY PATROL

RADAR SPEED MEASURING DEVICE CERTIFICATION

Palm Beach County Sheriff's Office

THIS IS TO CERTIFY THAT THE UNIT USED TO MEASURE MOTOR VEHICLE SPEEDS, DESCRIBED AS:

MANUFACTURER: Applied Concepts, Inc.
MODEL NUMBER: Stalker DSR 2X
COMPUTING UNIT S/N: DB007623
ANTENNA #1 S/N: KR009492
ANTENNA #2 S/N: KC124292
(only if applicable)

HAS THIS DATE 03/07/2024 BEEN TESTED AS DESCRIBED IN THE FLORIDA ADMINISTRATIVE CODE CHAPTER 15B-2, SPEED MEASURING DEVICES, RULE 15B-2.009(1) AND IS FOUND TO BE WORKING PROPERLY.

SIMULATED TARGET SPEED		
15 MPH	15	MPH
30 MPH	30	MPH
40 MPH	40	MPH
50 MPH	50	MPH
60 MPH	60	MPH
70 MPH	70	MPH
80 MPH	80	MPH
90 MPH	90	MPH
100 MPH	100	MPH

SIMULATED PATROL SPEED		
15 MPH	15	MPH
30 MPH	30	MPH
40 MPH	40	MPH
50 MPH	50	MPH
60 MPH	60	MPH
70 MPH	70	MPH

TUNING FORKS SERIAL #	STATED	TESTED
FA242489	25.25	25
FB347306	40.25	40

FREQUENCY (GHz)	
24.050 - 24.250	
33.400 - 36.000	#1= 34.690 #2= 34.720

CONTROLS (OPERATIONAL)			
YES	X	NO	

AVERAGE SPEED CALCULATOR INSTALLED? Y or (N)
TIME BASE WAS CHECKED / (NOT CHECKED) (circle one)
± N/A MINUTES N/A SECONDS DEVIATION FROM STANDARD IN 24 HOURS

LOW SUPPLY VOLTAGE ALERT			
PASS	X	FAIL	

RADIO FREQUENCY INTERFERENCE			
PASS	X	FAIL	

ANTENNA NEAR FIELD POWER DENSITY: #1= 0.8 #2= 0.7 (mW/cm2)

ELECTRONIC TECHNICIAN

NAME: STEVE H. DaPONTE
SIGNATURE: [signature]
TECHNICIAN CERTIFICATION ISSUED BY: FEDERAL COMMUNICATIONS COMMISSION
LICENSE #: PG-GB-053749
ADDRESS: RADIOTRONICS, INC.
1315 SW COMMERCE WAY
STUART, FL 34997

WITNESS SIGNATURE: [signature]
WITNESS'S NAME: Shana Papadakos
WITNESS'S TITLE OR RANK: Records Analyst
This form was printed & signed on March 7, 2024

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SCANNED
APR 13 2024

HSMV 61070 (10/04)

RICK SCOTT
GOVERNOR

GERALD M. BAILEY,
COMMISSIONER
FLORIDA DEPARTMENT OF
LAW ENFORCEMENT

STATE OF FLORIDA

THE COMMISSION ON CRIMINAL JUSTICE STANDARDS AND TRAINING

Hereby awards to

Christopher S Ward

ADVANCED TRAINING CERTIFICATE
Speed Measurement
40 HOURS

For having fulfilled the requirements for training
as prescribed in Chapter 943
of Florida Statutes

SUSAN BENTON, CHAIRMAN
CRIMINAL JUSTICE STANDARDS
AND TRAINING COMMISSION

JENNIFER C. PRITT, DIRECTOR
CRIMINAL JUSTICE
PROFESSIONALISM

November 8, 2013

44-2013-1158-2

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SCANNED

APR 13 2024

SCANNED
APR 13 2024

PALM BEACH STATE COLLEGE

AWARD OF ACHIEVEMENT

Criminal Justice Institute

Christopher Ward

has successfully completed

Speed Measurement

Date of Class:	November 4-8, 2013
Contact Hours:	40
CEUs	4.0

Joseph L. Schroeder, Director

PALM BEACH STATE COLLEGE

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WITNESS LIST

CASE NUMBER: 24-052526

ARRESTING OFFICER: Inv. C. Ward 16305

ADDRESS: 3228 Gun Club Rd, West Palm Beach, FL 33415

PHONE NUMBERS (HOME): _____ (WORK) 561-688-3000

CAN TESTIFY TO: DUI 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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ADDRESS _____

PHONE NUMBERS (HOME) _____ (WORK) _____

CAN TESTIFY TO: _____

NAME: _____

ADDRESS _____

PHONE NUMBERS (HOME) _____ (WORK) _____

CAN TESTIFY TO: _____

NOT A CERTIFIED COPY

SCANNED
APR 13 2024

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	5
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	11-12
	☐	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: 2024009971	**Date:** 4/13/2024
	Specialist Name/ID#: C. Daniels/ 30347

SCANNED
APR 13 2024