☐ **ARREST AFFIDAVIT - ADULT** ☒ **ARREST FORM**

MONROE COUNTY
ARREST # **OBTS #** 4401045926

Filing Agency	Offense Report	Local I.D. #	FDLE	FBI	SS #
Key West Police Dept	0110002077				[redacted]

Defendant's Last Name	First	Middle	SUF	Alias/Street Name	Citizenship
CALVACCA	STEPHEN	J			UNITED STATES

Race	Sex	Hgt	Eyes	Hair	Wgt	Comp	Age	DOB	Birthplace	Scars, marks, TT
W	M	6'01"	BROWN	GRAY/PAR	240	MEDIUM	60	05-28-49	NY	

Permanent Address 1833 KALURNA CT ORLANDO, FL 32806-

Local Address:

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

Place of Employment | **Length**

How long defendant in Monroe County:	Breathalyzer by/CCN	Reading	Place of arrest	Date/time arrested	Arresting officer(s) CCN
	Bel2	.191	N ROOSEVELT AN D 7TH KEY WEST, FL 33040-	04-16-10 22:08	BETZ, FRANK 3020

Officer Injured	Unit	Zone	Beat	Shift	Trans Unit	PMD	Transporting officer /CCN	Pick-up time:	Drug Type:
							BETZ, F/3020	Time arrived at MSO:	

Type: B-Barbiturate H-Hallucinogen P-Paraphernalia/ U-Unknown
N-N/A C-Cocaine M-Marijuana Equipment Z-Other
A-Amphetamine E-Heroin O-Opium S-Synthetic

Activity: B-Buy E-Use K-Dispense/
N-N/A T-Traffic M-Manufacture/ Distribute
P-Possess A-Smuggle Produce/ Z-Other
S-Sell D-Deliver Cultivate

Indication of:	Y	N	UK
Alcohol Influence:	☒	☐	☐
Drug Influence:	☐	☒	☐

Attach Defendant's Photo

Defendant's Vehicle Make: CHEVROLET **Type:** **Year:** 2009 **Color:** BLACK **VIN #** 1G1YZ26E75112780

Vehicle towed to: A1A TOWING **Tag #** 60NCI **Other identifiers or remarks:** 10CT811K

Name of victim(s) (if corporation, exact legal name and state of incorporation): **ADDRESS** **PHONE #**

State Of Florida

COUNT NO.	OFFENSES CHARGED	CITATION #, IF APPLICABLE	F.S. # OR CAPIAS/WARRANT #
1 / FS	TRAFF DUI ALCOHOL OR DRUGS	6407-XCP	316.193(1)

ORIGINAL

Before me this date personally appeared **BETZ, FRANK 3020** who being first duly sworn deposes and says that on the **16th day of April, 2010** at **N ROOSEVELT AND 7TH KEY WEST, FL 33040-** the above named defendant committed the above offenses charged and the facts showing probable cause to believe the same are as follows:

On April 16, 2010 at approximately 2144 hours, I (Ofc Betz) responded to the intersection of N Roosevelt and 7th Street in reference to a possible intoxicated driver stopped by Ofc Valdes. On arrival, Ofc Valdes told me he observed a black Chevy Corvette, bearing Florida tag 60NCI, stopped a the red light at N Roosevelt and First Street. Ofc Valdes said when the light changed, the Corvette, which was traveling east bound, veered into the oncoming lane of traffic, nearly striking another vehicle in the west bound lanes. Ofc Valdes told me he attempted to catch up the vehicle, which continued to weave across the center line, but was hindered by traffic. Ofc Valdes said he finally stopped the vehicle near the intersection of N Roosevelt and 7th Street.

Ofc Valdes told me when he approached the driver, later identified as Stephen Calvacca, he observed Calvacca to have slow and slurred speech, glassy eyes and was slow in his movements. Ofc Valdes said he could not detect the odor of an alcoholic beverage due to the strong smell of cigar smoke in the vehicle.

I asked Calvacca to exit the vehicle. Calvacca stumbled slightly as he exited. I asked Calvacca to walk towards my patrol vehicle. Calvacca appeared uneasy

I swear the above statement is correct and true to the best of my knowledge and belief.

OFFICER/AFFIANT'S SIGNATURE — BETZ, FRANK 3020 OFFICER'S NAME/CCN — KEY WEST POLICE DEPARTMENT OFFICER'S DIVISION

STATE OF **FLORIDA** COUNTY OF **MONROE**

The foregoing instrument was acknowledged before me this 16 day of April, (year) 2010, who is personally known to me or who has produced (ID Type) Police as identification and who DID take an oath. (SEAL OR STAMP IF APPLICABLE)

DEPUTY CLERK OF THE COURT, NOTARY PUBLIC, OR ASSISTANT STATE ATTORNEY — Leo TITLE OR RANK/CCN

SIXTEENTH JUDICIAL CIRCUIT
MONROE COUNTY
STATE OF FLORIDA

FIRST APPEARANCE / ARREST FORM

(SHOULD ADDITIONAL SPACE BE NEEDED, USE THE PROBABLE CAUSE AFFIDAVIT CONTINUATION)

☐ **ARREST AFFIDAVIT - ADULT**
CONTINUATION

☒ **ARREST FORM**

MONROE COUNTY

ARREST NO.

OBTS NO.

DEFENDANT'S LAST NAME	FIRST	MIDDLE	SUF.	HGT	WGT	RC	SEX	DOB	Offense Report	Arresting Officer(s)/CCN
CALVACCA	STEPHEN	J		6'01"	240	W	M	05-28-49	0110002077	BETZ, FRANK 3020

Name of victim(s) (if corporation, exact legal name and state of incorporation) ADDRESS PHONE #

COUNT NO.	OFFENSES CHARGED	CITATION #, IF APPLICABLE	F.S. # OR CAPIAS/WARRANT #

Before me this date personally appeared **BETZ, FRANK 3020** who being first duly sworn deposes and says that on the **16th day of April, 2010** at **N ROOSEVELT AND 7TH KEY WEST, FL 33040-** the above named defendant committed the above offenses charged and the facts showing probable cause to believe the same are as follows:

on his feet. While speaking to Calvacca, I detected the strong odor of an alcoholic beverage on his breath. Calvacca had slurred speech and glassy watery eyes.

I told Calvacca of my observations and asked him to participate in field sobriety exercises to dispel my belief he was operating a motor vehicle while under the influence of an alcoholic beverage. After a lengthy discussion and me informing Calvacca several times that the exercises were voluntary, Calvacca told me he would participate.

Calvacca advised he had an injury to his ankle. When asked to be more specific, Calvacca stated his ankle had prior surgery and pins were placed in it.

The first exercise HGN. Calvacca swayed during the exercise. Calvacca showed the lack of smooth pursuit in both eyes. Calvacca had distinct nystagmus at maximum deviation and had the onset of nystagmus prior to 45 degrees. Calvacca had vertical nystagmus.

The second exercise was the walk and turn. Calvacca missed heel to toe on most steps. Calvacca stepped off the line several times and made an improper turn. Calvacca took only eight steps back.

The next exercise was the one leg stand. Calvacca was unable to safely perform the exercise. Calvacca nearly fell over within the first few seconds of the exercise.

The next exercise was the finger to nose. Calvacca missed the tip of his nose once and held his finger to nose longer than normal.

The last exercise was the Rhomberg Balance. Calvacca estimated 30 seconds at 34 seconds and swayed slightly.

I placed Calvacca under arrest for DUI at 2208 hours. I asked Calvacca to submit to a breath test to determine his BAC. Calvacca said he would.

I transported Calvacca to MCDC for processing. Calvacca's vehicle was towed from the scene by A1A Towing.

While at the jail I used the Intoxilyzer 8000 (S#80-000868) to collect a breath sample. Calvacca's first sample showed a BAC of 0.191 g/210L. Calvacca's second sample showed a BAC of 0.185 g/210L. I explained the results to Calvacca.

Ofc Valdes issued Calvacca a citation (5154-FLP) for violation of a traffic control device (center yellow line). I issued Calvacca a criminal DUI citation (6407-XCP) with a court date of May 10, 2010 at 0900 hours.

I read Calvacca his Miranda Rights. Calvacca told me he understood his rights and invoked.

The incident was recorded on my ICOP video system (101060375).

I swear the above statement is correct and true to the best of my knowledge and belief.

OFFICER/AFFIANT'S SIGNATURE

BETZ, FRANK 3020
OFFICER'S NAME/CCN

KEY WEST POLICE DEPARTMENT
OFFICER'S DIVISION

STATE OF **FLORIDA** COUNTY OF **MONROE**

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DEPUTY CLERK OF THE COURT, NOTARY PUBLIC, OR ASSISTANT STATE ATTORNEY

CEO
TITLE OR RANK/CCN

SIXTEENTH JUDICIAL CIRCUIT
MONROE COUNTY
STATE OF FLORIDA

(SHOULD ADDITIONAL SPACE BE NEEDED, USE THE PROBABLE CAUSE AFFIDAVIT CONTINUATION)

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MONROE COUNTY

ARREST NO. **OBTS NO.**

DEFENDANT'S LAST NAME FIRST MIDDLE SUF.	HGT	WGT	RC	SEX	DOB	Offense Report	Arresting Officer(s)/CCN
CALVACCA STEPHEN J	6'01"	240	W	M	05-28-49	0110002077	BETZ, FRANK 3020

Name of victim(s) (if corporation, exact legal name and state of incorporation) ADDRESS PHONE #

COUNT NO.	OFFENSES CHARGED	CITATION #, IF APPLICABLE	F.S. # OR CAPIAS/WARRANT #

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Calvacca was cooperative during my investigation.

Arrest time: 2208 hours
Arrival Jail: 2227 hours

Officers on scene:

Valdes KWPD

I swear the above statement is correct and true to the best of my knowledge and belief.

OFFICER/AFFIANT'S SIGNATURE

BETZ, FRANK 3020
OFFICER'S NAME/CCN

KEY WEST POLICE DEPARTMENT
OFFICER'S DIVISION

STATE OF **FLORIDA** COUNTY OF **MONROE**

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DEPUTY CLERK OF THE COURT, NOTARY PUBLIC, OR ASSISTANT STATE ATTORNEY

LEO
TITLE OR RANK/CCN

SIXTEENTH JUDICIAL CIRCUIT
MONROE COUNTY
STATE OF FLORIDA

FIRST APPEARANCE / ARREST FORM

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