05417654 24CT4277 NB 1798

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

ARREST / NOTICE TO APPEAR
Juvenile Referral Report

1. Arrest 2. N.T.A. 3. Request for Warrant 4. Request for Capias | 1 | Juvenile | N

ADMINISTRATIVE

OBTS Number

Agency ORI Number: FLO 5 0 2 6 0 0 | Agency Name: PALM BEACH GARDENS POLICE DEPARTMENT | Agency Report Number: 78 - 24001252

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

Weapon Seized / Type: 2 | 1. Yes 2. No

Multiple Clearance Indicator

Location of Arrest (Including Name of Business): NORTHLAKE BLVD/ANCIENT TREE DR, PALM BEACH GARDENS, FL, 33410

Location of Offense (Business Name, Address): NORTHLAKE BLVD/OLDHAM WAY, PALM BEACH GARDENS, FL, 33410

Date of Arrest	Time of Arrest	Booking Date	Booking Time	Jail Date	Jail Time	Location of Vehicle
03/09/2024	00:44					TOT'D NEIGHBOR

DEFENDANT

Name (Last, First, Middle): EMMONS, TATUM, ASHLIE

Alias (Name, DOB, Soc. Sec. #, Etc.)

Race (W - White I - American Indian B - Black 0- Oriental/Asian)	Sex	Date of Birth	Height	Weight	Eye Color	Hair Color	Complexion	Build
W	F	11/25/1994	5'3	118	HAZ	BRO	LGT	SML

Scars, Marks, Tatoos, Unique Physcal Features (Location, Type, Description)

Marital Status: SINGLE | Religion: OTHER

Indication of: Alcohol Influence Y ☑ N ☐ Unk. ☐ ; Drug Influence Y ☐ N ☐ Unk. ☑

Local Address (Street, Apt. Number) (City) (State) (Zip): 4877 SAND DOLLAR DRIVE, WESTLAKE, FL 33470

Phone: (662) 416-0586

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

Permanent Address (Street, Apt. Number) (City) (State) (Zip): 4877 SAND DOLLAR DRIVE, WESTLAKE, FL 33470

Phone:

Address Source: VERBAL

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

Phone:

Occupation: TEACHER

DL Number, State: E552-801-94-925-0 FL | Soc. Sec. [redacted] | INS Number: | Place of Birth (City, State): NEW ALBANY, MS | Citizenship: US

CO-DEF

Co-Defendant Name (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 provided by ☐ defendant and / or ☐ defendant's parents The child and / or parent was told to keep the Juvenile Court Clerk (Phone 355-2526) informed of any change of address. ☐ Yes, by: (Name) ☐ No: (Reason) | School Attended | Grade

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. Synthetics U. Unknown Z. Other

CHARGE

Charge Description	Counts	Domestic Violence	Statute Violation Number	Violation of ORD #
DRIVING UNDER THE INFLUENCE OVER .08	1	☐Y ☑N	316.193(1)(C)	

Drug Activity	Drug Type	Amount / Unit	Offense #	Warrant / Capias Number	Bond
N	N	.197			

CHARGE

Charge Description	Counts	Domestic Violence	Statute Violation Number	Violation of ORD #
DUI OVER .15	1	☐Y ☒N	316.193(4)	

Drug Activity	Drug Type	Amount / Unit	Offense #	Warrant / Capias Number	Bond
N	N	.197			

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

FILED PBC - GUN CLUB - OTHER PARTIES

NOTICE TO APPEAR

Location (Court, Room Number, Address): NORTH COUNTY COURTHOUSE, 3188 PGA BOULEVARD, PALM BEACH GARDENS, FL 33410 - PH: (561) 662-6700

Court Date and Time: Month APRIL Day 10 Year 2024 Time 1000 AM X PM

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 /Custodia

Date Signed: 03/09/2024

ADMIN

HOLD for other Agency Name:

Signature of Officer: X

Name Verification (Printed by Arrestee) (PRINT)

☐ Dangerous ☐ Resisted Arrest ☐ Suicidal ☐ Other:

Name of Arresting Officer (Print): A. FLINK | I.D. #: 514

Intake Deputy | I.D. # | Pouch #

Transporting Officer: OFC. FLINK | ID #: 514 | Agency: PBGPD

Witness here if subject signed with an -X"

PAGE 1 OF 1

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PROBABLE CAUSE AFFIDAVIT

ADMIN

OBTS Number		1. Arrest 2. N.T.A. 3. Request for Warrant 4. Request for Capias	1	JUVENILE

Agency ORI Number	Agency Name	Agency Report Number
FL FL0502600	Palm Beach Gardens Police Department	7 | 8 24-001252

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

Special Notes:

DEF

Name (Last, First, Middle)	Alias	Race	Sex	Date of Birth
EMMONS, TATUM ASHLIE		W	F	11/25/1994

CHARGES

Charge Description	Charge Description
316.193(1)(C) DUI - BREATH .08 OR ABOVE	316.193(4) DUI - BAC ABOVE .15
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 he/she has just and resonable grounds to believe, and does believe that the above named Defendant committed the following violation 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 committ the below acts.
☒ was found to have committed the below acts, resulting from my (described) investigation.

On the 9 day of March, 2024 at 00:16 (Specifically include facts constituting cause for arrest.)

On 03/09/2024 at approximately 0016 hours, Officers were dispatched to the area of Northlake Blvd and Oldham Way, PBG, FL, to assist Jupiter PD Ofc Denier 1256 with a traffic stop. Body worn camera and in car video were used.

Ofc Rigney 333 was first to the area of Northlake Blvd and Ancient Tree Dr, PBG, FL. Ofc Denier told this Officer he observed the vehicle, a Jeep Compass (BV69QQ/FL) failing to maintain a single lane from Ibis Blvd to the current location. Ofc Denier further stated the vehicle was drifting in the lane and almost struck the positive curb multiple times. Once in Palm Beach Gardens jurisdiction, Ofc Denier attempted a traffic stop on same by activating overhead lights and audible siren. Ofc Denier said the vehicle took an extended time to come to a complete stop in the outside through lane, despite putting right-hand turn signal on at Ancient Tree Dr`s left-hand turn lane.

This Officer approached the driver window and made contact with the driver and lone occupant, identified via Florida Driver License photo, Tatum Emmons (OF), while she was still in actual physical control of same. This Officer observed Emmons to have glassy watery eyes, slurred speech, flushed red face, and the strong obvious odor of an unknown alcoholic beverage emanating from her breath at conversational distance. Emmons indicated she was feeling well on this night and said she was coming from a friend`s house in Palm Beach Gardens. Emmons further stated she was on her way home. Emmons admitted to consuming two glasses of wine on this night and denied taking Cannabis and/or medication on this night.

Based on this Officer`s observation`s, this Officer expressed concern to Emmons that she may be under the influence and asked her to exit the vehicle to participate in Standardized Field Sobriety Exercises, to which she complied. Emmons said she did not have any medical conditions which would affect the exercises. Emmons was unsteady on her feet and swayed while standing upright.

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ADMINISTRATIVE

SWORN AND SUBSCRIBED BEFORE ME

NOTARY PUBLIC / CLERK OF COURT / OFFICER (F.S. 117.10)

03/09/2024
DATE

SHANNON O'NEAL
Notary Public - State of Florida
Commission # GG 972030
My Comm. Expires Jun 25, 2024
Bonded through National Notary Assn.

SIGNATURE OF ARRESTING / INVESTIGATING OFFICER

FLINK, ANDREW S (514)
NAME OF OFFICER (PLEASE PRINT)

03/09/2024
DATE

COURT STATE ATTORNEY CENTRAL RECORDS JAIL CRIME ANALYSIS P. I. O.

ADMIN

OBTS Number	PROBABLE CAUSE AFFIDAVIT SUPPLEMENT	1. Arrest 2. N.T.A. 3. Request for Warrant 4. Request for Capias	1	JUVENILE

Agency ORI Number	Agency Name	Agency Report Number
FL FL0502600	Palm Beach Gardens Police Department	7 | 8 | 24-001252

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
EMMONS, TATUM ASHLIE		W	F	11/25/1994

PROBABLE CAUSE STATEMENT

The first exercise conducted was the Horizontal Gaze Nystagmus. The stimulus used was a Streamlight Stylus with an illuminated red tip. Emmons had a lack of smooth pursuit in both eyes as well as involuntary jerking at maximum deviation in both eyes. Emmons also had the onset of Nystagmus in both eyes prior to 45 degrees as well as Vertical Gaze Nystagmus in both eyes.

The second exercise conducted was the Walk and Turn. The line used was a strip of yellow tape placed upon the pavement by this Officer. During the instructions, Emmons stepped out of the starting position at least twice. During the first set of steps, Emmons took one step, lost her balance, stepped off the line then returned to the starting position. Emmons started over then missed heel-to-toe on all steps, missed the line once, paused to regain balance once and raised her arms more than six inches from her sides. Emmons took 14 steps rather than nine then conducted an improper turnaround by way of walking around rather than taking a series of small steps. During the return set of steps, Emmons again missed heel-to-toe on all steps, paused to regain balance three times, missed the line twice and raised her arms more than six inches from her sides. Emmons again took 14 steps rather than nine.

The final exercise conducted was the One-Leg Stand. During the exercise Emmons raised her right foot. Emmons swayed side-to-side, hopped, raised her arms more than six inches from her sides and placed her foot down prior to being told to do so.

Based on this Officer's observations, Emmons was placed under arrest at 0044 hours. At PBSO BAT this Officer conducted a 20 minute observation of Emmons, noting no issues. This Officer requested Emmons provide a breath sample for the purpose of determining its alcohol content to which she consented. Emmons then changed her mind and asked what would happen if she refused, to which this Officer read Florida Implied Consent to Emmons, which she acknowledged and consented. At 0142 hours she blew .197 and at 0145 hours she blew .178.

Based on the results of the investigation, this Officer has probable cause to charge Tatum Emmons with driving under the influence, to the extent her normal faculties were impaired, with an unlawful breath alcohol content, in violation of FSS 316.193(1)(C). The degree to which she was impaired by alcohol was in violation of FSS 316.193(4).

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ADMINISTRATIVE

SWORN AND SUBSCRIBED BEFORE ME

NOTARY PUBLIC / CLERK OF COURT / OFFICER (F.S. 117.10)

03/09/2024
DATE

SIGNATURE OF ARRESTING / INVESTIGATING OFFICER

FLINK, ANDREW S (514)
NAME OF OFFICER (PLEASE PRINT)

03/09/2024
DATE

COURT STATE ATTORNEY CENTRAL RECORDS JAIL CRIME ANALYSIS P. I. O.

PALM BEACH GARDENS POLICE DEPARTMENT
DUI TESTING FACILITY INFORMATION SHEET

PBSO Case #: 24-041813 PBSO Zone: 3-13

Agency Case #: 24001252 Crash Case #: _____

Incident Information:

Time of Stop/Crash: 0017 Date of Incident: 03/09/2024 Day: SATURDAY

Location of Incident: NORTHLAKE BLVD/OLDHAM WAY, PALM BEACH GARDENS, FL, 33410

Arrest Information:

Time of Arrest: 00:44 Date of Arrest: 03/09/2024 Day: SATURDAY

Location of Arrest: NORTHLAKE BLVD/ANCIENT TREE DR, PALM BEACH GARDENS, FL, 33410

Subject's Name: (L) EMMONS, (F) TATUM, (M) ASHLIE

DOB: 11/25/1994 Race: W Sex: F Height: 5'3 Weight: 118 Hair BRO Eye HAZ

Address: 4877 SAND DOLLAR DRIVE, WESTLAKE, FL 33470 Phone: (662) 416-0586

Arresting Officer's Name: A. FLINK ID#: 514

Agency: PBGPD Division: TRAFFIC UNIT ☐ Marcy's Law CVI FL. Const. Art. 1 § 16(b)

Breath Results

1) .197 at 01:42 hrs.
2) .178 at 01:45 hrs.
3) _____ at _____ hrs.
4) _____ at _____ hrs.

---BAT Use---

BAT Notified: YES
Arrival Time at BAT: 0115
Subject Arrest Time: 00:44

Breath Test Operator: ONEAL 6212
PBSO

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TESTING FACILITY TASK REPORT

AGENCY: PBG OFC. FLINK #514

SUBJECT: EMMONS, TATUM A.

CASE NUMBER: 24-041529

DATE: Mar 9, 2024

VIDEO DVD NUMBER: N/A

BEGINNING TIME: 01:36 HRS

ENDING TIME: 01:48 HRS

BREATH TESTS RESULTS: 1) .197 TIME 01:42 A.M. ☒ P.M. ☐ 2) .178 TIME 01:45 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: SLURRED

ATTITUDE: CALM, COOPERATIVE, EMOTIONAL, UPSET

CLOTHING: SHIRT- KHAKI PANTS- LIGHT BLUE JEANS

MEDICAL CONDITIONS: NONE

MEDICATIONS: NONE

OTHER:

EYES: VERY RED,GLASSY, WATERY FROM CRYING AT TIMES
ODOR OF UNKNOWN ALCOHOLIC BEVERAGE

COMMENTS:

20 MIN. OBSERVATION CONDUCTED BY A/O SENTMANAT #24968

A/O REQUESTED THE BREATH TEST.
D SUBMITTED TO THE BREATH REQUEST.
D ASKED ABOUT REFUSING THE TEST.
A/O READ THE IMPLIED CONSENT TO THE D.
D UNDERSTOOD THE I/C AS READ.
D STILL DECIDED TO SUBMIT TO THE BREATH REQUEST.
D COMPLETED THE TEST CORRECTLY.
C/W READ ON CAMERA TO THE D.
EXPLAINED THE RESULTS TO THE D
NO Q&A CONDUCTED.

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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 CSO
Instrument Serial Number: 80-006029 Software: 8100.27
Date of Test: 03/09/2024

Date of Last Agency Inspection: 03/08/2024
Observation Period Began: 01:15
Subject's Name: TATUM A EMMONS DOB: 11/25/1994 Sex: F

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	01:40
Air Blank	0.000	01:40
Control Test	0.081	01:41
Air Blank	0.000	01:41
Subject Sample #1	0.197	01:42
Air Blank	0.000	01:43
Air Blank	0.000	01:44
Subject Sample #2	0.178	01:45
Air Blank	0.000	01:46
Control Test	0.079	01:46
Air Blank	0.000	01:47
Diagnostics Check	OK	01:47

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: 03-09-24
Signature

Sworn to (affirmed) before me this 09 day of March, 2024

Signature of Notary Public-State of Florida — Typed 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.

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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: 2024006473	**Date:** 3/9/2024
	Specialist Name/ID#: C.Daniels 30347