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Arrest Report

FLORIDA FISH AND WILDLIFE CONSERVATION COMMISSION
3200 NE 151 STREET
MIAMI FL 33181

Report Date / Time	Report Number	Case Number/Cad Number	Reporting Officer Name
4/2/2023 09:57 PM	C-5174AB	FWC23ON0028621 / FWCS23IN0016224	MORGAN, DAVID

Originating Agency ORI	Occur Date Time Range	Jurisdiction
FL0508000	04/02/2023 21:17:33 -	

OBTS Number	Other Number	Clearance

Location of Occurrence

County	Location Type	Location Description
PALM BEACH	PUBLIC PLACE	ISLAND ICW PEANUT ISLAND EAST

Street Number	Street	Apt/Lot/Bldg	City	State	Zip Code
	INDIAN RD	FWC	RIVIERA BEACH INC	FL	

Defendant

First Name	Middle Name	Last Name	Suffix	Race	Sex	Height	Weight	Hair	Eyes
YORDAN		CARRAZANA VALDES		W (H)	MALE	5'08"	160	BLACK	UNKNOWN

MNI #	SSN	Date of Birth	Age	ID Type	Drivers License or other ID	State	OCA / Agency ID
	[redacted]	12/08/1989	33	E	C625960894480	FL	

Place of Birth:	SANTA CLARA FF CUBA

Address
* RESIDENCE / 1206 S LAKE DR APT 205 , LANTANA, FL 33462 / 561-566-3213

Arrest

Arrest Date/Time	Arrest Location Type	Arrest Location Description
4/2/2023 21:28:33	PUBLIC PLACE	ICW, W PEANUT ISLAND

Street Number	Street	Apt/Lot/Bldg	County	City	State	Zip Code
		FWC	PALM BEACH	RIVIERA BEACH	FI	

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
PRINCIPAL	DUI-UNLAW BLD ALCH

Charge Description
OPERATING A VESSEL WHILE NORMAL FACULTIES IMPAIRED

Administrative Code - Description
-

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FILED PBC - GUN CLUB
'23 APR 3 AM 7:31

SCANNED
APR 03 2023

APR 3 AM 12:55

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Bond Set by Officer

Bond Amount	☐ No Bond

Bond Type(s)

Probable Cause

On 4/02/2023 at approximately 2115 hours I, Officer David Morgan of Florida Fish and Wildlife Conservation Commission (FWC), and Officer Michael Rea with FWC were on water-based patrol near Peanut Island located inside the Palm Beach Inlet in Palm Beach County. We observed a vessel beginning to head south in the IntraCoastal Waterway (ICW) just west of Jupiter Inlet with several passengers onboard. We initiated a vessel stop to conduct a boat safety inspection.

Upon contact with the vessel operator, later identified as Yordan Carrazana Valdez, FL DL# C625960894480 DOB 12/08/1989, I noticed that Carrazana Valdez had slight slurred words when he talking during the stop. Carrazana Valdez also had slight bloodshot eyes with slightly droopy eyelids. I explained to Carrazana Valdez that we were doing a boater safety inspection for the required safety equipment. As Carrazana Valdez moved around the vessel, an odor of an unknown alcohol was coming off his person. I asked Carrazana Valdez if he had been drinking today and how much to which he replied he had been drinking only two drinks in the morning but has been out on at Peanut Island all day.

I asked Carrazana Valdez if he would perform Seated Standardized Field Sobriety Tasks (SFSTs) to determine if he was impaired. Carrazana Valdez consented to perform Standardized Field Sobriety Tasks (SFSTs). I had Carrazana Valdez board my vessel to begin Seated SFSTs.

I administrated the Horizontal Gaze Nystagmus (HGN), Finger to Nose, Palm Pat and Hand Coordination tasks in that standardized order.

During the HGN task Carrazana Valdez showed clues in both eyes. Lack of smooth pursuit, distinct and sustained nystagmus at max deviation and onset of nystagmus prior to 45-degree. Carrazana Valdez had 6 clues for the task. 4 or more clues indicate impairment.

The next task Carrazana Valdez performed was the Finger to Nose. I started by reading the instructions for the task. He confirmed he understood the instructions. During the performance of the task Carrazana Valdez moved his head more than 1'' from starting position. On the first left he used did not use his fingertip (pad of his index finger. On the first right did not use his fingertip (pad of his index finger). On the second left he hesitated and did not use his fingertip (pad of his index finger). On the second right he did not use his fingertip (pad of his index finger). On third right he hesitated and did not use his fingertip (pad of his index finger). On the third left he hesitated and did not use his fingertip (pad of his index finger). Carrazana Valdez had 10 clues for this task. 9 or more clues indicate impairment.

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The third task I conducted was the Palm Pat. I explained the task instructions and demonstrated the exercise. I told Carrazana Valdez to begin the task after reading the instructions to him. During the performance of the task Carrazana Valdez showed clues not increasing speed and stopped before told to do so. In total Carrazana Valdez demonstrated 2 total clues on Palm Pat. 2 or more clues would indicate impairment.

The fourth task I conducted was the Hand Coordination. I explained the task instructions and demonstrated the exercise. I told Carrazana Valdez to begin after explaining the instructions. On the 1st task (Forward Steps) Carrazana Valdez performed correctly. On the 2nd task (Hand Clapping) Carrazana Valdez did improper return. On the 3rd task (Return steps) Carrazana Valdez performed with improper count (did not count 5-8 during the return step motion). On the 4th task (End position) he did not perform. In total Carrazana Valdez demonstrated 3 clues on Hand Coordination. 3 or more clues would indicate impairment.

At the conclusion of the SFSTs, Carrazana Valdez was arrested for operating a vessel with normal faculties impaired at 2128 hours.

I transported Carrazana Valdez to Palm Beach County Main Jail at 2209 hours in my patrol vehicle. At the jail, Carrazana Valdez provided refused to provide breath samples at 2240 hours. Carrazana Valdez refused to answered questions, post-Miranda.

Carrazana Valdez was issued the following citation:

Citation 1: V777703 (Infrac.)
327.50(1)(a): PFD- Insufficient number (Recreational)

Citation 2: V777704 (Infrac.)
327.395(1): No boater ID card. Operation of vessel without complying with boat education law

Citation 3: V777705 (Infrac.)
328.48(4): No current/valid certificate of registration on board

Citation 4: V777706 (Misd.)
327.35(1)(a): Operating a vessel while normal faculties impaired

Citation 5: V777707 (Infrac.)
327.35315(1): Refusal to submit to blood/breath/urine to pursuant to FS 327.352

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FL0508000	04/02/2023 21:17:33 -	

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All above events were captured on agency issued body worn camera and uploaded to the agency server.

Jail Booking Facility

Booking Date/Time	Booking County	Booking Facility	Booking Facility Phone
4/2/2023 10:23 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	3228 GUN CLUB ROAD WEST PALM BEACH, FL 33406

Court	Court Phone	Court Appereance Date / Time	Court Fine
PALM BEACH COUNTY COURT AT GUN CLUB	(561) 355-2994	05/11/2023 0830AM	

Comments

Officer Name / Rank / ID #	Involvement On Report / Reporting Role	Officer Agency Org/Unit
MORGAN, DAVID OFFICER WP224	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
MORGAN, DAVID	OFFICER	WP224

Officer Agency

FLORIDA FISH AND WILDLIFE CONSERVATION COMMISSION

Officer Signature WP24

Sworn and subscribed before me, the undersigned authority

This the 2nd day of April, 2023

DEPUTY OF THE COURT, NOTARY OR LAW ENFORCEMENT

P340

○ No Bill / Petition ○ Issue Warrant ○ Prosecution Approved

Signature of Assistant State Attorney Date

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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.

YORDAN CARRAZANA VALDES
DEFENDANT

Uniform Boating Citation No.
V777707

AFFIDAVIT

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

1. That on SUNDAY (Day of Week), April 2nd (Date (Month & Day)), 2023 (Year) at 21:21 (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.

[signature] P224
Officer's Signature ID No

FLORIDA FISH AND WILDLIFE CONSERVATION COMMISSION (FWC)
Law Enforcement Agency

13000 MARCINSKI ROAD
Mailing Address

JUPITER FL 33477
City State Zip Code

SWORN TO AND SUBSCRIBED BEFORE ME THIS 2nd DAY OF APRIL, 2023

[signature] P340
Notary Public or Attesting Officer

☒ Personally known to me
☐ Produced _____ as Identification

[redacted]

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PALM BEACH COUNTY SHERIFF'S OFFICE
DUI TESTING FACILITY
INFORMATION SHEET

PBSO CASE # 23-053089 PBSO ZONE 3-15

AGENCY CASE # FWC23ON00028621 CRASH CASE #

TIME OF STOP/CRASH 2122 hours DATE 4/2/23 DAY SUNDAY

SUBJECT'S NAME CARRAZANA (LAST) Yordan (FIRST) V (MID) RACE W SEX M

HGT 5'08" WGT 200 lbs DOB 12/08/89

LOCATION Peanut Island

ARRESTING OFFICER'S NAME & ID David Morgan 7224 AGENCY FWC

DIVISION: LE

NOTIFIED BY COMMO yes

ARRIVAL AT FACILITY 2209 hours

ARREST TIME 2128 hours

BREATH RESULTS:

1)
2) REFUSED
3)
4)

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TESTING OFFICER'S ID 40577 PBSO VIDEOTAPE # N/A

FLORIDA FISH AND WILDLIFE CONSERVATION COMMISSION
DIVISION OF LAW ENFORCEMENT

IMPLIED CONSENT WARNING FOR BREATH (BUI)

DEFENDANT'S NAME: JORDAN CARRAZANA VIVES CASE NO: FWC23ON00028621

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 Statutes, 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 ☐

Book/2240

SIGNATURES

Date read: 4/2/23 Time read: 2238hr Location read: BAT - Gun Club

OFFICER'S NAME (printed): DAVID MORGAN

OFFICER'S SIGNATURE: P234

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SUBJECT: CARRAZANA VALDES, YORDAN CASE NUMBER: FWC23ON00028621

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) READ ON CAMERA

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SUBJECT: CARRANZANA VALDES, YORDAN CASE NUMBER: FWC23ON 0028621

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~~ VESSEL VEHICLE AT THE TIME OF THE STOP/ACCIDENT? _____

WHERE WERE YOU GOING? _____

WHAT ~~STREET OR HIGHWAY~~ WATERWAY 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: DAVID MORGAN P224

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TESTING FACILITY TASK REPORT

AGENCY: FWC 230N QD 28621

SUBJECT: CARRAZANA VALDES, CASE NUMBER: 23-053089

DATE: Apr 2, 2023 VIDEO DVD NUMBER: N/A

BEGINNING TIME: 22:38 ENDING TIME: 22:41

BREATH TESTS RESULTS: 1) .R TIME 22:40 A.M. ☐ P.M. ☒ 2) N/A TIME N/A 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: M. GONZALEZ #40577

MAINTENANCE TECHNICAN: J. KARLECKE# 6467

TESTING OFFICER'S OBSERVATIONS

SPEECH: PRONOUNCED

ATTITUDE: CALM

CLOTHING: GREEN SHORTS, BLACK SHIRT, BLACK SANDALS

MEDICAL CONDITIONS: NONE

MEDICATIONS: NONE

REFUSED

OTHER:

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COMMENTS:

ARRIVED AT CENTER A/O BEGAN THE 20 MINUTE OBSERVATION PERIOD AT 22:09 HRS.

SUBJECT: REFUSED TO TAKE TEST ASK TO CALL HIS LAWYER

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

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

A/O: ATTEMPTED Q & A
SUBJECT: INVOKED RIGHTS TO COUNSEL

REFUSED

PALM BEACH COUNTY
SHERIFF'S OFFICE
Florida State Statute Exemption Sheet

Palm Beach County Sheriff's Office – Arrests Only

	X	Florida State Statute	Description	Page Number(s)
L/E Exemptions	☐	119.071(2)(d)	Surveillance techniques, procedures and personnel; inventory of law enforcement resources, policies or plans pertaining to mobilization deployment or tactical operations.	
	☐	943.053, 943.0525	NCIC/FCIC/FBI and in-state FDLE/DOC.	
	☐	119.071(4)(c)	Undercover personnel.	
	☐	119.071(2)(f)	Confidential informants (CIs).	
	☐	119.071(2)(e)	Confession.	
Public Info. Exemptions	☐	985.04(1)	Juvenile offender records.	
	☐	119.071(h)(i)	Assets of a crime victim.	
	☐	395.3025(7)(a), 456.057(7)(a)	Medical information.	
	☐	394.4615(7)	Mental health information.	
	☐	119.071(4)(d)(2)(a)	Home address, telephone, Social Security number, date of birth, or photos of active/former LE personnel, spouses, and children.	
Florida Rules of Judicial Administration 2.420 (Rule of 23)	☒	(iii) 119.0714(1)(i)-(j), (2)(a)-(e)	Social Security, bank account, charge, debit, and credit card numbers.	2
	☐	(viii) 394.4615(7)	Clinical records under the Baker Act.	
	☐	(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	☐		Other:	
	☐		Other:	

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REVIEW COMPLETED BY

Booking Number: 2023008618	**Date:** 4/3/2023
	Specialist Name/ID: M. Tooks #8557