

OBTS Number		ARREST / NOTICE TO APPEAR		1. Arrest 2. N.T.A.		3. Request for Warrant 4. Request for Capias		1		JUVENILE		N	
Agency ORI Number 0501700		Agency Name Jupiter Police Department		Agency Report Number (N.T.A.'s only) 5, 4 17-000773									
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 NONE		Multiple Clearance Indicator 02									
Location of Arrest (Including Name of Business) 2044 W INDIANTOWN RD, JUPITER FL		Location of Offense (Business Name, Address) 1899 W INDIANTOWN RD/CENTER ST, JUPITER, FL 33458											
Date of Arrest 02/15/2017		Time of Arrest 02:47		Booking Date 02/15/2017		Booking Time 02:57		Jail Date		Jail Time		Location of Vehicle 134 Towne Park Dr ALL HOOKED UP TOWING	
Name (Last, First, Middle) BRION, ADRIAN OTTO		Alias: BRION, ADRIAN OTTO		Alias (Name, DOB, Soc. Sec. #, Etc.)									
Race W - White B - Black W		Sex M M		Date of Birth 10/07/1980		Height 5'11		Weight 180		Eye Color BROWN		Hair Color BLACK	
Complexion LIGHT		Build Med		Scars, Marks, Tattoos, Unique Physical Features (Location, Type, Description)		Marital Status S		Religion N/A		Indication of: Alcohol Influence Yes ☒ No ☐ Unk. ☐ Drug Influence Yes ☐ No ☒ Unk. ☐		Residence Type: 1. City 2. County 3. Florida 4. Out of State 2	
Local Address (Street, Apt. Number) 12929 LA ROCHELLE CIRCLE, PALM BEACH GARDENS, FL 33410		(City) PALM BEACH GARDENS		(State) FL		(Zip) 33410		Phone (561) 352-0602		Address Source DL		Occupation	
Permanent Address (Street, Apt. Number) 12929 LA ROCHELLE CIRCLE, PALM BEACH GARDENS, FL 33410		(City) PALM BEACH GARDENS		(State) FL		(Zip) 33410		Phone (561) 352-0602					
Business Address (Name, Street) 12929 LA ROCHELLE CIRCLE, PALM BEACH GARDENS, FL 33410		(City) PALM BEACH GARDENS		(State) FL		(Zip) 33410		Phone (561) 352-0602					
D/L Number, State B650014803670 / FL		Soc. Sec. Number [REDACTED]		INS Number		Place of Birth (City, State) UNITED KINGDOM		Citizenship					
Co-Defendant Name (Last, First, Middle)		Race		Sex		Date of Birth		☐ 1. Arrested ☐ 2. At Large ☐ 3. Felony ☐ 4. Misdemeanor ☐ 5. Juvenile					
Co-Defendant Name (Last, First, Middle)		Race		Sex		Date of Birth		☐ 1. Arrested ☐ 2. At Large ☐ 3. Felony ☐ 4. Misdemeanor ☐ 5. Juvenile					
☐ Parent ☐ Legal Custodian		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 Department and Released 2. TOT JAC 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 355-2526) informed of any change of address.		Property Crime? ☐ Yes ☒ No		Description of Property		Value of Property							
Drug Activity N. N/A P. Possess		S. Sell B. Buy T. Traffic		R. Smuggle D. Deliver E. Use		K. Disperses/ 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 Description DUI - DRIVING WHILE UNDER INFLUENCE		Statute Violation Number 316.193(1)		Violation of ORD #									
Drug Activity N		Drug Type N		Amount / Unit /		Offense # 17-000773		Counts 1		Domestic Violence ☐ Y ☒ N		Warrant / Capias Number	
Charge Description RECKLESS - RECKLESS DRIVING		Statute Violation Number 316.192(1)(A)		Violation of ORD #									
Drug Activity N		Drug Type N		Amount / Unit /		Offense # 17-000773		Counts 1		Domestic Violence ☐ Y ☒ N		Warrant / Capias Number	
Charge Description		Statute Violation Number		Violation of ORD #									
Drug Activity		Drug Type		Amount / Unit		Offense #		Counts		Domestic Violence ☐ Y ☐ N		Warrant / Capias Number	
Health / Apparent Physical Condition of Defendant		Any knowledge of the following: ☐ Mental ☐ Escape Risk ☐ Medication ☐ Deformities ☐ Injuries		Explain:									
Check which applies: ☐ Released O.R. ☐ Released to Parent/Guardian ☐ T.O.T. County Jail ☐ Posted Bond ☐ South County Mental Health		PROPERTY - Received By		Released By		Released To							
Transported By		Date Transported 11/15/17		Time Transported		Other							
☒ INSTRUCTION NO. 1 - Mandatory appearance in court ☐ INSTRUCTION NO. 2 - You need not appear in Court but must comply with instructions on Page 2.		Location (Court, Room) North County PALM BEACH GARD		Court Date and Time 03/15/2017 00:00:00									
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) [Signature]		Date Signed 03/15/17								No Photo Available	
HOLD for Other Agency ☐ Dangerous ☐ Resisted Arrest ☐ Suicidal ☐ Other		Signature of											

OBTS Number		PROBABLE CAUSE AFFIDAVIT		1. Arrest 2. N.T.A.		3. Request for Warrant 4. Request for Capias		1	JUVENILE	
ADMINISTRATIVE	Agency ORI Number FL 0501700		Agency Name JUPITER POLICE DEPARTMENT		Agency Report Number 5 4 17-000773					
	Charge Type: Check as many as apply. ☐ 1. Felony ☐ 3. Misdemeanor ☐ 5. Ordinance ☐ 2. Traffic Felony ☒ 4. Traffic Misdemeanor ☐ 6. Other				Special Notes:					
CHARGES	Name (Last, First, Middle) BRION, ADRIAN OTTO				Race W		Sex M		Date of Birth 10/07/1980	
	Charge Description 316.193(1) DRIVING WHILE UNDER INFLUENCE				Charge Description 316.192(1)(A) RECKLESS DRIVING					
VICTIM	Victim's Name (Last, First, Middle) State Of Florida				Race		Sex		Date of Birth	
	Local Address (Street, Apt. Number) (City) (State) (Zip) Business Address (Name, Street) (City) (State) (Zip)				Phone		Address Source		Occupation	
The undersigned certifies and swears that he/she has just and reasonable 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 commit the below acts. ☐ was found to have committed the below acts, resulting from my (described) investigation. On the <u>15</u> day of <u>February</u>, <u>2017</u> at <u>02:31</u> (Specifically include facts constituting cause for arrest.) On the above date at approximately 0231 hours, I was on routine patrol in the area of Alternate A1A and West Indiantown Road, in the Town of Jupiter, Palm Beach County, Florida. I was traveling westbound. I observed a vehicle traveling east at a high rate of speed. I attempted to catch up to the vehicle. In the area of the 700 block of West Indiantown Road, the vehicle braked and began traveling at less than 20 miles per hour. I caught up to the vehicle, a 2012 Mercedes bearing Florida License Plate Y13BTB. It was driving in the center lane and putting its roof up. The driver, later identified to me as Adrian Brion, was swerving within his lane. After putting the roof up, Brion accelerated away from me quickly. I attempted to catch up and was traveling at a speed of approximately 80 miles per hour and was not catching up to Brion. Brion was traveling significantly faster than other traffic on the roadway. I regularly patrol this roadway, and there are many pedestrians and cyclists in this area. In fact, two bicyclists pulled in front of me as I was catching up to Brion. I regularly observe the flow of traffic on West Indiantown Road and Brion's driving along the roadway was extremely unusual and particularly egregious, showing wanton disregard for other road users. As the vehicle approached the intersection with Center Street, I activated my lights and sirens. Brion's vehicle quickly pulled into the Wal-Mart parking lot located at 2044 West Indiantown Road. The vehicle pulled into a spot at a diagonal, with its front driver side tire in a second spot. I made contact with Brion. Brion was immediately argumentative and denied speeding. He had bloodshot, glassy eyes, and an odor of an unknown alcoholic beverage on his breath. Brion was slurring some words. Brion handed me his insurance and driver's license, and stated his registration was in a plastic folder. I asked him to remove it several times and he refused. Brion placed the plastic holder on the side of his door and refused to produce his registration. For officer safety and personal property reasons, I do not remove people's documents										
SWORN AND SUBSCRIBED BEFORE ME: <i>[Signature]</i> NOTARY PUBLIC / CLERK OF COURT / OFFICER (F.S.S. 117.11) B. SUE OWEN State of Florida-Notary Public Commission # FF093160 My Commission Expires May 30, 2018 02/15/2017 DATE <i>[Signature]</i> SIGNATURE OF ARRESTING / INVESTIGATING OFFICER BORROWS, ANDREW (1138) NAME OF OFFICER (PLEASE PRINT) 02/15/2017 DATE										

COURT

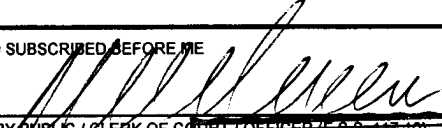
STATE ATTORNEY

CENTRAL RECORDS

JAIL

CRIME ANALYSIS

P. I. O.

OBTS Number		PROBABLE CAUSE AFFIDAVIT SUPPLEMENT		1. Arrest 2. N.T.A.		3. Request for Warrant 4. Request for Capias		1	JUVENILE
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DEFENDANT	Name (Last, First, Middle) BRION, ADRIAN OTTO				Race W		Sex M	Date of Birth 10/07/1980	
	Alias								
(plastic holders often break if documents have been in them for a long time) and always have the violator remove the documents. I ultimately found that Brion's registration documents were not in the holder. I completed a computer check of Brion and selected a spot to complete roadside tasks. I moved my vehicle to face a nearby parking space. I then had Brion exit his vehicle. Brion used the door to push himself up. Brion appeared to lose his balance briefly before taking an extra step to regain it. I then had Brion walk to the front of my vehicle. I asked him to complete roadside tasks. Brion stated he wouldn't without an attorney. I told Brion that he did not have a right to an attorney at this point in the process. Brion argued with me that he did. I read Brion his Taylor Warnings and again asked Brion to complete roadsides. I diligently explained to Brion what I was asking of him. Brion prevaricated some but ultimately refused to complete the tasks. I then placed Brion under arrest. I secured his hands in handcuffs, which I checked for spacing and double locked. I secured Brion in the back of my police car. A short time later, Brion solicited me to speak to me. Brion stated that if it was a matter of him leaving his car and him not driving that I was "probably right about that". Brion went on to ask several times to use an Uber to get home with his friends rather than be arrested. I then transported Brion to the Palm Beach County Jail Breath Alcohol Testing Facility. After conducting a 20 minute observation period, I requested that Brion provide a sample of his breath. Brion refused without a lawyer present. I advised Brion that he did not have the right to a lawyer at that point in the process. I read Brion Implied Consent from a prepared text. Brion indicated that he understood and again insisted on having a lawyer present to take the breath test. I took that as a refusal at 0354 hours. I then read Brion his Miranda Rights from a prepared text. As I tried to end the interview, Brion became argumentative and generally belligerent over his rights and whether or not he could have an attorney present at that particular time. Brion spoke over me several times and refused to listen or have a rational conversation. I then had Brion sign his paperwork. Brion's mood swung quickly, and he was cooperative and friendly, even tapping my arm in a friendly way while making a point. Brion showed none of the intransigence he had previously displayed and was cooperative while I explained the paperwork and had him sign it. I then secured Brion in a holding cell while I completed my paperwork. I subsequently booked Brion into the Palm Beach County Jail, where I charged him with DUI per FSS 316.193(1) and Reckless Driving per FSS 316.192(1) (A).									
ADMINISTRATIVE	SWORN AND SUBSCRIBED BEFORE ME				SIGNATURE OF ARRESTING / INVESTIGATING OFFICER				
	 NOTARY PUBLIC / CLERK OF COURT / OFFICER (F.S.S. 17.10)				 BORROWS, ANDREW (1138)				
	B. SUE OWEN State of Florida-Notary Public Commission # FF093180 My Commission Expires May 30, 2018				NAME OF OFFICER (PLEASE PRINT) 02/15/2017 DATE				
	DATE 02/15/2017				PAGE 2 OF 2				

COURT

STATE ATTORNEY

CENTRAL RECORDS

JAIL

CRIME ANALYSIS

P. I. O.

**STATE OF FLORIDA
DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES
AFFIDAVIT OF
REFUSAL TO SUBMIT TO BREATH, URINE, OR BLOOD TEST**

I, **PFC Andrew Borrows 380** a duly certified Law Enforcement Officer or Correctional
(Person reading Implied Consent Warning)

Officer, am a member of **JUPITER POLICE DEPARTMENT**, and I do swear or affirm
(Name of enforcement agency)

that on or about the **15th** day of **February**, 20 **17** at **0247** ☒ A.M. ☐ P.M.

NAME **Adrian** **Otto** **Brion**
(Type or Print) FIRST MIDDLE OR MAIDEN LAST

DL# **B650-014-80-367-0**, state of **Florida**, was placed under lawful arrest for

the offense of **DUI** by **PFC Andrew Borrows 380** and
(Name of Arresting Officer)

issued Citation # **A581UQE**

That on or about the **15th** day of **February**, 20 **17** at **0354** ☒ A.M. ☐ P.M.
in **Palm Beach County**, [PLEASE CHECK BOX OR BOXES THAT APPLY] I did request said person to submit to a
☒ **breath**, ☐ **urine**, or ☐ **blood** test to determine the content of alcohol in his or her blood or breath or the
presence of chemical or controlled substances therein. I did inform said person that any refusal to submit to such test
or tests would result in the suspension of his or her privilege to operate a motor vehicle for a period of one (1) year
for first refusal, or for a period of eighteen (18) months if the driving privilege of such person had been suspended
previously for refusing to submit to such test or tests. I did inform said person that he or she commits a misdemeanor,
if said person refuses to submit to a lawful test as requested above, and his or her driving privilege has been
previously suspended for a prior refusal to submit to a lawful test of his or her breath, urine, or blood. If driver holds
a CDL or is operating a CMV, I did inform the driver that this refusal will result in the disqualification of the driver's
Commercial Driver's License/privilege for a period of one (1) year in the case of a first refusal or permanently if he or
she has previously been disqualified as a result of a refusal to submit to such test.

Said person did at that time and place refuse to submit to such test or tests.


Signature of Law Enforcement Officer or Correctional Officer

THE AFFIDAVIT MUST BE NOTARIZED OR ATTESTED TO (F.S. 117.10)

The foregoing instrument was sworn and subscribed before me:

(AFFIX SEAL)

Signature of Attesting Officer

The foregoing instrument was sworn and subscribed before me

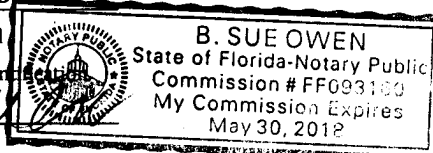
this **15th** day of **February**, 20 **17**

by **PFC Andrew Borrows 380**

who is personally known to me or who has produced

PERSONALLY KNOWN as identified

Notary Public 



NOTE: Mail or hand deliver to the designated Bureau of Administrative Reviews office, Department of Highway Safety and Motor Vehicles, with the driver's license, the appropriate copy of the UTC, and the probable cause affidavit. If no DUI arrest is made, attach HSMV 78005 (Notice of Commercial Driver's License/Privilege Disqualification).

SUBJECT: Brian, Adrian O CASE NUMBER: 17-000773

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 detecting the presence of chemical or controlled substances.

-OR-

I am now requesting that you submit to a lawful test of your BLOOD for the purpose of detecting its alcohol content and 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 fail to submit to the test I have requested of you, your privilege to operate a motor vehicle will be suspended for a period of one (1) year for a first refusal, or eighteen (18) months if your privilege has been previously suspended as a result of a refusal to submit to a lawful test of your breath, urine or blood. Additionally, if you refuse to submit to the test I have requested of you and if your driving privilege has been previously suspended for a prior refusal to submit to a lawful test of your breath, urine or blood, you will be committing a misdemeanor. Refusal to submit to the test I have requested of you is admissible into evidence in any criminal proceeding.

SUBJECT'S SIGNATURE: (X) Rean on Camen

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) Rean on Camen

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? _____

INTERVIEWER: _____

WHITE - STATE ATTY.

YELLOW - DHSMV

PINK - CENTRAL RECORDS

GOLD - JAIL

TESTING FACILITY TASK REPORT

AGENCY: Jupiter P.D.
SUBJECT: Brion, Adrian OTTO CASE NUMBER: 17-039910
DATE: 02/15/17 VIDEO TAPE NUMBER: DVD# 62141
BEGINNING TIME: 0352 ENDING TIME: 0357
BREATH TESTS RESULTS: 1) **REFUSED** TIME 0354 A.M./P.M. 2) TIME A.M./P.M.
3) TIME A.M./P.M. 4) TIME A.M./P.M.

BREATH OPERATOR: S. Owen #3184

MAINTENANCE TECHNICIAN: J. Karlecke #6467

TESTING OFFICER'S OBSERVATIONS

SPEECH:

ATTITUDE: quiet, cooperative

CLOTHING: tan dress shoes, jeans, black shirt

MEDICAL CONDITIONS: none

MEDICATIONS: none

OTHER:

COMMENTS: A/O & A arrived at 0326 hrs

A/O observed 20 minutes

asked for lawyer to do intro questions

A/O requested breath test, A said with a

lawyer, A/O read I/C A understood

still wouldn't take test w/o lawyer

A/O read c/w, A said he had been messed with

A/O asked what, couldn't give answer

Refused Q & A w/o lawyer

WITNESS LIST

CASE NUMBER: 17-000773

ARRESTING OFFICER: PFC Andrew Borrows 380

ADDRESS: 210 Military Trail, Jupiter Fl 33458

PHONE NUMBERS (HOME): _____ (WORK) 561 746-6201

CAN TESTIFY TO: PC

NAME: Officer Brandon Lopez #325

ADDRESS: 210 Military Trail, Jupiter Fl 33458

PHONE NUMBERS (HOME) _____ (WORK) 561 746-6201

CAN TESTIFY TO: Scene

NAME: _____

ADDRESS _____

PHONE NUMBERS (HOME) _____ (WORK) _____

CAN TESTIFY TO: _____

NAME: _____

ADDRESS _____

PHONE NUMBERS (HOME) _____ (WORK) _____

CAN TESTIFY TO: _____

NAME: _____

ADDRESS _____

PHONE NUMBERS (HOME) _____ (WORK) _____

CAN TESTIFY TO: _____

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NAME: _____

ADDRESS _____

PHONE NUMBERS (HOME) _____ (WORK) _____

CAN TESTIFY TO: _____

NAME: _____

ADDRESS _____

PHONE NUMBERS (HOME) _____ (WORK) _____

CAN TESTIFY TO: _____