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Arrest Report

FLORIDA HIGHWAY PATROL
P.O. BOX 540007, GREENACRES, FL 33454

Report Date / Time 3/3/2019 2:39:12AM	Report Number FHP99ARR791566	Case Number/CAD Number FHPL19OFF014674 / LWRC19CAD038698	Reporting Officer Name IV, ANDREW L
Originating Agency ORI FL0509000	Occurrence Date Time Range 3/3/2019 12:54:51 AM -	Jurisdiction	Clearance

Location of Occurrence

Location Type PUBLIC PLACE	Location Description INTERSTATE 95 NORTHBOUND EXIT RAMP
Street Number N INTERSTATE 95	Apt/Lot/Bldg
County PALM BEACH	City LAKE WORTH
State FL	Zip 33460

Defendant

First Name AHMET	Middle Name	Last Name ANILAN	Suffix	Date Of Birth 12/17/1957	Age 61	Race WHITE	Sex MALE
SSN	MNI #	Place of Birth HATAY, TURKEY	Height 506	Weight 180	Hair BLK	Eyes BRO	
DL or ID Number A545000574570	ID State FL	ID Type E	Address Type RESIDENCE				
Street Number 3000	Street PRESIDENTIAL WAY APT 404			Apt/Lot/Bldg			

County PALM BEACH	City WEST PALM BEACH	State FL	Zip 33401	Phone Number 561-410-2682	Extension
Location Description RESIDENCE					

Arrest Date/Time 3/3/2019 2:01:32AM	Arrest Location Type PUBLIC PLACE	Arrest Location Description INTERSTATE 95 NORTHBOUND EXIT RAMP
Street Number N INTERSTATE 95	Apt/Lot/Bldg	County PALM BEACH
City LAKE WORTH	State FL	Zip 33461

Charge(s)

Counts 1	Charge 316.193.1	General Offense Code	Bond Amount \$ 0.00	☐ No Bond
Charge Degree N	Charge Level MISDEMEANOR	Arrest Offense Code Description DUI-UNLAW BLD ALCH		
Charge Description DUI ALCOHOL OR DRUGS				

MAR 3 AM 6:19

Probable Cause

ROUGH ARREST REPORT A more detailed probable cause affidavit will be submitted to the Palm Beach County State Attorney's Office at a later time.

On 3/3/2019 I was dispatched to a reported vehicle collision in the area of the Interstate 95 northbound exit ramp to 6th Avenue. Upon my arrival Fire Rescue was already on scene and had the three left lanes of the exit ramp blocked off. There was a light colored Nissan Altima (attached FL tag: 4936ZL) at a complete stop in the left lane with heavy damage to the front with the airbags deployed. Ahead there was a white Ford passenger van (attached FL tag: 908PKC) with damage to the rear consistent with a front to rear end collision with the Nissan Altima. The driver of the white Ford passenger van was transported to JFK Hospital. The driver of the Nissan Altima was on scene and identified by his Florida drivers license information as Ahmet Anilan (FL DL: A545000574570). Palm Beach County Sheriff's

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Deputy M. Barbusio (#29006) observed Mr. Anilan behind the wheel of the Nissan Altima at the scene. As I spoke to the driver I smelled the strong odor of an alcoholic beverage coming from his breath as he spoke. He was also unsteady on his feet and his speech was very slurred. His eyes were noticeably red and glassy. After completion of my crash investigation I informed Mr. Anilan and let him know that I was beginning a criminal investigation for DUI. Mr. Anilan's daughter Burco Anilan traveled to the scene and translated from English to Turkish and Turkish to English although Mr. Anilan did speak and understand basic English well. I read him his Miranda Rights from a Florida Highway Patrol Miranda Warning printout. He stated that he understood his rights and was not willing to answer questions asking for a lawyer. I informed Mr. Anilan that based upon my observations I believed that he was under the influence and asked him to perform standardized field sobriety exercises and he stated that he was willing to perform them. He stated that he did not wear contacts but did occasionally use reading glasses. He stated that his natural eye color was brown which was observed. He also stated that he did suffer from ulcers but did not have any other medical conditions and was not hurt. The results of those exercises are summarized below. Each exercise was explained and demonstrated prior to the subject attempting to perform the exercise.

Horizontal Gaze Nystagmus Exercise

- Moved entire head multiple times despite being instructed not to
- Lack of smooth pursuit in both eyes
- Exercise was terminated prior to completion due to subject being unable to follow instructions

Walk and Turn Exercise

- Unable to stay in starting position
- Started exercise prior to command to begin
- Stepped off line on multiple occasions
- Did not turn around correctly as instructed

One Leg Stand Exercise

- Used arms to balance
- Placed foot down multiple times

Based upon the performance of the above exercises and the totality of the circumstances I determined that there was probable cause to believe that Ahmet Anilan committed the offense of driving under the influence by being in actual physical control/operating a motor vehicle while under the influence of alcohol or any controlled substance per Chapter 893, while their normal faculties were impaired. He was placed under arrest for the above offense and handcuffed behind his back. After being searched he was placed in the backseat of my marked patrol vehicle. Both vehicles were towed from the scene by a rotational wrecker. Mr. Anilan was then transported to the Palm Beach County Breath Alcohol Testing (BAT) facility. At the BAT facility a 20 minute observation period was conducted where the driver did not ingest anything by mouth or regurgitate (mouth was confirmed to be empty prior to beginning of the observation period). He was then asked to provide a breath test sample to test for the alcoholic content of his breath. He initially stated that he was unwilling to give the breath test sample. I then read the Florida Implied Consent drivers license suspension warning and again asked him if he would provide a breath test sample. He agreed to provide the breath test samples and provided a first breath test sample of 0.165 and a second breath test sample of 0.173. He was subsequently booked at the Palm Beach County Jail without incident. Ahmet Anilan was issued a DUI citation for driving under

Report Date / Time 3/3/2019 2:39:12AM	Report Number FHP99ARR791586	FHPI19OFF014674/ LWRC19CAD038698	IV, ANDREW L
Originating Agency ORI FL0509000	Occurrence Date Time Range 3/3/2019 12:54:51 AM -	Jurisdiction	Clearance

the influence and a uniform traffic citation for careless driving and no proof of insurance. All of the above events occurred in Palm Beach County, FL

all Booking Facility

Booking Date/Time	Booking County PALM BEACH	Booking Facility PALM BEACH COUNTY CORRECTIONS	Booking Facility Phone Number (561) 688-4400
Booking Facility Location 3228 GUN CLUB ROAD WEST PALM BEACH, FLORIDA 33406			Booking Number
Booking Comments			

Court

Court County PALM BEACH	Court Location 3228 GUN CLUB ROAD WEST PALM BEACH, FL 33406		
Court CRIMINAL JUSTICE COMPLEX	Court Phone 561-355-2994	Court Appearance Date / Time 3/28/2019 8:30AM	Court Fine
Comments			

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 IV, ANDREW L	Officer Rank TROOPER	Officer ID No 3651	Sworn and subscribed before me, the undersigned authority This the 3 rd day of MARCH, 2019 DEPUTY OF THE COURT, NOTARY OF LAW ENFORCEMENT
Officer Signature <i>Andrew L. IV</i>			Notary Public State of Florida Paris Pound My Commission GG 200028 Expires 03/25/2022

Approving Supervisor

Officer Name	Officer Rank	Officer ID No	Officer Agency
Officer Signature			

SUBJECT: An.ian, Ahmet CASE NUMBER: FHPL90FF 014674

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? _____ *Inked Miranda Rights*

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

SUBJECT: ANITA AMAR

CASE NUMBER: FHPL140FF 014674

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) _____

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 and signed on scene

TESTING FACILITY TASK REPORT

AGENCY: FHR
SUBJECT: Amelia A. Galt CASE NUMBER: 17-042120
DATE: 03/02/14 VIDEO TAPE NUMBER: N/A
BEGINNING TIME: 07:02 ENDING TIME: 08:14

BREATH TESTS RESULTS: 1) .165 TIME 07:11 A.M./P.M. 2) .175 TIME 08:14 A.M./P.M.
3) N/A TIME — A.M./P.M. 4) N/A TIME — A.M./P.M.

BREATH OPERATOR: P. Gons # 21123

MAINTENANCE TECHNICIAN: J. Kinkade # 0421

TESTING OFFICER'S OBSERVATIONS

SPEECH: clear

ATTITUDE: cooperative

CLOTHING: dark pants, dark shirt, dark shoes

MEDICAL CONDITIONS: none

MEDICATIONS: none

OTHER: no other observations

COMMENTS: Arrived at scene at 07:00 A.M. The 22

minutes observation period at 08:14 H.M.

A. refused to take test.

N/A.

A. stated he would take test.

A. stated that he would take test.

no other observations.

A. no other observations.

A. no other observations.

WHITE - STATE ATTY. YELLOW - DHSMV PINK - CENTRAL RECORDS GOLD - JAIL



**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:	

REVIEW COMPLETED BY

Booking Number: 2019007409

Date: 03/04/2019

Specialist Name/ID: AM/31562