

ARREST / NOTICE TO APPEAR

AD M I N I S T R A T I O N	OBTS Number	Agency ORI Number 0500800				Agency Name West Palm Beach Police Department				Agency Report Number (N.T.A.'s only) 9 4 2018-0012194				1. Arrest 2. N.T.A.		3. Request for Warrant 4. Request for Capias		1		JUVENILE									
D E F E N D A N T	Charge Type: Check as many ☐ 1. Felony ☐ 2. Traffic Felony		☐ 3. Misdemeanor ☒ 4. Traffic Misdemeanor		☐ 5. Offense ☐ 6. Other		If Weapon Seized Enter Type		Multiple Clearance Indicator																				
	Location of Arrest (Including Name of Business) 5400 BLK OKEECHOBEE BLVD WPB 33411										Location of Offense (Business Name, Address) 5400 OKEECHOBEE BLVD BLK, WEST PALM BEACH, FL																		
	Date of Arrest 07/22/2018		Time of Arrest 05:25		Booking Date 07/22/2018		Booking Time 05:50		Jail Date		Jail Time		Location of Vehicle SHEEHANS TOWING																
	Name (Last, First, Middle) PALACIOS, ALEJANDRA MARIA										Alias:																		
C O D E F	Race W - White B - Black		I - American Indian O - Other/Asian		Sex F		Date of Birth 05/29/1991		Height 5'00		Weight 110		Eye Color BROWN		Hair Color BROWN		Complexion MEDIUM		Build Small										
	Scars, Marks, Tattoos, Unique Physical Features (Location, Type, Description)										Marital Status S		Religion CATHOLIC		Indication of Alcohol Influence Yes ☒ No ☐ Unk. ☐		Drug Influence Yes ☐ No ☒ Unk. ☐												
	Local Address (Street, Apt. Number) 148 LA MANCHA AVE, ROYAL PALM BEACH, FL 33411										(City)		(State)		(Zip)		Phone (561) 214-0928		Residence Type: 1. City 3. Florida 2. County 4. Out of State		2								
	Permanent Address (Street, Apt. Number) 148 LA MANCHA AVE, ROYAL PALM BEACH, FL 33411										(City)		(State)		(Zip)		Phone (561) 214-0928		Address Source FLDL										
J U V E N I L E	Business Address (Name, Street) (City)										(State)		(Zip)		Phone		Occupation Engineer												
	D/L Number, State P422013916890 / FL				Sec. Sec. Number				INS Number				Place of Birth (City, State) Ecuador				Citizenship US												
	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								
C H A R G E	☐ Parent ☐ Other: _____ Name (Last, First, Middle)										Residence Phone																		
	☐ Legal Custodian										Business Phone																		
	Address (Street, Apt. Number) (City)										(State)		(Zip)																
	Notified by: (Name)										Date		Time		JUVENILE DISPOSITION 1. Handled/Processed within Department and Released 2. TOT IAC 3. Incarcerated														
N O T I C E T O A P P E A R	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.										School Attended		Grade																
	☐ Yes, by: ☐ No:										Property Crime? ☐ Yes ☒ No		Description of Property		Value of Property														
	Drug Activity N. N/A P. Possess										S. Sell B. Buy T. Traffic		R. Seizure 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. Other/Deeriv.		P. Pseudoephedrine/ Equipment S. Synthetic		U. Unknown Z. Other
C H A R G E	Charge Description DRIVING WHILE UNDER INFLUENCE										Statute Violation Number 316.193(1)										Violation of ORD #								
	Drug Activity		Drug Type		Amount / Unit		Offense #		Counts		Domestic Violence		Warrant / Capias Number		Bond														
	N								1		☐ Y ☒ N																		
	Charge Description										Statute Violation Number										Violation of ORD #								
I N T A K E	Drug Activity		Drug Type		Amount / Unit		Offense #		Counts		Domestic Violence		Warrant / Capias Number		Bond														
											☐ Y ☒ N																		
	Charge Description										Statute Violation Number										Violation of ORD #								
	Drug Activity		Drug Type		Amount / Unit		Offense #		Counts		Domestic Violence		Warrant / Capias Number		Bond														
A D M I N	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		Time Transported		Other														
A D M I N	☒ 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) Criminal Justice CRIMINAL JUSTICE COMPLEX Court Date and Time 08/23/2018 00:00:00 3228 GUN CLUB ROAD																		
	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.										No Photo Available																		
	Signature of Defendant (or Juvenile and Parent/Custodian) [Signature]										Date Signed 7/22/18																		
	HOLD for Other Agency										Name Verification (Printed by Arrestee) [Signature]																		
A D M I N	☐ Dangerous ☐ Suicidal		☐ Resisted Arrest ☐ Other		Name of Arresting Officer (Print) DILLARD, DANIEL		ID. # 01843		(PRINT)																				
	Initials Deputy [Signature]		ID. # 4813		Pouch #		Transporting Officer D. DILLARD		ID. # 1843		Agency WPBPD		Witness here if subject signed with an "X".																

0500037 2018CT013609 LAKY MB

DUI PROBABLE CAUSE AFFIDAVIT

On the 22nd Day of July, 2018 at 0500 HRS A.M. P.M.
Subject: Palacios, Alejandra Case Number: 2018-0012194
Agency: West Palm Beach Police Department Arresting Officer: Inv. D. Dillard #1843

Personal Contact

Driving Pattern

Actual physical control (physical evidence putting the driver behind the wheel)

While traveling West on Okeechobee Blvd. passing Spencer Dr. I observed a white Nissan SUV in the inside lane in front of me. I observed the Nissan drift over the yellow fog line then back into the lane. While continuing toward Palm Beach Lakes Blvd. the vehicle drifted over the yellow fog line again striking the curb then drifted back into the inside lane. After passing Palm Beach Lakes Blvd. the vehicle drifted to the left over the yellow fog line again then drifted over to the right occupying both inside lanes. The vehicle then drifted back into the inside lane. As the vehicle traveled from Indian Rd. to Biscayne Blvd. the vehicle drifted to the left occupying the inside lane and the left turn lane. This happened twice before passing Biscayne Boulevard. From Biscayne Blvd. to N. Military Trl. the vehicle continued to drift back and forth within the lane. After passing N. Military Trl. the vehicle drifted to the right over the lines again occupying both inside lanes. The vehicle drifted to the left back into the inside lane. As the vehicle approached N. Haverhill Rd. the traffic light turned red well before the vehicle approached the intersection. After the light was solid red the vehicle proceeded through the intersection making no attempt to slow down or stop. I initiated a traffic stop in the 5400 Blk. of Okeechobee Blvd. in an attempt to check on the welfare of the driver. The driver who was the sole occupant of the vehicle was identified as Alejandra Palacios by FL DL.

Observation of Driver

Upon making contact with the driver I could immediately smell the strong and distinct odor of an unknown alcoholic beverage emitting from her person through the open driver side window. The odor became stronger off of her breath as she spoke to me. The drivers eyes were bloodshot and glassy. The drivers speech was slurred.

Drivers Statements:

I asked the driver if she had any medical conditions or needed the medics and she stated no. I asked the driver if she was sick and she stated no. I asked the driver if the vehicle had any mechanical issues and she stated no. The driver stated she was coming from a few bars in West Palm Beach and was going home in Royal Palm Beach. The driver stated she was out for 5 hours and had 2 drinks. She stated her last drink was 3 hours ago. She stated she had a ginger beer and vodka drink and a Green tea shot which contained vodka. The driver consented to roadside tasks.

Odors:

Strong and distinct odor of an unknown alcoholic beverage.

General Observations

Speech: slurred

Attitude: calm and passive

Clothing: pink shirt/blue jeans/beige shoes

Medical Problems/Medications: unknown

Other: The driver stated she did not have any physical defects or injuries, not diabetic or epileptic, was not taking any medication, did not take any drugs, and was wearing prescription contacts.

DUI PROBABLE CAUSE AFFIDAVIT

Subject:

Palacios, Alejandra

Case Number: 2018-0012194

Roadside Tasks

Horizontal Gaze Nystagmus

- | | |
|--|---|
| ☒ Left Eye Does Not Follow Smoothly | ☒ Right Eye Does Not Follow Smoothly |
| ☒ Left Eye Jerks at 45 Degree Angle or Less | ☒ Right Eye Jerks at 45 Degree Angle or Less |
| ☒ Distinct Jerking Left Eye at Maximum Deviation | ☒ Distinct Jerking Right Eye at Maximum Deviation |

While conducting this exercise lack of smooth pursuit was present. Sustained and distinct nystagmus at maximum deviation was present. I observed an immediate angle of onset of nystagmus. I observed the driver swaying from side to side.

Walk and Turn Task

Prior to beginning the exercise I asked the driver if she wanted to remove her shoes and she stated no. I instructed the driver to stand with her right foot in front of her left foot on a solid yellow line. The driver lost balance and stepped out of this position 5 times while I demonstrated the exercise. I explained and demonstrated the exercise and the driver stated she understood the instructions. Once told to begin the driver took 14 steps instead of the 9 as instructed. The driver stopped on step 6 and asked if she should turn. I instructed the driver to keep walking to 9. The driver stepped off of the line on step 7 and continued walking to step 11. After step 11 the driver took 3 more steps counting 7, 8, 9. The driver completed the turn. The driver took 9 heel to toe steps back missing heel to toe on step 9.

One Leg Stand

I had the driver stand with her feet together and hands down at her side. I explained and demonstrated the exercise and the driver stated she understood the instructions. Once told to begin the driver lifted her right leg off of the ground. The driver put her foot down once and was observed swaying to the left for balance. While counting the driver counted to 18, skipped 19 and continued counting from 20. I ended the exercise when my stop watch reached 30 seconds.

Finger To Nose

I had the driver stand with her feet together and index fingers pointed straight out. I explained and demonstrated the exercise to the driver and she stated she understood. I instructed the driver to tilt her head back and close her eyes. On the first left the driver brought the tip of her left finger to her right nostril then the tip of her nose. I had to remind the driver to bring her arm back down. The driver lost balance and took 2 steps forward causing me to catch her from falling. On the first right the driver brought the tip of her right finger to the left side of her upper lip then to the tip of her nose. I had to remind the driver to bring her arm back down. On the second left and right I had to remind the driver to bring her arm back down. I observed the driver swaying from front to back and side to side.

Romberg Balance

The driver stated her highest level of education was having a bachelors degree in science. She stated she did know the alphabet and could recite the alphabet in completion. I had the driver stand with her eyes closed and head tilted back. When told to begin the driver recited the alphabet correctly from A to W then recited S, I, and paused. She recited W, S, then stated, "I forgot the last few I don't know."

Breath Results from Instrument

1st Result

0.191

2nd Result

0.193

3rd Result

If Applicable

State of Florida

County of Palm Beach

The Following Instrument was notarized or sworn before me this

7/22/18

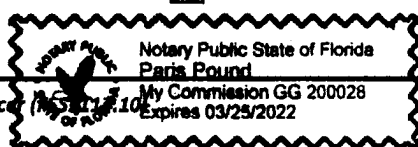
(DATE)

☒ Personally Known

☐ Produced Identification

☐ Notary Public

Notary / Clerk of Courts / Officer



Signature of Arresting Officer

**FLORIDA DEPARTMENT OF LAW ENFORCEMENT
ALCOHOL TESTING PROGRAM
BREATH ALCOHOL TEST AFFIDAVIT**

Instrument Type: Intoxilyzer 8000
Instrument Registered To: PALM BEACH CO SO
Instrument Serial Number: 80-006239 Software: 8100.27
Date of Test: 07/22/2018

Date of Last Agency Inspection: 07/13/2018

Observation Period Began: 05:50

Subject's Name: ALEJANDRA M PALACIOS

DOB: 05/29/1991 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	06:18
	Air Blank	0.000	06:19
	Control Test	0.079	06:19
	Air Blank	0.000	06:20
	Subject Sample #1	0.191	06:20
	Air Blank	0.000	06:21
	Air Blank	0.000	06:23
	Subject Sample #2	0.193	06:24
	Air Blank	0.000	06:24
	Control Test	0.078	06:25
	Air Blank	0.000	06:25
	Diagnostics Check	OK	06:25

Cylinder Lot: 05218080A3
Exp: 05/05/2020

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 PARIS D POUND, 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: _____

Signature

Date: 7/22/18

Sworn to (or affirmed) before me this 22 day of JULY, 2018

Signature of Notary Public-State of Florida

INV. D. BILLIARD

Printed 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.

TESTING FACILITY TASK REPORT

AGENCY: WPBPD

SUBJECT: PALACIOS, ALEJANDRA M CASE NUMBER: 18-099831

DATE: 7/22/18 VIDEO TAPE NUMBER: N/A

BEGINNING TIME: 06:15 ENDING TIME: 06:33

BREATH TESTS RESULTS: 1) .191 TIME 06:20 (A.M.)/P.M. 2) .193 TIME 06:24 (A.M.)/P.M.
3) N/A TIME — A.M./P.M. 4) N/A TIME — A.M./P.M.

BREATH OPERATOR: P. POUND # 24639

MAINTENANCE TECHNICIAN: J. KARLUCKE # 6967

TESTING OFFICER'S OBSERVATIONS

SPEECH: SLURRED

ATTITUDE: CALM, QUIET / CRYING COOPERATIVE

CLOTHING: BLUE JEANS, PINK SHIRT, BROWN HEELS

MEDICAL CONDITIONS: NONE

MEDICATIONS: NONE

OTHER: EYES GLASSY AND BLOODSHOT

ODOR OF UNKNOWN ALCOHOLIC BEVERAGE ON BREATH.

A STATED SHE HAD COCKTAIL AND TEQUILA IN (Q1A)

COMMENTS: ARRIVED AT CENTER A/O BEGAN THE 20
MINUTE OBSERVATION PERIOD AT 05 50 HRS.

A. AGREED TO TAKE TEST.

TECH. READ RESULTS

A. STATED SHE UNDERSTOOD RESULTS.

A/O. READ RIGHTS

A. STATED SHE UNDERSTOOD RIGHTS.

A/O. CONDUCTED Q1A

A. ANSWERS QUESTIONS

WHITE - STATE ATTY.

YELLOW - DHSMV

PINK - CENTRAL RECORDS

GOLD - JAIL

SUBJECT: PALACIOS, ALEJANDRA M

CASE NUMBER: 2018-0012194

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 ON CAMERA

SUBJECT: ALACIOS ALEJANDRA M CASE NUMBER: 2018-0012194

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? YES

WHERE WERE YOU GOING? ROYAL PALM BEACH

WHAT STREET OR HIGHWAY WERE YOU ON? DR. MARTIN LUTHER KING BLVD

DIRECTION OF TRAVEL? W WHERE DID YOU START? CLAMARTS

WHAT TIME DID YOU START? NO SURE WHAT TIME IS IT NOW? NOT SURE

WHAT IS TODAY'S DATE? SWEDNESDAY 12/19/18 WHAT DAY OF THE WEEK IS IT? SWEDNESDAY

WHAT COUNTY AND CITY ARE YOU IN NOW? DADE COUNTY / MIAMI BEACH

WHEN DID YOU LAST EAT? 7pm WHAT DID YOU EAT? SUBS

WHAT HAVE YOU BEEN DOING FOR THE LAST THREE HOURS? WAITING FOR A RIDE TO GO HOME

HOW MUCH DO YOU WEIGH? 110 HAVE YOU BEEN DRINKING? YES WHAT? COGNAC

HOW MUCH? 3 WHERE? CLAMARTS ST WITH WHOM? THREE

WHEN DID YOU HAVE YOUR FIRST DRINK? 11:30PM AND YOUR LAST DRINK? 12:45-1:00AM

HOW DID YOU CONSUME YOUR LAST TWO DRINKS? SHOT DRINKING

CAN YOU FEEL THE EFFECTS OF THE ALCOHOL? YES ARE YOU UNDER THE INFLUENCE? YES 2.0-1.50

HAVE YOU CONSUMED ANY ALCOHOL SINCE THE ^{ACCIDENT} NO HOW MUCH? NO

WHAT? NO WHERE? NO WHEN? NO

WHAT LINE OF WORK ARE YOU IN? PRODUCTION WHEN DID YOU LAST WORK? 12/18/18

DO YOU HAVE ANY PHYSICAL DEFECTS OR INJURIES? NO WHAT? NO

ARE YOU SICK OR INJURED? NO WHAT'S WRONG? NO

DO YOU LIMP? NO DID YOU RECEIVE A BUMP ON THE HEAD RECENTLY? NO

WERE YOU IN AN ACCIDENT TODAY? NO

HAVE YOU TAKEN ANY DRUGS OR SMOKED ANY MARIJUANA TODAY? NO WHEN? NO

HAVE YOU SEEN A DOCTOR OR DENTIST TODAY? NO WHO? NO WHY? NO

ARE YOU TAKING ANY PRESCRIPTION MEDICINES? NO WHAT? NO WHEN? NO

DO YOU HAVE:	EPILEPSY?	<u>NO</u>
	GLASS EYE?	<u>NO</u>
	FALSE TEETH?	<u>NO</u>
	EAR INFECTION?	<u>NO</u>
	INNER EAR TROUBLE?	<u>NO</u>
	DIABETES?	<u>NO</u>

DO YOU HAVE ANY PROBLEMS WITH YOUR EYES THAT ARE NOT CORRECTED BY GLASSES? NO

DO YOU TAKE INSULIN? NO IF SO, WHEN WAS YOUR LAST INJECTION? NO

HAVE YOU EVER HAD A DRIVER'S LICENSE IN ANY OTHER STATE? YES WHERE? FLORIDA

INTERVIEWER: INV. D. OZUNA #1543



**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: 2018024378

Date: 07/23/2018

Specialist Name/ID: AM/31562