REPORT NUMBER

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|--|-----------------------------------|--------------------------------------|------------------------------------|-----------------|
| The same of the sa |                                   |                                      | AR                                 | REST REPORT     |
| ort Date / Time  | Agency Case/Offense Number OCA Nu | imber Criginating Agency OBTS Number | Offender Bused Jail Booking Number | Other Number    |

|  |  |   |   |  |  | AKI  | REST REPORT  |
|--|--|---|---|--|--|--|--|
| Report Date / Time<br>06/14/2017 12:02 AM  | Agency Case/Offense Number FHPL170FF046963   | OCA Number  | Originating Agency<br>Case Number   | OBTS Numbe   | Offender Based<br>Transaction System   | Jail Booking Number  | Other Number LWRC17CAD103908   |
| LOCATION OF OCCURRE  |  |   |   |  |  |  |  |
| County PALM BEACH  | Address<br>I-95 SB , LAK   | E WORTH, FL.  | 33461   |  |  |  |  |
| Range of Occurrence Date/Time<br>06/13/2017 10:42 PM to 06/13/2  | 2017 10:42 PM  |   |   |  |  | Latitude<br>N 26 37.6752   | Longitude<br>W 80 4.0590   |
| PERSON: SUSPECT  |  |   | _   |  |  |  |  |
| First Name ALEXANDAR   |  | st Name<br>YARS   |   |  | ate of Birth<br>2/20/1978  | Age Race Sex Hei   |  |
| Master Name Index Number   | Place of Birth CLOUMBUS, GA  | Nation<br>USA   |   |  | SN   | Driver's License or Oth  | ner ID State Class or Type   |
| Address<br>12199 EASTRLY AVE   | TOEOGRIDOO, GA   | City  |   | PDENG  | County   |  | GA<br>p Code Phone   |
| CHARGES  |  | PALI  | M BEACH GA  | HDENS  | PALM BEACH   | FL  33   | 3404   |
| Counts Charge Number   | Charge   |   |   |  | $\sim 0$   |  |  |
| 1 316.193.1<br>Charge Degree   | DUI-UNLAW BLD ALC  | H<br>neral Offense Co   | ode   |  | 1) }   |  |  |
|  |  | RINCIPAL  |   |  | $\frac{\mathcal{O}}{\mathcal{O}}$  | Hate Crime Dome  | estic Violence Bond Amount \$0.00  |
| DUI ALCOHOL OR DRUGS   |  |   |   |  |  |  |  |
| Counts Charge Number   | 136A Charge Posse  | 2 2   | 1.11.1  | £.\  | 10 0-0-  | 3.0  | 60   |
| Charge Degree  | Charge Level Ge  | neral Offense Co  | trojped   | sub w  | io pers  | THE PARTY OF THE P | estic Violence Bond Amount   |
| FIRST DEGREE PLACE FALSE LABEL ON CO   |  | RINCIPAL  |   |  |  | Thate Curine   Doub  | \$0.00   |
|  | <u> </u>   |   |   |  |  |  |  |
| PROBABLE CAUSE   |  |   |   |  |  |  |  |
| south of State Road 882 (Fo<br>(LWRCC) dispatch officer to<br>road and failing to maintain a<br>Shortly after, LWRCC dispat<br>*Reference the CAD notes a  | I was patrolling Palm Beach orest Hill Blvd) on the left pave advise them that there was a a single travel lane. I then advice officer advised that the without witness statement of the witness around the area   | d shoulder. A<br>gray vehicle i<br>ised LWRCC<br>ness was still   | passing mo<br>traveling sou<br>dispatch off<br>landline, ad   | torist (witne<br>uthbound, o<br>licer that I w<br>vising wher  | ess) called our<br>in I-95 around<br>rould be enrou<br>e the gray veh  | Lake Worth Regional of<br>the area of 6th Avenue<br>te to the area in search<br>icle was location.   | Communication Center<br>s, swerving all over the<br>of the gray vehicle.   |
| FIESH24" straddling the insic<br>driving pattern of the gray St<br>while doing so. Due to the dr<br>gray SUV took several mome<br>traveled behind my patrol ve<br>I then exited my patrol vehicl   | le travel and inside center trav<br>JV. The gray SUV then travele<br>iver's dangerous driving patte<br>ents to pull over, but finally cal<br>hicle.<br>e and approached the gray SI  | rel white broked from the in-<br>rn, I then acti-<br>me to a contro<br>JV on the pas  | en lines. I th<br>side center I<br>vated my en<br>alled stop or<br>ssenger side   | en positionate positionate pergency light the right personate to the control of t | ed my patrol v<br>to the outside<br>thts and sirens<br>aved shoulder   | ehicle in the center trav<br>center travel lane, almo<br>s to initiate a traffic stop<br>on I-95, south of Wooll<br>duced myself to the driv   | vel lane to observe the ost colliding with a vehicle on the gray SUV. The bright Rd. The witness   |
| identified by Georgia driver's advised me no, that he was jaware of how he was driving advised he was not aware of was okay. Mr. Byars advised then walked back to my patrough the maked Mr. Byars to exito have trouble balancing. It Byars to have droopy eyelids evening. Due to Mr. Byars co | s license number 0258861042 just getting used to it. I asked i. I advised Mr. Byars that he we that. While speaking to Mr. B yes. I asked Mr. Byars if he hol vehicle to run Mr. Byars infort the SUV. Mr. Byars complied then began to speak with Mr. Exp., slow movements, and appear mments about taking Adderal apairment level. When asked, | as Alexander Mr. Byars if the  ras failing to re yars, I observe  as consumed  remation. After  land did so. I  Byars on his contred impaired  I and observer | r S Byars. I a  nat was the r  maintain a si  ved Mr. Byar  I any alcohol  r doing so, I  instructed N  comments ab  Mr. Byars  ations of Mr. | asked Mr. B<br>eason why<br>ingle traffic<br>s to have re<br>I and or take<br>returned to<br>Mr. Byars to<br>bout taking a<br>advised that<br>Byars. I as  | yars was there he was driving lanes several ad glassy eyes en any medica the gray SUV walk back to Adderall. Whil the took an un ked Mr. Byars | e anything wrong with highe way he was. Mr. Bitimes, almost causing a , and slow movements. Ition. Mr. Byars advised .  The property of the word of the state of the participate in a series to participate in a series.   | is vehicle. Mr. Byars Byars advised he was not a crash. Mr. Byars I asked Mr. Byars if he if the he took Adderall. I so, I observed Mr. Byars s, I further observed Mr. erall earlier in the |

Horizontal Gaze Nystagmus exercise Prior to beginning the exercise it was determined Mr. Byars was not wearing contacts. Mr. Byars's eyes were checked and his eyes displayed equal tracking and his pupils were equal sizes. Mr. Byars was instructed to following the stimulus with his eyes only, keeping his head still After stating Heighterstood the

instructions Mr. Byars attempted this exercise. The results of this exercise did not reveal any of 6 possible clues.

While performing the Horizontal Gaze Nystagmus exercise, it was observed that Mr. Byars:

Swayed while standing.

The instructions for the exercise had to be repeated before Mr. Byars would respond -Also observed eye tremors

Walk and Turn exercise

Prior to attempting this exercise, Mr. Byars indicated he did not have any medical problems that would have prevented him from performing the exercise. Mr. Byars was instructed to put his left foot on the imaginary line and his right foot in front of it with his right heel touching the toe of his left foot his left foot on the imaginary line and his right foot in front of it with his right heel touching the toe of his left foot on the imaginary line and his right foot in front of it with his right heel touching the toe of his left foot on the imaginary line and his right foot in front of it with his right heel touching the toe of his left foot on the imaginary line and his right foot in front of it with his right heel touching the toe of his left foot on the imaginary line and his right foot in front of it with his right heel touching the toe of his left foot on the imaginary line and his right foot in front of it with his right heel touching the toe of his left foot on the line and his right foot in front of it with his right heel touching the left foot on the line and his right foot in front of it with his right heel touching the left foot of his left foot on the line and his right foot in front of it with his right heel touching the line and his right heel to be a line and his right instructed to stand in this manner with his hands to his sides until the exercise instructions were completed and the exercise demonstrated. Mr. Byars was instructed not to begin the exercise until told to start. He was instructed to take nine steps along the line in a heel-to-toe manner. After the ginth step he was to stop and turn around keeping his lead foot on the ground, taking several small steps with the other foot to turn around. After turning around he was to take nine steps in a heel-to-toe manner back along the imaginary line, in the direction he had come from. Mr. Byars was further instructed to watch his feet at all times while walking, keep his arms down to his side, and to count his steps out loud. After the exercise was demonstrated Mr. Byars stated he understood the instructions and was instructed to begin the exercise.

After attempting the Walk and Turn exercise Mr. Byars displayed 3 of 8 possible clues.

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|---|--|--|---|--|--|--|--|
| Valk and Turn exercise observa<br>On the first set of steps Mr. Bya<br>et of steps Mr. Byars failed to w<br>ne exercise.<br>Turned incorrectly.<br>Did not look down and watch h  | ars failed to walk in a he<br>valk in a heel-to-toe mai  | nner on 4 steps,   | er on 6 steps<br>failing to wa  | , failing to wa  | lk heel-to-to<br>on steps 2  | oe on steps 2, 3, 6,<br>3, 5, and 6 Raiso  | 7, 8, and 9 On the second<br>ed arms for balance during  |
| one Leg Stand exercise  |  |  |   |  |  |  | -  |
| rior to attempting this exercise, yars was instructed to stand winstructed not to begin the exercise foot of his choice off the ground by thousands (one thousand when Mr. Byars attempted this either esult of this exercise displanting this exercise Mr. Byars: Swayed during the exercise. Used arms for balance. Hopped during the exercise Put his foot down (3 time(s) durithen demonstrated to Mr. Byars ands down by his side, lean his ead without counting out loud, anderstood. Mr. Byars then begafter I completed the Standardiz offluence (DUI). I then placed Mr.   | th his heels together an ise until he was instruct und approximately 6 ind one, one thousand twindicating he understocexercise he raised his rived 4 of the 4 possible aring the exercise).  It the Modified Romberg head back and close he and when finished to op in the exercise. Mr. Byase Field Sobriety Exercise   | d hands down to ted to start, and a hes. While his le to, one thousand od the instruction ght foot. clues.  Balance exercisis eyes. After do hen his eyes, briters advised he was eobservations of the start of the s | o his sides wafter the exe g was raise three) an is Mr. Byars  se. I advised ing so, Mr. E ing his head I as done at 3 on Mr. Byars   | while the instruction had been to continue attempted this attempte | uctions were an demonstree his leg the exercise sexercise.  The men asked to tructed to extract position do Mr. Byars    | e given and during the rated. When instruction straight, watch his equality to begin, to stand with stimate the passage and say done. Mr.  | the exercise. Mr. Byars was cited to start, he was to raise raised foot, and to count out 30 seconds). After this with his feet together, keep his e of 30 seconds in Mr. Byars Byars advised he   |
| o, I found a common pharmace then escorted Mr. Byars to the lobservation period on Mr. Byars. reath for the purpose of determ reathe sample of .000. At 12:13 fter providing the breath sample ubstances. Mr. Byars refused to ontinued to refuse. I then advise then transported Mr. Byars to be fter I placed the pharmaceutica   | utical bottle with no laboralm Beach County Jai One 20 minutes where BAM, Mr. Byars provided He, Mr. Byars was asked Submit at 12:17AM. It Hed Mr. Byars of his consocious into the Palm Be  | el on it, containir I. Once there, I e up, I escorted N t. Mr. Byars agre d a second breat to provide a urir hen advised Mr. stitutional warnin each County Jail   | ng an unknorscorted Mr.  Mr. Byars into the sample of the sample to Byars of imgs.  Mr. Byars of Mr. Byars of Mr. Byars of the sample to Byars of the Byars of th  | wn amount of<br>Byars into the<br>o the BAT roc<br>t at approxim<br>of .000.<br>for the purpo<br>plied consent<br>is advised me<br>vas booked ir   | 20MG Add<br>BAT center<br>on. I request<br>ately 12:06A<br>use of detect.<br>After advises<br>the would reat to the Palm | nduct an inventory erall pills. I then rerer. Once there, I conted Mr. Byars to sum. At 12:10AM, Mitting the presence of ing Mr. Byars of his efuse further questing Beach County jail                       | moved the bottle for evidence<br>inducted a 20 minutes<br>ibmit to a lawful test of his<br>r. Byars provided his first<br>of chemical or controlled<br>is implied consent, Mr. Byars<br>ioning (See BAT room video)  |
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| then escorted Mr. Byars to the bservation period on Mr. Byars reath for the purpose of determ reathe sample of .000. At 12:13 fifter providing the breath sample ubstances. Mr. Byars refused to ontinued to refuse. I then advise then transported Mr. Byars to be fiter I placed the pharmaceutical tour I placed the pharmaceutical tourt CIRCUIT) PALM BEACH NORTH COURT Address 188 PGA BLVD., PALM BEACH GISTUCTIONS  RREST INFORMATION REST INFORMATION REST DATE / Time 6/13/2017 11:13 PM REST LOCATION COUNTY ALM BEACH   | utical bottle with no labe Palm Beach County Jai One 20 minutes where ining its alcohol content BAM, Mr. Byars provided by Syars was asked to submit at 12:17AM. It also be a minute at 12:17A | el on it, containir I. Once there, I e up, I escorted N t. Mr. Byars agre d a second breat to provide a urir hen advised Mr. stitutional warnin each County Jail the Lantana Su  ROR  Injure None  | ng an unkno<br>scorted Mr.<br>Ar. Byars intred to submit<br>he sample to<br>he sample to<br>Byars of im<br>gs. Mr. Byars<br>Mr. Byars v<br>bstation. All  | wn amount of Byars into the BAT root the BAT root tat approximate the purpopulation of the Batterian of th | 20MG Add BAT cente In I reques ately 12:06A ase of detec After advise he would not the Palm and in Palm  of Injury       | nduct an inventory erall pills. I then rerect. Once there, I conted Mr. Byars to sum. At 12:10AM, Mr. Byars of his efuse further questing Beach County jail Beach County.    Any                             | moved the bottle for evidence inducted a 20 minutes about to a lawful test of his r. Byars provided his first of chemical or controlled implied consent, Mr. Byars ioning (See BAT room video) on 316.193.1 Florida Statue.  |
| then escorted Mr. Byars to the bservation period on Mr. Byars reath for the purpose of determ reathe sample of .000. At 12:13 fifter providing the breath sample ubstances. Mr. Byars refused to ontinued to refuse. I then advise then transported Mr. Byars to be fiter I placed the pharmaceutical tourt circuit Palm BEACH NORTH COURT APPEARANCE INFORTION OURT ADVIS BY BEACH STRUCTURE BY BEACH OUT ADVIS BY BEACH OUT AND MICE AND  | utical bottle with no labe Palm Beach County Jai One 20 minutes where ining its alcohol content BAM, Mr. Byars provided by Submit at 12:17AM. It also be sub | el on it, containir I. Once there, I e up, I escorted N t. Mr. Byars agre d a second breat to provide a urir hen advised Mr. stitutional warnin each County Jail the Lantana Su  ROR  Injure None  | ng an unkno<br>scorted Mr.<br>Ar. Byars intred to submit<br>he sample to<br>he sample to<br>Byars of im<br>gs. Mr. Byars<br>Mr. Byars v<br>bstation. All  | wn amount of Byars into the BAT root tat approximate the BAT root of .000. If or the purpoplied consent is advised me was booked in events occur.  Cash  Extent N/A  Alcohol No  | 20MG Add BAT cente In I reques ately 12:06A ase of detec After advise he would not the Palm and in Palm  of Injury       | nduct an inventory erall pills. I then rerect. Once there, I conted Mr. Byars to sum. At 12:10AM, Mr. Byars of his efuse further questing Beach County jail Beach County.    Any                             | moved the bottle for evidence and ucted a 20 minutes about to a lawful test of his r. Byars provided his first of chemical or controlled a implied consent, Mr. Byars ioning (See BAT room video) on 316.193.1 Florida Statue    PreTrial If Quality   Court Date & Time   07/14/2017 09:00 AM    Resist Arrest   No     |

| Report Date / Time<br>06/14/2017 12:02 AM | Agency Case/Offense Number FHPL170FF046963 | OCA Number | Case Number OBTS Number               | Offender Based<br>Transaction System | Jail Booking Number | Other Number LWRC17CAD103908 |
|---|--|------------|---------------------------------------|--------------------------------------|---------------------|------------------------------|
| Subscribed and sworn to (or a             | firmed) before me this 14                  | day of     | e_A.D.,2017by_                        |                                      | who ispersona       | ally known to me or          |
| has produced                              | as identification.  Notary Public          | _LEO _CO   | Commission No:                        |                                      | My Commission       | Expires:                     |
|   |  |            | I I I I I I I I I I I I I I I I I I I | Moto                                 | SHARI L. O'NEAL     | rida                         |

Criginating Agency OBTS Number

Agency Case/Offense Number OCA Number



Report Date / Time

# STATE OF FLORIDA DEPARTMENT OF HIGHWAY SAFETY & MOTOR VEHICLES AFFIDAVIT OF REFUSAL TO SUBMIT TO BREATH AND/OR URINE TEST

| I, TROOPER G. CLEARY  (Name of Officer reading Implied Consent Warning)   | , a duly certified Law Enforcement Officer or Correctional Officer,  |
|---|--|
| am a member of FLORIDA HIGHWAY PATROL   | , and I do swear   |
| (Name of law  | v enforcement agency)  |
| or affirm that on or about the 13TH day of APRIL  | , 20 <u>17</u> , at <u>11:13</u> $\boxtimes$ P.M $\square$ A.M.  |
| DRIVER _ ALEXANDER S BYARS  |  |
|   | R MAIDEN NAME LAST NAME  |
| DL#   | GEORIGA , was placed under lawful arrest for   |
| the offense of 316.193  | by TPR. G. CLEARY and (Name of Arresting Officer)  |
| issued Citation # A761KIE .   | (Name of Arresting Officer)  |
| That on or about the 14TH day of JUNE   | , 20 <u>17</u> , at <u>12:17</u> ☐ P.M ⊠ A.M.  |
| in PALM BEACH COUNTY County,  |  |
| and/or the presence of chemical or controlled substatest(s) would result in the suspension of his or her drifter a period of eighteen (18) months if his or her drifter submit to a breath, urine or blood test. I also informed to submit to a lawful test as requested above if his refusal to submit to a lawful test of his or her breath, or she holds a CDL, or was operating a CMV, refusal License/driving privilege for a period of one (1) year previously been disqualified as a result of a refusal refused to submit to the test(s) requested. | d/or virine test to determine his or her blood alcohol level inces. I informed the driver that the refusal to submit to such ving privilege for a period of one (1) year for a first refusal, or iving privilege had been previously suspended for refusing to the driver that he or she commits a misdemeanor by refusing or her driving privilege has been previously suspended for urine, or blood. Additionally, I informed the driver that if he will result in the disqualification of the Commercial Driver's refusal or permanently if he or she had to submit to any such lawful test. Nonetheless, the drive Signature of Law Enforcement Officer or Correctional Officer  OTARIZED OR ATTESTED TO (F.S. 117.10) |
| SHARI L. O'NEAL  Notary Public - State of Florida  Commission - FF 966854   | The foregoing instrument was sworn and subscribed before me:   |
| My Comm. Expires Jun 25, 2020 Conded through National Notery Assess   | Signature of Attesting Officer   |
| The foregoing instrument was sworn and subscribed before  | Title  |
| me this 14 day of June , 20 17 ,  | Date   |
| by,   | Mark Madicular date and date and   |
| who is personally known to me or who has produced   | Note: Mail or hand deliver to the designated Bureau of Administrative Reviews office, Department of Highway Safety and Motor   |
| as identification   | Vehicles, with the driver's license, the   |
| Notary Public O'Ne  | appropriate copy of the UTC, and the probable cause affidavit.   |
| HSMV-BAR1001 (REV. 10/2016)   | SCANNED  |

JUN 1 4 2017



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

|       | PBSO  | CASE       | #17-          | 089956 | <u> </u>                | AGENGY    | CASE#_   | FHPL1701    | FF046963           |
|-------|-------|------------|---------------|--------|-------------------------|-----------|----------|-------------|--------------------|
| AG    | ENCY  | ZONE_      | H12           |        | <del></del>             | CRAS      | H CASE   | #           | A                  |
| TIME  | OF S  | TOP/CI     | RASH 10:      | 53PM   | DATE                    | 6/13/17   |          | DAY         | UESDAY             |
| SUBJE | ECT'S | NAME       | ALEXA         | NDER B | SYARS                   | RACE      | W        | SEX A       | A                  |
| HGT   | 603   |            | WGT           | 220lbs |                         | DOB       | 12/20/1  | 078         |                    |
| LOCAT | rion  | SB SF      | <br>19 X WO   | OLBRI  | GHT                     | -         |          |             | ·········          |
| ARRES | TING  | OFFICE     | R'S NAME      | & ID   | TPR. G. C               | LEARY (16 | 67/4055) | AGENCY FLOR | UDA HIGHWAY PATROL |
| DIVIS | SION: | - <u></u>  |               |        |                         |           |          | COMMO       |                    |
|       |       |            |               |        |                         | ARR       | IVAL AT  | FACILITY    | 2345               |
| BREAT | rh re | SULTS      | :             |        | 0,                      | 7         | ARR      | EST TIME    | 11:13PM            |
| 1,    |       | 000        |               |        |                         |           |          |             |                    |
| 2.    | . !   | 000        |               |        |                         |           |          |             |                    |
| 3.    | URIN  | E          |               |        | i.<br>Slav <sup>i</sup> |           |          |             |                    |
| 4.    |       | <b>3</b> 2 | W. Hillson 33 | -      |                         |           |          |             |                    |
| TEST  | ring  | OFFIC      | ER'S ID       | 2109   |                         | PBSO VII  | DEOTAPE  | # 6278      | 7                  |

### 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: 80-006240 Software: 8100.27

Date of Test: 06/14/2017

Date of Last Agency Inspection: 06/02/2017

Observation Period Began: 23:45 Subject's Name: ALEXANDER S BYARS

DOB: 12/20/1978 Sex: M

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 |        | 00:09 |
|          | Air Blank         | 0.000  | 00:09 |
|          | Control Test      | 0.082  | 00:09 |
|          | Air Blank         | 0.000  | 00:10 |
|          | Subject Sample #1 | 0.000  | 00:10 |
|          | Air Blank         | 0.000  | 00:11 |
|          | Air Blank         | 0.000  | 00:13 |
| -        | Subject Sample #2 | 0.000  | 00:13 |
|          | _                 | 0.000  | 00:14 |
|          |                   | 0.081  | 00:14 |
|          | Air Blank         | 0.000  | 00:15 |
|          | Diagnostics Check |        | 00:15 |

Cylinder Lot: 279870 Exp: 02/04/2019

State of Florida, County of PALM BEACH

Personally appeared before me the undersigned authority, who (\_\mathbf{X}) is personally known to me or (\_\_) produced \_\_\_\_\_\_ as identification, and who after being placed under oath, states:

I JEANETTE CAIN , 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.

Sworn to (or affirmed) before me this 14th day of JUNE , 2017

TPR. G. CLEARY #1667/4055

Signature of Notary Public-State of Florida 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.

SUANNEL

| SUBJECT: Alexander Byars CASE NUMB | ER: <u>046963</u> |
|------------------------------------|-------------------|
|------------------------------------|-------------------|

### 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.   |
| I am now requesting that you submit to a lawful test of your <u>URINE</u> for the purpose of detecting the presence of chemical or controlled substances.  |
| 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   |
| If you fail to submit to the test I have requested of you, your privilege to operate a motor vehicle will be suspended for period of one (1) year for a first refusal, or eighteen (18) months if your privilege has been previously suspended as a resu 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 admissible into evidence in any criminal proceeding. |
| SUBJECT'S SIGNATURE: (X) Read On Camera  |
| 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) Bead on Camera HIN 14 2017  |

#### TESTING FACILITY TASK REPORT

| / |     |
|---|-----|
|   | (2) |
| \ |     |

|   | AGENCY: FHP  |
|---|--|
| SUBJECT: BYARS, ALEXANDER SHAHAN        | _ CASE NUMBER:17 <b>-</b> 089956   |
| DATE:JUNE 13th, 2017                    | VIDEO TAPE NUMBER: 62787   |
| BEGINNING TIME: 00:06 Ms - 6 14         | _ENDING TIME:OO'. 18 has.  |
| BREATH TESTS RESULTS: 1) . OOO TIME OO! | 10 (A.M.) P.M. 2) . 000 TIME 00:13 (A.M.) P.M.   |
| 3) TIME                                 | A.M./P.M. 4) TIMEA.M./P.M.   |
| BREATH OPERATOR:                        |  |
| MAINTENANCE TECHNICIAN: J. KARLECKE     | #6467  |
| TESTING OFFICER'S OBSERVATIONS          |  |
| SPEECH:                                 | Y  |
| ATTITUDE: leserred                      |  |
| CLOTHING: blue shorts, just blue shipe  | polo shipt blk sneakers  |
| MEDICAL CONDITIONS: Paid none           |  |
| MEDICATIONS: Daid Mone                  |  |
| OTHER: bin blue 38 YOA                  |  |
|   |  |
| Eyw Ked + glassy                        |  |
| COMMENTS:                               |  |
| 20 MIN. OBSERV DONE BY ARRESTING TPR    | •  |
|   |  |
| A said yes to byt.                      |  |
|   |  |
| No odor of unknown alcoholic            | : bereige  |
|   |  |
| Have Two Samples, Kesults +             | old to 1.  |
| Spr. then reguested a living            | -Sample.   |
| Said NO- Spr read the                   | Inplied Consent. (2X)  |
| 00:17 hrs Unine refu                    | sal  |
| $\mathcal{D}_{\mathcal{A}}$             | <u> </u>   |
| Kights read by Jpr. refuse              | L'to ansur any questions.  |
| <u> </u>                                | CCANING)   |
|   | SCANNED  |
| WHITE - STATE ATTY. YELLOW - DHSMV      | JUN 1 4 2017  PINK - CENTRAL RECORDS GOLD - JAIL   |
| PBSO #0129A REV.11/02                   | The second secon |

| SUBJECT: | Alexander | Byars            | _ CASE NUMBER: | 046963 |  |
|----------|-----------|------------------|----------------|--------|--|
|          |           | / OTTE CETO is a |                |        |  |

#### **QUESTIONS AND ANSWERS**

| I AM NOW GOING TO<br>NONE OF THE FOLL | ASK YOU SOME QUESTIO<br>OWING QUESTIONS AS Y | ONS. WITH THES<br>OU LIKE. | E RIGHTS IN MI | ND, YOU MAY A | NSWER SOME OF, ALL (                    | OF, OF |
|---------------------------------------|--|----------------------------|----------------|---------------|---|--------|
|                                       | NG A MOTOR VEHICLE A                         |                            |                |               |   |        |
|                                       | GOING?                                       |                            |                | DERT.         |   |        |
|                                       | GHWAY WERE YOU ON?                           |                            |                |               |   |        |
|                                       | EL? WHERE DIL                                |                            |                |               |   | •      |
|                                       | START?                                       |                            |                |               |   |        |
|                                       | ATE?   |                            |                |               |   |        |
|                                       | CITY ARE YOU IN NOW?                         |                            |                |               | <b>Q</b> ,                              |        |
|                                       | EAT?   |                            |                |               | Y                                       |        |
|                                       | EN DOING FOR THE LAST                        |                            |                |               |   |        |
|                                       | WEIGH?                                       |                            |                |               | 7                                       |        |
|                                       | WHERE?                                       |                            |                |               |   |        |
|                                       | E YOUR FIRST DRINK?                          |                            |                |               |   |        |
|                                       | ME YOUR LAST TWO DRI                         |                            |                |               | 1 11 11 11 11 11 11 11 11 11 11 11 11 1 |        |
|                                       | EFFECTS OF THE ALCOH                         |                            | ARE YOU UN     | DER THE INFLU | JENCE?                                  |        |
| H <del>AVE YOU CONSUME</del>          | D ANY ALCOHOL SINCE                          | 7 6 A                      | 40.67          |               |   |        |
| WHAT?                                 | <del>WHERE</del> ?                           |                            |                | WHEN?         |   |        |
| WHAT LINE OF WORI                     | WHERE?<br>K ARE YOU IN?                      |                            |                |               | J LAST WORK?                            |        |
|                                       | HYSICAL DEFECTS OR IN                        |                            |                |               |   |        |
|                                       | JURED?                                       |                            |                |               |   |        |
|                                       | DID YOU RECEIVE                              |                            |                |               |   |        |
| WERE YOU IN AN ACC                    | IDENT TODAY?                                 |                            |                |               |   |        |
| HAVE YOU TAKEN AN                     | Y DRUGS OR SMOKED AN                         |                            |                |               |   |        |
|                                       | OCTOR OR DENTIST TOD                         |                            |                |               |   |        |
|                                       | Y PRESCRIPTION MEDICA                        |                            |                |               |   |        |
| OO YOU HAVE:                          | EAD DIEDECTION                               |                            |                |               |   |        |
| OO YOU HAVE ANY PE                    | ROBLEMS WITH YOUR EY                         | ES THAT ARE N              | OT CORRECTE    | D BY GLASSES? |   |        |
| OO YOU TAKE INSULI                    | N? IF SO, W                                  | HEN WAS YOUR               | LAST INJECTIO  | N?            | SCANNED                                 | ·      |
|                                       | A DRIVER'S LICENSE IN                        |                            |                |               |   |        |
| NTERVIEWER:                           | TE - STATE ATTY. YELI                        |                            |                |               |   |        |