19CT19218AMB   BC0325 0511814   1144

ARREST / NOTICE TO APPEAR
Juvenile Referral Report

1. Arrest 2. N.T.A 3. Request for Warrant 4. Request for Capias: 1 | Juvenile: N

ADMINISTRATIVE

OBTS Number:

Agency ORI Number: FLO 500000 | Agency Name: PALM BEACH COUNTY SHERIFF'S OFFICE | Agency Report Number (N.T.A.'s only): 06- 19-127019

ChargeType Check as many as apply: ☐ 1. Felony ☐ 2. Traffic Felony ☐ 3. Misdemeanor ☒ 4. Traffic Misdemeanor ☐ 5. Ordinance ☐ 6. Other

Weapon Seized / Type (1. Yes 2. No): 2 NONE | Multiple Clearance Indicator: 01

Location of Arrest (Including Name of Business): LAKE WORTH ROAD/ TP NORTH ENTRANCE LAKE WORTH, FL

Location of Offense (Business Name, Address): LAKE WORTH ROAD/ TP NORTH ENTRANCE LAKE WORTH, FL

Date of Arrest	Time of Arrest	Booking Date	Booking Time	Jail Date	Jail Time	Location of Vehicle
10/17/2019	01:17					BIG CITY TOWING

DEFENDANT

Name (Last, First, Middle): Orozco Solano, Ana, Maria | Alias (Name, DOB, Soc. Sec. #, Etc.):

Race (W - White I - American Indian B - Black 0- Oriental/Asian)	Sex	Date of Birth	Height	Weight	Eye Color	Hair Color	Complexion	Build
W	F	07/02/1986	5'05	150	BRW	BLK	FAIR	MED

Scars, Marks, Tatoos, Unique Physcal Features (Location, Type, Description): NONE | Marital Status: Single | Religion: CATHOLIC

Indication of: Alcohol Influence: Y ☒ N ☐ Unk ☐ | Drug Influence: Y ☐ N ☐ Unk ☒

Local Address (Street, Apt. Number) (City) (State) (Zip): 3504 Marigold Ct #113 West Palm Beach, FL 33410 | Phone: (561) UK | Residence Type (1. City 2. County 3. Florida 4. Out of State): 2

Permanent Address (Street, Apt. Number) (City) (State) (Zip): , | Phone: ( ) | Address Source: D.A.V.I.D.

Business Address (Name, Street) (City) (State) (Zip): | Phone: ( ) | Occupation:

D/L Number, State: O622-013-86-742-0, FL | Soc. Sec. Number: [redacted] | INS Number: [redacted] | Place of Birth (City, State): COLUMBIA | Citizenship: RES

CO-DEF

Co-Defendant Name (Last, First, Middle)	Race	Sex	Date of Birth		
				☐ 1. Arrested ☐ 2. At Large	☐ 3. Felony ☐ 4. Misdemeanor ☐ 5. Juvenile
				☐ 1. Arrested ☐ 2. At Large	☐ 3. Felony ☐ 4. Misdemeanor ☐ 5. Juvenile

JUVENILE

☐ Parent ☐ Legal Custodian ☐ Other. | Residence Phone: ( )

Address (Street, Apt. Number) (City) (State) (Zip) | Business Phone: ( )

Notified by: (Name) | Date | Time | Juvenile Disposition: 1. Handled/ processed within Dept. and Released. 2. TOT HRS / DYS 3. Incarcerated

Released To: (Name) | Relationship | Date | Time

The above address provided by ☐ defendant and / or ☐ defendant's parents The child and / or parent was told to keep the Juvenile Court Clerk (Phone 355-2526) informed of any change of address. ☐ Yes, by: (Name) ☐ No. (Reason) | School Attended | Grade

Property Crime? ☐ Yes ☐ No | Description of Property | Value of Property

CODE

Drug Activity: N. N/A, P. Possess, S. Sell, B. Buy, T. Traffic, R. Smuggle, 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. Opium/Deriv, P. Paraphernalia/ Equipment, S. Synthetics, U. Unknown, Z. Other

CHARGE

Charge Description	Counts	Domestic Violence	Statute Violation Number	Violation of ORD #
DRIVING UNDER THE INFLUENCE	1	☐Y ☒N	316.193(1)	

Drug Activity	Drug Type	Amount / Unit	Offense #	Warrant / Capias Number	Bond
N	N	REFUSAL	19-127019		OR

CHARGE

Charge Description	Counts	Domestic Violence	Statute Violation Number	Violation of ORD #
		☐Y ☐N		

Drug Activity	Drug Type	Amount / Unit	Offense #	Warrant / Capias Number	Bond

CHARGE

Charge Description	Counts	Domestic Violence	Statute Violation Number	Violation of ORD #
		☐Y ☐N		

Drug Activity	Drug Type	Amount / Unit	Offense #	Warrant / Capias Number	Bond

CHARGE

Charge Description	Counts	Domestic Violence	Statute Violation Number	Violation of ORD #
		☐Y ☐N		

Drug Activity	Drug Type	Amount / Unit	Offense #	Warrant / Capias Number	Bond

NOTICE TO APPEAR

Location (Court, Room Number, Address): CRIMINAL JUSTICE COMPLEX / 3228 GUN CLUB ROAD, WPB, FL 33406

Court Date and Time: Month NOVEMBER Day 14th Year 2019 Time 08:30 AM X PM

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: 10/17/2019

ADMIN

HOLD for other Agency Name: | Signature of Arresting Officer: X | Name Verification (Printed by Arrestee): (PRINT) [signature]

☐ Dangerous ☐ Resisted Arrest ☐ Suicidal ☐ Other: | Name of Arresting Officer (Print): INV. J. SCHAEFER | I.D. #: 8777

Intake Deputy: [signature] | I.D. #: 7692 | Pouch # | Transporting Officer: INV. J. SCHAEFER | ID #: 8777 | Agency: PBSO | Witness here if subject signed with an "X" | PAGE 1 OF 1

DISTRIBUTION: WHITE - COURT COPY GREEN - STATE ATTORNEY YELLOW - AGENCY PINK - AGENCY GOLD - DEFENDANT (NTA's ONLY)

PBSO #146 REV. 8/97

PROBABLE CAUSE AFFIDAVIT

OBTS Number:

1 Arrest 2 NTA 3 Request for Warrant 4 Request for Capias | 1 | Juvenile:

ADMIN

Agency ORI Number: FLO 5 0 0 0 0 0 | Agency Name: PALM BEACH COUNTY SHERIFF'S OFFICE | Agency Report Number: 19-127019

Charge Type (Check as many as apply): ☐ 1 Felony ☒ ~~3 Misdemeanor~~ ☐ 5 Ordinance ☒ 2 Traffic Felony ☒ 4 Traffic Misdemeanor ☐ 6 Other

Special Notes: Supp. P/C

DEF

Name (Last, First, Middle)	Alias	Race	Sex	Date of Birth
Orozco Solano, Ana		W	F	07/02/1986

CHARGES

Charge Description	Charge Description
DUI	
Charge Description	Charge Description
	DUI

VICTIM

Victim's Name (Last, First, Middle)	Race	Sex	Date of Birth
State of Florida	/	/	

Local Address (Street, Apt Number) (City) (State) (Zip)	Phone	Address Source
	( )	
Business Address (Name, Street) (City) (State) (Zip)	**Phone**	**Occupation**
	( )	Government

PROBABLE CAUSE STATEMENT

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 17 day of October 20 19 at 0104 ☒ A.M ☐ P.M (Specifically include facts constituting cause for arrest.)

On the above date and time I was conducting routine patrol in the area of Ohio Road and Lake Worth Road in unincorporated Palm Beach County, Florida. I observed a blue 4 door Hyundai bearing Florida Tag LVZE81 traveling Westbound on Lake Worth Road with no headlamps activated. I elected to initiate a traffic stop at the entrance of Florida Turnpike and Lake Worth Road.

I made contact with the driver who verbally identified herself as Ana Orozco Solano [redacted]. As I spoke with Ana I detected an unknown alcoholic beverage coming from her face and person. I noticed her eyes were glassy as well as having slurred speech while she spoke to me. While asking for her driver's license and vehicle documents her movements were slow, deliberate and had poor coordination while retrieving them. At that time I asked her to exit the vehicle and while doing so she used the door to get out of the vehicle and needed the vehicle to maintain her balance.

With the driver showing signs of impairment, I requested a DUI Unit to respond to the location in order to conduct a DUI investigation. This case was turned over to DUI Inv. Schaefer I.D.#8777.

This report is for supplemental purposes only.

ADMINISTRATIVE

STATE OF FLORIDA
COUNTY OF PALM BEACH

3778
(Signature of Arresting/Investigative Officer)

The foregoing instrument was sworn to or affirmed and subscribed before me this 17 day of October 20 2019 by D/S Smith ID 3778
(Print name of Arresting/Investigative Officer), who is personally known to me and/or produced identification. Type of identification produced _____

Notary Public, Clerk of Court, Officer (F.S.S) 117.10)

Notary Public State of Florida
Samantha Palmer
My Commission GG 233762
Expires 10/28/2022

PAGE 1 OF 1

SCANNED
OCT 17 2019

PBSO #0004A REV. 03/10 DISTRIBUTION WHITE – Court Copy YELLOW – Agency PINK – Agency

D.U.I. PROBABLE CAUSE AFFIDAVIT

ON THE 17th DAY OF OCTOBER 20 19 AT 00:42 AM ✓ PM

SUBJECT: Orozco Solano, Ana, Maria CASE NUMBER: 19-127019

AGENCY: PALM BEACH COUNTY SHERIFF'S OFFICE ARRESTING OFFICER: INV. J. SCHAEFER

PERSONAL CONTACT

DRIVING PATTERN: ACTUAL PHYSICAL CONTROL (PHYSICAL EVIDENCE OR STATEMENTS PUTTING DEF. BEHIND WHEEL OF VEHICLE)

On 10/17/ at approximately 00:48hrs, I was called to the scene of a traffic stop at the intersection of Lake Worth Rd and the North Turnpike Entrance, which is located in unincorporated Palm Beach County, Florida. I arrived at the scene at approximately 00:52hrs. D/S Diane Smith #3778 relayed to me, and completed a written signed sworn supplemental Probable Cause Affidavit, that she had stopped the defendant's vehicle, a blue 2016 Hyundai bearing FL tag LVZ-E81, because the defendant was driving at night without headlights. D/S smith noticed that the defendant had articulable indicators of impairment, so she called for a DUI unit to conduct a possible DUI investigation. D/S Smith identified the defendant, to me, as the driver and sole occupant of the vehicle, at the time of the stop.

OBSERVATION OF DRIVER:

Upon making contact with the driver who verbally identified herself as "ANA MARIA OROZCO SOLANO" and which was confirmed utilizing D.A.V.I.D, I immediately detected a very obvious and very strong odor of an unknown alcoholic beverage emanating from her person and face area. This odor intensified as I spoke to Orozco Solano. Orozco Solano had glassy, glazed, and blood shot eyes. Orozco Solano's speech was slurred, slow, thick, and at times difficult to understand. Orozco Solano's movements were slow, deliberate, and lethargic with poor coordination. Orozco Solano had an unsteady gait while walking to my patrol vehicle and had difficulty following directions given to her which were given in both English and Spanish. Orozco Solano was wearing a blue print shirt, blue jeans, and blue shoes. All the clothing appeared neat.

DRIVER'S STATEMENTS:

Pre-Miranda: Orozco Solano stated she only had 2 Coronas.

Orozco Solano refused to provide a breath sample after Implied Consent, which she read and was read to. When asked if she understood, Orozco Solano stated she wanted a lawyer.

ODORS:

A very strong and very obvious odor of an unknown alcoholic beverage was emanating from her person and face area which intensified as I spoke to Orozco Solano.

GENERAL OBSERVATIONS

SPEECH: **Orozco Solano's speech was slurred, slow, and thick, and at times difficult to understand.**

ATTITUDE: **cooperative, annoyed**

CLOTHING: **blue print shirt, blue jeans, and blue shoes.**

MEDICAL/OTHER: **see BAT report**

STATE OF FLORIDA
COUNTY OF PALM BEACH

INV. J. SCHAEFER Inv. Schaefer #8777
(Signature of Arresting/Investigative Officer)

The foregoing instrument was sworn to or affirmed and subscribed before me this 17th day of OCTOBER 20 19 by INV. J. SCHAEFER

(Print name of Arresting/Investigative Officer), who is personally known to me and/or produced identification. Type of identification produced PERSONALLY KNOWN LEO

Notary Public, Clerk of Court, Officer (F S S 117 10)

Notary Public State of Florida
Samantha Palmer
My Commission GG 233762
Expires 10/28/2022

SUBJECT: Orozco Solano, Ana, **CASE NUMBER** 19-127019

ROADSIDE TASKS

HORIZONTAL GAZE NYSTAGMUS:

- [x] LT EYE-LACK OF SMOOTH PURSUIT
- [x] RT EYE-LACK OF SMOOTH PURSUIT
- [ ] LT EYE-DISTINCT & SUSTAINED NYSTAGMUS AT MAX DEVIATION
- [ ] RT EYE-DISTINCT & SUSTAINED NYSTAGMUS AT MAX DEVIATION
- [ ] LT- EYE-ONSET OF NYSTAGMUS PRIOR TO 45 DEGREES
- [ ] RT- EYE-ONSET OF NYSTAGMUS PRIOR TO 45 DEGREES

Other Observations:

Orozco Solano would sway roughly in a side to side front to back pattern throughout the task. Orozco Solano did touch the tip of the pen as directed to positively identify the point to be tracked. Orozco Solano was reminded numerous times to track the pen with her eyes only. Orozco Solano failed to keep her head still while tracking the stimulus. Orozco Solano could not follow instructions and the task could not be completed.

WALK & TURN:

I explained and demonstrated the instructions for the "Walk & Turn" to Orozco Solano through Spanish interpretor D/S Joel Dory #7784. Orozco Solano stated the she understood. During the task, I observed Orozco Solano to sway roughly in a side to side, front to back pattern throughout the demonstration phase. Orozco Solano could not maintain her balance while listening to instructions. Orozco Solano stepped out of the instructional stance during the demonstration to catch her balance. Orozco Solano started the task before being instructed to do so. Orozco Solano would stop walking to steady herself with pauses to regain balance. Orozco Solano missed heel-to-toe steps and stepped off the line. Orozco Solano used her arms for balance by raising them more than six inches. Orozco Solano performed an improper turn by stumbling and turning other than which was demonstrated. Additionally, Orozco Solano performed the incorrect number of steps.

ONE LEG STAND:

I explained and demonstrated the instructions for the "One Leg Stand" to Orozco Solano through Spanish interpretor D/S Joel Dory . Orozco Solano stated the she understood. During the task, I observed Orozco Solano to sway roughly in a side to side, front to back pattern throughout the demonstration phase. Orozco Solano continued to sway while balancing on one leg. Orozco Solano used her arms to balance raising them more than 6 inches from her sides. Orozco Solanofailed to count properly by thousands as instructed. Orozco Solano put her foot down three times all before counting to 30 seconds, thusly not being able to complete the task.

FINGER TO NOSE:

I explained and demonstrated the instructions for the "Finger to Nose" task to Orozco Solano through Spanish interpretor D/S Joel Dory. Orozco Solano stated the she understood. During the task, I observed Orozco Solano to sway roughly in a side to side, front to back pattern throughout the demonstration phase. Orozco Solano did not keep her eyes closed and had to be reminded numerous times. Orozco Solano failed to return her arms down to her sides as instructed after touching her nose. Orozco Solano's index finger did not touch the tip of the nose on 6 of 6 attempts. Orozco Solano would turn her head in the direction of the hand which was being called. The sequence used for this task was L, R, L, R, R, L.

ROMBERG ALPHABET:

I explained and demonstrated the instructions for the "Rhomberg Alphabet" task to Orozco Solano through Spanish interpretor D/S Joel Dory. Orozco Solano stated the she understood. During the task, I observed Orozco Solano to sway roughly in a side to side, front to back pattern throughout the demonstration phase. Orozco Solano would not keep her eyes closed. Orozco Solano would sway more than 2 inches. Orozco Solano incorrectly recited the alphabet.

BREATH TEST RESULTS: | 1) refused | 2) | 3) | 4) |

STATE OF FLORIDA
COUNTY OF PALM BEACH

INV. J. SCHAEFER Inv. JSchaefer #8777
(Signature of Arresting/Investigative Officer)

The foregoing instrument was sworn to or affirmed and subscribed before me this 17th day of OCTOBER 2019 by INV. J. SCHAEFER

(Print name of Arresting/Investigative Officer) who is personally known to me and/or produced identification. Type of identification produced PERSONALLY KNOWN LEO

Notary Public, Clerk of Court, Officer (F.S.S. 117.10)

Notary Public State of Florida
Samantha Palmer
My Commission GG 233762
Expires 10/28/2022

SUBJECT: Orozco Solano, Ana CASE NUMBER: 19-127019

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: INV. Schaefer #8777

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

PBSO #0129C REV. 9/93

SUBJECT: Orozco-Valera, Ana CASE NUMBER: 19-127019

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 INV. Schneider #6777 of the PBSO.

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) Refused 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.

SCANNED
OCT 17 2019

SUSPECT'S SIGNATURE: (X) Not Read on Camera

WITNESS LIST

CASE NUMBER: **19-127019**

ARRESTING OFFICER: **INV. J. SCHAEFER**

ADDRESS: **3228 GUN CLUB ROAD WEST PALM BEACH, FL 33406**

PHONE NUMBERS (HOME): (WORK) **(561) 688-4001**

CAN TESTIFY TO: **SEE DUI PROBABLE CAUSE AFFIDAVIT, OFFENSE REPORT, & IN-CAR VIDEO**

NAME: **D/S DIANE SMITH #3778 (TRAINEE)**

ADDRESS: **3228 GUN CLUB ROAD WEST PALM BEACH, FL 33406**

PHONE NUMBERS (HOME) (WORK) **(561) 688-3000**

CAN TESTIFY TO: **SEE SUPPLEMENTAL PROBABLE CAUSE AFFIDAVIT**

NAME: **D/S JOEL DORY #7784 (DISTRICT 1)**

ADDRESS **3228 GUN CLUB ROAD WEST PALM BEACH, FL 33406**

PHONE NUMBERS (HOME) (WORK) **(561) 688-3000**

CAN TESTIFY TO: **INTERPRETATION OF SFST INSTRUCTIONS**

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:

NAME:

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PHONE NUMBERS (HOME) (WORK)

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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:

TESTING FACILITY TASK REPORT

AGENCY: PBSO/SCHAEFER

SUBJECT: OROZCO SOLANO, ANA

CASE NUMBER: 19-127019

DATE: Oct 17, 2019

VIDEO DVD NUMBER: N/A

BEGINNING TIME: 0213

ENDING TIME: 0219

BREATH TESTS RESULTS: 1) R TIME 0218 A.M. ☒ P.M. ☐ 2) XX TIME XX A.M. ☐ P.M. ☐

3) XX TIME XX A.M. ☐ P.M. ☐ 4) XX TIME XX A.M. ☐ P.M. ☐

BREATH OPERATOR: S. PALMER #24520

MAINTENANCE TECHNICAN: J Karlecke #6467

TESTING OFFICER'S OBSERVATIONS

SPEECH: SLURRED, BROKEN ENGLISH

ATTITUDE: UPSET, QUIET

CLOTHING: BLUE BLOUSE, BLUE JEANS, BLUE SHOES

MEDICAL CONDITIONS: NONE

MEDICATIONS: NONE

OTHER:

EYES:GLASSY AND BLOODSHOT,

COMMENTS:

ARRESTING OFFICER CONDUCTED THE 20 MINUTE OBSERVATION BEGINNING AT 0150
SUBJECT AGREED TO TAKE BREATH TEST
THEN REFUSED TO TAKE BREATH TEST AND ASKED FOR HER LAWYER
A/O READ I/C
SUBJECT STATED SHE UNDERSTOOD I/C
AND AGAIN REFUSED TO TAKE BREATH TEST @ 0218
A/O DID NOT READ RIGHTS OR CONDUCT Q&A

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: 80-006477 Software: 8100.27
Date of Test: 10/17/2019

Date of Last Agency Inspection: 09/13/2019
Observation Period Began: 01:50
Subject's Name: ANA M OROZCO SOLANO DOB: 07/02/1986 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	02:17
Air Blank	0.000	02:17
Control Test	0.080	02:18
Air Blank	0.000	02:18
Subject Sample #1	REF*	02:18
Air Blank	0.000	02:19
Control Test	0.080	02:19
Air Blank	0.000	02:20
Diagnostics Check	OK	02:20

*Subject Test Refused

Cylinder Lot: 17919080A1
Exp: 08/05/2021

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 SAMANTHA M PALMER, 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: _____ Date: 10/17/19
Signature

Sworn to (or affirmed) before me this 17 day of Oct, 2019

Inv. Schaefer #8777
Signature of Notary Public-State of Florida

INV Schaefer #8777
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.

FDLE/ATP FORM 38 - MARCH 2004, Ref. 11D-8.007

19-127019

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

I, **INV. J. SCHAEFER** (Name of Officer reading Implied Consent Warning), a duly certified Law Enforcement Officer or Correctional Officer, am a member of **PBSO** (Name of law enforcement agency), and I do swear or affirm that on or about the **17th** day of **OCTOBER**, 20 **19**, at **01:17** ☐ P.M ☑ A.M.

DRIVER **Ana,** (FIRST NAME) **Maria** (MIDDLE OR MAIDEN NAME) **Orozco Solano,** (LAST NAME) (Type or Print)

DL# **O622-013-86-742-0, FL**, state of **FLORIDA**, was placed under lawful arrest for the offense of **DRIVING UNDER THE INFLUENCE** by **INV. J. SCHAEFER** (Name of Arresting Officer) and issued Citation # A2G4GAP.

That on or about the **17th** day of **OCTOBER**, 20 **19**, at **02:18** ☐ P.M ☑ A.M.

in **PALM BEACH** County.

I requested that the driver submit to a ✕ **breath and/or** **urine** test to determine his or her blood alcohol level and/or the presence of chemical or controlled substances. I informed the driver that the refusal to submit to such test(s) would result in the suspension of his or her driving privilege for a period of one (1) year for a first refusal, or for a period of eighteen (18) months if his or her driving privilege had been previously suspended for refusing to submit to a breath, urine or blood test. I also informed the driver that he or she commits a misdemeanor by refusing to submit to a lawful test as requested above if his or her driving privilege has been previously suspended for refusal to submit to a lawful test of his or her breath, urine, or blood. Additionally, I informed the driver that if he or she holds a CDL, or was operating a CMV, refusal will result in the disqualification of the Commercial Driver's License/driving 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 any such lawful test. Nonetheless, the driver refused to submit to the test(s) requested.

Inv. Schaefer #8777

Signature of Law Enforcement Officer or Correctional Officer

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

Notary Public State of Florida
Samantha Palmer
My Commission GG 233762
Expires 10/28/2022

(AFFIX SEAL)

The foregoing instrument was sworn and subscribed before me this **17th** day of **OCTOBER**, 20 **19**.

by **INV. J. SCHAEFER**,

who is personally known to me or who has produced **PERSONALLY KNOWN LEO** as identification

Notary Public

The foregoing instrument was sworn and subscribed before me:

Signature of Attesting Officer

Title

Date

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.

HSMV-BAR1001 (REV. 10/2016)

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.	3
	☐	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	☐	539.003	Other: Florida Pawnbroking Act	
	☐		Other:	

REVIEW COMPLETED BY

Booking Number: 2019033774	**Date:** 10/17/2019
	Specialist Name/ID: VARGO/6665