

ARREST / NOTICE TO APPEAR		1. Arrest 3. Request for Warrant 2. N.T.A. 4. Request for Capias	
OBTS Number		1 JUVENILE	
Agency ORI Number 0500200		Agency Name Boca Raton Police Department	
Charge Type: Check as many as apply: ☐ 1. Felony ☐ 3. Misdemeanor ☐ 5. Ordinance ☐ 2. Traffic Felony ☒ 4. Traffic Misdemeanor ☐ 6. Other		Agency Report Number (N.T.A.'s only) 3 1 2 2017-016158	
Location of Arrest (Including Name of Business) 499 NW 20TH ST		If Weapon Seized Enter Type: None/not Applicable	
Location of Offense (Business Name, Address) 499 NW 20TH ST, BOCA RATON, FL 33431		Multiple Clearance Indicator	
Date of Arrest 11/24/2017	Time of Arrest 22:15	Booking Date 11/24/2017	Booking Time 23:22
Jail Date 11/24/2017		Jail Time 00:00	Location of Vehicle 499 NW 20TH ST BOCA
Name (Last, First, Middle) BROWN, ANN MARIE			
Alias: Alias (Name, DOB, Soc. Sec. #, Etc.)			
Race W - White I - American Indian B - Black O - Oriental/Asian	Sex W	Date of Birth 07/27/1967	Height 5'07
Weight 130	Eye Color BLUE	Hair Color BLONDE	Complexion LIGHT
Build Slim	Marital Status M	Religion CATHOLIC	Indication of: Alcohol Influence Yes ☐ No ☒ Unk. ☐ Drug Influence Yes ☐ No ☒ Unk. ☐
Scars, Marks, Tattoos, Unique Physical Features (Location, Type, Description)			
Local Address (Street, Apt. Number) (City) (State) (Zip) 3610 NE 5TH TER, BOCA RATON, FL 33431		Phone (573) 480-3262	
Permanent Address (Street, Apt. Number) (City) (State) (Zip) 3610 NE 5TH TER, BOCA RATON, FL 33431		Phone (573) 480-3262	
Business Address (Name, Street) (City) (State) (Zip) SELF,		Phone (561) -	
D/L Number, State B650053677670 / FL	Soc. Sec. Number	INS Number	Place of Birth (City, State) TORONTO, Canada
Citizenship US			
Co-Defendant Name (Last, First, Middle)		Race	Sex
Co-Defendant Name (Last, First, Middle)		Race	Sex
Name (Last, First, Middle)		Date of Birth	
Address (Street, Apt. Number) (City) (State) (Zip)			
Business Phone			
Notified by: (Name)		Date	Time
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	
Property Crime? ☐ Yes ☒ No		Description of Property	
Value of Property			
Drug Activity N. N/A P. Possess		S. Sell B. Buy T. Traffic	R. Smuggle D. Deliver E. Use
K. Disperses/ Distribute		M. Manufacture/ Produce/ Cultivate	Z. Other
Drug Type N. N/A A. Amphetamine		B. Barbiturate C. Cocaine E. Heroin	H. Hallucinogen M. Marijuana O. Opium/Deriv.
P. Paraphernalia/ Equipment S. Synthetic		U. Unknown Z. Other	
Charge Description DUI - PROPERTY DAMAGE		Statute Violation Number 316.193(3A)(3C) AD	
Drug Activity N	Drug Type N	Amount / Unit /	Offense # 2017-016158
Counts 1	Domestic Violence ☐ Y ☒ N	Warrant / Capias Number	
Bond			
Charge Description CARELESS DRIVING		Statute Violation Number 316.1925	
Drug Activity N	Drug Type N	Amount / Unit /	Offense # 2017-016158
Counts 1	Domestic Violence ☐ Y ☒ N	Warrant / Capias Number	
Bond			
Charge Description		Statute Violation Number	
Drug Activity	Drug Type	Amount / Unit	Offense #
Counts	Domestic Violence	Warrant / Capias Number	
Bond			
Health, Apparent Physical Condition of Defendant GOOD		Any knowledge of the following: ☐ Mental ☐ Escape Risk ☐ Medication ☐ Deformities ☐ Injuries	
Check which applies: ☐ Released O.R. ☐ Released to Parent/Guardian ☒ T.O.T. County Jail		PROPERTY - Received By OFC. BURNETTE	
☐ Posted Bond ☐ South County Mental Health		Released By OFC. BURNETTE	
Transmitted By OFC. BURNETTE		Released To COUNTY	
Date Transported 11/25/2017		Time Transported 01:21	
Location (Court, Room) South County 200 W Atlantic Ave Delray Beach, FL 33444		Court Date and Time Jan 02, 2018 08:30 AM	
☐ NSTRUCTION NO. 1 - Mandatory appearance in court ☒ NSTRUCTION NO. 2 - You need not appear in Court but must comply with instructions on Page 2.		No Photo Available	
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)		Date Signed	
HOLD for Other Agency		Name Verification (Printed by Arrestee) NOV 25 AM 3:15	
Signature of Arresting Officer (Print) BURNETTE, ASHLEY N.		(PRINT)	
Name of Arresting Officer (Print) BURNETTE, ASHLEY N.		ID # 798	
Transporting Officer OFC. BURNETTE		ID # 798	
Agency BRPD		Witness here if subject signed with an "X"	
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J#0493617

P#3709

PROBABLE CAUSE AFFIDAVIT

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

1

JUVENILE

A D M I N I S T R A T I V E	Agency ORI Number FL 0500200	Agency Name BOCA RATON POLICE DEPARTMENT	Agency Report Number 3 2 2017-016158	
	Charge Type: Check as many as apply. ☐ 1. Felony ☐ 3. Misdemeanor ☐ 5. Ordinance ☐ 2. Traffic Felony ☒ 4. Traffic Misdemeanor ☐ 6. Other _____			
C H A R G E S	Name (Last, First, Middle) BROWN, ANN MARIE		Alias	Race W Sex F Date of Birth 07/27/1967
	Charge Description 316.193(3A) DUI - PROPERTY DAMAGE		Charge Description 316.1925 CARELESS DRIVING	
V I C T I M	Victim's Name (Last, First, Middle) STATE, FLORIDA		Race U Sex U Date of Birth	
	Local Address (Street, Apt. Number) (City) (State) (Zip) 100 NW 2ND AVE, BOCA RATON, FL 33432		Phone	Address Source
	Business Address (Name, Street) (City) (State) (Zip)		Phone	Occupation
The undersigned certifies and swears that he/she has just and reasonable grounds to believe, and does believe that the above named Defendant committed the following violation of law. The Person taken into custody ... ☐ committed the below acts in my presence. ☒ was observed by JEREMY GAGNE who told ☐ confessed to _____ OFC. BURNETTE 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 24 day of November , 2017 at 23:15 (Specifically include facts constituting cause for arrest.) On 11/24/2017 at approximately 2252 hours, I responded to 199 NW 20th ST (Valero Gas Station) in reference to a drunk driver. Prior to my arrival, I received information from Boca Raton Dispatch that a W/F driving a black Audi sedan, struck a sign. The driver then stumbled into the gas station and appeared to be intoxicated. I arrived on scene and observed Ofc. Gannon, who responded as backup, conduct a traffic stop on the vehicle as it was attempting to leave the parking lot, matching the description given by the Caller, Jeremy Gagne. I approached the driver's side vehicle and observed a W/F later identified as Ann Brown, seated in the driver's seat. I made contact with Brown and asked her if she was okay. She stated yes and I could smell a strong odor of an alcoholic beverage coming from inside the vehicle. I asked her where she was coming from and she stated: "Trattoria Romano" a restaurant located at 499 E Palmetto Park Rd. I then asked her where she was going and she stated home. I asked her if she struck anything with her vehicle and she stated no. I then made contact with the Gagne and asked him what he observed. He stated that he observed the black Audi sedan collide with the stop sign located at the entrance to the Valero Gas Station on 20th street. He continued to add that Brown almost hit him with her vehicle before parking and walking into the store. I then returned to Brown and informed her that I had concluded my crash investigation and would be conducting an investigation for Driving Under the Influence. I then read her Constitutional Warnings and she refused to speak to me or answer any questions I had. I then asked her to step out of the vehicle to conduct voluntary field sobriety exercises to dispel my alarm that she is too impaired to drive. She consented to the exercises. While conversing with Brown, I could smell a strong odor of an alcoholic beverage coming from her mouth. She spoke with a heavy tongue and slurred her speech. I				
A D M I N I S T R A T I V E	SWORN AND SUBSCRIBED BEFORE ME GRAHAM, KEITH J #1714 NOTARY PUBLIC / CLERK OF COURT / OFFICER (F.S.S. 117.10) 11/25/2017 DATE			
	SIGNATURE OF ARRESTING / INVESTIGATING OFFICER BURNETTE, ASHLEY NICOLE (798) NAME OF OFFICER (PLEASE PRINT) 11/25/2017 DATE			

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COURT

STATE ATTORNEY

CENTRAL RECORDS

JAIL

CRIME ANALYSIS

P. I. O.

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Name (Last, First, Middle) BROWN, ANN MARIE		Alias		Race W		Sex F		Date of Birth 07/27/1967	

observed his eyes to be bloodshot, glassy, watery and red. The lighting consisted of my patrol vehicle, streetlights, and my flashlight. The temperature was approximately 66 degrees. No surface defects were noted or claimed.

The first FSE I asked her to perform was the horizontal gaze nystagmus. I instructed her on where to stand and how to perform the exercise. I asked her if she had any head injuries past or present and she stated no. She was wearing black high heeled shoes which I instructed her to take off. She was not wearing glasses or any contact lenses. She exhibited a front to back sway while I was administering the instructions. She did not have resting nystagmus, and her pupil size was equal. She exhibited lack of smooth pursuit in both eyes, distinct and sustained nystagmus at maximum deviation in both eyes, and the onset of nystagmus prior to 45 degrees in both eyes. Vertical gaze nystagmus was not present in either eye. While conducting the HGN, I continued to smell an odor of an alcoholic beverage coming from her mouth. She also exhibited a front to back sway while performing the exercise.

The second exercise was the walk and turn. I gave the instructions and demonstrated the exercise prior to asking her to perform it. I asked her if she had any physical issues that would prevent her from performing the exercise, and she stated no. She failed to stay in the starting position as I was explaining the instructions. She also started the exercises before given the instruction to begin. She could not keep her balance while listening to the instructions. On the first nine heel to toe steps, She stepped off of the line on all 9 steps. She failed to touch heel to toe on all 9 steps. She did not perform the turn around properly. On the returning nine heel to toe steps, she stepped off the line on all steps taken and failed to touch heel to toe on all 9 returning steps. During the exercise, she raised her arms from her sides to assist with balance.

The third exercise was the one leg stand. I gave the instructions and demonstrated the exercise prior to asking her to perform it. I asked her if she had any physical issues that would prevent her from performing the exercise, and she stated no. I gave the instruction to begin whenever she was ready and she raised her right foot. She raised her arms six inches away from her body to assist with balance. At count 1002 she lost her balance and almost fell. She then stated, "I don't know." I then repeated the instructions to her to which she stated she understood. During her second attempt, she counted 1001, 1002, 1003, 1004, 1005 and once again, lost her balance. She failed to elevate her foot six inches from the ground. She also failed to look at her elevated foot while counting and exhibited a side-to-side sway during the exercise.

Based on the totality of the circumstances, I placed Brown under arrest for violation of F.S.S. 316.193(3) at 2315 hours. I placed her in the left rear seat of my patrol vehicle.

Ofc. Reissi responded to BRPD as my Breath Test Operator. Ofc. Reissi and I conducted

SWORN AND SUBSCRIBED BEFORE ME GRAHAM, KEITH T NOTARY PUBLIC / CLERK OF COURT / OFFICER (F.S.S. 117.10) 11/25/2017 DATE SIGNATURE OF ARRESTING / INVESTIGATING OFFICER BURNETTE, ASHLEY NICOLE (798) NAME OF OFFICER (PLEASE PRINT) 11/25/2017 DATE	PAGE 2 OF 3
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Name (Last, First, Middle) BROWN, ANN MARIE					Race W	Sex F	Date of Birth 07/27/1967
the 20-minute observation and then she was taken into the BAT room. Brown was asked to provide a breath sample and she refused. I then read her Implied Consent and she refused to provide a breath sample. I read her Constitutional Warnings and she refused to speak to me or answer any questions I had. See DUI influence report. Brown is being charged under F.S.S. 316.193(1) for DUI and F.S.S. 316.1925(1) Careless Driving. Brown was transported to the Palm Beach County Jail for further processing. All of the aforementioned events took place in the city of Boca Raton, Palm Beach County Florida.							
NOT A CERTIFIED COPY							
SVORN AND SUBSCRIBED BEFORE ME GRAHAM, KEITH T NOTARY PUBLIC / CLERK OF COURT / OFFICER (F.S.S. 17.10) 11/25/2017 DATE  SIGNATURE OF ARRESTING / INVESTIGATING OFFICER BURNETTE, ASHLEY NICOLE (798) NAME OF OFFICER (PLEASE PRINT) 11/25/2017 DATE							

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