

0504084

158



Arrest Report

FLORIDA FISH AND WILDLIFE CONSERVATION COMMISSION
1937 BANANA GROVE ROAD
MOORE HAVEN, FL.

Report Date / Time 12/27/2018 05:25 AM	Report Number C-3082AA	Case Number/Cad Number FWSA18OFF011717 /FWLR18 CAD020386	Reporting Officer Name BRODBECK, JAMES J
Originating Agency ORI FL0488000	Occur Date Time Range 12/27/2018 03:20:06 -	Jurisdiction	Clearance

Location of Occurrence

County PALM BEACH	Location Type PUBLIC PLACE	Location Description
Street Number I-95	Street	Apt/Lot/Bldg BOYNTON BEACH
City	State FL	Zip Code 33426

Defendant

First Name ANTHONY	Middle Name ROBERT	Last Name DEJACIMO	Suffix	Race WHITE	Sex MALE	Height 506	Weight 195	Hair BLU	Eyes BLU
MNI #	SSN	Date of Birth 08/31/1969	Age 49	Place of Birth NEW ORLEANS LA USA	Drivers License or other ID D225016693110	State FL	ID Type E	Address * RESIDENCE / 2427 NE 7TH AVE , WILTON MANORS, FL 33305 /	

Arrest

Arrest Date/Time 12/27/2018 3:29:06 AM	Arrest Location Type PUBLIC PLACE	Arrest Location Description
Street Number I-95	Street	Apt/Lot/Bldg
County PALM BEACH	City BOYNTON BEACH	State FL
Zip Code 33426		

Charge : STATE STATUTE

Counts 1	Charge 316.193(1)(a)	Bond Amount \$0.00	<input type="checkbox"/> No Bond
Charge Degree FIRST DEGREE	Charge Level MISDEMEANOR	General Offense Code DUI-UNLAW BLD ALCH	
Charge Description DRIVING UNDER THE INFLUENCE - ALCOHOLIC BEVERAGES, ANY CHEMICAL SUBSTANCE, OR ANY SUBSTANCE CONTROLLED AND THE PERSON'S NORMAL FACULTIES ARE IMPAIRED			

Bond Set by Court

Bond Amount \$0.00	No Bond? No
Bond Type(s)	

SCANNED
DEC 28 2018

Probable Cause

On Thursday, December 27, 2018 at approximately 0320 hours, I, Officer James Brodbeck of the Florida Fish and Wildlife Conservation Commission, was on patrol in Palm Beach County. While northbound on I95 near the Delray/Boynton line, I observed a white Hyundai Elantra bearing Florida Tag JRBW35. The vehicle was unable to maintain a single lane for any length of time, and was

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continuously weaving between the two right lanes, often straddling the lines. I initiated a traffic stop to address the violation and to check on the well being of the driver.

I made contact with the driver, identified by his Louisiana Driver's License as ANTHONY R DEJACIMO, and detected a strong odor of an alcoholic beverage coming from his breath. His speech was slurred and his pupils were very constricted. I asked DEJACIMO to step out of the vehicle so I could determine possible impairment, and he complied.

During Horizontal Gaze Nystagmus, DEJACIMO displayed a lack of smooth pursuit in both eyes, distinct and sustained nystagmus at maximum deviation, and an onset of nystagmus prior to 45 degrees. DEJACIMO also moved his head from side to side during the process (chin to shoulder).

I asked DEJACIMO to complete FST's based on my observations, and he refused. I again asked DEJACIMO if he would participate in FST's. He again refused. At 0329 hours I placed DEJACIMO under arrest for suspicion of DUI, and he was transported to the Palm Beach County Jail, where he refused to provide a breath sample.

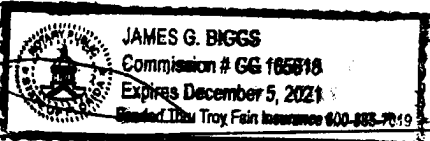
Court

Court County PALM BEACH	Court Location 205 NORTH DIXIE HIGHWAY WEST PALM BEACH, FLORIDA 33401		
Court PALM BEACH COUNTY COURT	Court Phone (561) 355-2996	Court Appearance Date / Time 01/29/2018 TBS	Court Fine
Comments			

Officer Name	Officer Rank	Involvement On Report	ID #	Org/Unit	Officer Agency
BRODBECK, JAMES J	OFFICER		WN957	FWSAISO REGION AIPALM BEACH	FLORIDA FISH AND WILDLIFE CONSERVATION COMMISSION

The undersigned certifies and swears that he/she has just and reasonable grounds to believe that the above named Defendant, committed violation(s), of law, on the below date(s) and time(s), as listed in the probable cause associated with this report:

Reporting Officer

Officer Name BRODBECK, JAMES J	Office Rank OFFICER	Officer ID No WN957	Sworn and subscribed before me, the undersigned authority This the _____ day of _____ DEPUTY OF THE COURT, NOTARY OR LAW ENFORCEMENT
Officer Agency FLORIDA FISH AND WILDLIFE CONSERVATION COMMISSION			
Officer Signature <i>James J. Brobeck</i> WN957			

SUBJECT: DETACIMO, ANTHONY R CASE NUMBER: _____

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) REID ON (AWGPA)

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) LEAD ON (AWGPA)

SUBJECT: DETACIMO, ANTHONY R CASE NUMBER: _____

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: _____

TESTING FACILITY TASK REPORT

AGENCY: FWC

SUBJECT: DEJACIMO ANTHONY R CASE NUMBER: 18-160052

DATE: 12/27/18 VIDEO TAPE NUMBER: n/a

BEGINNING TIME: 05:00 ENDING TIME: 05:04

BREATH TESTS RESULTS: 1) R TIME 05:02 A.M./P.M. 2) n/a TIME — A.M./P.M.
3) n/a TIME — A.M./P.M. 4) n/a TIME — A.M./P.M.

BREATH OPERATOR: P. Powell #24631

MAINTENANCE TECHNICIAN: J. LAROCK #6461

TESTING OFFICER'S OBSERVATIONS

REFUSED

SPEECH: SLURRED

ATTITUDE: LACK INTEREST

CLOTHING: BLACK PANTS WHITE SHIRT BLACK SHOES SLIPPERS

MEDICAL CONDITIONS: LIVER CANCER HIV POSITIVE

MEDICATIONS: NOTHING

OTHER: None

COMMENTS: ARRIVED AT CENTER AT 04:35 PM. BEGAN THE 20 MINUTE OBSERVATION PERIOD AT 04:35 PM.

A - REFUSED TO TAKE TEST

A/ - READ A/

A. STATED HE UNDERSTOOD A/ AND REFUSED TO TAKE TEST. AGAIN

A/ READ RIGHTS.

REFUSED

A. STATED HE UNDERSTOOD RIGHTS.

A/ STATED VIA

A. REFUSED QUESTIONS.



Palm Beach County Sheriff's Office – Arrests Only

	X	Florida State Statute	Description	Page Number(s)
L/E Exemptions	<input type="checkbox"/>	119.071(2)(d)	Surveillance techniques, procedures and personnel; inventory of law enforcement resources, policies or plans pertaining to mobilization deployment or tactical operations.	
	<input type="checkbox"/>	943.053, 943.0525	NCIC/FCIC/FBI and in-state FDLE/DOC.	
	<input type="checkbox"/>	119.071(4)(c)	Undercover personnel.	
	<input type="checkbox"/>	119.071(2)(f)	Confidential informants (CIs).	
	<input type="checkbox"/>	119.071(2)(e)	Confession.	
Public Info. Exemptions	<input type="checkbox"/>	985.04(1)	Juvenile offender records.	
	<input type="checkbox"/>	119.071(h)(i)	Assets of a crime victim.	
	<input type="checkbox"/>	395.3025(7)(a), 456.057(7)(a)	Medical information.	
	<input type="checkbox"/>	394.4615(7)	Mental health information.	
	<input type="checkbox"/>	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)	<input checked="" type="checkbox"/>	(iii) 119.0714(1)(i)-(j), (2)(a)-(e)	Social Security, bank account, charge, debit, and credit card numbers.	2
	<input type="checkbox"/>	(viii) 394.4615(7)	Clinical records under the Baker Act.	
	<input type="checkbox"/>	(xii) 741.30(3)(b)	The victim's address in a domestic violence action on petitioner's request.	
	<input type="checkbox"/>	(xiii) 119.071(2)(h), 119.0714(1)(h)	Protected information regarding victims of child abuse or sexual offenses.	
	<input type="checkbox"/>			
	<input type="checkbox"/>			
	<input type="checkbox"/>			
	<input type="checkbox"/>			
Other	<input type="checkbox"/>		Other:	
	<input type="checkbox"/>		Other:	

REVIEW COMPLETED BY

Booking Number: 2018042546	Date: 12/28/2018
	Specialist Name/ID: AM/31562