

Arrest Report

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FLORIDA HIGHWAY PATROL
P.O. BOX 540007, GREENACRES, FL 33454

Report Date / Time 6/1/2018 9:00:34PM	Report Number FHP99ARR763829	Case Number/CAD Number FHPL18OFF046147 / LWRC18CAD099777	Reporting Officer Name IV, ANDREW L
Originating Agency ORI FL0509000	Occurrence Date Time Range 6/ 1/2018 8:34:45 PM -	Jurisdiction	Clearance

Location of Occurrence

Location Type PUBLIC PLACE	Location Description PGA BOULEVARD EASTBOUND		
Street Number PGA BLVD	Apt/Lot/Bldg		
County PALM BEACH	City NORTH PALM BEACH	State FL	Zip 33408

Defendant

First Name BIANCA	Middle Name HIROKA	Last Name BUDA	Suffix	Date Of Birth 5/29/1998	Age 20	Race AA	Sex FEMALE
SSN	MNI #	Place of Birth BOCA RATON, FL, UNITED STATES	Height 506	Weight 135	Hair BLK	Eyes BRO	
DL or ID Number B30006896890	ID State FL	ID Type E	Address Type				
Street Number 1600	Street DOVER RD APT 110	Apt/Lot/Bldg					
County	City DELRAY BEACH	State FL	Zip 33445	Phone Number	Extension		
Location Description							

Arrest

Arrest Date/Time 6/1/2018 9:00:00PM	Arrest Location Type PUBLIC PLACE	Arrest Location Description PGA BOULEVARD	
Street Number 1977	Street E PGA BLVD	Apt/Lot/Bldg	County PALM BEACH
City PALM BEACH GARDENS	State FL	Zip 33408	

Charge(s)

Counts 1	Charge 316.193.1	General Offense Code	Bond Amount \$ 0.00	<input type="checkbox"/> No Bond
Charge Degree N	Charge Level MISDEMEANOR	Arrest Offense Code Description DUI-UNLAW BLD ALCH		
Charge Description DUI ALCOHOL OR DRUGS				

Probable Cause

***ROUGH ARREST REPORT (A more detailed probable cause affidavit will be submitted the State Attorney's Office at a later time)

On 6/1/2018 I was traveling east on PGA Boulevard in the right travel lane approaching Fairchild Gardens Avenue when I observed a silver Acura passenger vehicle with an attached Florida tag of IVPJ45 pass me in the middle travel lane at a high rate of speed. I got behind the vehicle which then accelerated at an extremely high rate speed. I pacedlocked the vehicle at 72mph in a posted 45mph zone west of Prosperity Farms Road. The vehicle also swerved within the middle lane approaching the stop light. East of Prosperity Farms Road the driver of the silver Acura then changed lanes from the middle to left travel lane and struck the concrete center median with the left front of the vehicle. The vehicle failed to stop and continued traveling east on PGA Boulevard in the left travel lane. I got behind

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the vehicle once again and activated my lights and sirens to initiate a traffic stop. The vehicle pulled into the left turn lane of the eastbound lanes of PGA Boulevard. I approached the driver side of the vehicle and asked the driver for her license, registration and proof of insurance. She was unable to provide the registration or insurance but was able to provide a Florida drivers license which I used to identify her as Bianca Hiroka Buda (FL DL: B300068986890). As I spoke to the driver I smelled the strong odor of an alcoholic beverage coming from her breath as she spoke in addition to the interior of the vehicle. I asked the driver where she was coming from and she stated that she was driving from her home in Delray Beach to her Boyfriend's house near the area of North Palm Beach. I asked if she had anything to drink and she stated no. I noticed that her eyes were red and glassy and that her face was slightly flushed. I had the driver exit the vehicle and spoke to her in front of my marked patrol vehicle. I continued to smell the odor of an alcoholic beverage coming from her breath as she spoke. I asked the driver to perform standardized field sobriety exercises and she agreed. The results of those exercises are summarized below. Each exercise was explained and demonstrated prior to the subject attempting the exercise.

Horizontal Gaze Nystagmus Exercise

- Horizontal Gaze Nystagmus at maximum deviation in both eyes
- Unsmooth tracking of stimulus in both eyes
- Moved entire head multiple times during exercise despite being instructed not to

Walk and Turn Exercise

- Failed to stay in the starting positions as instructed
- Failed to walk heel to toe on multiple steps with a large gap of approximately 12 inches between each foot

One Leg Stand Exercise

- Used arms to balance

Based upon the totality of the circumstances I determined that there was probable cause to believe that Bianca Hiroka Buda committed the offense of driving under the influence by being in actual physical control/operating a motor vehicle while under the influence of alcohol or any controlled substance per Chapter 893, while their normal faculties were impaired. I placed Ms. Buda under arrest for the above offense and handcuffed her behind her back. She was searched before being placed in the backseat of my marked patrol vehicle. I then transported her to the Palm Beach County Breath Alcohol Testing (BAT) Facility. There was a strong odor of an alcoholic beverage in the passenger compartment of my patrol vehicle that was not present prior to placing Ms. Buda in the backseat. After arriving at the BAT facility a 20 minute observation period was conducted where she did not ingest anything by mouth. There was nothing inside her mouth prior to the beginning of the observation period. I then asked her to provide a breath test sample to test for the alcoholic content of her breath. She politely stated that she would not. I then read the Florida Implied Consent drivers license suspension warning and again asked her for a breath test sample. She refused a second time. I read the Constitutional Warning and asked if she was willing to make a statement and answer questions. She stated no. Ms. Buda was issued a DUI citation in addition to a citation for the excessive speed. She was booked without incident. All events occurred in Palm Beach County, FL.

Note: In car video footage and audio available upon request.

07/11/2018 8:00:34PM	FHM99ARR763829	FHPL18OFF048147 / LWRC18CAD099777	IV, ANDREW L
Originating Agency ORI FL0509000	Occurrence Date Time Range 6/1/2018 8:34:45 PM -	Jurisdiction	Clearance

Jail Booking Facility

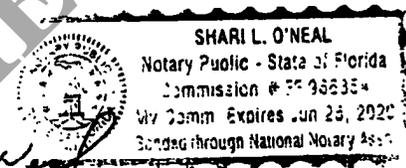
Booking Date/Time 6/1/2018 11:35:10PM	Booking County PALM BEACH	Booking Facility PALM BEACH COUNTY CORRECTIONS	Booking Facility Phone Number (561) 688-4400
Booking Facility Location 3228 GUN CLUB ROAD WEST PALM BEACH, FLORIDA 33406			Booking Number
Booking Comments			

Court

Court County PALM BEACH	Court Location 3228 GUN CLUB ROAD WEST PALM BEACH, FL 33406		
Court CRIMINAL JUSTICE COMPLEX	Court Phone 561-355-2994	Court Appearance Date / Time 6/14/2018 8:30AM	Court Fine
Comments			

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 IV, ANDREW L	Officer Rank TROOPER	Officer ID No 3651	Sworn and subscribed before me, the undersigned authority This the <u>01</u> day of <u>June</u> , 2018 DEPUTY OF THE COURT, NOTARY OR LAW ENFORCEMENT OFFICER
Officer Agency FLORIDA HIGHWAY PATROL	Officer Signature <i>Andrew L</i>		
			

Approving Supervisor

Officer Name	Officer Rank	Officer ID No	Officer Agency
Officer Signature			

NOT A CERTIFICATE

SUBJECT: Fuda, Bianca H. CASE NUMBER: FHP11067246147

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) _____

TESTING FACILITY TASK REPORT

AGENCY: FA T IV

SUBJECT: _____ CASE NUMBER: 1-0-11-1

DATE: _____ VIDEO TAPE NUMBER: 10/15

BEGINNING TIME: _____ ENDING TIME: _____

BREATH TESTS RESULTS: **REFUSED** 1) _____ A.M./P.M. 2) _____ TIME _____ A.M./P.M.
3) _____ TIME _____ A.M./P.M. 4) _____ TIME _____ A.M./P.M.

BREATH OPERATOR: _____

MAINTENANCE TECHNICIAN: _____

TESTING OFFICER'S OBSERVATIONS

SPEECH: _____

ATTITUDE: _____

CLOTHING: _____

MEDICAL CONDITIONS: _____

MEDICATIONS: _____

OTHER: _____

COMMENTS: _____

NOT A CERTIFIED COPY

SUBJECT: Bude, Bianca H. CASE NUMBER: PH2140FF046147

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: _____

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



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.	06/02/2018
	<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"/>			
Other	<input type="checkbox"/>		Other:	
	<input type="checkbox"/>		Other:	

REVIEW COMPLETED BY

Booking Number: 2018018380	Date: 06/02/2018
	Specialist Name/ID: howardt/7185