

0509006

3678

ARREST / NOTICE TO APPEAR Juvenile Referral Report		1. Arrest 2. N.T.A.		3. Request for Warrant 4. Request for Capias		1		Juvenile	
OBTS Number		Agency ORI Number FLO 500000		Agency Name PALM BEACH COUNTY SHERIFF'S OFFICE		Agency Report Number (N.T.A.'s only) 06-19-086900			
Charge Type: 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		Multiple Clearance Indicator 02					
Location of Arrest (Including Name of Business) 1400 blk Hypoluxo Rd, Lantana, FL 33462		Location of Offense (Business Name, Address) 1400 blk Hypoluxo Rd., Lantana, FL 33462							
Date of Arrest 06/27/2019		Time of Arrest 0009		Booking Date		Booking Time		Jail Date	
				Jail Time		Location of Vehicle Big City Towing			
Name (Last, First, Middle) Briesemeister, Brandon, J		Alias (Name, DOB, Soc. Sec. #, Etc.)							
Race W - White I - American Indian B - Black O - Oriental/Asian W		Sex M		Date of Birth 06/14/1995		Height 6'01		Weight 181	
Eye Color Bro		Hair Color Bro		Complexion Light		Build Small			
Scars, Marks, Tattoos, Unique Physical Features (Location, Type, Description)		Marital Status Single		Religion Athiest		Indication of: Alcohol Influence Drug Influence Y ☐ N ☐ Unk. ☐			
Local Address (Street, Apt. Number) 613 Paxford Ln, Boynton Beach, FL 33436		(City) Boynton Beach		(State) FL		(Zip) 33436		Phone (703) 203-8587	
Permanent Address (Street, Apt. Number)		(City)		(State)		(Zip)		Residence Type: 1. City 2. County 3. Florida 4. Out of State 2	
Business Address (Name, Street)		(City)		(State)		(Zip)		Address Source Verbal	
D/L Number, State C66012586		Soc. Sec. Number		INS Number		Place of Birth (City, State) Queens, NY		Citizenship US	
Co-Defendant Name (Last, First, Middle)		Race		Sex		Date of Birth		☐ 1. Arrested ☐ 2. At Large ☐ 3. Felony ☐ 4. Misdemeanor ☐ 5. Juvenile	
Co-Defendant Name (Last, First, Middle)		Race		Sex		Date of Birth		☐ 1. Arrested ☐ 2. At Large ☐ 3. Felony ☐ 4. Misdemeanor ☐ 5. Juvenile	
☐ Parent ☐ Legal Custodian ☐ Other		Address (Street, Apt. Number)		(City)		(State)		(Zip)	
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					
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 Description Driving Under the Influence		Counts 01		Domestic Violence ☐ Y ☒ N		Statute Violation Number 316.193(4)	
Drug Activity N		Drug Type N		Amount / Unit		Offense # 19-086900		Warrant / Capias Number	
Charge Description Refusal to Sign		Counts 03		Domestic Violence ☐ Y ☒ N		Statute Violation Number 318.14(3)		Violation of ORD #	
Drug Activity N		Drug Type N		Amount / Unit		Offense # 19-086900		Warrant / Capias Number	
Charge Description		Counts		Domestic Violence ☐ Y ☐ N		Statute Violation Number		Violation of ORD #	
Drug Activity		Drug Type		Amount / Unit		Offense #		Warrant / Capias Number	
Charge Description		Counts		Domestic Violence ☐ Y ☐ N		Statute Violation Number		Violation of ORD #	
Drug Activity		Drug Type		Amount / Unit		Offense #		Warrant / Capias Number	
Location (Court, Room Number, Address) South County Court House, 200 West Atlantic Ave, Delray Beach, FL 33444		Court Date and Time Month July Day 22 Year 2019 Time 8:30 AM ☒ 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) Refusal to Sign		Date Signed 06/27/2019	
HOLD for other Agency Name:		Signature of Arresting Officer D/S Christopher Ward		Name Verification (Printed by Arrestee) SCOTT		Name of Arresting Officer (Print) D/S Christopher Ward # 16305		I.D. # 16305	
☐ Dangerous ☐ Resisted Arrest ☐ Suicidal ☐ Other:		Intake Deputy D/S C. Ward		I.D. # 16305		Pouch #		Agency PBSO	
Witness JUN 28 2019		Subject Brandon J. Briesemeister		Arrestee Brandon J. Briesemeister		PAGE 1		OF 1	

PROBABLE CAUSE AFFIDAVIT		1. Arrest 2. N.T.A.	3. Request for Warrant 4. Request for Capias	1	Juvenile
OBTS Number					
ADMIN	Agency ORI Number FLO 500000	Agency Name PALM BEACH COUNTY SHERIFF'S OFFICE	Agency Report Number 06- 19-086900		
	Charge Type: ☐ 1. Felony ☐ 3. Misdemeanor ☐ 5. Ordinance Check as many as apply: ☐ 2. Traffic Felony ☒ 4. Traffic Misdemeanor ☐ 6. Other		Special Notes:		
CHARGES	Name (Last, First, Middle) Briesemeister, Brandon, J		Alias	Race W	Sex M
	Date of Birth 06/14/1995				
	Charge Description Driving Under the Influence	316.193(4)	Charge Description		
	Charge Description		Charge Description		
VICTIM	Victim's Name (Last, First, Middle) State of Florida, ,		Race -	Sex -	Date of Birth -
	Local Address (Street, Apt. Number) (City) (State) (zip) 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 _____ who told _____ ☐ confessed to _____ that he/she saw the arrested person commit the below acts. ☒ was found to have committed the below acts, resulting from my (described) investigation. admitting to the below facts. On the <u>26</u> day of <u>June</u> 20 <u>19</u> at <u>2326</u> ☐ A.M. ☒ P.M. (Specifically include facts constituting cause for arrest.)					
Pen Light Task (Horizontal Gaze Nystagmus [HGN]): The defendant was placed with their feet together and hands down by their side. The defendant was clearly instructed to await the competition of the instructions prior beginning the task. The defendant acknowledged that they clearly understood my instructions prior to me beginning my instructions for the task. The defendant swayed by while in the instructional position. The defendant stated that they clearly understood my instructions for the task. I placed my stimulus in front of the defendant and ask the defendant if they could see it to which he said "yes." I asked the defendant what color the stimulus was to which they answered. "black." I asked the defendant to touch the tip of the stimulus with his finger which the defendant did without issue. Upon commencing the Pen Light Task (HGN) the defendant followed the stimulus as instructed. During the task I observed that the defendant had equal pupil size and did not exhibit resting nystagmus. The defendant's eyes tracked equally. The defendant swayed while completing the task.					
Post SFST's: At this time I found probable cause to believe that the defendant was impaired for the purposes of operating and/or being in actual physical control of a motor vehicle pursuant to Florida State Statute 316.193(4). I placed the defendant in an handcuffing position by asking them to spread their feet apart, placed their hand behind them and close their eye. I then asked the defendant to count backwards from 50. I handcuffed the defendant to the rear. I checked the handcuffs for proper fit and double locked them. I then placed the defendant in the rear of my PBSO patrol vehicle.					
An inventory search of the vehicle was conducted prior to tow per PBSO policy. I located nothing to mention inside the vehicle. The vehicle was towed by rotation by Big City Towing to their impound lot.					
Subject refused to accept and/or sign the following citations A2G477P, ABZP72E, ABZP73E					
STATE OF FLORIDA COUNTY OF PALM BEACH D/S Christopher Ward (Signature of Arresting/Investigative Officer)					
The foregoing instrument was sworn to or affirmed and subscribed before me this <u>27</u> day of <u>June</u> 20 <u>19</u> by <u>D/S Christopher Ward</u> (Print name of Arresting/Investigative Officer who is personally known) Personally Known LEO					
Notary Public, Clerk of Court, Officer (F.S.S. 117.10)				PAGE 1 OF 1	

		PROBABLE CAUSE AFFIDAVIT		1. Arrest 2. N.T.A.		3. Request for Warrant 4. Request for Capias		1	Juvenile N	
ADMIN	OBTS Number			Agency ORI Number		Agency Name		Agency Report Number		
		FLO 500000		PALM BEACH COUNTY SHERIFF'S OFFICE				06-19-086844		
DEF	Charge Type:	☐ 1. Felony ☐ 2. Traffic Felony		☒ 3. Misdemeanor ☐ 4. Traffic Misdemeanor		☐ 5. Ordinance ☐ 6. Other		Special Notes:		
	Name (Last, First, Middle)	BRIESEMEISTER, BRANDON,		Alias		Race		Sex		Date of Birth
CHARGES	Charge Description	316.193 (1)		Charge Description						
	Charge Description			Charge Description						
VICTIM	Victim's Name (Last, First, Middle)	STATE OF FLORIDA,,		Race		Sex		Date of Birth		
	Local Address (Street, Apt. Number)	(City)	(State)	(Zip)	Phone	Address Source				
	Business Address (Name, Street)	(City)	(State)	(Zip)	Phone	Occupation				
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 26 day of June 20 19 at 11:26 ☐ A. M. ☒ P. M. (Specifically include facts constituting cause for arrest.)									
	On the above date and time, I responded to the Taco Bell located at 7035 N Seacrest Blvd, Lantana, FL 33462 in reference to a drunk driver.									
	While en-route, the complainant advised PBSO dispatch the vehicle was a two door Honda Civic bearing VA Tag URJ-4785 and was currently in the drive through line at the Taco Bell. Upon arrival, I noticed the vehicle at the Taco Bell drive through. The vehicle then left the parking lot, and ran the stop sign to go northbound onto Seacrest Boulevard, which is a violation of F.S.S. 316.123(2)(A). As the vehicle drove northbound on Seacrest Boulevard, I observed it swerve from the #2 lane (from the center median), to the #1 lane. The vehicle then drove through a red light at the intersection of Hypoluxo Road, and Seacrest Boulevard which is a violation of F.S.S. 316.075(1)(C)(1).									
	I then initiated my overhead red and blue lights and conducted a traffic stop at I95 and Hypoluxo Road. I made contact with the driver later identified as Brandon Briesemeister on the driver side of the vehicle. While speaking with Brandon, I noticed his eyes were blood shot, and watery. I then asked Brandon to step out of the vehicle, and speak with me. While speaking with Brandon outside of his vehicle, I could smell the strong odor of an unknown alcoholic beverage, based on my training and experience, emanating from his breathe which intensified as he spoke with me. Brandon advised me he had been drinking earlier in the day with his friends, and that he was tired.									
	Upon D/S C. Ward # 16305 arrival the case was turned over to him for the DUI Investigation.									
	 STATE OF FLORIDA COUNTY OF PALM BEACH D/S B. SANZ (Signature of Arresting/Investigative Officer)									
	The foregoing instrument was sworn to or affirmed and subscribed before me this 26 day of June 20 19 by D/S B.SANZ (Print name of Arresting/Investigative Officer), who is personally known to me and/or produced identification. Type of identification produced KNOWN LEO									
	Notary Public, Clerk of Court, Officer (F.S.S. 117.10)									

D.U.I. PROBABLE CAUSE AFFIDAVIT

ON THE 26 DAY OF June 20 19, AT 2326 AM ☒ PM
SUBJECT: Briesemeister, Brandon, J CASE NUMBER: 19-086900

AGENCY: PALM BEACH COUNTY SHERIFF'S OFFICE ARRESTING OFFICER: D/S Christopher Ward # 16305
PERSONAL CONTACT

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

I was dispatched to the area of Hypoluxo rd and Seacrest Blvd in reference to a complainant of a reckless driver. The complainant advised dispatch that they saw a Black Honda Civic FI that was in the taco bell drive through.

The complainant stated in a written sworn statement that he observed the driver of a black Honda Civic coupe with Virginia plates go through a red light at higher ridge road and turning onto Hypoluxo rd. He crashed into the median and swerved back on the road. He then drove through the red light over I 95. He then drove into the Taco Bell at Hypoluxo Rd and I 95.

D/S B. Sanz located a vehicle matching the description in the Taco Bell Driver through. The vehicle then left the parking lot and ran the stop sign to go northbound onto Seacrest Blvd, which is a violations of F.S.S. 316.123(2A). As the vehicle drove north bound on Seacrest blvd he observed the vehicle swerve from the # 2 lane, from the median, to the # 1 lane. The vehicle then drove through a red light at the intersection of Hypoluxo rd and Seacrest blvd which is a violation of F.S.S. 316.075(1C1). D/S Sanz then conducted a traffic stop stopping the vehicle at Hypoluxo Rd and I 95.

He stated that he made contact with the driver of the vehicle, later identified as Brandon Briesemeister on the driver side of the vehicle. He could smell the odor of and unknown alcoholic beverage, known to him based on his training and experience. (See Sworn Supp PC for further).

Upon my arrival The drive was standing outside of his Vehicle with D/S B. Sanz. D/S B. Sanz located the subject as the driver/sole occupant of the vehicle.

OBSERVATION OF DRIVER:

I made contact with the defendant, later identified by VA DL as, Brandon Briesemeister. I observed that the defendant had red, watery, bloodshot eyes. The defendant had the odor of an unknown alcoholic beverage, based on my training and life experiences, that came from their breath which intensified as they spoke to me. I asked the defendant if they had any medical problems or had taken any medications and the defendant said no. I asked how much they had had to drink. The defendant said, two or three beers. The defendant stood with an approximately shoulder width stance. The defendant swayed while standing.

I asked the defendant to perform voluntary roadside tasks consented. Due to being on the I95 overpass I asked the defendant if he would be willing to move to a level area. He consented. We walked to the bottom of the overpass to where the area was visibly level.

I conducted the Standardized Field Sobriety Tasks (SFSTs) with the following results;

DRIVER'S STATEMENTS:

Pre Miranda / spontaneous roadside admissions: The defendant stated that he was tired and that he had worked all day. He stated that he had also gone fishing after work. He stated that he had drank 2-3 beers while he was at work between the time of 2000 to 2030 hours. He stated that he believed his Breath Alcohol Level was a .030. He stated that he had no medical conditions. He stated that he had been struck i in the head the day previous at work but did not loose consciousness.

ODORS:

I could smell the obvious odor of an unknown alcoholic beverage, based on my training and experience, that came from the defendant and intensified as the defendant spoke to me.

GENERAL OBSERVATIONS

SPEECH: slow

ATTITUDE: polite, friendly, cooperative, annoyed,

CLOTHING: Black Tee Shirt, Blue Shorts, Black Sneakers.

MEDICAL/OTHER: I conducted the Standardized Field Sobriety Tasks (SFSTs) in front of my PBSO patrol vehicle (Asset # 56089) in car video system with the following results. The area was visibly flat, Dark and Lit by the lights on my patrol vehicle, and clear of any large debris. It was Hot and Not Windy. The area was dry.; Defendant states no medical problems.

STATE OF FLORIDA
COUNTY OF PALM BEACH

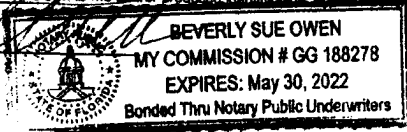
D/S Christopher Ward # 16305

(Signature of Arresting/Investigative Officer)

The foregoing instrument was sworn to or affirmed and subscribed before me this 27 day of June 20 19 by D/S Christopher Ward # 16305

(Print name of Arresting/Investigative Officer, who is personally known to me and/or produced identification. If not personally known, state how identified.) Personally Known LEO

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



SUBJECT: Briesemeister, Brandon, J

CASE NUMBER 19-086900

ROADSIDE TASKS

HORIZONTAL GAZE NYSTAGMUS:

- | | |
|---|---|
| ☒ LT EYE-LACK OF SMOOTH PURSUIT | ☒ 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:

See P.C.

WALK & TURN:

I created a line using a 2" wide piece of gray tape that was placed on the ground. I had the defendant place their left foot on the line with their right foot in front of the left, heel to toe. I told the defendant to remain in the position throughout my instructions and demonstration. He stated that he has issues balancing. The defendant was instructed not to start the task prior to me telling them to begin. The defendant acknowledged and stated they completely understood my instructions. The defendant was then instructed on the task which was also demonstrated. The defendant swayed during my instructions. The defendant came out of the stance prior to me telling him to begin. Once the defendant was told to begin the task they missed heel to toe, stepped off the line, used their arms for balance, made an improper turn, slowed to balance/steady their self, and spontaneously stopped prior to completing the task. The defendant dwayed throughout completing the task. The defendant would lower there center of gravity in an effort to balance them self.

ONE LEG STAND:

The defendant was instructed to stand with their feet together and their hands down by their side. They were then instructed to remain in the position throughout the instructions and demonstration until instructed to begin. The defendant acknowledged and stated that they clearly understood the instructions. The defendant swayed while in the instructional position. After being told to begin the defendant put their foot down prior to being told to stop, used their arms for balance, swayed, and hopped. The defendant did not point their toe or look as their toe as instructed after even after being instructed to do so. The defendant spontaneously stopped the task prior to being told to do so.

FINGER TO NOSE:

The defendant was instructed to stand with their feet together and their hands down by their side. The defendant was then instructed to remain in the position throughout the instructions and demonstration until instructed to begin. The defendant acknowledged and stated that they clearly understood these instructions. The defendant swayed while in the instructional position. I instructed the defendant on the task and demonstrated the task. The defendant acknowledged the instructions stating that they clearly understood them. The defendant proceeded to miss and search for the tip of their nose with the tip of their finger during multiple attempts, started with the wrong hand, and did not bring their hand immediately bring back as instructed duirng at least one attempt. The defendant did not keep their eyes closed as instructed during the task.

ROMBERG ALPHABET:

The defendant was instructed to stand with their feet together and their hands down by their side. The defendant was then instructed to remain in the position throughout the instructions and demonstration until instructed to begin. The defendant acknowledged and stated that they clearly understood these instructions. The defendant swayed while in the instructional position. The defendant The defendant stated that they knew their English alphabet from A to Z. I instructed him on the task and then demonstrated the task. The defendant acknowledged the instructions stating that they clearly understood them. The defendant the proceeded through the task quickly. The defendant did not make any mistakes.

BREATH TEST RESULTS: 1) .189 2) .189 3) 4)

STATE OF FLORIDA
COUNTY OF PALM BEACH

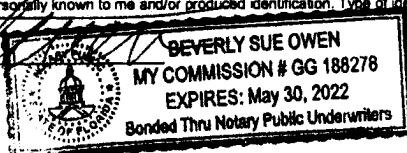
D/S Christopher Ward # 16305

(Signature of Arresting/Investigative Officer)

The foregoing instrument was sworn to or affirmed and subscribed before me this 27 day of June 2019 by D/S Christopher Ward # 16305

(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)



PALM BEACH COUNTY SHERIFF'S OFFICE – **SWORN STATEMENT**

Per FL statute 837.012, whoever knowingly makes a false statement under oath shall be guilty of a misdemeanor of the first degree punishable by imprisonment up to 1 year.



☒ WITNESS ☐ VICTIM ☐ OTHER

CASE #: 19-086841	ZONE: 6-12	SUSPECT: Brianna Marie Brown	DATE & TIME OF ORIGINAL EVENT/OFFENSE: 6/27/19 03:30
EVENT TYPE: DUI	DEPUTY: D.S. C. [Signature]	ID#: 1634	

COMPLETE EVERYTHING BELOW – PRINT LEGIBLY

LAST NAME: Berman	FIRST NAME: Erick	MIDDLE INITIAL: R	RACE: W	SEX: M
DATE OF BIRTH: (MM/DD/YYYY) 08-30-1989	YOUR HEIGHT: 5-11	YOUR WEIGHT: 180	YOUR HAIR COLOR: Brown	YOUR EYE COLOR: Blue
YOUR HOME ADDRESS: 615 NW 4th St.	☐ CHECK IF HOMELESS	CITY: Boynton Beach	STATE: FL	ZIP: 33435
YOUR WORK NAME & ADDRESS:	☐ CHECK IF UNEMPLOYED OR RETIRED	CITY:	STATE:	ZIP:
WORK PHONE: ☐ CHECK IF NONE ()	CELL PHONE: ☐ CHECK IF NONE 17271433-4403	HOME PHONE: ☐ CHECK IF NONE ()	EMAIL:	☐ CHECK IF NONE

WRITE WHAT HAPPENED IN YOUR WORDS IN FULL DETAIL – PRINT LEGIBLY

YOUR NAME: 1 Erick Berman	DO HEREBY VOLUNTARILY MAKE THE FOLLOWING STATEMENT WITHOUT THREAT, COERCION, OFFER OF BENEFIT, OR FAVOR BY ANY PERSONS WHOMSOEVER...
------------------------------	--

I observed the driver of a black honda civic coupe w/ Virginia plates blow through a Red Light a High Ridge road turning rt onto Hypoxia rd. He crashed into the median and severed back onto the road. He then drove through the red light over I-95. He then drove into the TacoBell on Hypoxia + I-95.

PAGE 1 OF 1

READ AND SIGN

I SWEAR AND AFFIRM THIS AND/OR THE ATTACHED STATEMENTS ARE CORRECT AND TRUE:

YOUR SIGNATURE: X [Signature]

☒ DEPUTY SHERIFF ☐ NOTARY PUBLIC FSS: 117.10
SWORN TO AND SUBSCRIBED BEFORE ME TODAY:
DATE: 6/27/19 TIME: 00:10
SIGNATURE: [Signature] ID: 13919

IF YOU DO NOT WISH TO PROSECUTE, COMPLETE THE ABOVE STATEMENT, READ THIS DISCLAIMER AND INITIAL BELOW: I AM OF LEGAL AGE AND I AM THE REPORTED VICTIM OF A CRIME UNDER FLORIDA LAW. I HEREBY STATE THAT I WILL NOT COOPERATE ANY FURTHER WITH THE INVESTIGATION OF THE ALLEGED CRIME. I FURTHER RELEASE THE PALM BEACH COUNTY SHERIFF'S OFFICE OF ANY PRESENT OR FUTURE RESPONSIBILITY AS TO MY CASE. I ACKNOWLEDGE THAT I UNDERSTAND MY RIGHTS AS A CRIME VICTIM, PARTICULARLY REGARDING VICTIM COMPENSATION ELIGIBILITY, WHICH INCLUDES SUCH BENEFITS AS REIMBURSEMENT FOR: DISABILITY; LOST WAGES; LOSS OF SUPPORT; MEDICAL, DENTAL, MENTAL HEALTH COUNSELING AND FUNERAL EXPENSES. I AM AWARE I MAY BE GIVING UP THESE RIGHTS FOR MY FAMILY AND MYSELF BY INITIALLING BELOW. I AM TAKING THIS POSITION OF MY OWN FREE WILL KNOWING THAT THE CASE CAN ONLY BE FURTHER INVESTIGATED AND PROSECUTED WITH MY COOPERATION.

☐ DO NOT WISH TO PROSECUTE (INITIAL _____)

(PROSECUTION WAIVER NOT TO BE USED FOR CASES INVOLVING DOMESTIC OR DATING VIOLENCE PER G.O. 508.00)

WHITE - RECORDS COPY CANARY - STATE ATTORNEY COPY PINK - OFFICER'S COPY GOLD - WITNESS / VICTIM COPY

WITNESS LIST

CASE NUMBER: 19-086900

ARRESTING OFFICER: D/S Christopher Ward # 16305

ADDRESS: 3228 Gun Club Rd, West Palm Beach, FL 33406

PHONE NUMBERS (HOME): 561-688-3000 (WORK) _____

CAN TESTIFY TO: DUI Investigation

NAME: D/S B. Sanz 30565

ADDRESS: 3228 Gun Club Rd, West Palm beach, FL 33406

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

CAN TESTIFY TO: Wheel Witness, Traffic Stop, Tow

NAME: D/S R. Rodriguez # 13919

ADDRESS 3228 Gun Club Rd, West Palm Beach, FL

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

CAN TESTIFY TO: Scene Security

NAME: D/S R. Concepcion # 34262

ADDRESS 3228 Gun Club Rd, West Palm Beach, FL 33444

PHONE NUMBERS (HOME) 0 (WORK) 0

CAN TESTIFY TO: Back Up Officer

NAME: Berman, Erick

ADDRESS 3228 Gun Club Rd, West Palm Beach, FL 33444

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

CAN TESTIFY TO: Wheel witness

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: _____

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: _____

TESTING FACILITY TASK REPORT

AGENCY: PBSO

SUBJECT: Briesemeister, Brandon James CASE NUMBER: 19-086900

DATE: 6/27/19

VIDEO TAPE NUMBER: N/A

BEGINNING TIME: 0057

ENDING TIME: 0110

BREATH TESTS RESULTS: 1) .189 TIME 0103 (A.M.)/P.M. 2) .189 TIME 0106 (A.M.)/P.M.
3) TIME A.M./P.M. 4) TIME A.M./P.M.

BREATH OPERATOR: S. Owen #3184

MAINTENANCE TECHNICIAN: J. Karlecke #6467

TESTING OFFICER'S OBSERVATIONS

SPEECH:

ATTITUDE: Friendly, co-operative

CLOTHING: tennis shoes, black shorts, black t-shirt

MEDICAL CONDITIONS: none ADD

MEDICATIONS: none

OTHER: Strong odor of unknown alcoholic beverage
24 yoa

COMMENTS: A/O & A arrived at 0036 hrs

A/O observed 20 minutes

A/O requested breath test, A asked if he could
give blood. A/O read I/C, A understood.
Agreed to test.

No problem with test, tech explained results

A/O read c/w, A understood results

No Q & A Read twice A didn't
understand 1st time.

SUBJECT: Briesemeister, Brandon James CASE NUMBER: 19-086900

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 DISWARD 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) _____

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) _____

Read on Camera

SUBJECT: Briesemeister, Brandon James CASE NUMBER: 19-086900

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? AOT

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? None

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

**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: 80-006239 Software: 8100.27
Date of Test: 06/27/2019

Date of Last Agency Inspection: 06/13/2019

Observation Period Began: 00:36

Subject's Name: BRANDON J BRIESEMEISTER

DOB: 06/14/1995 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	OK	01:01
	Air Blank	0.000	01:01
	Control Test	0.081	01:02
	Air Blank	0.000	01:02
	Subject Sample #1	0.189	01:03
	Air Blank	0.000	01:04
	Air Blank	0.000	01:05
	Subject Sample #2	0.189	01:06
	Air Blank	0.000	01:07
	Control Test	0.079	01:07
	Air Blank	0.000	01:07
	Diagnostics Check	OK	01:07

Cylinder Lot: 00919080A3
Exp: 03/05/2021

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 SUE OWEN, 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: _____

Signature

Date: 06/27/19

Sworn to (or affirmed) before me this 27th day of June, 2019

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.



**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.	
	☐	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	☐	415.107 (1)	Other: Elder Abuse	
	☐	3119.0712 (2)	Other: Personal Information Contained in a Motor Vehicle Record	

REVIEW COMPLETED BY

Booking Number: 2019021041

Date: 6/28/2019

Specialist Name/ID: M. Tooks #8557