



# Arrest Report

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

Report Date / Time 9/18/2018 4:19:21PM	Report Number FHP99ARR779717	Case Number/CAD Number FHPL18OFF078156 / LWRC18CAD170625	Reporting Officer Name CANTELAR, JOAN
Originating Agency ORI FL0509000	Occurrence Date Time Range 9/18/2018 3:44:04 PM -	Jurisdiction	Clearance

### Location of Occurrence

Location Type	Location Description
Street Number 1-95 SB EXT	Street Apt/Lot/Bldg
County PALM BEACH	City LAKE WORTH
State FL	Zip 33462

### Defendant

First Name BREANNA	Middle Name JADE	Last Name CHIAVETTA	Suffix	Date Of Birth 11/8/1998	Age 19	Race WHITE	Sex FEMALE
SSN	MNI #	Place of Birth PLANTATION, FL,	Height 504	Weight 135	Hair BRO	Eyes GRN	
DL or ID Number C130070989080	ID State FL	ID Type E	Address Type				
Street Number 5277	Street OAKMONT VILLAGE CIR	Apt/Lot/Bldg	County LAKE WORTH	State FL	Zip 33463	Phone Number	Extension

Location Description

### Arrest

Arrest Date/Time 9/18/2018 3:59:00PM	Arrest Location Type PUBLIC PLACE	Arrest Location Description SEP 18 PM 5:24
Street Number 1-95 SB EXT	Street	Apt/Lot/Bldg
City LAKE WORTH	State FL	Zip 33462
County PALM BEACH		

### Charge(s)

Counts 1	Charge 893.13.6a	General Offense Code	Bond Amount \$ 0.00	<input type="checkbox"/> No Bond
Charge Degree 1	Charge Level FELONY	Arrest Offense Code Description DRUGS-POSSESS		
Charge Description CNTRL SUB WO PRESCRIPTION				

### Probable Cause

On September 18th, 2018 I was on patrol in Palm Beach County, Florida. At approximately 3:44 PM I observed a blue in color Hyundai traveling southbound on Interstate 95, north of Lantana Road in the inside center lane. I then observed the vehicle change lanes from the inside center lane to the outside lane. While the vehicle was changing to the outside lane, I observed the vehicle to be traveling within 5 feet of the vehicle in front. At the moment, I was pacing the vehicle at approximately 65mph. I then positioned my patrol vehicle behind the blue Hyundai and activated my emergency lights and siren. The vehicle then pulled over to the right paved shoulder at the exit ramp to Lantana Road. I then approached the vehicle by the drivers side and observed two occupants. One male driver and one female passenger. Upon making contact with the driver, I detected a strong odor of marijuana emitting from the inside of the vehicle. I then asked the driver for his drivers license, registration and proof of insurance. The driver then identified himself as Anthony John Devito by his Florida drivers license. I

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then asked Mr. Devito to step out of the vehicle and to stand in front of my patrol vehicle. I then advised the female passenger to step out of the vehicle as well.

I later on identified the passenger as Breanna Jade Chiavetta by her Florida driver license. I then advised Ms. Chiavetta to stand in front of the blue Hyundai. At approximately 3:48 PM, I read Mr. Devito his Miranda warnings, and at approximately 3:49 I read Ms. Chiavetta her Miranda warnings. I then asked Ms. Chiavetta if she was in the vehicle when I pulled it over. She advised me "yes". I then asked Ms. Chiavetta if there was anything in the vehicle I should know about before searching it. She advised me she had a red smoke pen that contained marijuana oil and that it was located on the front passenger seat where she was seated. Ms. Chiavetta then advised me she was not aware of anything else in the vehicle. I then asked Mr. Devito if there was anything in the vehicle. He advised me he had a bong in the front glove compartment. I then searched the vehicle and a bong was not found. The smell of Marijuana was still very strong while searching the vehicle. I then observed the red smoking pen that Ms. Chiavetta advised me about. It contained a thick and yellow oil in it. I then opened the top compartment of the pen and detected a strong odor consistent to marijuana based on my training and experiences emitting from the inside of the pen. At approximately 3:59 PM, I placed Ms. Chiavetta under arrest for possession of a controlled substance without prescription under Florida State Statute 893.13. 6a. Ms. Chiavetta was then transported to the Palm Beach County jail for booking.

#### Jail Booking Facility


Booking Date/Time	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 200 WEST ATLANTIC AVE. DELRAY BEACH, FL 33444		
Court PALM BEACH SOUTH COUNTY COURTHOUSE	Court Phone 561-274-1530	Court Appearance Date / Time 10/16/2018 8:30 AM	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 CANTELAR, JOAN	Officer Rank TROOPER	Officer ID No 4166	Sworn and subscribed before me, the undersigned authority This the <u>18<sup>th</sup></u> day of <u>September</u> , <u>2018</u> DEPUTY OF THE COURT, NOTARY OR LAW ENFORCEMENT OFFICER  <i>Doyle 8/21/19</i>
Officer Agency FLORIDA HIGHWAY PATROL	Officer Signature 		

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**Approving Supervisor**

Officer Name	Officer Rank	Officer ID No	Officer Agency
Officer Signature			

NOT A CERTIFIED COPY

**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: 2018031383

Date: 9/18/2018

Specialist Name/ID: J. Beck/9007