

J#0343360 19CT6434

PCH #3720

ADMINISTRATIVE	OBTS Number			ARREST / NOTICE TO APPEAR					1. Arrest 2. N.T.A.		3. Request for Warrant 4. Request for Capias		1	Juvenile	
	Agency ORI Number <b>FLO 500000</b>			Agency Name <b>PALM BEACH COUNTY SHERIFF'S OFFICE</b>					Agency Report Number (N.T.A.'s only) <b>06-19057050</b>						
DEFENDANT	ChargeType: Check as many as apply: 1. Felony 2. Traffic Felony 3. Misdemeanor 4. Traffic Misdemeanor 5. Ordinance 6. Other			Weapon Seized / Type 2 1. Yes 2. No			Multiple Clearance Indicator 01								
	Location of Arrest (Including Name of Business) <b>Seminole Pratt Whitney Rd/Southern Blvd Loxahatchee, FL 33470</b>						Location of Offense (Business Name, Address) <b>Seminole Pratt Whitney Rd/Southern Blvd Loxahatchee, FL 33470</b>								
	Date of Arrest <b>04/07/2019</b>		Time of Arrest <b>20:32</b>		Booking Date	Booking Time	Jail Date	Jail Time	Location of Vehicle <b>Sister's Towing</b>						
	Name (Last, First, Middle) <b>Mahoney, Brian Adam</b>						Alias (Name, DOB, Soc. Sec. #, Etc.)								
	Race W - White 1 - American Indian B - Black 0 - Oriental/Asian		Sex <b>W</b>	Date of Birth <b>01/12/1988</b>	Height <b>5'07"</b>	Weight <b>130</b>	Eye Color <b>Blue</b>	Hair Color <b>Brown</b>	Complexion <b>Fair</b>	Build <b>Small</b>					
	Scars, Marks, Unique Physical Features (Location, Type, Description) <b>Tattoo sleeves on both arms, Tattoo on chest and right leg</b>						Marital Status <b>Single</b>	Religion <b>NONE</b>	Indication of: Alcohol Influence Drug Influence						
	Local Address (Street, Apt. Number) <b>116 Dove Circle Royal Palm Beach, Florida 33411</b>						Phone <b>(561) 281-5343</b>	Residence Type: 1. City 2. County 3. Florida 4. Out of State							
	Permanent Address (Street, Apt. Number) <b>Same</b>						Phone <b>( )</b>	Address Source <b>Florida DL</b>							
	Business Address (Name, Street)						Phone <b>( )</b>	Occupation <b>Auto/Boat Detailing</b>							
	D/L Number, State <b>M500-061-88-012-0/FL</b>			Soc. Sec. Number		INS Number		Place of Birth (City, State) <b>Karma, New York</b>		Citizenship <b>U.S.</b>					
CO-DEF	Co-Defendant Name (Last, First, Middle)						Race	Sex	Date of Birth		<input type="checkbox"/> 1. Arrested <input type="checkbox"/> 2. At Large <input type="checkbox"/> 3. Felony <input type="checkbox"/> 4. Misdemeanor <input type="checkbox"/> 5. Juvenile				
	Co-Defendant Name (Last, First, Middle)						Race	Sex	Date of Birth		<input type="checkbox"/> 1. Arrested <input type="checkbox"/> 2. At Large <input type="checkbox"/> 3. Felony <input type="checkbox"/> 4. Misdemeanor <input type="checkbox"/> 5. Juvenile				
JUVENILE	<input type="checkbox"/> Parent <input type="checkbox"/> Legal Custodian <input type="checkbox"/> Other						Name (Last) <b>(P/I/RI)</b>		(Middle)		Residence Phone <b>( )</b>				
	Address (Street, Apt. Number) <b>(City)</b>						(State)		(Zip)		Business Phone <b>( )</b>				
	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 <input type="checkbox"/> defendant and / or <input type="checkbox"/> 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. <input type="checkbox"/> Yes, by: (Name) <input type="checkbox"/> No: (Reason)						School Attended				Grade					
Property Crime? <input type="checkbox"/> Yes <input type="checkbox"/> No						Description of Property						Value of Property			
CODE	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 <b>DUI</b>						Counts 1	Domestic Violence <input type="checkbox"/> Y <input checked="" type="checkbox"/> N	Statute Violation Number <b>316.193 (1)</b>		Violation of ORD #				
CHARGE	Drug Activity N	Drug Type N	Amount / Unit N/A	Offense # <b>19057050</b>			Warrant / Capias Number		Bond						
	Charge Description						Counts 1	Domestic Violence <input type="checkbox"/> Y <input type="checkbox"/> N	Statute Violation Number		Violation of ORD #				
CHARGE	Drug Activity	Drug Type	Amount / Unit	Offense #			Warrant / Capias Number		Bond						
	Charge Description						Counts	Domestic Violence <input type="checkbox"/> Y <input type="checkbox"/> N	Statute Violation Number		Violation of ORD #				
CHARGE	Drug Activity	Drug Type	Amount / Unit	Offense #			Warrant / Capias Number		Bond						
	Charge Description						Counts	Domestic Violence <input type="checkbox"/> Y <input type="checkbox"/> N	Statute Violation Number		Violation of ORD #				
CHARGE	Drug Activity	Drug Type	Amount / Unit	Offense #			Warrant / Capias Number		Bond						
	Charge Description						Counts	Domestic Violence <input type="checkbox"/> Y <input type="checkbox"/> N	Statute Violation Number		Violation of ORD #				
NOTICE TO APPEAR	Location (Court, Room Number, Address) <b>CRIMINAL JUSTICE COMPLEX 3228 Gun Club Road WPB, FL</b>														
	Court Date and Time Month <b>May</b> Day <b>2nd</b> Year <b>2019</b> Time <b>8:30</b> AM <input checked="" type="checkbox"/> 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)															
HOLD for other Agency Name: <b>X</b>				Signature of Arresting Officer				Name Verification (Printed by Arrestee)							
<input type="checkbox"/> Dangerous <input type="checkbox"/> Suicidal				<input type="checkbox"/> Resisted Arrest <input type="checkbox"/> Other				Name of Arresting Officer (Print) <b>Inv. CHIQUITO-RODRIGUEZ #18334 18334</b>							
I.D. # <b>19057050</b>				I.D. # <b>3720</b>				Agency <b>PBSO</b>							
Witness here if subject signed with an X 1															
DISTRIBUTION: WHITE - COURT COPY						GREEN - STATE ATTORNEY			YELLOW - AGENCY			PINK - AGENCY		GOLD - DEFENDANT (N.T.A. ONLY)	
PBSO #148 REV. 8/97												APR 09 2019			

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# D.U.I. PROBABLE CAUSE AFFIDAVIT

ON THE 7th DAY OF April 20 19, AT 19:45 AM  PM

SUBJECT: Mahoney, Brian Adam CASE NUMBER: 19057050

AGENCY: PALM BEACH COUNTY SHERIFF'S OFFICE ARRESTING OFFICER: Inv. Chiquito-Rodriguez #18334  
**PERSONAL CONTACT**

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

On 04/07/2019, at approximately 20:15 hours, I responded to Seminole Pratt Whitney Road and Southern Blvd in Loxahatchee, located in unincorporated Palm Beach County, Florida reference a possible impaired driver. Upon arriving on scene I made contact with Deputy Michael Coon #31806 who advised me of, as well as completed a sworn written probable cause affidavit, the following: "On April 7, 2019, I was traveling South on Seminole Pratt Whitney Rd, in Palm Beach County after being notified by dispatch of a black Vehicle traveling South bound in the North bound lanes of Seminole Pratt Whitney Rd and Sycamore Drive. As I approached the intersection of State Rd 80 and Pratt Whitney RD. I observed a black Mazda bearing FL tag #CDZW39 stopped in the south bound turn lane on Pratt Whitney RD approximately 100 yards from the traffic light of State Road 80. The vehicle did not have flashers on and there were no vehicle's in front of the vehicle. I placed my patrol vehicle behind the above vehicle and made contact with the driver and sole occupant of the vehicle, Brian Mahoney. He appeared to be very disoriented and had a blank stare on his face. I had the driver turn off the vehicle for safety. I asked for his drivers license at which point he started to fumble through his wallet looking for it. I could clearly see his Florida driver license in the front half of his wallet. He then took the driver license out along with several credit cards and handed all of the cards to me. I then notified dispatch to have a DUI unit start towards my location due to my suspicion that the driver was impaired by drugs or alcohol. After the DUI unit arrived on scene I turned the investigation over to that unit."

## OBSERVATION OF DRIVER:

When I arrived on scene I observed a black four door Mazda, bearing Florida tag CDZW39, in a turn lane within the southbound lanes of Seminole Pratt Whitney Road. I observed a sole occupant, a white male identified by his Florida issued driver license as BRIAN ADAM MAHONEY, in the driver's seat of the vehicle. I made contact with Mahoney and he refused to turn his head in my direction and spoke with heavily slurred, mumbled, slow speech. I detected a very strong and obvious odor of an unknown alcoholic beverage coming from Mahoney's facial region. I instructed him to exit the vehicle to continue my investigation but he did not immediately respond to my instruction and sat in the car with his head hung down, with his hand over his mouth and stated that "he had to pee really bad. I'm going to pee myself". After giving Mahoney several verbal commands to exit the vehicle he finally complied by staggering out of the vehicle, bracing himself up on the driver side door, stood in the door jam and started peeing on himself. I relocated Mahoney to the front of my patrol vehicle where he became argumentative. I observed Mahoney's eyes were very red, bloodshot and glassy, he had an unsteady gait and swayed in a front to back motion as he stood in a resting position. I continued to detect a very strong and obvious odor of an unknown alcoholic beverage emanating from Mahoney's breath that became stronger as he spoke despite him covering his mouth with his hand and turning his head away from me. As he stood in front of my patrol car Mahoney again continued to relieve himself by urinating on himself onto the road.

## DRIVER'S STATEMENTS:

Mahoney's speech was incoherent and difficult to understand at times. He was uncooperative with following instructions, slow to respond to verbal commands and uncooperative with answering questions. He would give inappropriate responses to questions and ramble on off topic. Based on the level of impairment I observed Mahoney to have I asked if he would submit to SFST's and he refused to cooperate stating, "I want my lawyer".

SEE Probable Cause PAGE 2 for further.....

## ODORS:

Strong and obvious odor of an unknown alcoholic beverage emanating from Mahoney's breath that became stronger as he spoke to me

## GENERAL OBSERVATIONS

SPEECH: Slow, Slurred, Mumbled, Incoherent, Profanity, Yelling, Confusing Speech, Excessive spitting

ATTITUDE: Uncooperative, Resistant, Argumentative, Disoriented, Mood changes, Talkative

CLOTHING: White shirt, Blue shorts (saturated in urine), Black shoes and socks (saturated in urine)

MEDICAL/OTHER: Mahoney stated that he "has skin cancer", but denied taking any medications or being treated by a physician when asked.

STATE OF FLORIDA

COUNTY OF PALM BEACH

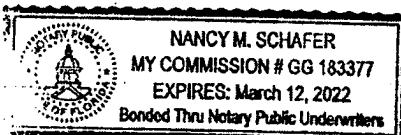
Inv. Chiquito-Rodriguez #18334

(Signature of Arresting/Investigative Officer)

The foregoing instrument was sworn to or affirmed and subscribed before me this 7th day of April 20 19 by Inv. Chiquito-Rodriguez #18334

(Print name of Arresting/Investigative Officer), who is personally known to me and/or produced identification. Type of identification produced KNOWN

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



SCANNED  
APR 09 2019

SUBJECT: Mahoney, Brian Adam

CASE NUMBER 19057050

ROADSIDE TASKS

**HORIZONTAL GAZE NYSTAGMUS:**

LT EYE-LACK OF SMOOTH PURSUIT  
 LT EYE-DISTINCT & SUSTAINED NYSTAGMUS AT MAX. DEVIATION  
 LT- EYE-ONSET OF NYSTAGMUS PRIOR TO 45 DEGREES

RT EYE-LACK OF SMOOTH PURSUIT  
 RT EYE-DISTINCT & SUSTAINED NYSTAGMUS AT MAX. DEVIATION  
 RT- EYE-ONSET OF NYSTAGMUS PRIOR TO 45 DEGREES

**Other Observations:**

Bloodshot, red, glassy eyes. Swaying in a front to back motion while standing in a resting position. Unsteady gait.

**WALK & TURN:**

**REFUSED**

Advised of Taylor warnings

**REFUSED**

**ONE LEG STAND:**

**REFUSED**

Advised of Taylor warnings

**REFUSED**

**FINGER TO NOSE:**

**REFUSED**

Advised of Taylor warnings

**REFUSED**

**ROMBERG ALPHABET:**

**REFUSED**

Advised of Taylor warnings

**REFUSED**

**BREATH TEST RESULTS:** 1) REFUSED 2) REFUSED 3) 4)

STATE OF FLORIDA  
COUNTY OF PALM BEACH

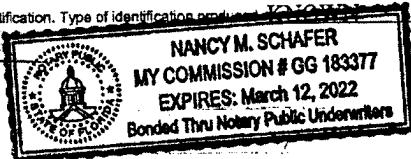
Inv. Chiquito-Rodriguez #18334

(Signature of Arresting/Investigative Officer)

The foregoing instrument was sworn to or affirmed and subscribed before me this 7th day of April 2019 by Inv. Chiquito-Rodriguez #18334

(Print name of Arresting/Investigative Officer), who is personally known to me and/or produced identification. Type of identification produced:  POLICE OFFICER  STATE POLICE  NATIONAL GUARD  FEDERAL AGENT  STATE AGENT  LOCAL POLICE  STATE POLICE  NATIONAL GUARD  FEDERAL AGENT  STATE AGENT  LOCAL POLICE

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



SCANNED  
APR 09 2019

PALM BEACH COUNTY SHERIFF'S OFFICE  
DUI TESTING FACILITY  
INFORMATION SHEET

PBSO CASE # 19057050 PBSO ZONE 15-11

AGENCY CASE # \_\_\_\_\_ CRASH CASE # \_\_\_\_\_

TIME OF STOP/CRASH 19:45 DATE 04/07/2019 DAY 1

SUBJECT'S NAME Mahoney, Brian Adam RACE W SEX M

HGT 5'07" WGT 130 DOB 01/12/1988

LOCATION Seminole Pratt Whitney Rd/Southern Blvd Loxahatchee, FL 33470

ARRESTING OFFICER'S NAME & ID Inv. Chiquito-Rodriguez #18334 AGENCY PBSO

DIVISION: VCD/DUI NOTIFIED BY COMMO Yes

ARRIVAL AT FACILITY 21:10

ARREST TIME 20:32

BREATH RESULTS:

1)   
2)   
3)   
4)

TESTING OFFICER'S ID 2644 PBSO VIDEOTAPE # N/A

SCANNED  
APR 09 2019

STATE OF FLORIDA  
DEPARTMENT OF HIGHWAY SAFETY & MOTOR VEHICLES  
AFFIDAVIT OF REFUSAL TO SUBMIT TO  
BREATH AND/OR URINE TEST

I, Investigator L. Chiquito-Rodriguez #18334, a duly certified Law Enforcement Officer or Correctional Officer,  
(Name of Officer reading Implied Consent Warning)

am a member of PALM BEACH COUNTY SHERIFF'S OFFICE, and I do swear  
(Name of law enforcement agency)

or affirm that on or about the 7th day of April, 20 19, at 20:32  P.M.  A.M.

DRIVER BRIAN FIRST NAME ADAM MIDDLE OR MAIDEN NAME MAHONEY LAST NAME  
(Type or Print)

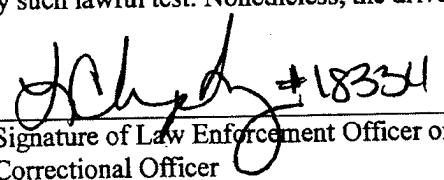
DL# M500-061-88-012-0, state of FLORIDA, was placed under lawful arrest for  
the offense of Driving Under the Influence by Investigator L. Chiquito-Rodriguez and  
(Name of Arresting Officer)

issued Citation # A2FU2EP.

That on or about the 7th day of April, 20 19, at 21:38  P.M.  A.M.

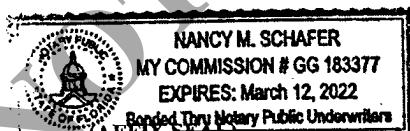
in PALM BEACH County,

I requested that the driver submit to a  breath and/or  urine test to determine his or her blood alcohol level and/or the presence of chemical or controlled substances. I informed the driver that the refusal to submit to such test(s) would result in the suspension of his or her driving privilege for a period of one (1) year for a first refusal, or for a period of eighteen (18) months if his or her driving privilege had been previously suspended for refusing to submit to a breath, urine or blood test. I also informed the driver that he or she commits a misdemeanor by refusing to submit to a lawful test as requested above if his or her driving privilege has been previously suspended for refusal to submit to a lawful test of his or her breath, urine, or blood. Additionally, I informed the driver that if he or she holds a CDL, or was operating a CMV, refusal will result in the disqualification of the Commercial Driver's License/driving privilege for a period of one (1) year in the case of a first refusal or permanently if he or she has previously been disqualified as a result of a refusal to submit to any such lawful test. Nonetheless, the driver refused to submit to the test(s) requested.

  
+18334

Signature of Law Enforcement Officer or  
Correctional Officer

THE AFFIDAVIT MUST BE NOTARIZED OR ATTESTED TO (F.S. 117.10)



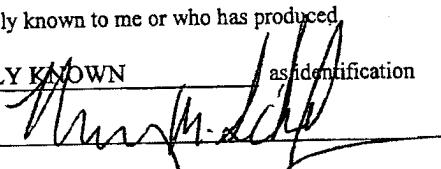
The foregoing instrument was sworn and subscribed before me

me this 7th day of April, 20 19,

by Investigator L. Chiquito-Rodriguez #18334,

who is personally known to me or who has produced

PERSONALLY KNOWN as identification

Notary Public 

The foregoing instrument was sworn and subscribed before me:

Signature of Attesting Officer

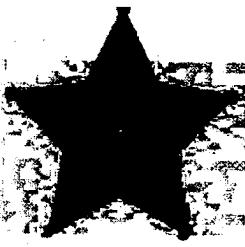
Title \_\_\_\_\_

Date \_\_\_\_\_

Note: Mail or hand deliver to the designated  
Bureau of Administrative Reviews office,  
Department of Highway Safety and Motor  
Vehicles, with the driver's license, the  
appropriate copy of the UTC, and the  
probable cause affidavit.

OBTS Number		PROBABLE CAUSE AFFIDAVIT					1. Arrest 2. N.T.A.	3. Request for Warrant 4. Request for Capias	1	Juvenile
ADMIN	Agency ORI Number <b>FLO 500000</b>	Agency Name <b>PALM BEACH COUNTY SHERIFF'S OFFICE</b>	Agency Report Number <b>06-19057050</b>			Special Notes:				
DEF	Charge Type: Check as many as apply. <input type="checkbox"/> 1. Felony <input type="checkbox"/> 2. Traffic Felony	<input type="checkbox"/> 3. Misdemeanor <input type="checkbox"/> 4. Traffic Misdemeanor	<input type="checkbox"/> 5. Ordinance <input type="checkbox"/> 6. Other	Alias			Race W	Sex M	Date of Birth 01/12/1988	
CHARGES	Name (Last, First, Middle) <b>Mahoney, Brian Adam</b>		Charge Description <b>DUI</b>			Charge Description <b>316.193 (1)</b>				
DEF	Charge Description		Charge Description			Charge Description				
VICTIM	Victim's Name (Last, First, Middle) <b>STATE OF FLORIDA</b>					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			
<p>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.</p> <p>The Person taken into custody</p> <p><input checked="" type="checkbox"/> committed the below acts in my presence.</p> <p><input type="checkbox"/> confessed to _____ admitting to the below facts.</p> <p><input type="checkbox"/> was observed by _____ who told _____ that he/she saw the arrested person commit the below acts.</p> <p><input checked="" type="checkbox"/> was found to have committed the below acts, resulting from my (described) investigation.</p> <p>On the <b>7th</b> day of <b>April</b> 20 <b>19:45</b> <input type="checkbox"/> A.M. <input checked="" type="checkbox"/> P.M. (Specifically include facts constituting cause for arrest.)</p>										
<p>After refusing to complete the SFST's, and advising him of Taylor warnings, I gave Mahoney a second opportunity to submit to roadside but he refused again. I placed him under arrest for DUI. I advised him that I concluded my DUI investigation and, based on his slow, slurred, incoherent speech, the strong and obvious odor of an unknown alcoholic beverage emanating from his breath despite trying to cover his mouth as he spoke to me, unsteady gait, and overall level of impairment he displayed, determined that he was too impaired to operate a motor vehicle. Mahoney verbally stated that he understood. I placed him in handcuffs that were checked for proper fit, tightness and double locked. I placed Mahoney in the rear of my PBSO marked patrol vehicle and transported him to the B.A.T. (Breath Alcohol Testing) facility.</p>										
<p>Once at the B.A.T. Mahoney was observed for a period of twenty minutes, during which time he did not ingest anything, place anything in his mouth, regurgitate or vomit. After the twenty minute observation period Mahoney was placed on camera and asked if he would submit a breath sample for the purpose of determining its alcohol content and he refused. I read Mahoney Florida Implied Consent and he verbally stated that he understood implied consent. I then asked him again if he would submit a breath sample after being informed of implied consent and he refused. The refusal was noted and documented at 21:38 hours. I read Mahoney his Constitutional warnings, which he verbally stated he understood, and he cooperated with the Q&amp;A portion.</p>										
<p>Based on the above set of facts and circumstances, probable cause exists to find <b>BRIAN ADAM MAHONEY</b> did drive or be in actual physical control of a vehicle while under the influence of alcoholic beverages, or chemical substances as set forth in Florida Statute 877.111, or any substance controlled under Chapter 893 or any combination thereof, to the extent that his normal faculties were impaired, or while having a blood alcohol level of .08 or more grams of alcohol per 100 milliliters of blood or breath alcohol level of .08 or more grams of alcohol per 210 liters of breath, and, during the course of operating a vehicle, and by reason of such operation, did cause or contribute to causing damage to the person or property of, contrary to Florida Statute 316.193(3) (a),(b) and (c)(1). (1 DEG MISD)</p>										
<p>Mahoney was issued DUI citation A2FU2EP and transported to the main jail for booking and processing.</p>										
<p>This case is cleared by arrest.</p>										
PROBABLE CAUSE STATEMENT	<p>STATE OF FLORIDA COUNTY OF PALM BEACH <b>Inv. Chiquito-Rodriguez #18334</b> (Signature of Arresting/Investigative Officer)</p> <p><i>Chiquito Rodriguez</i> #18334</p> <p>The foregoing instrument was sworn to or affirmed and subscribed before me this <b>7th</b> day of <b>April</b> 20 <b>19</b> <b>18334</b></p> <p>(Print name of Arresting/Investigative Officer, who is personally known to me and/or produced identification. Type or print legible name produced)</p> <p>Notary Public, Clerk of Court, Officer (F.S.S. 117.10)</p> <p><b>NANCY K. NEUMAYER</b> MY COMMISSION # GG 183377 EXPIRES: March 12, 2022 Bonded Thru Notary Public Underwriter</p> <p>PAGE 1</p>									
ADMINISTRATIVE	<p>DISTRIBUTION: WHITE - COURT COPY GREEN - STATE ATTORNEY YELLOW - AGENCY PINK - AGENCY</p> <p>PBSO #0004 REV. 04/01</p> <p>SCANNED APR 09 2019</p>									





### FILING PACKAGE RECEIPT FORM

Check One:

- DHSMV - Bureau of Driver Improvement Hearing Office
- State Attorney's Office D.U.I. Intake
- Felony/Misdemeanor Filing Documentation

Case Number: 19057050

Defendant: Mahoney, Brian Adam

Deputy Sheriff. Inv. Chiquito-Rodriguez #18 ID, # 18334

District: VCD/DUI

Date Submitted: \_\_\_\_\_

Sent By: Inv. CHIQUITO-RODRIGUEZ #18334

Supervisor Approval: \_\_\_\_\_

Received By Court Liaison: \_\_\_\_\_

Date/Time Received: \_\_\_\_\_

FILING PACKAGE LOGGED BY LIAISON  
ON DATE AND TIME LISTED ABOVE

RETURN THIS ORIGINAL RECEIPT TO DEPUTY

Ver 10G  
6/14

SCANNED  
APR 09 2013

# WITNESS LIST

19057050

CASE NUMBER:

Inv. Chiquito-Rodriguez #18334

ARRESTING OFFICER:

ADDRESS: 3228 Gun Club Rd WPB, FL 33406

PHONE NUMBERS (HOME) \_\_\_\_\_ (WORK) 561-688-3000

CAN TESTIFY TO: Facts of case

NAME: Deputy Michael Coon #31806

ADDRESS: 3228 Gun Club Rd WPB, FL 33406

PHONE NUMBERS (HOME) \_\_\_\_\_ (WORK) 561-688-3000

CAN TESTIFY TO: Facts of the case. Initiated traffic stop. 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: \_\_\_\_\_

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CAN TESTIFY TO: \_\_\_\_\_

NAME: \_\_\_\_\_

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CAN TESTIFY TO: \_\_\_\_\_

NAME: \_\_\_\_\_

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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: \_\_\_\_\_

SEARCHED  
APR 09 2013

# TESTING FACILITY TASK REPORT

AGENCY: Palm Beach Sheriff's Office

SUBJECT: Mahoney, Brian A.

CASE NUMBER: 19-057050

DATE: 04/07/2019

VIDEO DVD NUMBER: N/A

BEGINNING TIME: 21:36

ENDING TIME: 21:47

BREATH TESTS RESULTS: 1) 

REF	TIME	21:38	A.M. <input type="checkbox"/>	P.M. <input checked="" type="checkbox"/>
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 2) 

	TIME		A.M. <input type="checkbox"/>	P.M. <input type="checkbox"/>
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3) 

	TIME		A.M. <input type="checkbox"/>	P.M. <input type="checkbox"/>
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 4) 

	TIME		A.M. <input type="checkbox"/>	P.M. <input type="checkbox"/>
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BREATH OPERATOR: N. Schafer, #2644

MAINTENANCE TECHNICIAN: J. Karlecke, #6467

## TESTING OFFICER'S OBSERVATIONS

SPEECH: Loud, non-stop arguing during arrival/observation

ATTITUDE: Argumentative, profanity, vulgar, insulting, belligerent.

CLOTHING: White S/S t-shirt, green shorts, black socks, black sneakers with white trim.

MEDICAL CONDITIONS: Skin cancer, melanoma, surgery on back about a month ago - cyst.

MEDICATIONS: Subject says he doesn't know what meds - says his mom takes care of that.

## OTHER:

Bloodshot eyes, wet shorts (subject peed his shorts). Odor of unknown alcoholic beverage from subject.

## COMMENTS:

A/O observed subject for 20 minutes.

Subject said no to breath test.

A/O read Implied Consent - subject again refused breath test.

A/O read Constitutional Warnings - subject said that he completely understands them.

A/O proceeded with Q & A

Subject states he only drank water.

Subject said that skin cancer makes him dehydrated more/depressed.

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## 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 Inv. Chiquito-Rodriguez 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 SCANNED

WHITE - STATE ATTY.

YELLOW - DHSMV

PINK - CENTRAL RECORDS

GOLD - JAIL

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## 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? Yes

WHERE WERE YOU GOING? my house

WHAT STREET OR HIGHWAY WERE YOU ON? I was lost at the time

DIRECTION OF TRAVEL? I don't know WHERE DID YOU START? Client's house.

WHAT TIME DID YOU START? I don't know WHAT TIME IS IT NOW? I don't know

WHAT IS TODAY'S DATE? I don't keep WHAT DAY OF THE WEEK IS IT? Sunday

WHAT COUNTY AND CITY ARE YOU IN NOW? Broward County, Florida

WHEN DID YOU LAST EAT? Three hours ago WHAT DID YOU EAT? Breakfast

WHAT HAVE YOU BEEN DOING FOR THE LAST THREE HOURS? Walking around, swimming in my pool

HOW MUCH DO YOU WEIGH? 155-160 HAVE YOU BEEN DRINKING? No WHAT? water

HOW MUCH? 1/2 WHERE? my house WITH WHOM? myself

WHEN DID YOU HAVE YOUR FIRST DRINK? 11:00 AND YOUR LAST DRINK? 11:00

HOW DID YOU CONSUME YOUR LAST TWO DRINKS? With water, pulled one over

CAN YOU FEEL THE EFFECTS OF THE ALCOHOL? No ARE YOU UNDER THE INFLUENCE? No

HAVE YOU CONSUMED ANY ALCOHOL SINCE THE ACCIDENT? NA HOW MUCH? NA

WHAT? NA WHERE? NA WHEN? one week

WHAT LINE OF WORK ARE YOU IN? Driver/Dispatcher/Dispatcher WHEN DID YOU LAST WORK? 10:00

DO YOU HAVE ANY PHYSICAL DEFECTS OR INJURIES? Yes WHAT? I have skin cancer.

ARE YOU SICK OR INJURED? Yes WHAT'S WRONG? Because of skin cancer.

DO YOU LIMP? Yes DID YOU RECEIVE A BUMP ON THE HEAD RECENTLY? Yes 3 days ago

WERE YOU IN AN ACCIDENT TODAY? Yes

HAVE YOU TAKEN ANY DRUGS OR SMOKED ANY MARIJUANA TODAY? No WHEN? NA

HAVE YOU SEEN A DOCTOR OR DENTIST TODAY? No WHO? NA WHY? NA

ARE YOU TAKING ANY PRESCRIPTION MEDICINES? No WHAT? NA WHEN? NA

DO YOU HAVE: EPILEPSY? No

GLASS EYE? No

FALSE TEETH? No

EAR INFECTION? No

INNER EAR TROUBLE? No

DIABETES? No

DO YOU HAVE ANY PROBLEMS WITH YOUR EYES THAT ARE NOT CORRECTED BY GLASSES? No

DO YOU TAKE INSULIN? No IF SO, WHEN WAS YOUR LAST INJECTION? NA

HAVE YOU EVER HAD A DRIVER'S LICENSE IN ANY OTHER STATE? Yes WHERE? Georgia

INTERVIEWER: Inv. C. Chapman Rodriguez #18331 SCANNED

WHITE - STATE ATTY.

YELLOW - DHSMV

PINK - CENTRAL RECORDS

GOLD - JAH

**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	<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"/>			
Other	<input type="checkbox"/>	943.031 (2)	Other: Names of Gangs Criminal Activity	
	<input type="checkbox"/>	119.0712 (2)	Other: Personal information Contained in a Motor Vehicle Record	

**REVIEW COMPLETED BY**

Booking Number: 2019011583	Date: 4/8/2019
	Specialist Name/ID: M. Took #8557

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APR 09 2019