

03916957

1136

ARREST / NOTICE TO APPEAR

1. Arrest
2. N.T.A.
3. Request for Warrant
4. Request for Capias

1

JUVENILE

AD M I N I S T R A T I O N	OBTN Number		Agency ORI Number 0502300		Agency Name North Palm Beach Police Department		Agency Report Number (N.T.A.'s only) 7, 0 19-000353			
D E F E N D A N T	Charge Type: ☐ 1. Felony ☐ 2. Traffic Felony ☐ 3. Misdemeanor ☒ 4. Traffic Misdemeanor ☐ 5. Ordinance ☐ 6. Other		If Weapon Seized ☐ Yes ☒ No		Multiple Clearance Indicator ☐ Yes ☒ No		Eater Type NONE			
	Location of Arrest (Including Name of Business) ANCHORAGE DR/NORTHLAKE DR				Location of Offense (Business Name, Address) ANCHORAGE DR/NORTHLAKE DR, NORTH PALM BEACH,					
	Date of Arrest 06/07/2019	Time of Arrest 23:02	Booking Date 06/08/2019	Booking Time 00:00	Jail Date 06/08/2019	Jail Time 00:00	Location of Vehicle ALL TIME TOWING			
	Name (Last, First, Middle) BLAKE, BRIAN LEE		Alias: Alias (Name, DOB, Soc. Sec. #, Etc.)							
C O D E S	Race W	Sex M	Date of Birth 09/30/1960	Height 5'07	Weight 165	Eye Color BLUE	Hair Color BROWN	Complexion LIGHT	Build Thin	
	Source, Marks, Tattoos, Unique Physical Features (Location, Type, Description)				Marital Status D		Religion		Indication of Alcohol Influence ☐ Yes ☒ No ☐ Unk	
	Local Address (Street, Apt. Number) 236 CASTLEWOOD DR 302, NORTH PALM BEACH, FL 33408				(City) (State)		(Zip) (561) 254-9367		Phone	
	Permanent Address (Street, Apt. Number) 236 CASTLEWOOD DR 302, NORTH PALM BEACH, FL 33408				(City) (State)		(Zip) (561) 254-9367		Phone	
J U V E N I L E	Business Address (Name, Street) UNKNOWN				(City) (State)		(Zip) (561) 254-9367		Phone	
	D/L Number, State B420072603500 / FL				Soc. Sec. Number		DOB Number		Place of Birth (City, State) MARION, IN, United	
	Citizenship US									
	Co-Defendant Name (Last, First, Middle)				Race	Sex	Date of Birth	☐ 1. Arrested ☐ 2. At Large ☐ 3. Felony ☐ 4. Misdemeanor ☐ 5. Juvenile		
C H A R G E	Co-Defendant Name (Last, First, Middle)				Race	Sex	Date of Birth	☐ 1. Arrested ☐ 2. At Large ☐ 3. Felony ☐ 4. Misdemeanor ☐ 5. Juvenile		
	☐ Parent ☐ Other ☐ Legal Custodian				Name (Last, First, Middle) L. O. H.				Residence Phone	
	Address (Street, Apt. Number) (City)				(State)		(Zip)		Business Phone	
	Notified by: (Name) 2. O. H.				Date	Time	JUVENILE DISPOSITION 1. Handled/Processed within Department and Released 2. TOT IAC 3. Incarcerated			
C H A R G E	Released To: (Name) Relationship				Date	Time				
	The above address was provided by ☐ defendant and/or ☐ defendant's parents. The child and/or parent was told to keep the Juvenile Court Clerk's Office (Phone 355-2526) informed of any change of address.				School Attended				Grade	
	☐ Yes, by: ☐ No:				Property Crime? ☐ Yes ☒ No		Description of Property		Value of Property	
	Drug Activity N. N/A P. Possess				S. Sell T. Traffic	R. Seizure E. Use	K. Disperse/ Distribute	M. Manufacture/ Produce/ Cultivate	Z. Other	Drug Type N. N/A A. Amphetamines
C H A R G E	Charge Description DUI				Statute Violation Number 316.193		Violation of ORD #			
	Drug Activity	Drug Type	Amount / Unit	Offense #	Counts	Domestic Violence ☐ Y ☒ N	Warrant / Capias Number	Bond		
	Charge Description DUI - REFUSAL TO SUBMIT TO DUI BREATH TEST WITH A PREVIOUS R				Statute Violation Number 316.1939		Violation of ORD #			
	Drug Activity	Drug Type	Amount / Unit	Offense #	Counts	Domestic Violence ☐ Y ☒ N	Warrant / Capias Number	Bond		
I N T A K E	Charge Description				Statute Violation Number		Violation of ORD #			
	Drug Activity	Drug Type	Amount / Unit	Offense #	Counts	Domestic Violence ☐ Y ☒ N	Warrant / Capias Number	Bond		
	Health / Apparent Physical Condition of Defendant GOOD				Any knowledge of the following: ☐ Mental ☐ Escape Risk ☐ Medication ☐ Deformities ☐ Injury					
	Check which applies: ☐ Released O.R. ☐ Released to Parent/Guardian ☒ T.O.T. County Jail ☐ Postpaid Bond ☐ South County Mental Health				PROPERTY - Received By		Released By		Released To	
N O T I C E S	Transported By				Date Transported	Time Transported	Other			
	☐ INSTRUCTION NO. 1 - Mandatory appearance in court ☒ INSTRUCTION NO. 2 - You need not appear in Court but must comply with instructions on Page 2.				Location (Court, Room) North County PALM BEACH GARD				No Photo Available	
	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.				Court Date and Time 07/10/2019 08:30:00					
	Signature of Defendant (or Juvenile and Parent/Custodian)				Date Signed					
A D M I N	HOLD for Other Agency				Signature of Arresting Officer NEWMAN, J.		ID # 9870		Name Verification (Printed by Arrestee)	
	☐ Dangerous ☐ Suicidal				Name of Arresting Officer (Print) NEWMAN, J.		ID # 9870		(PRINT)	
	Initials/County Dunay 646				Pouch #		Transporting Officer NEWMAN		ID # 9870 Agency NBPDP	
									Witness here if subject signed with an "X".	

☐ COURT ☐ STATE ATTORNEY ☐ AGENCY ☐ CENTRAL RECORDS ☐ JAIL ☐ CRIME ANALYSIS ☐ F.I.C. ☐ DEFENDANT

SCANNED
JUN 10 2018

OBTS Number		PROBABLE CAUSE AFFIDAVIT		1. Arrest 2. N.T.A.		3. Request for Warrant 4. Request for Capias		1	JUVENILE
A D M I N I S T R A T I V E	Agency ORI Number FL 0502300		Agency Name NORTH PALM BEACH POLICE		Agency Report Number 7 0 19-000353				
	Charge Type: Check as many as apply. ☐ 1. Felony ☐ 3. Misdemeanor ☐ 5. Ordinance ☐ 2. Traffic Felony ☒ 4. Traffic Misdemeanor ☐ 6. Other					Special Notes:			
D E F E N D E N T	Name (Last, First, Middle) BLAKE, BRIAN LEE				Race W	Sex M	Date of Birth 09/30/1960		
	Charge Description 316.1939(1) Charge Description 316.193 DUI								
V I C T I M	Victim's Name (Last, First, Middle) STATE OF FLORIDA,				Race	Sex	Date of Birth		
	Local Address (Street, Apt. Number) (City) (State) (Zip) 10500 N MILITARY TRL, PALM BEACH GARDENS, FL 33410				Phone (561) 746-6201		Address Source		
	Business Address (Name, Street) (City) (State) (Zip) SELF				Phone (561) 746-6201		Occupation GOVERNMENT		
The undersigned certifies and swears that he/she has just and resonable 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 <u>MYSELF</u> who told _____ that he/she saw the arrested person commit the below acts. ☐ confessed to _____ ☒ was found to have committed the below acts, resulting from my (described) investigation. On the <u>7</u> day of <u>June</u>, <u>2019</u> at <u>22:41</u> (Specifically include facts constituting cause for arrest.) On 6/7/2019 at approximately 10:41p.m, I was conducting a lawful traffic stop on the 700-block of Lighthouse Dr. (east bound), North Palm Beach, FL 33408. While exiting my marked patrol car with the activated emergency equipment on (red and blue flashing lights), I observed a light colored sedan approaching my vehicle travelling east bound on Lighthouse Dr. The vehicle failed to yield to my emergency equipment and almost ran me over. To avoid being injured I jumped into my patrol car and stood up in the driver side door frame while clutching the roof to narrow my profile. The vehicle stopped parallel to my marked patrol car and approximately one foot away. I gave a very loud verbal command of "stop!!" I observed a white male driver as the only occupant. I told him to pull over to which he continued travelling east bound on Lighthouse Dr. I advised North Palm Beach Police Department Communications of the incident and proceeded to follow the silver Lexus bearing Florida tag of BYIP81. The Lexus failed to yield to my activated emergency equipment (red and blue lights and sirens) for the entire 700- block of Lighthouse Dr. until it came to a complete stop at the intersection of Lighthouse Dr. and Anchorage Dr. As I approached the vehicle, Police K-9 Officer Kaminski arrived for back up. I asked the driver, later identified as Brian L. Blake 9/30/1960, to turn the vehicle off. He had difficulty with this simple task and was unable to complete it. I smelled a strong odor of an unknown alcoholic beverage emanating from his person. I then asked Mr. Blake to exit the vehicle multiple times and he had trouble opening the door. Police Officer Kaminski assisted Mr. Blake by reaching in the driver side window and opened the door. Mr. Blake had difficulty exiting the vehicle without needing assistance due to his unsteady walking pattern. He almost fell several times. At this time, based on my observations, I suspected that there may be indicators of									
A D M I N I S T R A T I V E	SWORN AND SUBSCRIBED BEFORE ME				SIGNATURE OF ARRESTING / INVESTIGATING OFFICER				
					NEWMAN, JENNIFER (9870) NAME OF OFFICER (PLEASE PRINT)				
					06/08/2019 DATE				
COURT STATE ATTORNEY CENTRAL RECORDS JAIL CRIME ANALYSIS SCANNED JUN 10 2019									

OBTS Number		PROBABLE CAUSE AFFIDAVIT SUPPLEMENT		1. Arrest 2. N.T.A.	3. Request for Warrant 4. Request for Capias	1	JUVENILE
Agency ORI Number FL 0502300		Agency Name NORTH PALM BEACH POLICE		Agency Report Number 7 0 19-000353			
Charge Type: Check as many as apply.		Special Notes:					
☐ 1. Felony ☐ 2. Traffic Felony ☐ 3. Misdemeanor ☒ 4. Traffic Misdemeanor ☐ 5. Ordinance ☐ 6. Other							
Name (Last, First, Middle) BLAKE, BRIAN LEE				Race W	Sex M	Date of Birth 09/30/1960	

possible alcohol impairment. I asked him if he consumed any alcohol this evening to which he took several moments to reply "no." As I asked him where he was coming from, Mr. Blake started losing his balance and his body leaned backwards. I reached out for his arm to keep him upright. I asked him again where he was coming from and he replied "a friends."

Due to the odor of alcohol, his glossy eyes, difficulty standing, difficulty performing simple tasks and almost hitting me while my emergency lights were activated, I asked Mr. Blake if he would perform Field Sobriety Tasks to which he said "sure."

For Mr. Blake's safety and mine, he was asked to walk to the sidewalk that was approximately ten feet away. He was asked several times and I pointed to the direction of which I asked him to go. I assisted him to the sidewalk and he almost fell over once he was asked to stop, stand still and wait for instructions.

HORIZONTAL GAZE NYSTAGMUS

I asked Mr. Blake if he had any medical issues, if he wore glasses or if he was on any medications and he replied "no." I read the instructions to Mr. Blake for the Horizontal Gaze Nystagmus several times. He failed to follow the stimulus (pen tip) by staring straight ahead. He then failed by moving his head and did not move his eye to the stimulus. He failed to keep his arms at his side and his feet together for the entire demonstration and exercise.

WALK AND TURN

During the instruction period, Mr. Blake swayed several times and failed to keep his left foot in place with his right foot in front touching heel to toe. He failed to keep his arms at his side. I repeated the instructions four times and demonstrated twice. Mr. Blake started the task before I told him to. Mr. Blake took seventeen steps when there are only nine required steps. He failed to return once he counted to seventeen and turned around. Let it be noted that he failed to touch heel to toe on all seventeen steps conducted and he failed to walk in a straight line.

ONE LEG STAND

Mr. Blake refused to conduct this task.

FINGER TO NOSE

Mr. Blake refused to conduct this task.

RHOMBERG WITH RECITATION

SWORN AND SUBSCRIBED BEFORE ME NOTARY PUBLIC / CLERK OF COURT / OFFICER (F.S.S. 117.10) BEVERLY SUE OWEN MY COMMISSION # GG 188276 EXPIRES May 30, 2021 Bonded Third Party Public Undertakers	SIGNATURE OF ARRESTING / INVESTIGATING OFFICER NEWMAN, JENNIFER (9870) NAME OF OFFICER (PLEASE PRINT) 06/08/2019 DATE
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COURT

STATE ATTORNEY

CENTRAL RECORDS

JAIL

CRIME ANALYSIS

PAGE 2 OF 3
SCANNED
 JUN 10 2019

OBTS Number		PROBABLE CAUSE AFFIDAVIT SUPPLEMENT		1. Arrest 2. N.T.A.	3. Request for Warrant 4. Request for Capias	1	JUVENILE
A D M I N I S T R A T I V E	Agency ORI Number FL 0502300	Agency Name NORTH PALM BEACH POLICE	Agency Report Number 7 0 19-000353				
	Charge Type: Check as many as apply. ☐ 1. Felony ☐ 3. Misdemeanor ☐ 5. Ordinance ☐ 2. Traffic Felony ☒ 4. Traffic Misdemeanor ☐ 6. Other			Special Notes:			
D E F	Name (Last, First, Middle) BLAKE, BRIAN LEE			Race W		Sex M	Date of Birth 09/30/1960
	Alias						
Mr. Blake refused to conduct this task. He was placed under arrest for driving under the influence. His handcuffs were double locked and checked for proper fit. He was wearing a white t-shirt, blue and white pants, black belt and black shoes. A search of Mr. Blake's person produced negative results for contraband. He was placed in the back of my marked patrol car and secured properly prior to being transported to the Palm Beach County Breath Alcohol Testing center (BAT). Mr. Blake was observed for twenty minutes at the BAT and he did not ingest nor regurgitate anything. Mr. Blake was asked to submit a sample of his breath to which he initially consented but later refused. He was read implied consent and again refused. He was read his Miranda Rights and did not answer any questions. Mr. Blake was subsequently charged for violation of F.S.S. 316.1939(1)- refuse to submit (with one prior refusal) (A87SPTE), F.S.S. 316.193- driving under the influence (A87SPUE), F.S.S. 316.126- fail to move over for emergency vehicle (A87SPSE). His Florida Driver License was seized and placed with North Palm Beach Police Department Records. The vehicle was inventoried by Police Officers Bussek and Perez. It was towed by All Time Towing. Mr. Blake was booked at the Palm Beach County Jail without incident. All documents and forms were given to North Palm Beach Police Department Records. There is nothing further to report at this time.							
A D M I N I S T R A T I V E	SWORN AND SUBSCRIBED BEFORE ME  NOTARY PUBLIC / CLERK OF COURT / OFFICER (F.S.S. 111.01) JUNE OWEN MY COMMISSION # 03 181278 EXPIRES: MAY 30, 2022 DATE: 06/21/2019			 SIGNATURE OF ARRESTING / INVESTIGATING OFFICER NEWMAN, JENNIFER (9870) NAME OF OFFICER (PLEASE PRINT)			
	DATE: 06/08/2019 DATE			PAGE 3 SCANNED			

COURT

STATE ATTORNEY

CENTRAL RECORDS

JAIL

CRIME ANALYSIS

P.I.O.

JUN 10 2019

D.U.I. PROBABLE CAUSE AFFIDAVIT

ON THE 7th DAY OF JUNE 20 19 AT 10:41 AM (PM)
SUBJECT: BRIAN LEE BLAKE CASE NUMBER: 19000353
AGENCY: NORTH PALM BEACH POLICE DEPT. ARRESTING OFFICER: J. NEWMAN 9878

PERSONAL CONTACT

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

WHILE CONDUCTING A LAWFUL TRAFFIC STOP AT APPROXIMATELY 10:41 p.m., I OBSERVED A LIGHT COLORED SEDAN APPROACH MY MARKED PATROL CAR AT A FAST RATE OF SPEED. MY EMERGENCY LIGHTS WERE ACTIVATED. I OBSERVED A WHITE MALE DRIVER BEHIND THE WHEEL. THE DRIVER ALMOST STRUCK ME. I QUICKLY JUMPED IN MY PATROL CAR TO AVOID BEING INJURED AND FOLLOWED THE VEHICLE (NEVER LOSING SIGHT OF THE VEHICLE. THE DRIVER WAS LATER IDENTIFIED AS BRIAN LEE BLAKE

OBSERVATION OF DRIVER: UPON MAKING INITIAL CONTACT WITH BLAKE, I SMELLED A STRONG ODOR OF AN UNKNOWN ALCOHOLIC BEVERAGE EMANATING FROM HIS PERSON. HIS EYES WERE BLOOD SHOT RED AND GLOSSY. HE HAD GREAT DIFFICULTY UNDERSTANDING AND COMPLETING SIMPLE TASKS (TURN THE CAR OFF / EXIT THE VEHICLE). HIS SPEECH WAS SLURRED AND HE HAD DIFFICULTY STANDING WITHOUT ASSISTANCE.

DRIVER'S STATEMENTS:

" I DON'T UNDERSTAND "

" I REFUSE "

ODORS: UNKNOWN ALCOHOLIC BEVERAGE

GENERAL OBSERVATIONS

SPEECH: SLURRED / LOW VOLUME / SLOW

ATTITUDE: POOR / BOMPRUS

CLOTHING: WHITE T-SHIRT / BLUE-WHITE PANTS / BLK BELT / BLK SHOES

MEDICAL/OTHER: NONE / UNKNOWN

STATE OF FLORIDA
COUNTY OF PALM BEACH

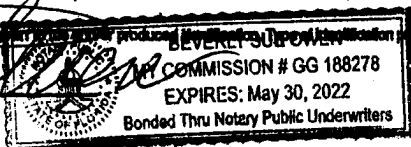
J. Newman 9878
(Signature of Arresting Investigative Officer)

The foregoing instrument was sworn to or affirmed and subscribed before me this 7th day of June 20 19 by of Newman

(Print name of Arresting Investigative Officer) who personally produced EVERETT S. BOWEN

COMMISSION # GG 188278
EXPIRES: May 30, 2022

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



SCANNED

JUN 10 2019

SUBJECT: BRIAN LEE BLAKE CASE NUMBER: 19008353

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: COULD NOT COMPLETE TASK - MOVED HEAD AT TIMES
DID NOT FOLLOW STIMULUS (EYES STRAIGHT AHEAD)

- WALK & TURN:** - INSTRUCTIONS REPEATED 4 X'S - GAVE MULTIPLE EXAMPLES -
- FAILED TO KEEP FEET TOGETHER/ARMS AT SIDE WHILE INSTRUCTIONS WERE GIVEN
 - FAILED TO TOUCH HEEL TO TOE WHILE TAKING STEPS (6 INCH GAP)
 - TOOK 17 STEPS THEN FAILED TO RETURN
 - FAILED TO STAY IN A STRAIGHT LINE

ONE LEG STAND:

REFUSED

FINGER TO NOSE:

REFUSED

ROMBERG/ALPHABET:

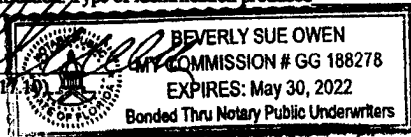
Refused

BREATH TEST RESULTS:

STATE OF FLORIDA
COUNTY OF PALM BEACH

9878
(Signature of Arresting/Investigative Officer)
The foregoing instrument was notarized or sworn before me this 7th day of June, 2019 by ofc Newman
who is personally known to me and/or produced identification. Type of identification produced _____

Notary Public, Clerk of Court, Officer (F.S.S. 117.30)



SCANNED
JUN 10 2019

WITNESS LIST

CASE NUMBER: 17200353

ARRESTING OFFICER J. NEWMAN 9878

ADDRESS 500 U.S. HWY 1 / NPB / FL, 33428

PHONE NUMBERS (HOME) 561-848-2535 (WORK) SAME

CAN TESTIFY TO: FACTS OF THE CASE

NAME: POLICE OFFICER SGT. H. COUNELL

ADDRESS 500 U.S. HWY 1 / NPB / FL, 33428

PHONE NUMBERS (HOME) (WORK) 561-848-2535

CAN TESTIFY TO: FACTS OF THE CASE

NAME:

ADDRESS

PHONE NUMBERS (HOME) (WORK)

CAN TESTIFY TO:

NAME:

ADDRESS

PHONE NUMBERS (HOME) (WORK)

CAN TESTIFY TO:

NAME:

ADDRESS

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CAN TESTIFY TO:

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PHONE NUMBERS (HOME) (WORK)

CAN TESTIFY TO:

NAME:

ADDRESS

PHONE NUMBERS (HOME) (WORK)

CAN TESTIFY TO:

SCANNED

JUN 10 2014

TESTING FACILITY TASK REPORT

AGENCY: ALABAMA DEPT. OF CORRECTIONS

SUBJECT: State Prisoner Lee CASE NUMBER: 11-080015

DATE: 6/11/2019 VIDEO TAPE NUMBER: 111

BEGINNING TIME: 08:04 ENDING TIME: 08:02

BREATH TESTS RESULTS **REFUSED** TIME 08:04 A.M./P.M. 08:02 TIME 08:02 A.M./P.M. 08:02

3) TIME 08:02 A.M./P.M. 08:02 4) TIME 08:02 A.M./P.M. 08:02

BREATH OPERATOR: James R. Smith

MAINTENANCE TECHNICIAN: Charles A. Smith

TESTING OFFICER'S OBSERVATIONS

SPEECH: None

ATTITUDE: None

CLOTHING: None

MEDICAL CONDITIONS: None

MEDICATIONS: None

OTHER: None

COMMENTS: None

SCANNED

JUN 10 2019

SUBJECT: Black, Susan Lee

CASE NUMBER: 17-000353

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 Susan Lee Black of the State of Michigan

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) [Signature]

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.

SCANNED

JUN 10 2019

SUSPECT'S SIGNATURE: (X) [Signature]

SUBJECT: State, John Lee CASE NUMBER: 17-010353

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 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: _____

SCANNED
JUN 10 2015

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: 80-006029 Software: 8100.27
Date of Test: 06/08/2019

Date of Last Agency Inspection: 05/03/2019

Observation Period Began: 23:34

Subject's Name: BRIAN L BLAKE

DOB: 09/30/1960 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	23:57
	Air Blank	0.000	23:57
	Control Test	0.081	23:58
	Air Blank	0.000	23:58
	Subject Sample #1	REF*	00:00
	Air Blank	0.000	00:01
	Control Test	0.081	00:01
	Air Blank	0.000	00:01
	Diagnostics Check	OK	00:01

*Subject Test Refused

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: 06/07/19

Sworn to (or affirmed) before me this 7th day of June, 2019

[Signature]
Signature of Notary Public-State of Florida

J. Newman
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. In accordance with Section 316.1934(5), F.S., and in administrative proceedings pursuant to 322.2015, F.S.

SCANNED
JUN 10 2019

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

I, J. NEWMAN 9870, a duly certified Law Enforcement Officer or Correctional Officer,
(Name of Officer reading Implied Consent Warning)

am a member of NORTH PALM BEACH POLICE DEPARTMENT, and I do swear
(Name of law enforcement agency)

or affirm that on or about the 7th day of JUNE, 20 19, at 10:41 ☒ P.M. ☐ A.M.

DRIVER BRIAN LEE BLAKE
(Type or Print) FIRST NAME MIDDLE OR MAIDEN NAME LAST NAME

DL# B4208-072-60-350-6 State of FLORIDA, was placed under lawful arrest for
the offense of DRIVING UNDER THE INFLUENCE OFFICER J. NEWMAN and
issued Citation # A873RSE/A873PTE/A873PUC
(Name of Arresting Officer)

That on or about the 7th day of June, 20 19, at 2400 ☐ 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.

[Signature] 9870
Signature of Law Enforcement Officer or
Correctional Officer

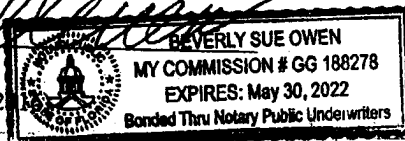
THE AFFIDAVIT MUST BE NOTARIZED OR ATTESTED TO (F.S. 117.10)

The foregoing instrument was sworn and subscribed before me:

(AFFIX SEAL)
The foregoing instrument was sworn and subscribed before
me this 7th day of June, 20 19,
by J. Newman,
who is personally known to me or who has produced

Notary Public

HSMV-BAR1001 (REV. 10/2



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.

SCANNED
JUN 10 2019



**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	☐	539.001(b)(1), 539.003 FSS	Other: Pawn Broker Information	
	☐	3119.0712 (2)	Other: Personal Information Contained in a Motor Vehicle Record	

REVIEW COMPLETED BY

Booking Number: 2019018928

Date: 6/9/2019

Specialist Name/ID: M. Tooks #8557

SCANNED
JUN 10 2019