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18CT 979

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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) 06-18-026622	
Charge Type: Check as many as apply: <input type="checkbox"/> 1. Felony <input type="checkbox"/> 2. Traffic Felony <input checked="" type="checkbox"/> 3. Misdemeanor <input type="checkbox"/> 4. Traffic Misdemeanor <input type="checkbox"/> 5. Ordinance <input type="checkbox"/> 6. Other	Weapon Seized / Type 1. Yes 2. No		Multiple Clearance Indicator 01			
Location of Arrest (Including Name of Business) GREENVIEW SHORES BLVD / GREENBRIAR BLVD WELLINGTON FL, 33414			Location of Offense (Business Name, Address) GREENVIEW SHORES BLVD / GREENBRIAR BLVD WELLINGTON FL 33414			
Date of Arrest 01/14/2018	Time of Arrest 22:30	Booking Date	Booking Time	Jail Date	Jail Time	Location of Vehicle

Name (Last, First, Middle) HOLTMANN - LAINEZ CARLOS O		Alias (Name, DOB, Soc. Sec. #, Etc.)						
Race W - White I - American Indian B - Black O - Oriental/Asian	Sex M	Date of Birth 07/15/1978	Height 5'3	Weight 160	Eye Color Brown	Hair Color Black	Complexion dark	Build med
Scars, Marks, Tattoos, Unique Physical Features (Location, Type, Description) TATOO STOMACH, BACK AND ANKLES			Marital Status SINGLE	Religion NONE	Indication of: Alcohol Influence <input type="checkbox"/> Y <input type="checkbox"/> N <input type="checkbox"/> Unk. <input type="checkbox"/> Drug Influence <input type="checkbox"/> Y <input type="checkbox"/> N <input type="checkbox"/> Unk. <input type="checkbox"/>			
Local Address (Street, Apt. Number) 1618 SHAKER CIR		(City) WELLINGTON FL	(State) FL	(Zip) 33414	Phone (561) 503-6269	Residence Type: 1. City 2. County 3. Florida 4. Out of State 01		
Permanent Address (Street, Apt. Number)		(City)	(State)	(Zip)	Phone	Address Source		
Business Address (Name, Street)		(City)	(State)	(Zip)	Phone	Occupation		
D/L Number, State H435114782551		Soc. Sec. Number		INS Number	Place of Birth (City, State)		Citizenship GUATEMALA, GUATEMALA GUATEMALA	

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

<input type="checkbox"/> Parent <input type="checkbox"/> Legal Custodian <input type="checkbox"/> Other:	Residence Phone () () ()	
Address (Street, Apt. Number)		(City) (State) (Zip) Business Phone () () ()
Notified by: (Name)	Date	Time
Released To: (Name)		Relationship
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
Property Crime? <input type="checkbox"/> Yes <input type="checkbox"/> 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 D.U.I.		Counts 1	Domestic Violence <input type="checkbox"/> Y <input type="checkbox"/> N	Statute Violation Number 316.193 (1)		Violation of ORD #		Bond OR		
Drug Activity U	Drug Type U	Amount / Unit	Offense # 18-026622	Warrant / Capias Number		Bond				
Charge Description		Counts	Domestic Violence <input type="checkbox"/> Y <input type="checkbox"/> N	Statute Violation Number		Violation of ORD #				
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 #				
Drug Activity	Drug Type	Amount / Unit	Offense #	Warrant / Capias Number		Bond				

Location (Court Room Number, Address) PALM BEACH COUNTY CRIMINAL JUSTICE COMPLEX - 3228 GUN CLUB RD WEST PALM BEACH FL, 33406	
Court Date and Time Month FEBRUARY Day 15 Year 2018 Time 08:30 AM <input checked="" type="checkbox"/> PM <input type="checkbox"/>	
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)	Date Signed 01/14/2018

HOLD for other Agency Name:	Signature of Arresting Officer CPL R SORIANO #9418	Name Verification (Printed by Arrestee) JAN 15 AM 1:07
<input type="checkbox"/> Dangerous <input type="checkbox"/> Suicidal	Name of Arresting Officer (Print) Corporal R Soriano	(PRINT)
<input type="checkbox"/> Resisted Arrest <input type="checkbox"/> Other:	I.D. # #9418	SCANNED
Intake Deputy D/S J THOMAS #7956	Transporting Officer CPL SORIANO	Agency PBSO
I.D. #	ID # 9418	Witness here if subject signed with an "X" 1
Pouch #	Agency PBSO	PAGE 1 OF 1

SHARON R. BOEK, CLERK
PALM BEACH COUNTY
GUN CLUB BRANCH
2018 JAN 15 AM 7:53

PROBABLE CAUSE AFFIDAVIT

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

Juvenile

1

ADMIN	OBTS Number	Agency Name PALM BEACH COUNTY SHERIFF'S OFFICE		Agency Report Number 06- 18-026622			
	FLO 500000						
DEF	Name (Last, First, Middle) HOLTMAN LAINEZ, CARLOS, O		Alias	Race W	Sex M	Date of Birth 07/15/1978	
	Charge Description DUI		316.193(1)	Charge Description			
CHARGES	Charge Description		Charge Description				
	Charge Description		Charge Description				
VICTIM	Victim's Name (Last, First, Middle) STATE OF FLA.		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						
	<input checked="" type="checkbox"/> committed the below acts in my presence.						
	<input type="checkbox"/> was observed by _____ who told _____						
	<input type="checkbox"/> confessed to _____ that he/she saw the arrested person commit the below acts.						
	<input type="checkbox"/> admitting to the below facts.						
	<input type="checkbox"/> was found to have committed the below acts, resulting from my (described) investigation.						
	On the <u>14</u> day of <u>JANUARY</u> 20 <u>18</u> at <u>2206</u> <input type="checkbox"/> A.M. <input checked="" type="checkbox"/> P.M. (Specifically include facts constituting cause for arrest.)						
	On the above date and time while conducting traffic enforcement at the 12700 blk of Southshore Blvd when I noticed a White Toyota PK pass me at a high rate of speed. I estimated the vehicle speed at 60mph. The posted speed is 45 mph for this area. I placed the reticle on the rear tailgate of the pick up truck and activated my Laser Ser#LF003911. The laser displayed a speed of 60 mph.						
	I proceeded to pull out and catch up to the vehicle with FL Tag CQRD69. The vehicle changed lanes into the right turn lane to go Northbound on Greenview Shores Blvd. The vehicle turned wide and then over corrected the vehicle coming all the way to the rear coming near the curb. I activated my lights as he turned and the vehicle continued at a slow speed northbound. The vehicle kept rolling and then came to a stop in the middle of the intersection of Greenview Shores Blvd and GreenBriar Blvd. The vehicle then pulled forward again and stopped.						
	I made contact with the def who was the sole occupant of the vehicle. I noticed the driver had a blank stare on his face and his eyes were red a glassy. I asked the def for his license, registration and insurance. The def provided me with his license and registration. I had to ask again for his insurance card. The def then provided me with his insurance. I asked the def where he was coming from and he he stated a friends house. I asked the def if had been drinking and he stated no. I noticed some clear baggies on the passenger side floorboard and asked what he had on the floorboard. The def stated that it was his friends beer he left in the vehicle and pulled out a Modelo beer from the side of the center console. The def was talking with slurred speech while answering my questions. I asked the def again if he had anything to drink and he stated no. I retrieved the Modelo from the vehicle and found that it was cold to the touch and there was a six pack of Modelo in the back seat with one missing.						
Cpl Soriano #9418 arrived at scene and I then notified him of my findings and he then took over the Investigation.							
ADMINISTRATIVE	STATE OF FLORIDA COUNTY OF PALM BEACH		SCANNED				
	<i>Thomas Walton</i> (Signature of Arresting/Investigative Officer)		JAN 18 2018				
	Cpl. Thomas Walton #						
	The foregoing instrument was sworn to or affirmed and subscribed before me this <u>14</u> day of <u>January</u> 20 <u>18</u> by <u>Cpl. Thomas Walton #6942</u>						
(Print name of Arresting/Investigative Officer, who is personally known to me and/or produced identification. Type of identification produced <u>Known</u>)							
Notary Public, Clerk of Court, Officer (F.S.S. 117.10)							

D.U.I. PROBABLE CAUSE AFFIDAVIT

ON THE 14TH DAY OF JANUARY 20 18, AT 22:06 AM PM

SUBJECT: HOLTMANN - LAINEZ CARLOS O CASE NUMBER: 18-026622

AGENCY: PALM BEACH COUNTY SHERIFF'S OFFICE ARRESTING OFFICER: Corporal R Soriano

PERSONAL CONTACT

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

On Sunday January 14, 2018 at approximately 22:06 hours, I responded as a backup unit to a traffic stop conducted by Corporal T. Walton #6942 near the intersection of Greenview Shores Blvd and South Shore Blvd in the Village of Wellington. Upon my arrival, I observed Cpl Walton's patrol car parked behind a white Toyota Tacoma with his emergency lights activated. I exited my patrol car and met with Cpl Walton who told me the following, "While conducting traffic enforcement at the 12700 blk of Southshore Blvd when I noticed a White Toyota PK pass me at a high rate of speed. I estimated the vehicle speed at 60mph. The posted speed is 45 mph for this area. I placed the reticle on the rear tailgate of the pick up truck and activated my Laser Ser#L.F003911. The laser displayed a speed of 60 mph.

I proceeded to pull out and catch up to the vehicle with FL Tag CQRD69. The vehicle changed lanes into the right turn lane to go Northbound on Greenview Shores Blvd. The vehicle turned wide and then over corrected the vehicle coming all the way to the rear coming near the curb. I activated my lights as he turned and the vehicle continued at a slow speed northbound. The vehicle kept rolling and then came to a stop in the middle of the intersection of Greenview Shores Blvd and GreenBriar Blvd. The vehicle then pulled forward again and stopped.

I made contact with the def who was the sole occupant of the vehicle. I noticed the driver had a blank stare on his face and his eyes were red a glassy. I asked the def for his license, registration and insurance. The def provided me with his license and registration. I had to ask again for his insurance card. The def then provided me with his insurance. I asked the def where he was coming from and he stated a friends house. I asked the def if had been drinking and he stated no. I noticed some clear baggies on the passenger side floorboard and asked what he had on the floorboard. The def stated that it was his friends beer he left in the vehicle and pulled out a Modelo beer from the side of the center console. The def was talking with slurred speech while answering my questions. I asked the def again if he had anything to drink and he stated no. I retrieved the Modelo from the vehicle and found that it was cold to the touch and there was a six pack of Modelo in the back seat with one missing."

OBSERVATION OF DRIVER:

I approached the truck on the driver side and observed the driver who was later identified as Carlos Omar Holtmann Lainez, who was wearing blue jean pants, blue button up shirt and a black and gray sweater. While questioning Holtmann, I observed that he seemed to be confused by my questions as he started speaking in Spanish as if he did not understand English. I asked Holtmann in Spanish if he was explained the reason he was being stopped. Holtmann stated "yes", at which time I explained to him that he was showing indicators of impairment and had him exit his vehicle. Holtmann exited his truck and I asked him to walk to towards the back and to the shoulder of the roadway. I observed Holtmann's eyes appeared red and glossy. I observed that he was slurring his words. Holtmann was explained the reason he was asked to exit the vehicle, was to perform field sobriety tasks which he agreed to perform. I observed Holtmann appeared to be shaky on his feet and swayed while balancing.

DRIVER'S STATEMENTS:

I asked Holtmann if he had been drinking or used any drugs. Holtmann stated he drank one Modelo beer and does not use drugs. I then asked Holtmann what medical problems and/or previous injuries he had and he stated no medical problems and no injuries. I then asked Holtmann if he wore glasses or contacts to correct his vision and he advised "no". Finally, I asked Holtmann if he takes any medications either prescribed or over the counter and he answered "no". While speaking to Holtmann, I detected a strong odor of an unknown alcoholic beverage coming from his breath.

ODORS:

Obvious odor of an unknown alcoholic beverage

GENERAL OBSERVATIONS

SPEECH: slurred, thick, slow, unclear

ATTITUDE: calm, compliant, upset.

CLOTHING: wearing blue jean pants, blue button shirt and black and gray sweater.

MEDICAL/OTHER: NONE

STATE OF FLORIDA
COUNTY OF PALM BEACH

Corporal R Soriano

(Signature of Arresting/Investigative Officer)

The foregoing instrument was sworn to or affirmed and subscribed before me this 14th day of January 20 18 by Corporal R Soriano

(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)



Samantha Palmer
Commission # FF172377
Expires: OCT 28, 2018
BONDED THRU
1ST FLORIDA NOTARY, LLC

SCANNED
JAN 18 2018

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:

Once Holtmann was positioned in the front of my vehicle, I continued my investigation. I instructed Holtmann to keep his hands by his side, stand with his feet together, and follow a red light stimulus with his eyes not turning his head. I asked him if he understood my instructions. Holtmann verbally stated he understood my instructions. Holtmann swayed while standing stationary and proceeded to ask questions and not follow my directions. I observed both eyes to be red, bloodshot, and glossy. His left and right eye displayed equal pupil size, equal tracking, and a lack of smooth pursuit. I observed distinct and sustained nystagmus was present in both his left and right eye at maximum deviation during two separate four second evaluations. The onset of nystagmus was prior to a 45 degree angle in both his left and right eye during two separate four second evaluations. Vertical nystagmus was present in both the left and right eye during two separate four second evaluations. While conducting the task, I had to remind him to keep hands by his side, not turn his head and follow the stimulus multiple times.

WALK & TURN:

I positioned Holtmann on a painted white line which was on a smooth and level surface, free of any debris and well lit by the headlights on my vehicle and nearby street lighting. I instructed Holtmann to place his left foot on the line and his right foot in front of the left touching heel to toe. I instructed him that he was to keep his hands at his side and stay in this position until I instructed him to do otherwise. I instructed him to walk nine heel to toe steps counting out loud, while watching his feet. On the ninth step he was to keep his front foot on the line and use his back foot, in a series of small steps, to turn around before walking nine heel to toe steps the opposite direction counting out loud and watching his feet. I demonstrated the task, while I was verbally instructing him in the proper way to complete the task. During the task, I observed Holtmann swayed while balancing, started too soon, stops walking to steady self, did not touch heel to toe and stepped off the line three times. Holtmann used his arms to maintain balance, did not turn properly as he lost his balance and staggered while turning. Holtmann did not count right and took incorrect number of steps.

ONE LEG STAND:

I placed Holtmann with his feet together and arms at his side. I demonstrated the task, as I verbally instructed him to raise one of his feet approximately six inches off the ground, point his toe towards my patrol car, look at the raised foot, and count out loud 1001, 1002, 1003 and so on until told to stop. I asked him if he understood the instructions and demonstration I provided. After Holtmann stated he understood my instructions, the task was performed. While Holtmann stood in the instructional position, I observed he started too soon and swayed while standing stationary. While raising his foot he swayed while balancing and put foot down three times within 30 seconds. Due to Holtmann placing foot down repeatedly, I concluded task as I deemed it unsafe.

FINGER TO NOSE:

I instructed Holtmann to stand with his feet together, make each hand into a fist keeping, extended his index fingers and to place his palms facing up. He was instructed to lower his arms by his side. I instructed and demonstrated the proper hand and arm position and for him to remain in this position while I demonstrated the rest of the task. I instructed and demonstrated to him the proper way to tilt his head back to approximately 45 degrees and close his eyes while waiting for a verbal command of left or right. On the command of "left" or "right", he would raise the requested hand, touch the tip of his finger to the tip of his nose, then bring his hand immediately back down to his side. During the instruction and demonstration of the task he swayed heavily while standing in the instructional position. I asked him if he understood the instructions, I provided and he verbally stated he understood. I instructed him to start the task as explained. During the task, I observed Holtmann did not keep eyes closed, failed to return arms to side, correct finger did not touch tip of nose on every left command. Holtmann used wrong hand and continued to sway while completing task.

ROMBERG ALPHABET:

DID NOT PERFORM

BREATH TEST RESULTS: 1) refusal 2) refusal 3) refusal 4) refusal

STATE OF FLORIDA
COUNTY OF PALM BEACH

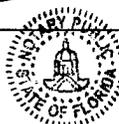
Corporal R Soriano

(Signature of Arresting/Investigative Officer)

The foregoing instrument was sworn to or affirmed and subscribed before me this 14th day of January 2018 by Corporal R Soriano

(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)



Samantha Palmer
Commission # FF172377
Expires: OCT 28, 2018
BONDED THRU
1ST FLORIDA NOTARY, LLC

SCANNED
JAN 18 2018