

Report Date / Time 09/05/2017 12:35 AM	Agency Case/Offense Number FHPL17OFF072032	OCA Number	Original Agency Case Number	OBTS Number	Offender Based Transaction System	Jail Booking Number	Other Number LWRC17CAD161689
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LOCATION OF OCCURRENCE

County PALM BEACH	Address NB I-95 S OF LINTON BLVD, BOCA RATON, FL
Range of Occurrence Date/Time 09/04/2017 11:35 PM to 09/05/2017 12:00 AM	Latitude N 26 25.7470
	Longitude W 80 5.3815

PERSON: SUSPECT

First Name CARLOS	Middle Name JAVIER	Last Name SERVAT	Suffix	Date of Birth 04/10/1964	Age 53	Race W	Sex M	Height 506	Weight 163	Hair BLK	Eyes BRO
Master Name Index Number	Place of Birth LIMA	Nation PERU		Driver's License or Other ID S613110641300	State FL	Class or Type E					
Address 5690 SW 130TH AVE	City MIAMI	County	State FL	Zip Code 33183	Phone						

CHARGES

Counts 1	Charge Number 316.193.1	Charge DUI-UNLAW BLD ALCH
Charge Degree	Charge Level MISDEMEANOR	General Offense Code PRINCIPAL
DUI ALCOHOL OR DRUGS		<input type="checkbox"/> Hate Crime <input type="checkbox"/> Domestic Violence Bond Amount \$0.00

PROBABLE CAUSE

On September 4, 2017 at approximately 11:35pm, I was in service in Palm Beach County, Florida. I was traveling Northbound on Interstate 95 (State Road 9), south of Congress Ave. I observed a silver in color four door Honda Accord traveling in Lane 2. I then observed the silver Honda change lanes in the Far left (HOV Lane) and pass the other vehicles at a high rate of speed. I caught up the Silver in color Honda and began to pace the vehicle in my Florida Highway Patrol Marked Patrol Vehicle (0555) at 92mph in a 65mph zone. The Silver Honda then changed back into Lane 2 and continued to travel at 92mph from south of Congress Avenue to South of Linton Boulevard. I then activated my emergency lights and siren to initiate a traffic stop. The driver pulled the vehicle over to the Right paved shoulder South of Linton Blvd.

I then approached the vehicle from the passenger side and made contact with a white Hispanic male in the driver seat. While utilizing my flashlight I was able to observe the driver had bloodshot and glassy eyes and spoke with a slurred speech. I also smelled the odor of an unknown alcoholic beverage emitting from the vehicle. I then asked the driver for his driver's license to which he grabbed his wallet and flipped passed his license, clearly in view, twice before he located it. I then asked the driver for his registration and insurance to which he reached into the passenger side glovebox and unwrapped a glass bottle of cologne, before finally locating his registration and insurance. When speaking with the driver identified by his Florida issued photo driver's license as CARLOS JAVIER SERVAT. I then proceeded to ask Mr. SERVAT where he was going to which he stated that he was on his way home in Southwest Miami and had left his cousin's house in West Delray Beach.

I asked Mr. SERVAT if he had anything to drink tonight, to which he stated yes he did drink but it was only a little bit. When I asked him what he drank and how much was a little bit, he told me that he had one bottle of Heineken and that was it. I then asked Mr. SERVAT, based off of my observations, if he would be willing to perform roadside exercises to check for impairment to which Mr. SERVAT agreed.

I then asked Mr. SERVAT to exit his vehicle and stand in front of my patrol vehicle in order to perform the standardized field sobriety tasks. Before beginning the exercises I asked Mr. SERVAT if he had any head injuries or anything wrong with his eyes to which he responded No.

Horizontal Gaze Nystagmus-

- Right Eye- Lack of Smooth Pursuit
- Left Eye- Lack of Smooth Pursuit
- Right Eye- Distinct and Sustained Nystagmus at Max Deviation
- Left Eye- Distinct and Sustained Nystagmus at Max Deviation
- Right Eye- Onset of Nystagmus Prior to 45 Degrees
- Left Eye- Onset of Nystagmus Prior to 45 Degrees

Other Observations:

-Subject was having a difficult time keeping head still during task. I also observed that the driver had bloodshot and glassy eyes. Subject had equal tracking and equal pupil size. Odor of unknown alcoholic beverage emitting from the Subject's breath. Subject also had a forward and back as well as orbital sway while standing. Subject also stopped following the light and looked at me having to be told to follow the light multiple times. Subject repeatedly looked back at me when instructed to follow light.

Walk and Turn-

A tape line was placed on the level shoulder, as well as roadway was cleared of debris, for the subject to perform walk and turn exercise. Subject was asked if he had any injuries or pains that would prevent him performing an exercise that requires walking, to which he responded No. Subject could not keep balance while listening to instructions and came out of starting position. Subject had to stop to steady himself to pause and regain balance. Subject missed walking heel-to-toe multiple times. Subject stepped off the line multiple times on both times he walked down the line. Subject turned improperly (Turned opposite directions then instructed) as well as staggered to regain footing. Subject also took improper number, 8 steps on first walk and 10 steps on second walk.

One-Leg Stand-

Subject was asked if he had any injuries or pains that would prevent him performing an exercise that requires him to lift one leg, to which he responded No. Subject started before he was instructed to do so. Subject swayed during exercise and put foot down two times during exercise. Subject elevated his left foot as well as restarted counting multiple times after putting his foot down after counting to 9 out loud. Subject failed to count at loud as instructed throughout exercise.

Finger to Nose-

Subject was asked if he had any injuries or pains that would prevent him performing an exercise that requires touching the tip of his nose with the tip of his index finger, to which he responded No. The subject did not keep his eyes closed throughout exercise, opened his eyes to look at me during exercise before exercise was completed. Subject touched the pad of his finger to the tip of his nose, not the tip of the finger to tip of the nose as instructed. Subject also failed to return his arm to his side as instructed after touching his nose each time. Subject also continued to alternate arms to touch nose, before being instructed which arm to use after I instructed him to return his arm back down to his side.

Modified Rhomberg Alphabet-

2017 SEP -5
28

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This incident occurred in Palm Beach County, Florida.

LEO BOND

Bond Amount \$	<input type="checkbox"/> None	<input type="checkbox"/> ROR	<input type="checkbox"/> Cash	<input type="checkbox"/> Any	<input type="checkbox"/> Pre Trial If Qualify
	<input type="checkbox"/> Pro				<input type="checkbox"/>

COURT APPEARANCE INFORMATION

Court (COUNTY) CRIMINAL JUSTICE COMPLEX	Court Phone 561-355-2994	Court Date & Time 09/25/2017 08:30 AM
Court Address 3228 GUN CLUB ROAD, WEST PALM BEACH, FL 33406		
Instructions TO BE SET		

ARREST INFORMATION

Arrest Date / Time 09/05/2017 12:24 AM	Residency Within state	Injured None	Extent of Injury N/A	Resist Arrest No
Prior Arrests No	Arrest Jurisdiction Unknown	Alcohol Yes	Drugs Unknown	

ARREST LOCATION

County PALM BEACH	Address NB I-95 S OF LINTON BLVD , BOCA RATON, FL
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ARREST DELIVERED TO

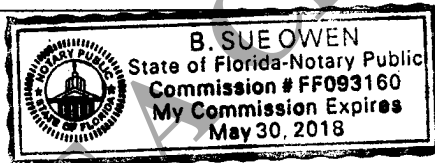
Jail / Booking Facility PALM BEACH COUNTY CORRECTIONS	Location 3228 GUN CLUB ROAD, WEST PALM BEACH, FLORIDA 33406	Phone (561) 688-4400
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ARRESTING OFFICER

Officer Call Number 1721	Officer Name A. PARENT	Officer Signature <i>Tpr. [Signature]</i>
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Subscribed and sworn to (or affirmed) before me this 5th day of Sept A.D. 2017 by Tpr. Parent who is 1 personally known to me or has produced [Signature] identification.

Signature [Signature] Notary Public LEO CO Commission No: _____ My Commission Expires: _____



Florida Highway Patrol

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: **FHPL17OFF072032**

Defendant: **Carlos Javier Servat**

Officer: **Tpr. Austin Parent** ID, # **4128**

District: **FHP-L**

Date Submitted: **09/05/2017**

Sent By: _____

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 OFFICER

Ver-OA-10G

SCANNED
SEP 06 2017

ARREST REPORT

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PERSON: SUSPECT

First Name CARLOS	Middle Name JAVIER	Last Name SERVAT	Suffix	Date of Birth 04/10/1964	Age 53	Race W	Sex M	Height 506	Weight 163	Hair BLK	Eyes BRO
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<input type="checkbox"/> Hate Crime		<input type="checkbox"/> Domestic Violence
Bond Amount \$0.00		

DUI ALCOHOL OR DRUGS**PROBABLE CAUSE**

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County PALM BEACH	Address NB I-95 S OF LINTON BLVD, BOCA RATON, FL
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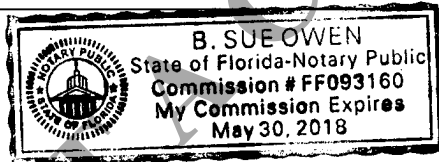
Jail / Booking Facility PALM BEACH COUNTY CORRECTIONS	Location 3228 GUN CLUB ROAD, WEST PALM BEACH, FLORIDA 33406	Phone (561) 688-4400
--	--	-------------------------

ARRESTING OFFICER

Officer Call Number 1721	Officer Name A. PARENT	Officer Signature <i>Tpr. [Signature]</i>
-----------------------------	---------------------------	--

Subscribed and sworn to (or affirmed) before me this 5th day of Sept A.D. 2017 by Tpr. Parent who is L personally known to me or has produced [Signature] identification.

Signature [Signature] Notary Public LEO CO Commission No: _____ My Commission Expires: _____



SCANNED

SEP 06 2017

Page 2 of 2

D.U.I. PROBABLE CAUSE AFFIDAVIT

ON THE 4 DAY OF September 20 17, AT 11:35pm AM ☒ PM
SUBJECT: Carlos Javier Servat CASE NUMBER: FHPL17OFF072032
AGENCY: Florida Highway Patrol ARRESTING OFFICER: Tpr. Austin Parent

PERSONAL CONTACT

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

On September 4, 2017 at approximately 11:35pm, I was in service in Palm Beach County, Florida. I was traveling Northbound on Interstate 95 (State Road 9), south of Congress Ave. I observed a silver in color four door Honda Accord traveling in Lane 2. I then observed the silver Honda change lanes in the Far left (HOV Lane). And pass the other vehicles at a high rate of speed. I caught up the Silver in color Honda and began to pace the vehicle in my Florida Highway Patrol Marked Patrol Vehicle (0555) at 92mph in a 65mph zone. The Silver Honda then changed back into Lane 2 and continued to travel at 92mph from south of Congress Avenue to South of Linton Boulevard. I then activated my emergency lights and siren to initiate a traffic stop. The driver pulled the vehicle over to the Right paved shoulder South of Linton Blvd.

OBSERVATION OF DRIVER:

I then approached the vehicle from the passenger side and made contact with a white male in the driver seat. While utilizing my flashlight I was able to observe the driver had bloodshot and glassy eyes and spoke with a slurred speech. I also smelled the odor of an unknown alcoholic beverage emitting from the vehicle. I then asked the driver for his driver's license to which he grabbed his wallet and flipped passed his license, clearly in view, twice before he located it. I then asked the driver for his registration and insurance to which he reached into the passenger side glovebox and unwrapped a glass bottle of cologne, before finally locating his registration and insurance. When speaking with the driver identified by his Florida issued photo driver's license as CARLOS JAVIER SERVAT. I then proceeded to ask Mr. SERVAT where he was going to which he stated that he was on his way home in Southwest Miami and had left his cousin's house in West Delray Beach.

DRIVER'S STATEMENTS:

I then proceeded to ask Mr. SERVAT where he was going to which he stated that he was on his way home in Southwest Miami and had left his cousin's house in West Delray Beach. I asked Mr. SERVAT if he had anything to drink tonight, to which he stated yes he did drink but it was only a little bit. When I asked him what he drank and how much was a little bit, he told me that he had one bottle of Heineken and that was it. I then asked Mr. SERVAT, based off of my observations, if he would be willing to perform roadside exercises to check for impairment to which Mr. SERVAT agreed. I then asked Mr. SERVAT to exit his vehicle and stand in front of my patrol vehicle in order to perform the standardized field sobriety tasks. Before beginning the exercises I asked Mr. SERVAT if he had any head injuries or anything wrong with his eyes to which he responded No.

Mr. SERVAT was also searched prior to being placed into my patrol vehicle. While searching Mr. SERVAT's person I located a single clear unwrapped pill capsule containing an unknown brownish powdery substance. After asking Mr. SERVAT what was in the pill capsule he advised me that it was just a vitamin and not to worry about it. Due to the fact I was unable to test the unknown brownish powdery substance due to officer safety. The pill capsule was submitted into evidence for further lab testing, pending results.

ODORS:

Unknown Alcoholic Beverage

GENERAL OBSERVATIONS

SPEECH: slurred, confusing

ATTITUDE: Cooperative

CLOTHING: Red Shirt, Tan Shorts, Brown Sandals

MEDICAL/OTHER: None

STATE OF FLORIDA
COUNTY OF PALM BEACH

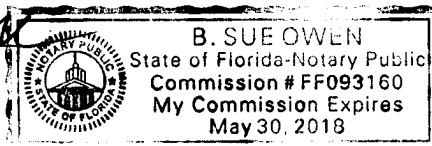
Tpr. Austin Parent

(Signature of Arresting/Investigative Officer)

The foregoing instrument was sworn to or affirmed and subscribed before me this 4th day of Sept 20 17, by Tpr Parent

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

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



SCANNED
SEP 06 2017

SUBJECT: Carlos Javier Servat

CASE NUMBER FHPL17OFF072032

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:

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ONE LEG STAND:

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FINGER TO NOSE:

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ROMBERG ALPHABET:

****Modified****

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BREATH TEST RESULTS:

1) .125

2) .119

3)

4)

STATE OF FLORIDA
COUNTY OF PALM BEACH

Tpr. Austin Parent

(Signature of Arresting/Investigative Officer)

The foregoing instrument was sworn to or affirmed and subscribed before me this

5th day of

Sept

20

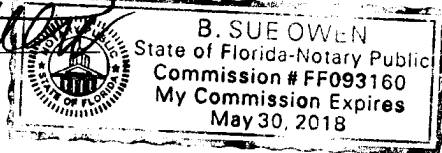
17

by

Tpr Parent

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

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



SCANNED
SEP 06 2017

WITNESS LIST

CASE NUMBER: **FHPL17OFF072032**

ARRESTING OFFICER: **Tpr. Austin Parent**

ADDRESS: **P.O. BOX 540007 GREENACRES FL 33454**

PHONE NUMBERS (HOME): _____ (WORK) **561-357-4000**

CAN TESTIFY TO: **DRIVER'S ACTIONS, ROADSIDES ARREST**

NAME: **TPR. C. MITCHELL 4121**

ADDRESS: **P.O. BOX 540007 GREENACRES FL 33454**

PHONE NUMBERS (HOME) _____ (WORK) **561-357-4000**

CAN TESTIFY TO: _____

NAME: _____

ADDRESS _____

PHONE NUMBERS (HOME) _____ (WORK) _____

CAN TESTIFY TO: _____

NAME: _____

ADDRESS _____

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NAME: _____

ADDRESS _____

PHONE NUMBERS (HOME) _____ (WORK) _____

CAN TESTIFY TO: _____

SCANNED
SEP 06 2017

TESTING FACILITY TASK REPORT

AGENCY: FHP
 SUBJECT: Servat, Carlos Javier CASE NUMBER: 17-123244
 DATE: 09/05/17 VIDEO TAPE NUMBER: DVD# N/A
 BEGINNING TIME: 0136 ENDING TIME: 0200
 BREATH TESTS RESULTS: 1) .125 TIME 0150 A.M./P.M. 2) .119 TIME 0153 A.M./P.M.
 3) TIME A.M./P.M. 4) TIME A.M./P.M.

BREATH OPERATOR: S. Owen #3184

MAINTENANCE TECHNICIAN: J. Karlecke #6467

TESTING OFFICER'S OBSERVATIONS

SPEECH: Acccent, spoke English but had to speak slowly to

ATTITUDE: Co-operative him for him to understand

CLOTHING: Sandals, tan shorts, red polo shirt

MEDICAL CONDITIONS: none

MEDICATIONS: none

OTHER: Δ allowed to go to bathroom after agreeing
to take test while tech set up instrument

Strong odor of unknown Alcoholic beverage

COMMENTS: A/o & Δ arrived at 0113 hrs

A/o observed 20 minutes

A/o requested breath test,

(Read 3 times & explained) wasn't sure

A/o read I/C, Δ didn't understand

Tpr reread slower, Δ didn't understand

tech & tpr explained Δ again asked

questions Finally Agreed to take test

No problem with test, tech explained results

A/o read cfw, Δ understood rights

SCANNED

SEP 06 2017

SUBJECT: _____ CASE NUMBER: _____

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 _____ of the _____.

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) _____

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) _____

SCANNED

SEP 06 2017

SUBJECT: _____ CASE NUMBER: _____

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 TIME IS IT NOW? _____

WHAT IS TODAY'S DATE? _____ WHAT DAY OF THE WEEK IS IT? _____

WHAT COUNTY AND CITY ARE YOU IN NOW? _____

WHEN DID YOU LAST EAT? _____ WHAT DID YOU EAT? _____

WHAT HAVE YOU BEEN DOING FOR THE LAST THREE HOURS? _____

HOW MUCH DO YOU WEIGH? _____ HAVE YOU BEEN DRINKING? _____ WHAT? _____

HOW MUCH? _____ WHERE? _____ WITH WHOM? _____

WHEN DID YOU HAVE YOUR FIRST DRINK? _____ AND YOUR LAST DRINK? _____

HOW DID YOU CONSUME YOUR LAST TWO DRINKS? _____

CAN YOU FEEL THE EFFECTS OF THE ALCOHOL? _____ ARE YOU UNDER THE INFLUENCE? _____

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

WHAT? _____ WHERE? _____ WHEN? _____

WHAT LINE OF WORK ARE YOU IN? _____ WHEN DID YOU LAST WORK? _____

DO YOU HAVE ANY PHYSICAL DEFECTS OR INJURIES? _____ WHAT? _____

ARE YOU SICK OR INJURED? _____ WHAT'S WRONG? _____

DO YOU LIMP? _____ DID YOU RECEIVE A BUMP ON THE HEAD RECENTLY? _____

WERE YOU IN AN ACCIDENT TODAY? _____

HAVE YOU TAKEN ANY DRUGS OR SMOKED ANY MARIJUANA TODAY? _____ WHEN? _____

HAVE YOU SEEN A DOCTOR OR DENTIST TODAY? _____ WHO? _____ WHY? _____

ARE YOU TAKING ANY PRESCRIPTION MEDICINES? _____ WHAT? _____ WHEN? _____

DO YOU HAVE:

EPILEPSY?	_____
GLASS EYE?	_____
FALSE TEETH?	_____
EAR INFECTION?	_____
INNER EAR TROUBLE?	_____
DIABETES?	_____

DO YOU HAVE ANY PROBLEMS WITH YOUR EYES THAT ARE NOT CORRECTED BY GLASSES? _____

DO YOU TAKE INSULIN? _____ IF SO, WHEN WAS YOUR LAST INJECTION? _____

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

INTERVIEWER: _____

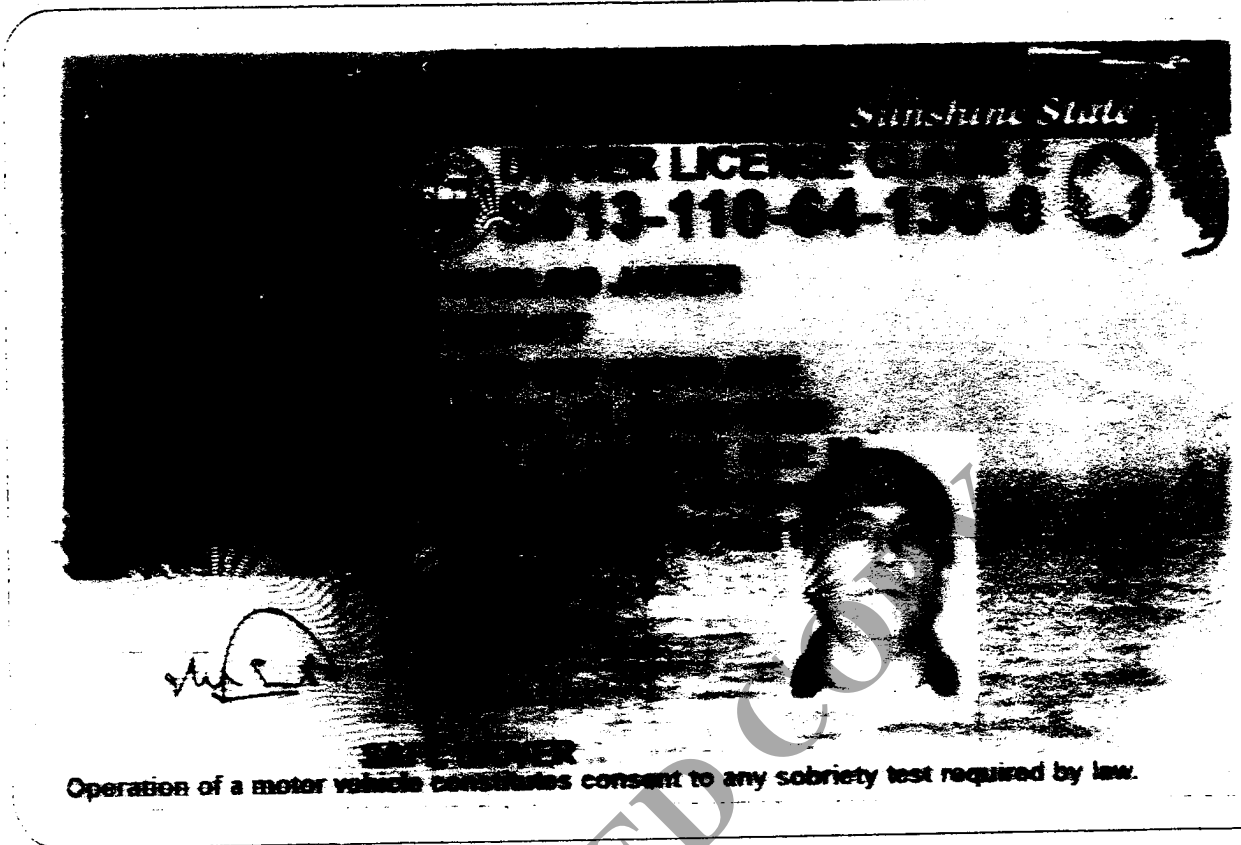
WHITE - STATE ATTY.

YELLOW - DHSMV

PINK - CENTRAL RECORDS

GOLD - JAIL

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SEP 06 2017



6/25
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Time of Arrest:
12:24am

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SEP 06 2017