

# Arrest Report

Jct# 0496063

Pch # 2863

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

Report Date / Time <b>2/25/2018 3:49:23AM</b>	Report Number <b>FHP99ARR771462</b>	Case Number/CAD Number <b>FHPL18OFF016333 / LWRC18CAD035190</b>	Reporting Officer Name <b>CANTELAR, JOAN</b>
Originating Agency ORI <b>FL0509000</b>	Occurrence Date Time Range <b>2/25/2018 1:19:41 AM -</b>	Jurisdiction	Clearance

### Location of Occurrence

Location Type <b>PUBLIC PLACE</b>	Location Description <b>NORTH D ST &amp; 10TH AVE</b>
Street Number <b>10TH AVE N</b>	Apt/Lot/Bldg
County <b>PALM BEACH</b>	City <b>LAKE WORTH</b>
State <b>FL</b>	Zip <b>33460</b>

### Defendant

First Name <b>CESAR</b>	Middle Name <b>ALBERTO</b>	Last Name <b>HARO NAPURI</b>	Suffix	Date Of Birth <b>11/11/1983</b>	Age <b>34</b>	Race <b>H</b>	Sex <b>MALE</b>
SSN	MNI #	Place of Birth <b>PERU, FF, PERU</b>	Height <b>511</b>	Weight <b>243</b>	Hair <b>BLK</b>	Eyes <b>BRO</b>	
DL or ID Number <b>H651101834110</b>	ID State <b>FL</b>	ID Type <b>E</b>	Address Type				
Street Number <b>8315</b>	Street <b>RODEO DR</b>	Apt/Lot/Bldg					
County	City <b>LAKE WORTH</b>	State <b>FL</b>	Zip <b>33467</b>	Phone Number	Extension	Location Description	

### Arrest

Arrest Date/Time <b>2/25/2018 1:18:23AM</b>	Arrest Location Type <b>PUBLIC PLACE</b>	Arrest Location Description <b>NORTH D ST &amp; 10TH AVE</b>
Street Number <b>10TH AVE N</b>	Apt/Lot/Bldg	County <b>PALM BEACH</b>
City <b>LAKE WORTH</b>	State <b>FL</b>	Zip <b>33460</b>

### Charge(s)

Counts <b>1</b>	Charge <b>316.193.1</b>	General Offense Code	Bond Amount <b>\$ 0.00</b>	<input type="checkbox"/> No Bond
Charge Degree <b>N</b>	Charge Level <b>MISDEMEANOR</b>	Arrest Offense Code Description <b>DUI-UNLAW BLD ALCH</b>		
Charge Description <b>DUI ALCOHOL OR DRUGS</b>			<b>FEB 25 AM 5:26</b>	

### Probable Cause

On February 25th, 2018, I Trooper Cantelar (4166/1597) with the Florida Highway Patrol was on patrol in Palm Beach County, Florida. I was in a jurisdictional marked FHP vehicle equipped with overhead emergency lights and external siren. At approximately 1:09 am I assisted Trooper Todd (1577), who conducted a traffic stop at the intersection of North D Street and 10th avenue on a gray in color Nissan Altima that was traveling northbound on Dixie Highway with no headlights on. As soon as I arrived on the scene, Trooper Todd and I exited our marked patrol cars. Trooper Todd first approached the vehicle by the driver's side. Trooper Todd then asked the driver for driver's license and went back to his marked patrol car. I then approached the driver's side of the vehicle and observed a white Hispanic male behind the wheel and no passengers. I then asked the driver where he was coming from. The driver advised me he was coming from a nearby club named Lillos. Upon the driver speaking to me, I observed and unknown alcohol smell coming from his breath and mouth area. I also observed his eyes to be bloodshot red and glassy. Driver had slurred speech and also with an accent. I then went back to Trooper Todds vehicle and he provided me with the drivers Florida driver's license. I then identified the driver as Cesar Alberto Haro

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Napuri by his Florida driver's license (H651 101 83 411 0). I then requested Mr. Napuri to step out of the vehicle. Once outside his vehicle, I advised Mr. Napuri I could smell an unknown smell of an unknown alcoholic beverage coming from his breath and mouth area. I then asked Mr. Napuri if he had anything to drink. Mr. Napuri advised me he had 3 beers. I then detected a strong odor of an unknown alcoholic beverage on his breath that grew stronger as he spoke.

Based upon my observations made on scene, within contact with Mr. Napuri, and the totality of the circumstances I requested Mr. Napuri to perform a series of road side exercises ( Standardized Field Sobriety exercises) Mr. Napuri stated that he would perform the exercises.

**Standardized Field Sobriety Exercises (SFSE):**

The area for the following roadside exercises was a level hard surface and was free of debris. The weather was clear. Lighting was dark but illuminated with surrounding ambient light and vehicle lights.

**Horizontal Gaze Nystagmus:**

I advised the subject to stand straight with their feet together and arms down and by their side. I asked the subject if they wear any glasses or contacts, Mr. Napuri advised he did not. The subject was asked about any current medical conditions, he stated that he did not. For the exercise, I used my issued red in color pen light. I asked the Mr. Napuri if he could see the red pen light, he said "yes". I advised the subject to follow the red pen light with his eyes and eyes only, and to not move his head. I asked the subject if he understood the instructions I gave to him, he said "yes".

The following was observed during Horizontal Gaze Nystagmus:

The subject did have resting Nystagmus and dilated pupils.

- 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

While standing within close proximity of Mr. Napuri, I could detect a strong and distinct odor of an unknown alcoholic beverage, and his eyes were bloodshot and watery. Subject was swaying.

**Walk and Turn Exercise:**

Interaction Phase:

The area for the following roadside exercises was level and free of debris. We used a yellow in color traffic line.

I advised the subject to place their left foot on the white in color line and their right foot directly in front of it, touching heel to toe. I advised the subject to keep their arms down by their side and to stay in that position until I advise them to begin the exercise. This exercise was first explained to the subject then was demonstrated by myself. Subject advised that they would be able to perform the exercise. Subject advised me that they understood instructions and did not have any questions.

- The following was observed during the instructional phase of the exercise:

The subject could not keep balance while in the starting position.

Mr. Napuri stepped off the starting position swaying.

- The following was observed during the walking phase of the exercise:

Mr. Napuri missed heel to toe on multiple steps.

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Mr. Napuri also used his arms for balance.  
Mr. Napuri also lost balance.

One Leg Stand Exercise:

The area for the following roadside exercises was level and free of debris.

I instructed the subject to stand with their feet together and keep their arms down by his side. I instructed the subject to stay in that position until I tell them to start the exercise. This exercise was first explained to the subject then was demonstrated by myself. Subject advised that they will be able to perform the exercise. Subject advised me that they had no injuries that would affect the exercise. Subject advised that they understood instructions and did not have any questions

- The following was observed during the exercise:

- Mr. Napuri used arms for balance
- Mr. Napuri put foot down multiple times
- Mr. Napuri did not look at his raised foot.

Based upon my observations and the totality of circumstances, Mr. Napuri was placed under arrest for DUI pursuant to Florida Statute 316.193.1 at 1:18 AM. Mr. Napuri was then searched and placed in my patrol vehicle, and transported to the Palm Beach County Jail. While in transport to the Palm Beach County Jail there was an obvious strong odor of an unknown alcoholic beverage within my vehicle that was not present prior to placing the defendant in the vehicle.

The defendant arrived at the Palm Beach County Jail at 1:46 AM. After the defendant's 20min observation, the defendant was then given the opportunity to provide a sample of their breath which they did not consent to provide (On Video). I then read the Florida Implied Consent Warning to the subject in which they advised that they understood. They then stated that they REFUSE to provide a sample of their breath. Refusal time: 2:12 AM.

Mr. Napuri was also issued a uniform traffic citation open container under FL Statute: 316.613(1)(a)

Video of the traffic stop, roadsides and transport are available through the FHP custodian. The above incident did occur in Palm Beach County, Florida.

**Jail Booking Facility**

Booking Date/Time	Booking County	Booking Facility	Booking Facility Phone Number
	<b>PALM BEACH</b>	<b>PALM BEACH COUNTY CORRECTIONS</b>	<b>(561) 688-4400</b>
Booking Facility Location			Booking Number
<b>3228 GUN CLUB ROAD WEST PALM BEACH, FLORIDA 33406</b>			
Booking Comments			

**Court**

Court County	Court Location		
<b>PALM BEACH</b>	<b>3188 PGA BLVD. PALM BEACH GARDENS, FL 33410</b>		
Court	Court Phone	Court Appearance Date / Time	Court Fine
<b>PALM BEACH NORTH COUNTY COURTHOUSE</b>	<b>561-624-6608</b>	<b>2/21/2018 8:30 AM</b>	
Comments			

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The undersigned certifies and swears that he/she has just and reasonable grounds to believe that the above named Defendant, committed violation(s), of law, on the below date(s) and time(s), as listed in the probable cause associated with this report:

**Reporting Officer**

Officer Name <b>CANTELAR, JOAN</b>	Officer Rank <b>TROOPER</b>	Officer ID No <b>4166</b>	Sworn and subscribed before me, the undersigned authority This the ____ day of _____, _____ DEPUTY OF THE COURT, NOTARY OR LAW ENFORCEMENT OFFICER
Officer Agency <b>FLORIDA HIGHWAY PATROL</b>	Officer Signature 		

**Approving Supervisor**

Officer Name	Officer Rank	Officer ID No	Officer Agency
Officer Signature			

NOT A CERTIFIED COPY