

ARREST REPORT

Report Date / Time 05/25/2017 01:32 AM	Agency Case/Offense Number FHPL17OFF040862	OCA Number	Originating Agency Case Number	OBTS Number	Offender Based Transaction System	Jail Booking Number	Other Number LWRC17CAD090120
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LOCATION OF OCCURRENCE

County PALM BEACH	Address LANTANA RD EB AND HAVERHILL RD , LAKE WORTH, FL 33463
Range of Occurrence Date/Time 05/24/2017 10:10 PM to 05/24/2017 10:10 PM	

PERSON: SUSPECT

First Name CHRISTOPHER	Middle Name ALLAN	Last Name TESTERMAN	Suffix	Date of Birth 12/10/1987	Age 29	Race W	Sex M	Height 511	Weight 155	Hair BLN	Eyes BLU
Master Name Index Number	Place of Birth	Nation				Driver's License or Other ID T236101874500	State FL	Class or Type E			
Address 1815 FLORIDA AVE		City WEST PALM BEACH	County PALM BEACH			State FL	Zip Code 33401	Phone			

CHARGES

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

PROBABLE CAUSE

On 5/24/2017, I was in service in Palm Beach County. I was in the area of Lantana Road and Haverhill Road when I came upon Corporal M. Deleeuw 1185 who was on scene of a 2 car crash in the inside lane of eastbound Lantana Road. I made contact with Cpl. Deleeuw and he advised that the driver of the white pickup may be possibly impaired. I then made contact with the driver of the white pickup who was identified by FL DL as Christopher Allen Testerman DOB 12-10-1987 and observed him to be in the driver's seat of the vehicle with no other occupants. I observed the driver to have glassy eyes and slow lethargic movements and slurred speech when speaking to him. I was then advised by Cpl. Deleeuw that he had concluded his crash investigation. I then made contact with Mr. Testerman and advised him that Cpl. Deleeuw had concluded the crash investigation and that I would be conducting a criminal investigation. I asked him to exit the vehicle and he agreed to do so. I then advised him of his Constitutional Warnings and he advised that he understood. I then asked the driver what had happened tonight and he advised that he tried to stop when he observed the red vehicle stopped ahead of him but couldn't due to his vehicle's brakes and the road being wet and a result of this, his vehicle collided with the red vehicle and that he feels bad about the crash. He advised that he knows that it was his fault for the crash and feels bad for it. He advised that he was not hurt in the crash and was the only occupant in the vehicle. He advised that he was coming from his buddy's place. While speaking with the driver outside of the vehicle, I observed the driver to have an odor of an unknown alcoholic beverage coming from his mouth area and breath. I asked the driver if he had anything to drink tonight and he advised no. I asked him if he takes any medication or head injuries and he advised no. He also advised that he does not have any physical injuries. I then asked the driver to perform roadside exercises to check for impairment and the driver agreed.

Horizontal Gaze Nystagmus-

- Left eye- lack of smooth pursuit
- Right eye- lack of smooth pursuit
- Left eye- distinct and sustained nystagmus at maximum deviation
- Right eye- distinct and sustained nystagmus at maximum deviation
- Left eye- onset of nystagmus prior to 45 degrees
- Right eye- onset of nystagmus prior to 45 degrees

Observed subject to have equal tracking and pupil size. Observed subject to have onset of nystagmus at approximately 20 degrees in each eye. Observed subject to have vertical nystagmus. Observed subject to have glassy eyes and odor of an unknown alcoholic beverage coming from his mouth area and breath.

Walk and Turn-

Subject advised that he did not have any physical injuries. Used solid white line. Subject advised that he understood the instructions and did not any additional questions. Subject could not keep balance while listening to instructions. Subject did not take correct number of steps and took 10 steps on the first 9 heel to toe steps and 10 on the second 9 heel to toe steps. Subject used arms for balance. Missed heel to toe on several steps. Subject did not turn as instructed and did not keep front foot on the line to turn.

One Leg Stand-

Subject advised that he did not have any physical injuries. Subject advised that he understood the instructions and did not have any questions. Subject raised right leg, Subject placed foot down several times. Subject used arms for balance. Subject swayed during task. Subject stopped exercise and advised that he was unable to do the exercise because it was being performed on a hill.

Driver stopped any further exercises and was advised of the Taylor Warnings several times. The driver ultimately placed under arrest for DUI and he was advised. I then escorted the driver to the front of my patrol vehicle to conduct a search of the driver and he began to get upset and verbally combative. I check the driver's mouth and observed the driver to have a discolored tongue (yellow and orange in color). The driver began to get upset and asked why this was being done and advised that there is nothing in his mouth "you fucking asshole". I asked the driver what he said and he again advised the same. The driver was then placed in the rear of my marked patrol vehicle and transported to the Palm Beach County jail. Upon arrival, I escorted the driver to the Breath Alcohol Testing center and conducted a 20 minute observation to ensure the driver did not take anything by mouth or regurgitate. After the 20 minute observation, the driver was escorted to the testing room and was requested to submit to a test of his breath. The driver initially advised that he would not submit. The driver was then advised of the implied consent. He initially advised that he did not understand the implied consent and the implied consent was clarified for him where he did not understand. He then advised that he will submit to a test of his breath and advised let's blow into this sucker. The driver provided 3 samples and were the following: 0.310, 0.267, and 0.290. The driver was advised of the results upon completion of the test and was surprised of the results. The driver was then taken to Wellington Regional Hospital due the breath result of over 0.300. The driver was cleared and then transported to Palm Beach County jail for booking. *video is available through evidence.

SCANNED
MAY 29 2017

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LEO BOND

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

COURT APPEARANCE INFORMATION

Court (DUI) CRIMINAL JUSTICE COMPLEX	Court Phone 561-355-2994	Court Date & Time 06/22/2017 08:30 AM
Court Address 3228 GUN CLUB ROAD, WEST PALM BEACH, FL 33406		
Instructions		

ARREST INFORMATION

Arrest Date / Time 05/24/2017 10:54 PM	Residency Within jurisdiction	Injured None	Extent of Injury N/A	Resist Arrest No
Prior Arrests Yes	Arrest Jurisdiction Within jurisdiction	Alcohol Yes	Drugs Unknown	

ARREST LOCATION

County PALM BEACH	Address LANTANA RD EB AND HAVERHILL RD, LAKE WORTH, FL 33463
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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 1187	Officer Name L.E. ESCARAN	Officer Signature 
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Subscribed and sworn to (or affirmed) before me this 25th day of May A.D. 2017 by L.E. ESCARAN who is X personally known to me or has produced personally known as identification.

L. O'Neal ✓ Notary Public LEO CO Commission No: _____ My Commission Expires: _____

ARREST REPORT


Page 2 of 2

SCANNED
MAY 29 2017

D.U.I. PROBABLE CAUSE AFFIDAVIT

ON THE 24TH DAY OF MAY 20 17, AT 2210 AM PM
SUBJECT: CHRISTOPHER ALLEN TESTERMAN CASE NUMBER: FHPL17OFF040862
AGENCY: PALM BEACH COUNTY SHERIFF'S OFFICE ARRESTING OFFICER: TPR. L. E. ESCARAN 3335
Florida Highway Patrol PERSONAL CONTACT

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

On 5/24/2017, I was in service in Palm Beach County. I was in the area of Lantana Road and Haverhill Road when I came upon Corporal M. Deleeuw 1185 who was on scene of a 2 car crash in the inside lane of eastbound Lantana Road. I made contact with Cpl. Deleeuw and he advised that the driver of the white pickup may be possibly impaired. I then made contact with the driver of the white pickup who was identified by FL DL as Christopher Allen Testerman DOB 12-10-1987 and observed him to be in the driver's seat of the vehicle with no other occupants. I observed the driver to have glassy eyes and slow lethargic movements and slurred speech when speaking to him. I was then advised by Cpl. Deleeuw that he had concluded his crash investigation. I then made contact with Mr. Testerman and advised him that Cpl. Deleeuw had concluded the crash investigation and that I would be conducting a criminal investigation. I asked him to exit the vehicle and he agreed to do so. I then advised him of his Constitutional Warnings and he advised that he understood.

OBSERVATION OF DRIVER:

I then asked the driver what had happened tonight and he advised that he tried to stop when he observed the red vehicle stopped ahead of him but couldn't due to his vehicle's brakes and the road being wet and a result of this, his vehicle collided with the red vehicle and that he feels bad about the crash. He advised that he knows that it was his fault for the crash and feels bad for it. He advised that he was not hurt in the crash and was the only occupant in the vehicle. He advised that he was coming from his buddy's place. While speaking with the driver outside of the vehicle, I observed the driver to have an odor of an unknown alcoholic beverage coming from his mouth area and breath. I asked the driver if he had anything to drink tonight and he advised no. I asked him if he takes any medication or head injuries and he advised no. He also advised that he does not have any physical injuries. I then asked the driver to perform roadside exercises to check for impairment and the driver agreed. Driver stopped any further exercises and was advised of the Taylor Warnings several times. The driver ultimately placed under arrest for DUI and he was advised. I then escorted the driver to the front of my patrol vehicle to conduct a search of the driver and he began to get upset and verbally combative.

DRIVER'S STATEMENTS:

I check the driver's mouth and observed the driver to have a discolored tongue (yellow and orange in color). The driver began to get upset and asked why this was being done and advised that there is nothing in his mouth "you fucking asshole". I asked the driver what he said and he again advised the same. The driver was then placed in the rear of my marked patrol vehicle and transported to the Palm Beach County jail. Upon arrival, I escorted the driver to the Breath Alcohol Testing center and conducted a 20 minute observation to ensure the driver did not take anything by mouth or regurgitate. After the 20 minute observation, the driver was escorted to the testing room and was requested to submit to a test of his breath. The driver initially advised that he would not submit. The driver was then advised of the implied consent. He initially advised that he did not understand the implied consent and the implied consent was clarified for him where he did not understand. He then advised that he will submit to a test of his breath and advised let's blow into this sucker.

ODORS:

The driver provided 3 samples and were the following: 0.310, 0.267, and 0.290. The driver was advised of the results upon completion of the test and was surprised of the results. The driver was then taken to Wellington Regional Hospital due to the breath result of over 0.300. The driver was cleared and then transported to Palm Beach County jail for booking. *video is available through evidence.

GENERAL OBSERVATIONS

SPEECH: **SLURRED, THICK**

ATTITUDE: **COOPERATIVE, AGGRESSIVE, UPSET, MOODY**

CLOTHING: **CAMO SHIRT, BLK JACKET, BLUE JEANS, BLK SHOES**

MEDICAL/OTHER: **NONE**

STATE OF FLORIDA
COUNTY OF PALM BEACH

TPR. L. E. ESCARAN 3335

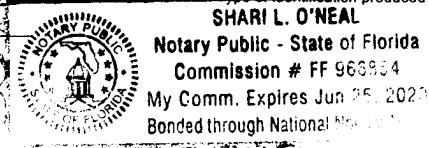
(Signature of Arresting/Investigative Officer)

The foregoing instrument was sworn to or affirmed and subscribed before me this 25TH day of MAY 20 17 by TPR. L. E. ESCARAN 3335

(Print name of Arresting/Investigative Officer) Who is personally known to me and whose signature is being produced **PERSONALLY KNOWN**

A. O'Neal

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



SCANNED

MAY 29 2017

SUBJECT: CHRISTOPHER ALLEN TESTERMAN

CASE NUMBER FHPL17OFF040862

ROADSIDE TASKS

HORIZONTAL GAZE NYSTAGMUS:

<input checked="" type="checkbox"/> LT EYE-LACK OF SMOOTH PURSUIT	<input checked="" type="checkbox"/> RT EYE-LACK OF SMOOTH PURSUIT
<input checked="" type="checkbox"/> LT EYE-DISTINCT & SUSTAINED NYSTAGMUS AT MAX. DEVIATION	<input checked="" type="checkbox"/> RT EYE-DISTINCT & SUSTAINED NYSTAGMUS AT MAX. DEVIATION
<input checked="" type="checkbox"/> LT- EYE-ONSET OF NYSTAGMUS PRIOR TO 45 DEGREES	<input checked="" type="checkbox"/> RT- EYE-ONSET OF NYSTAGMUS PRIOR TO 45 DEGREES

Other Observations:

- Observed subject to have equal tracking and pupil size. Observed subject to have onset of nystagmus at approximately 20 degrees in each eye. Observed subject to have vertical nystagmus. Observed subject to have glassy eyes and odor of an unknown alcoholic beverage coming from his mouth area and breath.

WALK & TURN

- Subject advised that he did not have any physical injuries. Used solid white line. Subject advised that he understood the instructions and did not any additional questions. Subject could not keep balance while listening to instructions. Subject did not take correct number of steps and took 10 steps on the first 9 heel to toe steps and 10 on the second 9 heel to toe steps. Subject used arms for balance. Missed heel to toe on several steps. Subject did not turn as instructed and did not keep front foot on the line to turn.

ONE LEG STAND:

- Subject advised that he did not have any physical injuries. Subject advised that he understood the instructions and did not have any questions. Subject raised right leg, Subject placed foot down several times. Subject used arms for balance. Subject swayed during task. Subject stopped exercise and advised that he was unable to do the exercise because it was being performed on a hill.

FINGER TO NOSE:

THIS TASK WAS NOT CONDUCTED

ROMBERG ALPHABET:

THIS TASK WAS NOT CONDUCTED

BREATH TEST RESULTS: 0.310, 0.267, 0.290

STATE OF FLORIDA
COUNTY OF PALM BEACH

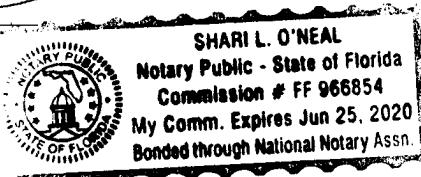
TPR. L. E. ESCARAN 3335

(Signature of Arresting/Investigative Officer)

The foregoing instrument was sworn to or affirmed and subscribed before me this 25TH day of MAY, 2017 by TPR. L. E. ESCARAN 3335

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

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



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MAY 29 2017

TESTING FACILITY TASK REPORT

AGENCY: FHP Tr. Escr. #3335

SUBJECT: Testerman, Christopher A. CASE NUMBER: 17-081731

DATE: 05-24-17 / 05-25-17 VIDEO TAPE NUMBER: 62683

BEGINNING TIME: 0308 hrs ENDING TIME: 0026 hrs

BREATH TESTS RESULTS: 1) .310 TIME 0015 A.M./P.M. 2) - 267 TIME 0018 A.M./P.M.
3) .290 TIME 0021 A.M./P.M. 4) TIME A.M./P.M.

BREATH OPERATOR: S. O'Neal # 6212

MAINTENANCE TECHNICIAN: D/S J. Kortekke # 6467

TESTING OFFICER'S OBSERVATIONS

SPEECH: Slurred

ATTITUDE: Calm, Cooperative, Talkative at times, Moodswings

CLOTHING: Jacket - Black Shirt: Multi. Color Pants - Blue Jeans

MEDICAL CONDITIONS: None

MEDICATIONS: None

OTHER: Eyes: Very Red & Glassy

Dexterity: Slow, Sluggish

Strong odor of unknown alcoholic beverage #3335

COMMENTS: 20 min. observation done by A10 Escr. #3335

A10 requested the breath test.

D refused at first, A10 read the implied consent and broke it down. D decided to submit to the breath test.

D completed the test correctly.

C/W read or scene stated by the A10 Escr. on camera.

Q+A attempted, then D refused.

SCANNED

MAY 29 2017

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 Tyr Le. Escaran 3335 of the FHP

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 Camer a

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 Sceal

SCANNED
MAY 29 2017

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: Tyr L.E. Escaran 3335 SCANNED
MAY 29 2017



Operation of a motor vehicle constitutes consent to any sobriety test required by law.

•310
•267
•290

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