

**ARREST / NOTICE TO APPEAR  
Juvenile Referral Report**

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

OBTS Number	Agency ORI Number <b>FLO 502600</b>		Agency Name <b>Palm Beach Gardens Police Department</b>		Agency Report Number (N.T.A.'s only) <b>78- 18-001244</b>	
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 2	1. Yes 2. No	Multiple Clearance Indicator
Location of Arrest (Including Name of Business) <b>8500 SUNSET DR PBG, FL 33410</b>			Location of Offense (Business Name, Address) <b>8500 SUNSET DR PBG FL 33410</b>			
Date of Arrest <b>02/25/2018</b>	Time of Arrest <b>0450</b>	Booking Date	Booking Time	Jail Date	Jail Time	Location of Vehicle

Name (Last, First, Middle) <b>SMITH, CINDY, DAWN</b>						Alias (Name, DOB, Soc. Sec. #, Etc.)					
Race W - White I - American Indian B - Black O - Oriental/Asian	Sex <b>F</b>	Date of Birth <b>04/05/1967</b>	Height <b>505</b>	Weight <b>160</b>	Eye Color <b>BROWN</b>	Hair Color <b>BLOND</b>	Complexion <b>FAIR</b>	Build <b>MED</b>			
Scars, Marks, Tattoos, Unique Physical Features (Location, Type, Description) <b>N/A</b>						Marital Status <b>UNK</b>	Religion <b>UNK</b>	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) <b>8690 SUNSET DR PBG</b>			(City) <b>FL</b>	(State) <b>33410</b>	(Zip)	Phone <b>(561) 723-2081</b>		Residence Type: 1. City <input type="checkbox"/> 2. County <input type="checkbox"/> 3. Florida <input type="checkbox"/> 4. Out of State <input type="checkbox"/> 1			
Permanent Address (Street, Apt. Number) <b>Same as Local Address</b>			(City)	(State)	(Zip)	Phone <b>( ) Same</b>		Address Source <b>FLORIDA DL</b>			
Business Address (Name, Street)			(City)	(State)	(Zip)	Phone <b>( )</b>		Occupation			
D/L Number, State <b>S53104676250</b>		Soc. Sec. Number <b>[REDACTED]</b>		INS Number		Place of Birth (City, State) <b>WELLINGTON, DE</b>		Citizenship <b>US</b>			

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	Name (Last) (First) (Middle)	Residence Phone <b>( )</b>
Address (Street, Apt. Number) (City) (State) (Zip)		Business Phone <b>( )</b>
Notified by: (Name)	Date	Time
Released To: (Name) Relationship		Date
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 <b>DUI-DAMAGE TO PERSON/PROPERTY</b>			Counts <b>1</b>	Domestic Violence <input type="checkbox"/> Y <input checked="" type="checkbox"/> N	Statute Violation Number <b>316.193(3)(C)(1)</b>	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				
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) <b>North County Courthouse 3188 PGA Blvd, Palm Beach Gardens, FL 33410</b>					
Court Date and Time Month <b>03</b> Day <b>28</b> Year <b>2018</b> Time <b>10:00</b> AM <input checked="" 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 SHOULD BE ISSUED.					
Signature of Defendant (or Juvenile and Parent /Custodian)				Date Signed	

HOLD for other Agency	Signature of Arresting Officer <b>[Signature]</b>	Name Verification (Printed by Arrestee) <b>FEB 25 AM 7:30</b>
<input type="checkbox"/> Dangerous <input type="checkbox"/> Suicidal	<input type="checkbox"/> Resisted Arrest <input type="checkbox"/> Other	(PRINT)
Name of Arresting Officer (Print) <b>OFC. BARKER</b>	I.D.# <b>459</b>	PAGE <b>1</b> OF <b>1</b>
Transporting Officer <b>OFC. BARKER</b>	ID# <b>459</b>	Agency <b>PBGPD</b>
Witness here if subject signed with an -X-		

# D.U.I. PROBABLE CAUSE AFFIDAVIT

ON THE 25 DAY OF FEBRUARY 20 18 , AT 4:50 a.m.

SUBJECT: SMITH, CINDY, DAWN CASE NUMBER: 18-001244

AGENCY: Palm Beach Gardens Police Department ARRESTING OFFICER: OFC. BARKER

## PERSONAL CONTACT

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

ON THE ABOVE LISTED DATE I OFFICER BARKER RESPONDED TO 8500 SUNSET DR, IN THE CITY OF PALM BEACH GARDENS, PALM BEACH COUNTY, FLORIDA, IN REFERENCE TO A MOTOR VEHICLE CRASH INVOLVING A PARKED VEHICLE AND A RESIDENCE. UPON ARRIVAL I OBSERVED A SILVER TOYOTA PRIUS BEARING FLORIDA TAG: Y33LGF THAT HAD BACKED INTO A PARKED GREEN KIA SOUL AND THEN DROVE INTO THE GARAGE OF A RESIDENCE. I THEN MADE CONTACT WITH A WITNESS TO THE INCIDENT MICHAEL STRASSEL (W/M 12/24/1976) WHO OBSERVED CINDY SMITH BEHIND THE WHEEL OF THE TOYOTA PRIUS. I THEN MADE CONTACT WITH THE DRIVER AND SOLE OCCUPANT OF THE SILVER TOYOTA WHO WAS IDENTIFIED AS CINDY DAWN SMITH (W/F 04/05/1967). SMITH ADVISED THAT SHE HAD JUST DRIVEN HOME FROM A FRIENDS RESIDENCE OFF OF ARBOR WAY.

### OBSERVATION OF DRIVER:

DRIVER HAD GLOSSY AND RED EYES, SLOWED AND SLURRED SPEECH, SLOW REACTIONS, SWAYED WHILE STANDING. DRIVER APPEARED TO BE DISORIENTED.

### DRIVER'S STATEMENTS:

DRIVER STATED THAT SHE WAS OUT FOR DINNER AT OKEECHOBEE STEAK HOUSE WITH FAMILY AND THEN SHE WENT TO HER FRIENDS HOUSE ON ARBOR WAY. DRIVER SAID THAT SHE THEN DROVE HOME, WHEN SHE GOT HOME SHE WENT INTO HER RESIDENCE TO USE THE BATHROOM. DRIVER SAID THAT SHE THEN CAME BACK OUTSIDE WHEN A MALE APPROACHED HER AND SAID THAT THE COPS WERE COMING. DRIVER DENIED CONSUMING ANY ALCOHOL WHILE AT THE RESTAURANT, FRIENDS HOUSE OR WHILE INSIDE OF HER RESIDENCE.

### ODORS:

UNKOWN ALCOHOLIC BEVERAGE.

## GENERAL OBSERVATIONS

SPEECH: SLOW

ATTITUDE: NERVOUS

CLOTHING: NORMAL

MEDICAL PROBLEMS: ARTHRITIS

MEDICATIONS: NONE

OTHER: NONE

SCANNED  
FEB 27 2018

ROADSIDE TASKS

HORIZONTAL GAZE NYSTAGMUS:

- LEFT EYE DOES NOT FOLLOW SMOOTHLY
- LEFT EYE JERKS AT 45 DEGREE ANGLE OR LESS
- DISTINCT JERKING LEFT EYE MAXIMUM DEVIATION
- RIGHT EYE DOES NOT FOLLOW SMOOTHLY
- RIGHT EYE JERKS AT 45 DEGREE ANGLE OR LESS
- DISTINCT JERKING RIGHT EYE MAXIMUM DEVIATION

CAN NOT DO, WHY? \_\_\_\_\_

WALK AND TURN:

DRIVER WAS UNBALANCED WHILE GIVING INSTRUCTIONS. DRIVER HAD DIFFICULTY REMAINING IN POSITION PER INSTRUCTION. DRIVER FAILED TO ADHERE TO DIRECTIONS BY NOT WALKING A STRAIGHT LINE. DRIVER FAILED TO ADHERE TO DIRECTIONS BY NOT TOUCHING HEEL TO TOE. DRIVER WAS UNBALANCED WHILE WALKING. DRIVERS TURN WAS IMPROPER.

CAN NOT DO, WHY? \_\_\_\_\_

ONE LEG STAND:

DRIVER WAS UNBALANCED DURING TASK. DRIVER FAILED TO ADHERE TO DIRECTIONS BY NOT RAISING HER FOOT SIX INCHES OFF THE GROUND. DRIVER DISCONTINUED THE TASK BEFORE INSTRUCTED TO DO SO. DRIVER USED ARMS TO BALANCE.

CAN NOT DO, WHY? \_\_\_\_\_

FINGER TO NOSE:

DRIVER WENT TO USE THE INCORRECT HAND TWICE DURING THE TASK. DRIVER SWAYED DURING THE TASK. DRIVER FAILED TO TOUCH THE TIP OF HER FINGER TO HER NOSE. DRIVER HAD TO BE REMINDED TO TILT HEAD BACK.

CAN NOT DO, WHY? \_\_\_\_\_

ROMBERG/ALPHABET:

DRIVER SWAYED DURING THE TASK. DRIVER FAILED TO FOLLOW INSTRUCTIONS BY NOT RECITING THE ALPHABET IN A SLOW NON-RHYTHMIC MANNER.

CAN NOT DO, WHY? \_\_\_\_\_

BREATH TEST RESULTS:

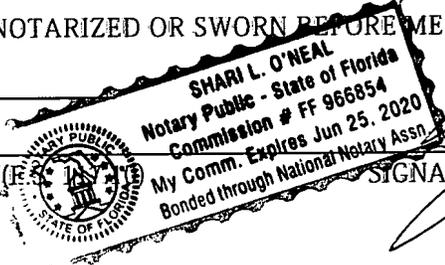
Refused

STATE OF FLORIDA  
COUNTY OF PALM BEACH

THE FOLLOWING INSTRUMENT WAS NOTARIZED OR SWORN BEFORE ME THIS 2/25/18 (DATE)

BY \_\_\_\_\_

NOTARY CLERK OF COURT OFFICER (F.S. 117)



SIGNATURE OF ARRESTING OFFICER

SCANNED  
FEB 27 2018

[Signature] 459

# WITNESS LIST

CASE NUMBER: 18-001244

ARRESTING OFFICER: OFC. BARKER

ADDRESS: 10500 N. Military Trail, Palm Beach Gardens, FL 33410

PHONE NUMBERS (HOME): (561) 799-4445 (WORK) (561) 799-4445

CAN TESTIFY TO: INVESTIGATION AND ARREST.

NAME: SGT. BEATH

ADDRESS: 10500 N. Military Trail, Palm Beach Gardens, FL 33410

PHONE NUMBERS (HOME) (561) 799-4445 (WORK) (561) 799-4445

CAN TESTIFY TO: BACK UP OFFICER ON SCENE

NAME: OFC. NIEVES

ADDRESS 10500 N. Military Trail, Palm Beach Gardens, FL 33410

PHONE NUMBERS (HOME) (561) 799-4445 (WORK) (561) 799-4445

CAN TESTIFY TO: BACK UP OFFICER ON SCENE, CRASH REPORT.

NAME: MICHAEL STRASSEL

ADDRESS 8500 SUNSET DR, PBG, FL, 33410

PHONE NUMBERS (HOME) 561-294-7304 (WORK) 561-294-7304

CAN TESTIFY TO: OBSERVED CINDY SMITH BEHIND THE WHEEL.

NAME: \_\_\_\_\_

ADDRESS \_\_\_\_\_

PHONE NUMBERS (HOME) \_\_\_\_\_ (WORK) \_\_\_\_\_

CAN TESTIFY TO: \_\_\_\_\_

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: \_\_\_\_\_

NAME: \_\_\_\_\_

ADDRESS \_\_\_\_\_

PHONE NUMBERS (HOME) \_\_\_\_\_ (WORK) \_\_\_\_\_

CAN TESTIFY TO: \_\_\_\_\_

**SCANNED**  
FEB 27 2018

NOT A CERTIFIED COPY