

0507754

19000848879

ARREST / NOTICE TO APPEAR Juvenile Referral Report		1 Arrest 2 N.T.A.		3 Request for Warrant 4 Request for Capias		1 Juvenile N	
OBTS Number		Agency ORI Number FLO 500000		Agency Name PALM BEACH COUNTY SHERIFF'S OFFICE		Agency Report Number (N.T.A.'s only) 06-19068852	
Charge Type Check as many as apply: ☐ 1 Felony ☐ 2 Traffic Felony ☐ 3 Misdemeanor ☒ 4 Traffic Misdemeanor ☐ 5 Ordinance ☐ 6 Other		Weapon Seized / Type ☒ 1 Yes ☐ 2 No N/A		Multiple Clearance Indicator 1			
Location of Arrest (Including Name of Business) 500 N STATE ROAD 7, ROYAL PALM BEACH, FL, 33411		Location of Offense (Business Name, Address) 500 N STATE ROAD 7		ROYAL PALM BEACH, FL, 33411			
Date of Arrest 05/09/2019	Time of Arrest 01:26	Booking Date	Booking Time	Jail Date	Jail Time	Location of Vehicle	
Name (Last, First, Middle) ADAIR CONOR SHAY		Alias (Name, DOB, Soc Sec #, Etc.)					
Race W - White I - American Indian B - Black O - Oriental/Asian W	Sex M	Date of Birth 1/13/1971	Height 5'11	Weight 240	Eye Color BRN	Hair Color BRN	Complexion MED
Build MED		Mental Status Divorced		Religion		Indication of Alcohol Influence Drug Influence ☐ Y ☐ N ☐ Unk	
Local Address (Street, Apt Number) 8279 NW 118TH WAY		(City) PARKLAND, FL		(Zip) 33076		Phone (954) 695-3488	
Permanent Address (Street, Apt Number)		(City)		(State)		(Zip)	
Business Address (Name, Street)		(City)		(State)		(Zip)	
D/L Number, State A360117710130		Soc Sec Number		INS Number		Place of Birth (City, State) SOUTH AFRICA	
Citizenship YES		Co-Defendant Name (Last, First, Middle)		Race		Sex	
Co-Defendant Name (Last, First, Middle)		Race		Sex		Date of Birth	
Parent ☐ Legal Custodian ☐ Other		Residence Phone		()		()	
Address (Street, Apt Number)		(City)		(State)		(Zip)	
Notified by (Name)		Date		Time		Juvenile Disposition 1 Handled/processed within Dept and Released 2 TOT HRS / DYS 3 Incarcerated	
Released To (Name)		Relationship		Date		Time	
The above address provided by ☐ defendant and / or ☐ 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 ☐ Yes, by (Name) ☐ No (Reason)		School Attended		Grade			
Property Crime? ☐ Yes ☐ 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 H Heroin	
H Hallucinogen M Marijuana O Opium/Derv		P Paraphernalia/ Equipment S Synthetics		U Unknown Z Other			
Charge Description DUI		Counts 1		Domestic Violence ☐ Y ☒ N		Statute Violation Number 316.193(1)	
Drug Activity N		Drug Type N		Amount / Unit N/A		Offense # 19068852	
Warrant / Capias Number		Bond		OR			
Charge Description		Counts		Domestic Violence ☐ Y ☒ N		Statute Violation Number	
Drug Activity /		Drug Type /		Amount / Unit /		Offense #	
Warrant / Capias Number		Bond					
Charge Description		Counts		Domestic Violence ☐ Y ☒ N		Statute Violation Number	
Drug Activity /		Drug Type /		Amount / Unit /		Offense #	
Warrant / Capias Number		Bond					
Charge Description		Counts		Domestic Violence ☐ Y ☒ N		Statute Violation Number	
Drug Activity /		Drug Type /		Amount / Unit /		Offense #	
Warrant / Capias Number		Bond					
Location (City, State, Zip, Street Address) 3228 GUN CLUB RD WEST PALM BEACH FL 33406							
Court Date and Time Month 6 Day 6 Year 2019 Time 0830 AM ☒ PM							
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. 05/09/2019 Signature of Defendant (or Juvenile and Parent/Custodian) _____ Date Signed _____							
HOLD for other Agency Name _____		Signature of Arresting Officer X		Name Verification (Printed by Arrestee) _____ (PRINT)		PAGE 1 OF 1	
☐ Dangerous ☒ Suicidal		☐ Resisted Arrest ☐ Other		Name of Arresting Officer (Print) INV. G. LYNCH 8568		ID # 8568	
Pouch #		Transporting Officer INV. G. LYNCH 8568		ID # 8568		Agency PBSO	

D.U.I. PROBABLE CAUSE AFFIDAVIT

ON THE 9 DAY OF MAY 20 19 AT 00:59 ✓ AM PM

SUBJECT: ADAIR CONOR SHAY CASE NUMBER: 19068852

AGENCY: PALM BEACH COUNTY SHERIFF'S OFFICE ARRESTING OFFICER: INV. G. LYNCH 8568

PERSONAL CONTACT

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

On 5/9/19 I responded to 500 N State Road 7, Royal Palm Beach, in Palm Beach County, in reference to a mobile eyes complaint of a possibly impaired driver. Prior to my arrival the vehicle had been stopped by D/S R. Oragene ID7759. Upon my arrival I met with D/S Oragene who advised the following.

D/S Oragene responded to the area in reference to the mobile eye complaint. Upon his arrival the complainant advised that the vehicle, a black Lincoln SUV, bearing FL tag 83EFE, was in the Applebee's parking lot. At the time the Applebee's restaurant had been closed for several hours. There were no other open businesses in the same plaza. D/S Oragene saw the SUV stopped in the parking lot of the Applebee's. The SUV was the only vehicle in the parking lot and was not in a parking space. When D/S Oragene pulled into the parking lot the SUV sudden left. Based on the described erratic driving pattern and the SUV being stopped at a closed business D/S Oragene conducted a traffic stop and the SUV pulled into the driveway to 500 N State Road 7. D/S Oragene made contact with the driver, Conor Adair, the sole occupant of the vehicle. D/S Oragene noticed a strong odor of an unknown alcoholic beverage coming from Adair.

The complaint advised that the SUV was traveling north on State Road 7 at a high rate of speed. The SUV had run several red lights and almost caused a crash. The SUV made a U-turn crossing several lanes of travel and went over the curb and median, to get back northbound on State Road 7.

OBSERVATION OF DRIVER:

I met with Adair, standing outside his SUV. Adair was leaning against his SUV for support and I had him stand in front of my patrol car. Adair was unsteady while standing and swayed while standing still. Adair's eyes were bloodshot and glassy. There was an odor of an unknown alcoholic beverage coming from Adair's breath, which got stronger when he spoke. Adair advised that he was coming from a work meeting in Delray Beach, FL and was going home to Parkland, FL. Adair had gotten lost and did not know where he was. Adair advised that he was taking I-95 home from Delray Beach and that he knew how to get home from I-95. Adair had no idea how he had gotten lost. Adair stated that he just wanted to park his car and Uber home, but did not advise why. Adair denied drinking any alcohol and could not explain why he had an odor of an unknown alcoholic beverage coming from his breath. Based on my observations I asked Adair to perform standard field sobriety tasks.

DRIVER'S STATEMENTS:

ODORS:

ODOR OF AN UNKNOWN ALCOHOLIC BEVERAGE COMING FROM SUBJECT'S BREATH.

GENERAL OBSERVATIONS

SPEECH:

ATTITUDE: Calm

CLOTHING: Black shirt/ gray pants, black shoes

MEDICAL/OTHER:

STATE OF FLORIDA
COUNTY OF PALM BEACH

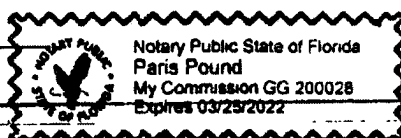
INV. G. LYNCH 8568

(Signature of Arresting/Investigative Officer)

The foregoing instrument was sworn to or affirmed and subscribed before me this 9 day of MAY 20 19 by INV. G. LYNCH 8568

(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)



SCANNED

MAY - 9 2019

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:

Adair was asked to stand with his feet together and place his hands by his sides. Adair was asked to focus on the stimulus and follow it with his eyes. Adair was told not to move his head to assist in following the stimulus. Adair showed equal pupil size that tracked equally. Both eyes lacked a smooth pursuit. I saw distinct and sustained Nystagmus at maximum deviation and onset of Nystagmus prior to 45 degrees in both eyes. Adair had to be reminded several times to follow the stimulus and not to move his head.

WALK & TURN:

I performed the walk and turn task. I utilized yellow duct tape to make a straight level line, free of debris, that Adair advised he could see. I explained and demonstrated the task to Adair. During the instructions Adair was unable to maintain the instructional position, and stepped out of the position several time. Due to Adair being unable to maintain the instructional position he was advised to stand normally for the instructions. After completing the instructions Adair advised he understood and had no questions. During the task Adair did not walk heel-to-toe and stepped off the line multiple times. Adair held his arms out to his side, for balance and paused several times to regain his balance. Adair did not turn as instructed and stumbled. After completing the task Adair asked if he was supposed to walk the line again.

ONE LEG STAND:

I performed the one leg stand task. I explained and demonstrated the task to Adair. After completing the instructions Adair advised he understood and had no questions. During the task Adair swayed and used his arms for balance. Adair put his foot down multiple times prior to 30 seconds elapsing. Adair did not count aloud as instructed. Adair then advised that the ground was not level. I had Adair move to a spot that he felt was level and continue. Adair continued the task and continued to sway and use his arms for balance. Adair continued to lose his balance and put his foot down.

FINGER TO NOSE:

I performed the finger to nose task. I explained and demonstrated the task to Adair. After completing the instructions Adair advised he understood and had no questions. During the task, on the first left command Adair raised his right hand and pointed his finger upward, making no attempt to touch his nose. Adair then corrected himself and raised his left hand pointing it upward, making no attempt to touch his nose. I reminded Adair that after touching his nose he was to bring his hand back down. Adair then touched his nose, missing the tip, and brought his hand down. Adair failed to touch the tip of his nose several more times. On the second left command Adair hesitated and appeared confused on which hand to use. On the third right command Adair used his left hand. On the third left command Adair used his right hand. Adair failed to keep his eyes closed and swayed throughout the task.

ROMBERG ALPHABET:

I performed the Romberg alphabet task. I confirmed with Adair that he knew the complete alphabet, in order, prior to beginning the task. I explained and demonstrated the task to Adair. After completing the instructions Adair advised he understood and had no questions. During the task Adair swayed. Adair failed to correctly recite the alphabet getting to letter "V" and pausing. Adair then started over at letter "H" and continued through the alphabet.

BREATH TEST RESULTS: 1) .227 2) .211 3) 4)

STATE OF FLORIDA
COUNTY OF PALM BEACH

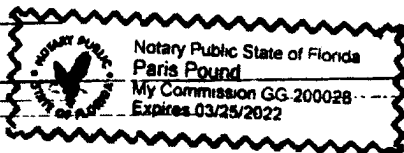
INV. G. LYNCH 8568

(Signature of Arresting/Investigative Officer)

The foregoing instrument was sworn to or affirmed and subscribed before me this 9 day of MAY 20 19 by INV. G. LYNCH 8568

(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)



WITNESS LIST

CASE NUMBER: 19068852

ARRESTING OFFICER: INV. G. LYNCH 8568

ADDRESS: HQ

PHONE NUMBERS (HOME): _____ (WORK) 561 688 3000

CAN TESTIFY TO: FACTS OF CASE

NAME: ,,

ADDRESS: ,

PHONE NUMBERS (HOME) 0 (WORK) 0

CAN TESTIFY TO: TRAFFIC STOP

NAME: _____

ADDRESS _____

PHONE NUMBERS (HOME) _____ (WORK) _____

CAN TESTIFY TO: _____

NAME: _____

ADDRESS _____

PHONE NUMBERS (HOME) 0 (WORK) 0

CAN TESTIFY TO: _____

NAME: _____

ADDRESS _____

PHONE NUMBERS (HOME) _____ (WORK) _____

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CAN TESTIFY TO: _____

NAME: _____

ADDRESS _____

PHONE NUMBERS (HOME) _____ (WORK) _____

CAN TESTIFY TO: _____

NAME: _____

ADDRESS _____

PHONE NUMBERS (HOME) _____ (WORK) _____

CAN TESTIFY TO: _____

TESTING FACILITY TASK REPORT

AGENCY: PRSO

SUBJECT: ADAIR, CONOR S CASE NUMBER: 19-068852

DATE: 05/09/19 VIDEO TAPE NUMBER: N/A

BEGINNING TIME: 02.19 ENDING TIME: 02.30

BREATH TESTS RESULTS: 1) .227 TIME 02.23 A.M./P.M. 2) .211 TIME 02.26 A.M./P.M.
3) N/A TIME — A.M./P.M. 4) N/A TIME — A.M./P.M.

BREATH OPERATOR: P. POUND # 24631

MAINTENANCE TECHNICIAN: J. KARLUK # 6461

TESTING OFFICER'S OBSERVATIONS

SPEECH: SLURRED

ATTITUDE: TALKATIVE, CALM

CLOTHING: GARY PANTS, BLACK SHIRT, BLACK DRESS SHOES

MEDICAL CONDITIONS: ALLERGIES

MEDICATIONS: ZYRTEC

OTHER: EYES GLASSY AND BLOODSHOT

COMMENTS: ARRIVED AT CLINIC A/O AGAIN THE 20
MINUTE OBSERVATION PERIOD AT 0149 HRS.

A. AGREED TO TAKE TEST.

TECH. READ RESULTS

A. STATED HE DIDN'T UNDERSTAND RESULTS
A/O. EXPLAINED RESULTS THEN A. STATED HE
UNDERSTOOD RESULTS.

A/O. READ RIGHTS

A. STATED HE UNDERSTOOD RIGHTS.

A/O. ATTEMPTED W/A A. REFUSED W/A.

SUBJECT: HAIR, CONOR S CASE NUMBER: 19-068852

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) _____

READ IN CAMERA

WHITE - STATE ATTY. YELLOW - DHSMV PINK - CENTRAL RECORDS GOLD - JAIL

SUBJECT: ADAIR, CONOR S CASE NUMBER: 19-068852

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? _____

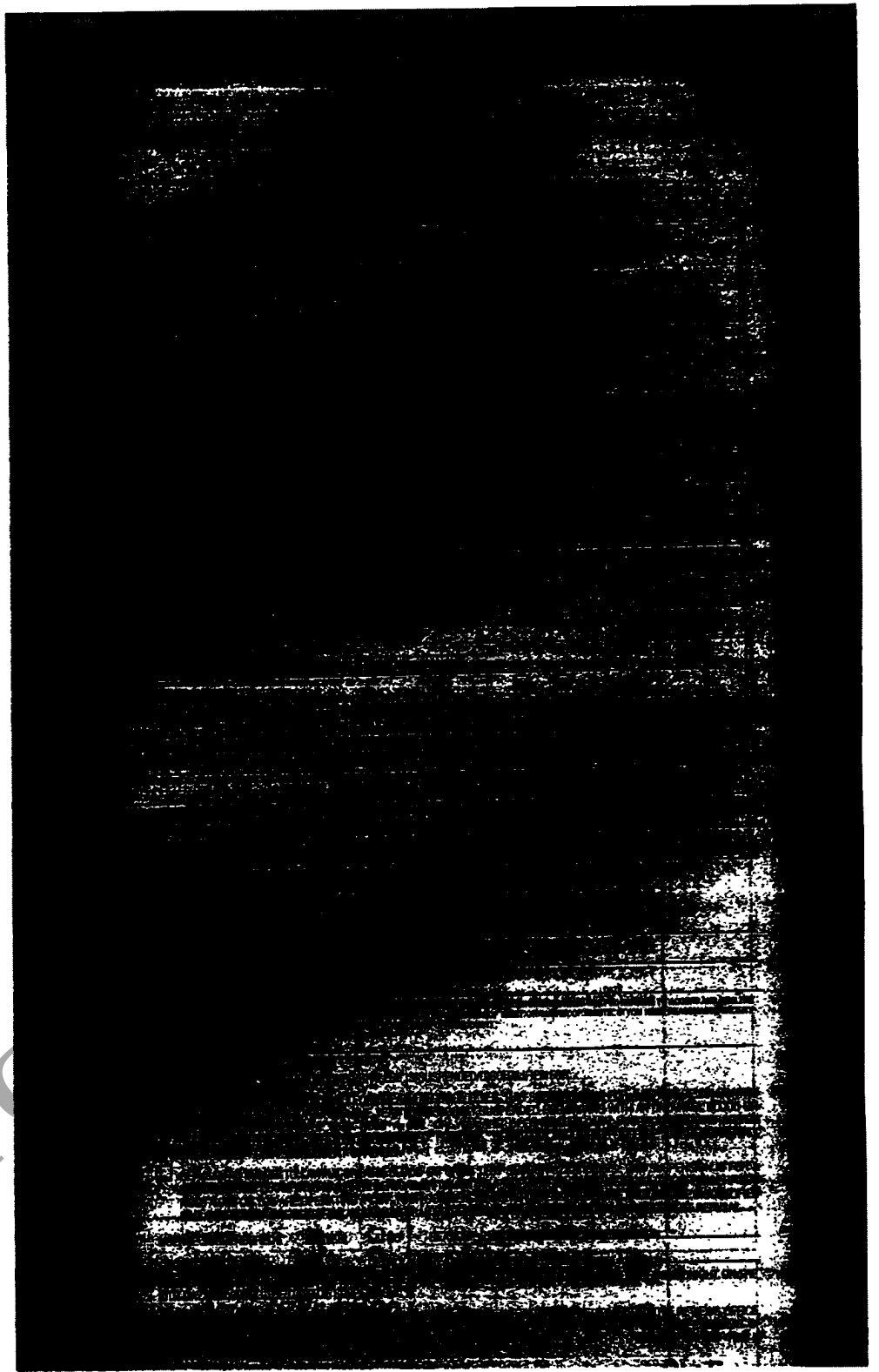
DO YOU HAVE ANY PROBLEMS WITH YOUR EYES THAT ARE NOT CORRECTED BY GLASSES? _____

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: _____

NOT A





**PALM BEACH COUNTY
SHERIFF'S OFFICE**
Florida State Statute Exemption Sheet

Palm Beach County Sheriff's Office – Arrests Only

	X	Florida State Statute	Description	Page Number(s)
L/E Exemptions	☐	119.071(2)(d)	Surveillance techniques, procedures and personnel; inventory of law enforcement resources, policies or plans pertaining to mobilization deployment or tactical operations.	
	☐	943.053, 943.0525	NCIC/FCIC/FBI and in-state FDLE/DOC.	
	☐	119.071(4)(c)	Undercover personnel.	
	☐	119.071(2)(f)	Confidential informants (CIs).	
	☐	119.071(2)(e)	Confession.	
Public Info. Exemptions	☐	985.04(1)	Juvenile offender records.	
	☐	119.071(h)(i)	Assets of a crime victim.	
	☐	395.3025(7)(a), 456.057(7)(a)	Medical information.	
	☐	394.4615(7)	Mental health information.	
	☐	119.071(4)(d)(2)(a)	Home address, telephone, Social Security number, date of birth, or photos of active/former LE personnel, spouses, and children.	
Florida Rules of Judicial Administration 2.420 (Rule of 23)	☒	(iii) 119.0714(1)(i)-(j), (2)(a)-(e)	Social Security, bank account, charge, debit, and credit card numbers.	2
	☐	(viii) 394.4615(7)	Clinical records under the Baker Act.	
	☐	(xii) 741.30(3)(b)	The victim's address in a domestic violence action on petitioner's request.	
	☐	(xiii) 119.071(2)(h), 119.0714(1)(h)	Protected information regarding victims of child abuse or sexual offenses.	
	☐			
	☐			
	☐			
	☐			
Other	☐	539.001 FS	Other: All records relating to pawnbroker transactions.	
	☐	119.0712(2)	Other: Personal information contained within a motor vehicle record	

REVIEW COMPLETED BY

Booking Number: 2019015428	Date: 05/09/2019
	Specialist Name/ID: howardt/7185