

19CT18051 ASB

ARREST / NOTICE TO APPEAR

- 1. Arrest
- 2. N.T.A.
- 3. Request for Warrant
- 4. Request for Copies
- 5. Juvenile Detention

1 JUVENILE

Agency ORI Number <b>0500200</b>	Agency Name <b>Boca Raton Police Department</b>	Agency Report Number (N.T.A.'s only) <b>3, 2   2019-013035</b>
Change Type: <input type="checkbox"/> 1. Felony <input type="checkbox"/> 2. Traffic Felony <input type="checkbox"/> 3. Misdemeanor <input type="checkbox"/> 4. Traffic Misdemeanor <input type="checkbox"/> 5. Outburst <input type="checkbox"/> 6. Other	Wagon School <input type="checkbox"/> 1. Yes <input type="checkbox"/> 2. No	Multiple Charges Indicator <input type="checkbox"/> 1. Yes <input type="checkbox"/> 2. No
Location of Arrest (Including Name of Detention) <b>400 E PALMETTO PARK RD</b>		Location of Offense (Business Name, Address) <b>400 E PALMETTO PARK RD, BOCA RATON, FL 33442</b>
Date of Arrest <b>09/26/2019</b>	Time of Arrest <b>23:26</b>	Booking Date <b>09/26/2019</b>
Name (Last, First, Middle) <b>JUCHEM, CRISTINA SCHROTER</b>		Alias: <b>SAOPAULO, FF</b>
Sex <b>F</b>	Date of Birth <b>09/13/1979</b>	Height <b>5'04</b>
Weight <b>150</b>	Eye Color <b>BLUE</b>	Hair Color <b>BROWN</b>
Complexion <b>MEDIUM</b>	Build <b>Medium</b>	Medical Status <b>S</b>
Local Address (Street, Apt. Number) <b>129 NEW PORT I, DEERFIELD BEACH, FL 33442</b>	City <b>DEERFIELD BEACH, FL</b>	State <b>FL</b>
Phone <b>(754) 301-0794</b>	Residence Type: <input type="checkbox"/> 1. City <input type="checkbox"/> 2. County <input type="checkbox"/> 3. Florida <input type="checkbox"/> 4. Out of State	Address Source <input type="checkbox"/> 1. City <input type="checkbox"/> 2. County <input type="checkbox"/> 3. Florida <input type="checkbox"/> 4. Out of State
Business Address (Street, Apt. Number) <b>UNEMPLOYED</b>	City <b>DEERFIELD BEACH, FL</b>	State <b>FL</b>
Phone <b>(754) 301-0794</b>	Occupation <b>UNEMPLOYED</b>	Place of Birth (City, State) <b>SAOPAULO, FF</b>
Co-Delinquent Name (Last, First, Middle)	Sex	Date of Birth
Co-Delinquent Name (Last, First, Middle)	Sex	Date of Birth
Parent / Other: <input type="checkbox"/> Parent <input type="checkbox"/> Other	Name (Last, First, Middle)	Relationship
Address (Street, Apt. Number)	City	State
Notified by: (Name)	Date	Time
Released To: (Name)	Relationship	Date
The above address was 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's Office (Phone 355-2526) informed of any change of address.		School Attended
Property Owned: <input type="checkbox"/> Yes <input type="checkbox"/> No	Description of Property	Value of Property
Drug Activity N. N/A P. Possess S. Sell R. Sample D. Deliver E. Use K. Dispense/ Distribute M. Manufacture/ Prepare/ Cultivate Z. Other	Drug Type N. N/A A. Amphetamines B. Substances C. Cocaine E. Heroin H. Heroin/Cocaine M. Marijuana O. Opioids/Codeine P. Prescription/ Equipment S. Synthetic U. Unknown Z. Other	Violations of ORD # <b>316.193(1)</b>
Charge Description <b>DUI</b>	Amount / Unit <b>0.04 - 0.13035</b>	Violations of ORD # <b>OR</b>
Charge Description	Amount / Unit	Violations of ORD #
Charge Description	Amount / Unit	Violations of ORD #
Charge Description	Amount / Unit	Violations of ORD #
Health / Apparent Physical Condition of Detainee <b>GOOD</b>	Any knowledge of the following: <input type="checkbox"/> Alcohol <input type="checkbox"/> Escape Risk <input type="checkbox"/> Medication <input type="checkbox"/> Deliberate <input type="checkbox"/> Injuries	
Check which applies: <input type="checkbox"/> Released O.R. <input type="checkbox"/> Released Parent/Guardian <input type="checkbox"/> T.O.T. County Jail <input type="checkbox"/> Pending Bond <input type="checkbox"/> South County Mental Health	PROPERTY - Received By	Released To
Transported By	Date Transported	Time Transported
<input checked="" type="checkbox"/> INSTRUCTION NO. 1 - Mandatory appearance in court. <input type="checkbox"/> INSTRUCTION NO. 2 - You need not appear in Court but must comply with instructions on Page 2.	Location (Court, Room) <b>South County 200 W Atlantic Ave Delray Beach, FL 33444</b>	Count Date and Time <b>10/21/2019 08:30:00</b>
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 FULLY 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.		No Photo Available
Signature of Detainee (or Juvenile and Parent/Guardian) <i>[Signature]</i>		Date Signed
HOLD for Other Agency	Signature of Arresting Officer <i>[Signature]</i>	Name Verification (Printed by Arrestee)
<input type="checkbox"/> Dangerous <input type="checkbox"/> Escaped	Name of Arresting Officer (Print) <b>BURNETTE, A. N.</b>	ID # <b>798</b>
Arresting Officer <b>Thomas #190</b>	Transporting Officer <b>Lauckner 801</b>	Agency <b>BOCA</b>
Page # <b>1</b>	Witness here if subject signed with an "X"	

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SCANNED  
SEP 27 2019

PROBABLE CAUSE AFFIDAVIT

1. Arrest 3. Request for Warrant  
2. R.T.A. 4. Request for Copies


1

JUVENILE

OBTS Number	Agency ORI Number <b>FL 0500200</b>			Agency Name <b>BOCA RATON POLICE DEPARTMENT</b>	Agency Report Number <b>3 2 2019-013035</b>
Charge Type: Check all that apply	<input type="checkbox"/> 1. Felony <input type="checkbox"/> 2. Traffic Felony <input type="checkbox"/> 3. Misdemeanor <input checked="" type="checkbox"/> 4. Traffic Misdemeanor <input type="checkbox"/> 5. Ordinance <input type="checkbox"/> 6. Other			Special Notes:	
Name (Last, First, Middle) <b>JUCHEM, CRISTINA SCHROTER</b>	Race <b>W</b>	Sex <b>F</b>	Date of Birth <b>09/13/1979</b>		
Charge Description <b>316.193(1) DUI</b>	Charge Description				
Charge Description	Charge Description				
Victim's Name (Last, First, Middle) <b>STATE OF FLORIDA,</b>	Race	Sex	Date of Birth		
Local Address (Street, Apt. Number) <b>100 NW 2ND AVE, BOCA RATON, FL 33432</b>	(City)	(State)	(Zip)	Phone <b>(561) -</b>	Address Source <b>DEFENDANT</b>
Business Address (Name, Street)	(City)	(State)	(Zip)	Phone <b>(56) -</b>	Occupation
The undersigned certifies and swears that he/she has just and reasonable grounds to believe, and does believe that the above named Defendant committed the following violation of law. The Person taken into custody ... <input type="checkbox"/> committed the below acts in my presence. <input type="checkbox"/> was observed by _____ who told _____ that he/she saw the arrested person commit the below acts. <input type="checkbox"/> confessed to _____ admitting to the below facts. <input checked="" type="checkbox"/> was found to have committed the below acts, resulting from my (described) investigation. On the <u>26</u> day of <u>September</u> , <u>2019</u> at <u>22:32</u> (Specifically include facts constituting cause for arrest)					
On 09/26/2019 at approximately 2056 hours, I was dispatched to the area of 1600 W Palmetto Park Rd in reference to a possible drunk driver.					
I proceeded to the above location to initiate search for the vehicle in question, a black SUV swerving in and out of lanes traveling eastbound on Palmetto Park Rd with no headlights or taillights activated. According to the witness who did not wish to be contacted, the vehicle bore FL tag KPQ831. The witness then provided an updated location of 1400 Palmetto Park Rd. I requested an additional unit to respond to the area to assist in intercepting the vehicle. Officer S. Casas responded to the area and initiated a traffic stop on the vehicle at 400 E Palmetto Park Rd. See her supplement for further.					
Upon arrival, I observed a black Hyundai SUV stopped facing eastbound. I also observed a white female later identified as Cristina Juchem by her expired Brazilian driver's license (07041663123) seated on the curb. I read Juchem her constitutional warnings from a department issued pre-printed card and she agreed to speak with me. I then asked Juchem to stand and she complied. I asked Juchem if she suffered from any medical issues and she stated no. I asked her if she took any medication and she stated no. I then asked Juchem where she was coming from and she stated Deerfield Beach. I asked her where she was going to and she stated the beach. As I was conversing with Juchem, I could still smell a strong odor of an alcoholic beverage coming from her mouth. I observed her eyes to be bloodshot, glassy, watery, and red. I asked Juchem if she had consumed or used any illegal substances and she stated no she drank some beer. I asked her how many ounces she consumed at a time and she stated it was a bottle (12oz) at her house. I asked Juchem if she understood English and she stated yes. I asked her if she understood me and she stated yes. At this point, I asked her to perform voluntary Standardized Field Sobriety Exercises (SFSE's) so I could ensure she was not intoxicated and would be ok to drive and she consented. The lighting consisted of my patrol					
SWORN AND SUBSCRIBED BEFORE ME <b>MAZER, DEREK D</b> NOTARY PUBLIC / CLERK OF COURT / OFFICER (F.S. 147.10) <u>09/26/2019</u> DATE			SIGNATURE OF ARRESTING / INVESTIGATING OFFICER  <b>BURNETTE, ASHLEY NICOLE (798)</b> NAME OF OFFICER (PLEASE PRINT) <u>09/26/2019</u> DATE		
			PAGE 1 of 3		

COURT STATE ATTORNEY CENTRAL RECORDS JAIL CRIME ANALYSIS P. I. O.



SCANNED  
SEP 27 2019

OBTS Number Agency ORI Number <b>FL 0500200</b>	<b>PROBABLE CAUSE AFFIDAVIT SUPPLEMENT</b>	1. Arrest 2. N.T.A. 3. Request for Warrant 4. Request for Captives <div style="border: 1px solid black; display: inline-block; padding: 2px;">1</div> JUVENILE
Agency Name <b>BOCA RATON POLICE DEPARTMENT</b>	Agency Report Number <b>3   2   2019-013035</b>	
Charge Type: <input type="checkbox"/> 1. Felony <input type="checkbox"/> 2. Traffic Felony <input type="checkbox"/> 3. Misdemeanor <input checked="" type="checkbox"/> 4. Traffic Misdemeanor <input type="checkbox"/> 5. Ordinance <input type="checkbox"/> 6. Other		Special Notes
Name (Last, First, Middle) <b>JUCHEM, CRISTINA SCHROTER</b>		Race <b>W</b>
		Sex <b>F</b>
		Date of Birth <b>09/13/1979</b>
<p>vehicle, streetlights, and my flashlight. The temperature was approximately 80 degrees. No surface defects were noted or claimed. Officers S. Casas, Howard and Desiderato were on scene as backup.</p> <p>The first FSE I asked her to perform was the Horizontal Gaze Nystagmus. I instructed her on where to stand and how to perform the exercise. I asked her if she had any head injuries past or present and she stated no. She was not wearing glasses or any contact lenses. She did not have resting Nystagmus, and her pupil size was equal. She exhibited lack of smooth pursuit in both eyes, distinct and sustained Nystagmus at maximum deviation in both eyes, and the onset of Nystagmus prior to 45 degrees in both eyes. Vertical gaze Nystagmus was present in both eyes. While conducting the HGN, I continued to smell an odor of an alcoholic beverage coming from her mouth. During the exercise, Juchem exhibited a front to back sway. I had to inform Juchem to keep her head still and follow with her eyes only throughout the exercise.</p> <p>The second exercise was the walk and turn. I gave the instructions and demonstrated the exercise prior to asking her to perform it. I asked her if she had any physical issues that would prevent her from performing the exercise, and she stated no. She failed to stay in the starting position as I was explaining the instructions, starting to take steps while I was explaining the exercise. When given the instruction to begin, Juchem took 14 steps, none of them touching heel to toe as explained. After count 5 Juchem stopped counting out loud. I then asked Juchem if she understood me and if she understood English and she stated yes. I then re-explained the exercise and asked her if she understood and she stated yes. Juchem began the exercise over and took 9 steps, none of them touching heel to toe. She turned around and took 9 returning steps, none of them touching heel to toe. Juchem also raised her arms for balance and failed to count her steps out loud.</p> <p>The third exercise was the one leg stand. I gave the instructions and demonstrated the exercise prior to asking her to perform it. Juchem began the exercise prior to being given the instruction to begin. She used her arms for balance and put her foot down on count 1004, 1006, and 1012.</p> <p>The Fourth FSE I asked her to perform was the Rhomberg with recitation. I gave the instructions and demonstrated the exercise prior to asking her to perform it. I asked her if she understood the instructions and she stated yes. I asked her what level of education she had, and she stated that she stated some college. I asked her if she knew the English alphabet and she stated yes, I'm a flight attendant. She recited the following A,B,C,D,E,F,G,H,I,J,K,L,M,N,U,R, and asked if she could start over. I then asked Juchem if she knew the English alphabet A-Z and she stated yes. Juchem the began again from "A" and recited A,B,C,D,E,F,G,H,I,J,K,L,M,N,S,T,U,V,X,Z. During recitation, she exhibited a front to back sway.</p>		
SWORN AND SUBSCRIBED BEFORE ME  <b>MAZER, DEREK</b> <small>NOTARY PUBLIC / CLERK OF COURT / OFFICER (F.S.S. 117.10)</small>  <b>09/26/2019</b> <small>DATE</small>	<div style="text-align: center;">             SIGNATURE OF ARRESTING / INVESTIGATING OFFICER  <b>BURNETTE, ASHLEY NICOLE (798)</b>  <small>NAME OF OFFICER (PLEASE PRINT)</small>  <b>09/26/2019</b>  <small>DATE</small> </div>	
		PAGE <b>2 of 3</b>

COURT
STATE ATTORNEY
CENTRAL RECORDS
JAIL
CRIME ANALYSIS
P. I. O.

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SEP 27 2019

OBTS Number		PROBABLE CAUSE AFFIDAVIT SUPPLEMENT		1. Arrest 2. N.T.A.	3. Request for Warrant 4. Request for Capias	1	JUVENILE
A D M I N I S T R A T I V E	Agency ORI Number	Agency Name	Agency Report Number				
	FL 0500200	BOCA RATON POLICE DEPARTMENT	3   2   2019-013035				
Charge Type: Check as many as apply.				Special Notes:			
<input type="checkbox"/> 1. Felony <input type="checkbox"/> 3. Misdemeanor <input type="checkbox"/> 5. Ordinance <input type="checkbox"/> 2. Traffic Felony <input checked="" type="checkbox"/> 4. Traffic Misdemeanor <input type="checkbox"/> 6. Other							
Name (Last, First, Middle)				Race	Sex	Date of Birth	
JUCHEM, CRISTINA SCHROTER				W	F	09/13/1979	
<p>The fifth FSE I asked her to perform was the finger to nose (L-R-L-R-L-L-R). I gave the instructions and demonstrated the exercise prior to asking her to perform it. I asked her if he understood the instructions and she stated yes. She failed to touch finger to nose on every turn, touching the pad of her finger to the bridge of her nose on every turn. She also did not drop her hand immediately after touching her nose as instructed. She exhibited a front to back sway during the exercise.</p> <p>Based on the totality of circumstances, I placed Juchem under arrest for violation of F.S.S 316.193(1) at 2129 hours. The cuffs were double locked, and finger checked for tightness. I then transported Juchem to the BRPD booking facility for further processing.</p> <p>Ofc. Lauckener responded to BRPD as my Breath Test Operator. Ofc. Lauckener and I conducted the 20-minute observation and then Juchem was taken into the BAT room. Juchem was asked to provide a breath sample and she consented. The breath results were .165g/210L and .184g/210L. See DUI influence report and Ofc. Lauckener's supplement for further.</p> <p>Juchem was transported to the Palm Beach County Jail for further processing. The vehicle was towed by Emerald towing.</p>							
SWORN AND SUBSCRIBED BEFORE ME							
 <b>MAZER, DEREK B</b> NOTARY PUBLIC / CLERK OF COURT / OFFICER (F.S.S. 117.10)				 SIGNATURE OF ARRESTING / INVESTIGATING OFFICER <b>BURNETTE, ASHLEY NICOLE (798)</b> NAME OF OFFICER (PLEASE PRINT)			
09/26/2019 DATE				09/26/2019 DATE			
				PAGE 3 of 3			

COURT      STATE ATTORNEY      CENTRAL RECORDS      JAIL      CRIME ANALYSIS      P. I. O.

SCANNED  
SEP 27 2019

BOVD Case  
2019-013035  
Observation  
Time: 2205  
AKS-2205

# DUI INFLUENCE REPORT



BOCA RATON POLICE SERVICES DEPARTMENT  
100 NW 2<sup>nd</sup> Avenue  
Boca Raton, FL 33432

Revised: July 8, 2018

SCANNED  
SEP 27 2019

**BOCA RATON POLICE SERVICES DEPARTMENT**  
**DUI INFLUENCE REPORT - PART I**

On the 26<sup>th</sup> day of September, at 2117 AM/PM:  
Subject: Cristina Juchem Case Number: 2019-013035

**PERSONAL CONTACT**

Driving Pattern: see P.C.

Observation of Driver:

Driver's Statement:

Odors:

**GENERAL OBSERVATIONS**

Speech:

Attitude:

Clothing:

Medical Problems:

Medications:

Other:

see P.C.

Horizontal Gaze Nystagmus:

- Left eye does not follow smoothly
- Right eye does not follow smoothly
- Left eye jerks at 45 degrees angle or less
- Right eye jerks at 45 degrees angle or less
- Distinct jerking left eye maximum deviation
- Distinct jerking right eye maximum deviation

Can not do, Why? see P.C.

Walk and turn:  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Can not do, Why? \_\_\_\_\_

One leg stand:  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Can not do, Why? \_\_\_\_\_

Finger to nose:  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Can not do, Why? \_\_\_\_\_

Alphabet (speech pattern): \_\_\_\_\_

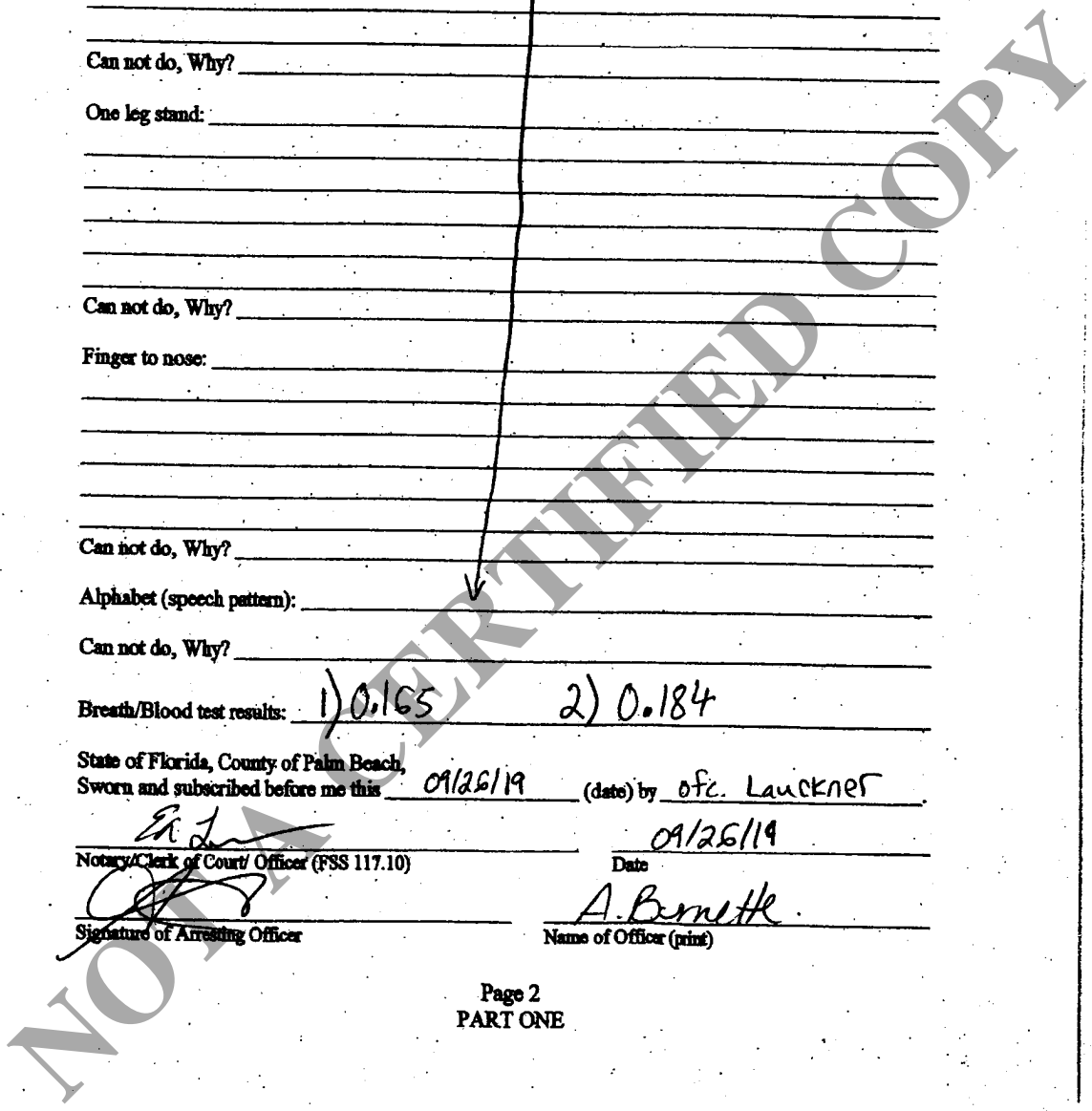
Can not do, Why? \_\_\_\_\_

Breath/Blood test results: 1) 0.165 2) 0.184

State of Florida, County of Palm Beach,  
Sworn and subscribed before me this 09/26/19 (date) by ofc. LAUCKNER

[Signature] 09/26/19  
Notary/Clerk of Court/ Officer (FSS 117.10) Date

[Signature] A. Bernette  
Signature of Arresting Officer Name of Officer (print)



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SEP 27 2019

ARRESTING OFFICER: A. Burnette #798

Name: \_\_\_\_\_ Phone # \_\_\_\_\_ Work # \_\_\_\_\_

Address: \_\_\_\_\_

Can testify to: \_\_\_\_\_

Name: \_\_\_\_\_ Phone # \_\_\_\_\_ Work # \_\_\_\_\_

Address: \_\_\_\_\_

Can testify to: \_\_\_\_\_

Name: \_\_\_\_\_ Phone # \_\_\_\_\_ Work # \_\_\_\_\_

Address: \_\_\_\_\_

Can testify to: \_\_\_\_\_

Name: \_\_\_\_\_ Phone # \_\_\_\_\_ Work # \_\_\_\_\_

Address: \_\_\_\_\_

Can testify to: \_\_\_\_\_

Name: \_\_\_\_\_ Phone # \_\_\_\_\_ Work # \_\_\_\_\_

Address: \_\_\_\_\_

Can testify to: \_\_\_\_\_

Name: \_\_\_\_\_ Phone # \_\_\_\_\_ Work # \_\_\_\_\_

Address: \_\_\_\_\_

Can testify to: \_\_\_\_\_

Name: \_\_\_\_\_ Phone # \_\_\_\_\_ Work # \_\_\_\_\_

Address: \_\_\_\_\_

Can testify to: \_\_\_\_\_

NOT A CERTIFIED COPY

BOCA RATON POLICE SERVICES DEPARTMENT  
JUVENILE CONSTITUTIONAL WARNINGS

Rights of suspects prior to custodial questioning.  
Identify yourself and state:

I am required to warn you before you make any statement that you have the following Constitutional rights:

- (1) You have the right to remain silent and not answer any questions. *Tell me in your own words what you think this means.*  
*(You do not have to talk to me or answer any questions about this offense. You can be quiet if you want.)*
- (2) Any statement you make must be freely and voluntarily given. *Tell me in your own words what you think this means.*  
*(If you do talk to me it has to be because you want to and not because anyone is forcing you to speak.)*
- (3) You have a right to the presence and representation of a lawyer of your choice before you make any statement and during any questioning. *Tell me in your own words what you think this means.*  
*(You can talk to a lawyer before we ask you any questions and you can have him/her with you now, during our questioning.)*
- (4) If you cannot afford a lawyer, you are entitled to the presence and representation of a court appointed lawyer before you make any statement and during any questioning. *Tell me in your own words what you think this means.*  
*(If you do not have money for a lawyer and you want one, a lawyer will be given to you for free.)*
- (5) If at any time during the interview you do not wish to answer any questions, you are privileged to remain silent. *Tell me in your own words what you think this means.*  
*(If you decide to talk to me then change your mind, you can stop answering my questions at any time.)*
- (6) I can make no threats or promises to induce you to make a statement. This must be of your own free will. *Tell me in your own words what you think this means.*  
*(I am not allowed to threaten you or make you any promises to get you to talk to me. If you decide to talk, it must be because you want to.)*
- (7) Any statement can be and will be used against you in a court of law. *Tell me in your own words what you think this means.*  
*(Anything you say to me can and will be told to the judge or a jury in court. A judge is a person who decides if you have done something wrong. Sometimes a group of people called a jury decide this, but the Judge is the person who decides what punishment you get.)*
- (8) Do you understand these rights as I have read them to you, and do you wish to speak to me?

Signed: \_\_\_\_\_ Date: \_\_\_\_\_ Time: \_\_\_\_\_

Revised: March 2, 2012

Juvenile Constitutional Warnings

SCANNED  
SEP 27 2019

BOCA RATON POLICE SERVICES DEPARTMENT  
TESTING FACILITY TASK REPORT

SUBJECT: Cristina Juchem

CASE #: 2019-013035 DATE: 09/26/2019

BREATH TEST RESULTS 1) 0.165 2) 0.184

1) TIME 2216 AM/PM  AM  PM 2) TIME 2219 AM/PM  AM  PM

3) TIME \_\_\_\_\_ AM/PM  AM  PM 4) TIME \_\_\_\_\_ AM/PM  AM  PM

BREATH OPERATOR: ofc. Lauckner #801

MAINTENANCE TECHNICIAN: ofc. Van Camp

TESTING OFFICER'S OBSERVATIONS

SPEECH: sturred

ATTITUDE: crying & talkative

CLOTHING: black shirt & black shorts

MEDICAL CONDITION: None

OTHER: Red glossy eyes & smells of an unknown alcoholic beverage

COMMENTS: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

BOCA RATON POLICE SERVICES DEPARTMENT  
DUI INFLUENCE REPORT - PART II

To be filled out at testing facility

Agency Case # 2019-013035

I. INTRODUCTION (Instrument Operator faces video camera)

A. The day is Thursday, September, 26, 2019  
(day) (month) (date) (year)

B. The time is now approximately 10 13 AM/PM

C. The following is in reference to case number 2019-013035

D. Present at this time is Ofc. Burnette of the Boca Raton Police Department.  
(Officer's Name)

E. Officer Burnette have you arrested Cristina Juchem in violation of  
Florida State Statute 316.193? yes (Defendant's name)

F. Did this violation occur within the City of Boca Raton, Palm Beach County, Florida? yes

G. Mr./Mrs./Ms. Juchem, I am required to inform you these  
proceedings are being video recorded.

Operator Note: *Video record breath request, breath sample, and interview.*

**II. AT THIS TIME THE ARRESTING OFFICER WILL REQUEST A BREATH SAMPLE.**

*Note: Read only the paragraph applicable to the type of test you are requesting.*

- A. I am now requesting that you submit to a lawful test of your **BREATH** for the purpose of determining its alcohol content.
- B. I am now requesting that you submit to a lawful test of your **URINE** for the purpose of determining the presence of chemical or controlled substances.
- C. I am now requesting that you submit to a lawful test of your **BLOOD** for the purpose of determining its alcohol content and the presence of chemical or controlled substances.

**IMPLIED CONSENT WARNINGS**

*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 Signature: \_\_\_\_\_

*Note: Also read for CDL holders:*

IN ADDITION, your refusal to submit will result in the loss of your commercial privileges for one year from today. If this is your **SECOND REFUSAL**, you will be permanently disqualified from operating a commercial motor vehicle.

*Note: After reading the implied consent warning, the arresting officer must request a breath sample again.*

**(IF REFUSAL THEN)**

At this time Mr./Mrs./Ms. \_\_\_\_\_ has refused to submit to a breath test.

The date is \_\_\_\_\_, \_\_\_\_\_, \_\_\_\_\_, and the time is \_\_\_\_\_ AM/PM.  
(month) (day) (year)

A refusal form will be completed by the arresting officer.

Identify yourself and state:

I am required to warn you before you make any statement that you have the following Constitutional rights:

- (1) You have the right to remain silent and not answer any questions.
- (2) Any statement you make must be freely and voluntarily given.
- (3) You have a right to the presence and representation 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 and representation of a court appointed lawyer before you make any statement 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 be and will be used against you in a court of law.
- (8) Do you understand these rights as I have read them to you, and do you wish to speak to me?

Signed: Refused Date: \_\_\_\_\_ Time: \_\_\_\_\_

QUESTIONS AND ANSWERS

*Refused*

Were you operating a motor vehicle at the time of the accident/stop? \_\_\_\_\_

Where were you going? \_\_\_\_\_

What street or highway were you on? \_\_\_\_\_

Direction of travel? \_\_\_\_\_

Where did you start driving from? \_\_\_\_\_

What city (county) were you stopped in? \_\_\_\_\_

What time did you start? \_\_\_\_\_ AM/PM What time is it now? \_\_\_\_\_

What is today's date? \_\_\_\_\_ What day of the week is it? \_\_\_\_\_

When did you last eat? \_\_\_\_\_ What did you eat? \_\_\_\_\_

What have you been doing the past three hours prior to this stop/accident? \_\_\_\_\_

How much do you weigh? \_\_\_\_\_ Have you been drinking? \_\_\_\_\_ What were you drinking? \_\_\_\_\_

How much? \_\_\_\_\_ Where? \_\_\_\_\_ With whom were you drinking? \_\_\_\_\_

When did you have your first drink? \_\_\_\_\_ AM/PM When did you stop drinking? \_\_\_\_\_ AM/PM

Refused

How did you consume your last two drinks? \_\_\_\_\_

Are you under the influence of alcohol now?  Yes  No

Can you feel the effects of alcohol?  Yes  No

Have you consumed alcohol since the accident?  Yes  No

Can you feel the effects of alcohol?  Yes  No

Have you consumed alcohol since the accident?  Yes  No How much? \_\_\_\_\_

What? \_\_\_\_\_ Where? \_\_\_\_\_

What line of work are you in? \_\_\_\_\_

When did you last work? \_\_\_\_\_

Do you have any physical defects or injuries?  Yes  No If yes, explain: \_\_\_\_\_

Are you sick or injured?  Yes  No If yes, explain: \_\_\_\_\_

Do you limp?  Yes  No Did you get a bump on the head?  Yes  No

Were you in an accident today? \_\_\_\_\_

Have you taken any drugs or smoked marijuana today? \_\_\_\_\_

What? \_\_\_\_\_ When? \_\_\_\_\_

Have you seen a doctor or dentist today?  Yes  No Who? \_\_\_\_\_

Are you taking any prescription medications?  Yes  No What? \_\_\_\_\_ When? \_\_\_\_\_

Do you have: Epilepsy?  Yes  No Inner ear trouble?  Yes  No

Glass eye?  Yes  No Ear infection?  Yes  No

False teeth?  Yes  No Diabetes?  Yes  No

Any problems not correctable by glasses or contact lenses? \_\_\_\_\_

Do you take insulin?  Yes  No If yes, when was your last injection? \_\_\_\_\_

Have you ever had a driver's license in any other state? \_\_\_\_\_

I am now ending this video recording. The time is now approximately 1025 AM/PM

The date is September 26 2019  
(month) (day) (year)

NOT A VERIFIED COPY

SCANNED  
SEP 27 2019

FLORIDA DEPARTMENT OF LAW ENFORCEMENT  
ALCOHOL TESTING PROGRAM  
BREATH ALCOHOL TEST AFFIDAVIT

Instrument Type: Intoxilyzer 8000  
Instrument Registered To: BOCA RATON PD  
Instrument Serial Number: 80-006622 Software: 8100.27  
Date of Test: 09/26/2019

Date of Last Agency Inspection: 08/06/2019  
Observation Period Began: 21:45  
Subject's Name: CRISTINA S JUCHEM

DOB: 09/13/1979 Sex: F

The subject was observed for at least twenty-minutes prior to the administration of the breath test to ensure that the subject did not take anything orally and did not regurgitate.

Results:	Test	g/210L	Time
	Diagnostics Check	OK	22:14
	Air Blank	0.000	22:14
	Control Test	0.079	22:14
	Air Blank	0.000	22:15
	Subject Sample #1	0.165	22:16
	Air Blank	0.000	22:16
	Air Blank	0.000	22:18
	Subject Sample #2	0.184	22:19
	Air Blank	0.000	22:19
	Control Test	0.080	22:20
	Air Blank	0.000	22:20
	Diagnostics Check	OK	22:20

Cylinder Lot: 13518080A5  
Exp: 08/05/2020

State of Florida, County of Palm Beach

Personally appeared before me the undersigned authority, who (X) is personally known to me or ( ) produced \_\_\_\_\_ as identification, and who after being placed under oath, states:

I CHRISTOPHER A LAUCKNER, hold a valid Breath Test Operator permit issued by the Florida Department of Law Enforcement, I administered the above breath test to the subject named above in accordance with Chapter 11D-8, Florida Administrative Code, and this form is a true and accurate report of that breath test.

Breath Test Operator: \_\_\_\_\_

Signature

Date: 09/26/2019

Sworn to (or affirmed) before me this 26<sup>th</sup> day of September, 2019

\_\_\_\_\_  
Signature of Notary Public-State of Florida

A. Burnette  
Printed Name of Notary Public-State of Florida

Note: Pursuant to section 117.10, Florida Statutes, law enforcement officers, correctional officers, traffic accident investigation officers and traffic infraction enforcement officers are notaries public when engaged in the performance of official duties. In accordance with section 316.1934(5), F.S., this completed form is admissible without further authentication and is presumptive proof of the results herein. To be used in accordance with Section 316.1934(5), F.S., and in administrative proceedings pursuant to 322.2615, F.S.

FDLE/ATP FORM 38 - MARCH 2004, Ref. 11D-8.007

SCANNED  
SEP 27 2019