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18CT 102991443

ARREST / NOTICE TO APPEAR

1 April 2 N.T.A. 3 Request for Warrant 4 Request for Citrus 1 JUVENILE

Agency ORJ Number 0501700	Agency Name Jupiter Police Department	Agency Report Number (N.T.A.'s only) 5 4 18-003052
Charge Type Check as many as 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
Location of Arrest (Including Name of Business) SB I-95 ON RAMP FROM 706, JUPITER FL		Location of Offense (Business Name, Address) 7449 W INDIANTOWN RD/INTERSTATE 95, JUPITER, FL
Date of Arrest 06/11/2018	Time of Arrest 02:36	Booking Date 06/11/2018
Booking Time 02:46	Jail Date	Jail Time
Location of Vehicle ALL HOOKED UP TOWING		
Name (Last, First, Middle) BERGER, CURTIS RICHARD		
Alias: None		
Race W - White B - Black O - Oriental/Asian W	Sex M	Date of Birth 06/02/1991
Height 5'02	Weight 165	Eye Color BROWN
Hair Color BLACK	Complexion LIGHT	Build Medium
Scars, Marks, Tattoos, Unique Physical Features (Location, Type, Description)		
Local Address (Street, Apt. Number) (City) (State) (Zip) 1837 NW PALMETTO TER, JENSEN BEACH, FL 34994		
Permanent Address (Street, Apt. Number) (City) (State) (Zip) 1837 NW PALMETTO TER, JENSEN BEACH, FL 34994		
Business Address (Name, Street) (City) (State) (Zip)		
DL Number, State B626116912020 / FL	Sec. Sec. Number	INS Number
Place of Birth (City, State) WPB, FL		Citizenship
Co-Defendant Name (Last, First, Middle)	Race	Sex
Co-Defendant Name (Last, First, Middle)	Race	Sex
Name (Last, First, Middle)		
Address (Street, Apt. Number) (City) (State) (Zip)		
Notified by (Name) Date Time		
Released To (Name) Relationship Date Time		
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 Grade		
Property Crime? <input type="checkbox"/> Yes <input checked="" 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 Dangerous/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 Synthetic	U Unknown Z Other	
Charge Description DUI - ENHANCED BAC OVER .15	Statute Violation Number 316.193(4)	Violation of ORD #
Drug Activity Drug Type Amount / Unit Offense # Counts Domestic Violence Warrant / Citrus Number	Bond OR	
Charge Description	Statute Violation Number	Violation of ORD #
Drug Activity Drug Type Amount / Unit Offense # Counts Domestic Violence Warrant / Citrus Number	Bond	
Charge Description	Statute Violation Number	Violation of ORD #
Drug Activity Drug Type Amount / Unit Offense # Counts Domestic Violence Warrant / Citrus Number	Bond	
Health / Apparent Physical Condition of Defendant		
Any knowledge of the following <input type="checkbox"/> Mental <input type="checkbox"/> Escape Risk <input type="checkbox"/> Medication <input type="checkbox"/> Deformities <input type="checkbox"/> Injuries Explain		
Check which applies <input type="checkbox"/> Released OR <input type="checkbox"/> Released to Parent/Guardian <input type="checkbox"/> T O T County Jail		
PROPERTY - Received By Released By Released To		
Transported By Date Transported Time Transported Other		
INSTRUCTION NO. 1 - Mandatory appearance in court		
INSTRUCTION NO. 2 - You need not appear in Court but must comply with instructions on Page 2		
Location (Court, Room) North County PALM BEACH GARD		
Court Date and Time 07/11/2018 00:00:00		
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		
Signature of Defendant (or Juvenile and Parent/Custodian)		Date Signed
HOLD for Other Agency		
Signature of Arresting Officer gc AB 3e		
Name Verification (Printed by Arrestee)		
Name of Arresting Officer (Print) BORROWS, ANDREW		
ID # 1138		
Name of Transporting Officer OFC A BORROWS		
ID # 380		
Agency JPD		
Witness here of subject signed with an "X"		

CENTRAL RECORDS JAIL CRIME ANALYSIS P. I. O. DEFENDANT

JUN 13 4:52

D.U.I. PROBABLE CAUSE AFFIDAVIT

ON THE 11th DAY OF June 20 18 AT 0214 AM PM

SUBJECT: Berger Curtis Richard CASE NUMBER: 18-003052

AGENCY: JUPITER POLICE DEPARTMENT ARRESTING OFFICER: Ofc. A. Borrows 380 / 1138

PERSONAL CONTACT

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

I was stopped on the start of the I-95 southbound on ramp just off of West Indiantown Road with my emergency lights and directional warning lights activated on an unrelated traffic stop. I was in a fully marked Jupiter Police vehicle. I exited my vehicle so I could complete the traffic stop when I looked back and saw a Ford truck quickly approaching the rear of my patrol vehicle. About 30 feet from my vehicle, its front end suddenly went down as if it was braking quickly. There was no other traffic and no reason for the pickup to come so close to my vehicle. I was expecting the truck to hit my car. I have never had an encounter so close in 1000s of traffic stops over the course of my 11 year career. The vehicle, a 1999 Ford bearing Florida license plate GZLE12, then continued past me in the next lane at a speed of greater than 30 miles per hour (posted 50 mile per hour zone), in violation of the Florida Move Over Law. I quickly released the other driver and drove to catch up to Berger's vehicle. I observed the vehicle straddling the lane markings as I approached. I initiated a traffic stop of the vehicle. The vehicle was very slow to stop, drifting over the shoulder line but not stopping, eventually pulling to the right and stopping about one minute after I first turned my lights on.

OBSERVATION OF DRIVER:

Berger was disheveled. Berger's movements were over exaggerated and sloppy. Berger had bloodshot, glassy eyes. Berger was extremely unsteady on his feet and displayed gait ataxia. Berger's face and eyelids were droopy. Berger was sweating profusely. Berger was unsteady and uncoordinated with his documents with delayed actions and particularly physical responses and movements.

DRIVER'S STATEMENTS:

Berger stated he had come from a friend's house and he'd consumed a "couple" of beers. After exiting the vehicle, Berger stated he was too drunk to drive and felt like a 5 on a scale of impairment of 1-10. Berger stated that he'd consumed about 5 beers.

ODORS:

Strong body odor, odor of unknown alcoholic beverage

GENERAL OBSERVATIONS

SPEECH: Slurred

ATTITUDE: Cooperative, talkative, repetitive

CLOTHING: Soiled white shirt, khaki shorts, grey sneakers

MEDICAL/OTHER: None

STATE OF FLORIDA
COUNTY OF PALM BEACH

Ofc. A. Borrows 380 / 1138

(Signature of Arresting/Investigative Officer)

The foregoing instrument was sworn to or affirmed and subscribed before me this 11th day of June 20 18 by Ofc. A. Borrows 380 / 1138

(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, Official (F.S.S.-117.10)



SUBJECT Berger Curtis CASE NUMBER 18-003052

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:

Difficulty keeping head still

WALK & TURN:

Berger started early one time. Berger lost his balance in the starting position several times during the instructional phase. Berger stopped after the first step and asked "nine?" and stepped off the line. I gave an affirmative answer. Berger missed heel to toe on every step. Berger took a total of 10 steps. Berger then turned and stumbled. Berger walked towards me, waving his hands towards my police vehicle in a "let's go" type gesture.

Berger refused to continue. I advised Berger of his Taylor Warnings. Berger indicated he didn't want to continue, indicating he knew he shouldn't be driving. I then placed Berger under arrest for DUI.

BREATH TEST RESULTS: .242 .236

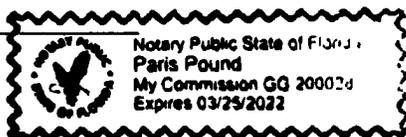
STATE OF FLORIDA
COUNTY OF PALM BEACH

Ofc. A. Borrows 380 / 1138 *[Signature]*
(Signature of Arresting/Investigative Officer)

The foregoing instrument was sworn to or affirmed and subscribed before me this 11th day of June 2018 by Ofc. A. Borrows 380 / 1138

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

[Signature]
Notary Public, Clerk of Court, Officer (F S S 117 10)





Palm Beach County Sheriff's Office – Arrests Only

X	Florida State Statute	Description	Page Number(s)	
Rule Exemptions	<input type="checkbox"/>	119.071(2)(d)	Surveillance techniques, procedures and personnel; inventory of law enforcement resources, policies or plans pertaining to mobilization deployment or tactical operations.	
	<input type="checkbox"/>	943.053, 943.0525	NCIC/FCIC/FBI and in-state FDLE/DOC.	
	<input type="checkbox"/>	119.071(4)(c)	Undercover personnel.	
	<input type="checkbox"/>	119.071(2)(f)	Confidential informants (CIs).	
	<input type="checkbox"/>	119.071(2)(e)	Confession.	
Public Info. Exemptions	<input type="checkbox"/>	985.04(1)	Juvenile offender records.	
	<input type="checkbox"/>	119.071(h)(i)	Assets of a crime victim.	
	<input type="checkbox"/>	395.3025(7)(a), 456.057(7)(a)	Medical information.	
	<input type="checkbox"/>	394.4615(7)	Mental health information.	
	<input type="checkbox"/>	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)	<input checked="" type="checkbox"/>	(iii) 119.0714(1)(i)-(j), (2)(a)-(e)	Social Security, bank account, charge, debit, and credit card numbers.	2
	<input type="checkbox"/>	(viii) 394.4615(7)	Clinical records under the Baker Act.	
	<input type="checkbox"/>	(xii) 741.30(3)(b)	The victim's address in a domestic violence action on petitioner's request.	
	<input type="checkbox"/>	(xiii) 119.071(2)(h), 119.0714(1)(h)	Protected information regarding victims of child abuse or sexual offenses.	
	<input type="checkbox"/>			
Other	<input type="checkbox"/>	Other:		
	<input type="checkbox"/>	Other:		

REVIEW COMPLETED BY

Booking Number: 2018019429	Date: 06/11/18
	Specialist Name/ID: Stewart/5660