

0507460 - 208

N/A



Arrest Report

FLORIDA FISH AND WILDLIFE CONSERVATION COMMISSION
8535 NORTHLAKE BLVD
WEST PALM BEACH, FL.

Report Date / Time 4/28/2019 06:38 PM	Report Number C-4530AA	Case Number/Cad Number FWSA19OFF004820 /FWLR19 CAD008047	Reporting Officer Name KYLE PATTERSON
Originating Agency ORI FL0488000	Occur Date Time Range 04/28/2019 18:25:31 -	Jurisdiction	Clearance

Location of Occurrence

County PALM BEACH	Location Type PUBLIC PLACE	Location Description LAKE BOCA RATON			
Street Number	Street LAKE BOCA	Apt/Lot/Bldg FWC	City BOCA RATON	State FL	Zip Code 33432

Defendant

First Name DANIEL	Middle Name JOSEPH	Last Name CARUSO	Suffix	Race WHITE	Sex MALE	Height 5'11"	Weight 165	Hair BLACK	Eyes BROWN
MNI #	SSN	Date of Birth 09/05/1999	Age 19	Place of Birth Boynton Beh, FL	Drivers License or other ID C620170993250	State FL	ID Type E		
Address * RESIDENCE / 1830 LAKE DR , DELRAY BEACH, FL 33444 /									

Arrest

Arrest Date/Time 4/28/2019 6:38:53 PM	Arrest Location Type PUBLIC PLACE	Arrest Location Description				
Street Number	Street LAKE BOCA	Apt/Lot/Bldg FWC	County PALM BEACH	City BOCA RATON	State FL	Zip Code 33432

Charge : STATE STATUTE

Counts 1	Charge 327.35(1)(b)	Bond Amount \$0.00	<input type="checkbox"/> No Bond
Charge Degree FIRST DEGREE	Charge Level MISDEMEANOR	General Offense Code DUI-UNLAW BLD ALCH	
Charge Description OPERATING A VESSEL WITH AN UNLAWFUL BLOOD ALCOHOL LEVEL OF .08 OR HIGHER			

Bond Set by Court

Bond Amount \$0.00	No Bond? No
Bond Type(s)	

Probable Cause

On 4/28/19, I initiated a boating safety stop on vessel FL 4646 RA which was being operated by Daniel Caruso (C620170993250). The stop was conducted in the channel right outside of Lake Boca in Palm Beach County. During the vessel stop, I observed the operator to have bloodshot and glassy eyes. Caruso had a strong odor of an alcoholic beverage and was unsteady while supporting himself against the center console of the vessel. Caruso was unable to find his safety equipment and perform task

Arrest Report

SCANNED
APR 29 2019

2019 APR 29 AM 8:00
FLORIDA FISH AND WILDLIFE CONSERVATION COMMISSION
WEST PALM BEACH, FL

Report Date / Time 4/28/2019 06:38 PM	Report Number C-4530AA	Case Number/Cad Number FWSA19OFF004820 /FWLR19 CAD008047	Reporting Officer Name KYLE PATTERSON
Originating Agency ORI FL0488000	Occur Date Time Range 04/28/2019 18:25:31 -	Jurisdiction	Clearance

asked of him. The passengers of the vessel and I had to continue to remind him of what I had asked him to provide.

I requested Caruso to perform Feild Sobriety task and the results were as follows:

The first task was the Horizontal Gaze Nystagmus. The following clues were observed:

Lack of smooth pursuit in both eyes
Distinct and sustained nystagmus at max. deviation in both eyes
Onset of nystagmus prior to 45 degrees in both eyes
Verical Nystagmas was present

The second task was the Finger to Nose. The following clues were observed:

Unable to follow instructions
Did not close eyes
Did not tilt head when I said begin
Opened eyes during task
Moved head during task over 1" plus
The first left were searched, not fingertip, and missed tip of the nose
The first right were not fingertip and missed tip of the nose
The second left was not fingertip, and missed tip of the nose nose.
The second right was not fingertip.
The third right was not fingertip.
The third left was not fingertip.

The third task was the Palm Pat. The following clues were observed:

Did not speed up
Rotated hands

The fourth task was the Hand Coordination. The following clues were observed:

Task 1 - Improper touch (rubbed knuckles)
Task 2 - Improper count until 4
Task 3 - Did not return left fist to chest
Task 4 - Clapped 4 times and did not perform

At this time, I placed Caruso under arrest for operating a vessel with his normal faculties impaired. I turned the vessel over to a sober operator who was on the vessel and had a boaters ID card.

At Silver Palm Boat Ramp I read implied consent to Caruso and he agreed to submit to a sample of his breath for its alcohol content. The first sample provided resulted in .153 BAC and the instrument detected an RFI and I was not able to collect a second sample.

Boca Raton transported Caruso to the Palm Beach County Jail.

Report Date / Time 4/28/2019 06:38 PM	Report Number C-4530AA	Case Number/Cad Number FWSA19OFF004820 /FWLR19 CAD008047	Reporting Officer Name KYLE PATTERSON
Originating Agency ORI FL0488000	Occur Date Time Range 04/28/2019 18:25:31 -	Jurisdiction	Clearance

The encounter was recorded on an agency issued body camera.

End of report


Court

Court County PALM BEACH	Court Location 3228 GUN CLUB ROAD WEST PALM BEACH, FL 33406		
Court PALM BEACH COUNTY COURT AT GUN CLUB	Court Phone (561) 688-4640	Court Appearance Date / Time	Court Fine
Comments			

Officer Name	Officer Rank	Involvement On Report	ID #	Org/Unit	Officer Agency
KYLE PATTERSON	INVESTIGAT		WN042	FWSAISO REGION AIST LUCIE	FLORIDA FISH AND WILDLIFE CONSERVATION COMMISSION

The undersigned certifies and swears that he/she has just and reasonable grounds to believe that the above named Defendant, committed violation(s), of law, on the below date(s) and time(s), as listed in the probable cause associated with this report:

Reporting Officer

Officer Name KYLE PATTERSON	Office Rank INVESTIGAT	Officer ID No WN042	Sworn and subscribed before me, the undersigned authority This the _____ day of _____ DEPUTY OF THE COURT, NOTARY OR LAW ENFORCEMENT
Officer Agency FLORIDA FISH AND WILDLIFE CONSERVATION COMMISSION			
Officer Signature 			



Palm Beach County Sheriff's Office – Arrests Only

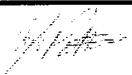
	X	Florida State Statute	Description	Page Number(s)
L/E Exemptions	<input type="checkbox"/>	119.071(2)(d)	Surveillance techniques, procedures and personnel; inventory of law enforcement resources, policies or plans pertaining to mobilization deployment or tactical operations.	
	<input type="checkbox"/>	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"/>			
	<input type="checkbox"/>			
	<input type="checkbox"/>			
	<input type="checkbox"/>			
Other	<input type="checkbox"/>		Other:	
	<input type="checkbox"/>		Other:	

REVIEW COMPLETED BY

Booking Number: 2019014188	Date: 04/29/2019
	Specialist Name/ID: AM/31562

Report Date / Time 4/28/2019 6:38:53 PM	Report Number ISR067318 (01)	Report Case/Cad Number FWSA19OFF004820 / F WLR19CAD008047	Reporting Officer Rank / ID INVESTIGAT / WN042	Reporting Officer Name KYLE PATTERSON
Originating Agency ORI FL0508000	Reported to Agency Date	Occur Date Range 04/28/2019 18:25:31 -	Jurisdiction	Status: Clearance:
Offense Description				

Narrative: INITIAL

Narrative Date/Time 4/28/2019 7:41:14 PM		Narrative Synopsis PATTERSON'S		
Reporting Officer KYLE PATTERSON	Officer Rank INVESTIGAT	Officer ID No WN042	Officer Org/Unit FWSAISO REGION AIST LUCIE	
Officer Signature 	Officer Agency FLORIDA FISH AND WILDLIFE CONSERVATION COMMISSION			

On 4/28/19, I initiated a boating safety stop on vessel FL 4646 RA which was being operated by Daniel Caruso (C620170993250). The stop was conducted in the channel right outside of Lake Boca in Palm Beach County. During the vessel stop, I observed the operator to have bloodshot and glassy eyes. Caruso had a strong odor of an alcoholic beverage and was unsteady while supporting himself against the center console of the vessel. Caruso was unable to find his safety equipment and unable to perform task asked of him. The passengers of the vessel and I had to continue to remind him of what I had asked him to provide. When I asked him for his boaters ID card he could not find it in his wallet that he was holding. His friend was able to locate it from a distance and point it out to him.

I requested Caruso to perform Feild Sobriety task and the results were as follows:

The first task was the Horizontal Gaze Nystagmus. The following clues were observed:

- Lack of smooth pursuit in both eyes
- Distinct and sustained nystagmus at max. deviation in both eyes
- Onset of nystagmus prior to 45 degrees in both eyes
- Verical Nystagmas was present

The second task was the Finger to Nose. The following clues were observed:

- Unable to follow instructions
- Did not close eyes
- Did not tilt head when I said begin
- Opened eyes during task
- Moved head during task over 1" plus
- The first left were searched, not fingertip, and missed tip of the nose
- The first right were not fingertip and missed tip of the nose
- The second left was not fingertip, and missed tip of the nose nose.
- The second right was not fingertip.
- The third right was not fingertip.
- The third left was not fingertip.

Report Date / Time 4/28/2019 6:38:53 PM	Report Number ISR067318 (01)	Report Case/Cad Number FWSA19OFF004820 /F WLR19CAD008047	Reporting Officer Rank / ID INVESTIGAT / WN042	Reporting Officer Name KYLE PATTERSON
Originating Agency ORI FL0508000	Reported to Agency Date	Occur Date Range 04/28/2019 18:25:31 -	Jurisdiction	Status: Clearance:
Offense Description				

The third task was the Palm Pat. The following clues were observed:

Did not speed up
Rotated hands

The fourth task was the Hand Coordination. The following clues were observed:

Task 1 - Improper touch (rubbed knuckles)
Task 2 - Improper count until 4
Task 3 - Did not return left fist to chest
Task 4 - Clapped 4 times and did not perform

At this time, I placed Caruso under arrest for operating a vessel with his normal faculties impaired. I turned the vessel over to a sober operator who was on the vessel and had a boaters ID card. Caruso agreed to turn the vessel over to the female operator.

At Silver Palm Boat Ramp I read implied consent to Caruso and he agreed to submit to a sample of his breath for its alcohol content. The first sample provided resulted in .153 BAC and the instrument detected an RFI and I was not able to collect a second sample.

Boca Raton transported Caruso to the Palm Beach County Jail.

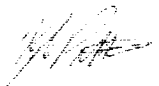
The encounter was recorded on an agency issued body camera.

End of report

Sup #	Officer Name	Officer Rank	Involvement On Report	Reporting Role	ID #	Org/Unit	Officer Agency
01	KYLE PATTERSON	INVESTIGAT		REPORTING OFFICER	WN042	FWSAISO REGION AIST LUCIE	FLORIDA FISH AND WILDLIFE CONSERVATION COMMISSION

The undersigned certifies and swears that he/she has just and reasonable grounds to believe that the above named Defendant, committed violation(s), of law, on the below date(s) and time(s), as listed in the narratives associated with this report:

Officer: Reporting Officer (Supplement01)

Officer Name KYLE PATTERSON	Office Rank INVESTIGAT	Officer ID No WN042	Sworn and subscribed before me, the undersigned authority This the _____ day of _____, _____ DEPUTY OF THE COURT, NOTARY OR LAW ENFORCEMENT OFFICER
Officer Agency FLORIDA FISH AND WILDLIFE CONSERVATION COMMISSION			
Officer Signature 			



Arrest Report

FLORIDA FISH AND WILDLIFE CONSERVATION COMMISSION
8535 NORTHLAKE BLVD
WEST PALM BEACH, FL.

Report Date / Time 4/28/2019 06:38 PM	Report Number C-4530AA	Case Number/Cad Number FWSA19OFF004820 /FWLR19 CAD008047	Reporting Officer Name KYLE PATTERSON
Originating Agency ORI FL0488000	Occur Date Time Range 04/28/2019 18:25:31 -	Jurisdiction	Clearance

Location of Occurrence

County PALM BEACH	Location Type PUBLIC PLACE	Location Description LAKE BOCA RATON			
Street Number	Street LAKE BOCA	Apt/Lot/Bldg FWC	City BOCA RATON	State FL	Zip Code 33432

Defendant

First Name DANIEL	Middle Name JOSEPH	Last Name CARUSO	Suffix	Race WHITE	Sex MALE	Height 5'11"	Weight 165	Hair BLACK	Eyes BROWN
MNI #	SSN [REDACTED]	Date of Birth 09/05/1999	Age 19	Place of Birth	Drivers License or other ID C620170993250	State FL	ID Type E		
Address * RESIDENCE / 1830 LAKE DR , DELRAY BEACH, FL 33444 /									

Arrest

Arrest Date/Time 4/28/2019 6:38:53 PM	Arrest Location Type PUBLIC PLACE	Arrest Location Description				
Street Number	Street LAKE BOCA	Apt/Lot/Bldg FWC	County PALM BEACH	City BOCA RATON	State FL	Zip Code 33432

Charge : STATE STATUTE

Counts 1	Charge 327.35(1)(b)	Bond Amount \$0.00	<input type="checkbox"/> No Bond
Charge Degree FIRST DEGREE	Charge Level MISDEMEANOR	General Offense Code DUI-UNLAW BLD ALCH	
Charge Description OPERATING A VESSEL WITH AN UNLAWFUL BLOOD ALCOHOL LEVEL OF .08 OR HIGHER			

Bond Set by Court

Bond Amount \$0.00	No Bond? No
Bond Type(s)	

Probable Cause

On 4/28/19, I initiated a boating safety stop on vessel FL 4646 RA which was being operated by Daniel Caruso (C620170993250). The stop was conducted in the channel right outside of Lake Boca in Palm Beach County. During the vessel stop, I observed the operator to have bloodshot and glassy eyes. Caruso had a strong odor of an alcoholic beverage and was unsteady while supporting himself against the center console of the vessel. Caruso was unable to find his safety equipment and perform task

Report Date / Time 4/28/2019 06:38 PM	Report Number C-4530AA	Case Number/Cad Number FWSA19OFF004820 /FWLR19 CAD008047	Reporting Officer Name KYLE PATTERSON
Originating Agency ORI FL0488000	Occur Date Time Range 04/28/2019 18:25:31 -	Jurisdiction	Clearance

asked of him. The passengers of the vessel and I had to continue to remind him of what I had asked him to provide.

I requested Caruso to perform Feild Sobriety task and the results were as follows:

The first task was the Horizontal Gaze Nystagmus. The following clues were observed:

Lack of smooth pursuit in both eyes
Distinct and sustained nystagmus at max. deviation in both eyes
Onset of nystagmus prior to 45 degrees in both eyes
Verical Nystagmas was present

The second task was the Finger to Nose. The following clues were observed:

Unable to follow instructions
Did not close eyes
Did not tilt head when I said begin
Opened eyes during task
Moved head during task over 1" plus
The first left were searched, not fingertip, and missed tip of the nose
The first right were not fingertip and missed tip of the nose
The second left was not fingertip, and missed tip of the nose nose.
The second right was not fingertip.
The third right was not fingertip.
The third left was not fingertip.

The third task was the Palm Pat. The following clues were observed:

Did not speed up
Rotated hands

The fourth task was the Hand Coordination. The following clues were observed:

Task 1 - Improper touch (rubbed knuckles)
Task 2 - Improper count until 4
Task 3 - Did not return left fist to chest
Task 4 - Clapped 4 times and did not perform

At this time, I placed Caruso under arrest for operating a vessel with his normal faculties impaired. I turned the vessel over to a sober operator who was on the vessel and had a boaters ID card.

At Silver Palm Boat Ramp I read implied consent to Caruso and he agreed to submit to a sample of his breath for its alcohol content. The first sample provided resulted in .153 BAC and the instrument dtedected an RFI and I was not able to collect a second sample.

Boca Raton transported Caruso to the Palm Beach County Jail.

Report Date / Time 4/28/2019 06:38 PM	Report Number C-4530AA	Case Number/Cad Number FWSA19OFF004820 /FWLR19 CAD008047	Reporting Officer Name KYLE PATTERSON
Originating Agency ORI FL0488000	Occur Date Time Range 04/28/2019 18:25:31 -	Jurisdiction	Clearance

The encounter was recorded on an agency issued body camera.

End of report


Court

Court County PALM BEACH	Court Location 3228 GUN CLUB ROAD WEST PALM BEACH, FL 33406		
Court PALM BEACH COUNTY COURT AT GUN CLUB	Court Phone (561) 688-4640	Court Appearance Date / Time	Court Fine
Comments			

Officer Name	Officer Rank	Involvement On Report	ID #	Org/Unit	Officer Agency
KYLE PATTERSON	INVESTIGAT		WN042	FWSAISO REGION AIST LUCIE	FLORIDA FISH AND WILDLIFE CONSERVATION COMMISSION

The undersigned certifies and swears that he/she has just and reasonable grounds to believe that the above named Defendant, committed violation(s), of law, on the below date(s) and time(s), as listed in the probable cause associated with this report:

Reporting Officer

Officer Name KYLE PATTERSON	Office Rank INVESTIGAT	Officer ID No WN042	Sworn and subscribed before me, the undersigned authority This the _____ day of _____, _____ DEPUTY OF THE COURT, NOTARY OR LAW ENFORCEMENT
Officer Agency FLORIDA FISH AND WILDLIFE CONSERVATION COMMISSION	Officer Signature 		



V557642

COMPLAINT

UNIFORM BOATING CITATION

COUNTY OF PALM BEACH (50) AGENCY FLORIDA FISH AND WILDLIFE CONSERVATION COMMISSION CITY OF (IF APPLICABLE) BOCA RATON (32)

IN THE COURT DESIGNATED BELOW THE UNDERSIGNED AFFIRMS THAT HE/SHE HAS JUST AND REASONABLE GROUNDS TO BELIEVE AND DOES BELIEVE THAT ON

DAY OF WEEK MONTH DAY YEAR TIME OF DAY SUNDAY APRIL 28 2019 18:55 PM

VIOLATOR / DEFENDANT

NAME (FIRST MIDDLE LAST) DANIEL JOSEPH CARUSO STREET 1830 LAKE DR CITY DELRAY BEACH STATE ZIP CODE FL 33444 DIFFERENT THAN REGISTRATION OR OTHER I.D. DRIVER LICENSE NUMBER C620170993250 OR STATE FL TYPE OF I.D. E EXPIRES ON 9/5/2023

VESSEL

VESSEL REGNO ST EXPIRES ON HIN YEAR COLOR FL4646RA FL 3/23/2020 PLCAJ021K415 2015 WHITE MAKE PRO LINE BOATS TYPE OPEN MOTORBOAT PROPULSION HP FUEL LENGTH Propeller GAS 23 FEET

LOCATION

UPON THE WATERS OF THE STATE OF FLORIDA, OR OTHER LOCATION, NAMELY N 26 20.9052 W 80 4.5214 BOCA RATON SILVER PALM BOAT RAMP

VIOLATION

DID UNLAWFULLY COMMIT THE FOLLOWING OFFENSE IN VIOLATION OF A VIOLATION STATE STATUTE 327.35(1)(a) CRIMINAL VIOLATION COURT REQUIRED VIOLATION DESCRIPTION OPERATING A VESSEL WHILE NORMAL FACULTIES IMPAIRED

CODE VIOLATION (IF APPLICABLE)

CODE VIOLATION DESCRIPTION

DESCRIPTION OF VIOLATIONS OR COMMENTS PERTAINING TO OFFENSE

Table with 5 columns: ACCIDENT CASE, CAUSED ACCIDENT, PROPERTY DAMAGE, AMOUNT, INJURIES, FATALITIES

COURT APPEARANCE IS MANDATORY

I AGREE AND PROMISE TO COMPLY AND ANSWER TO THE CHARGES AND INSTRUCTIONS SPECIFIED IN THIS CITATION. WILLFUL REFUSAL TO POST BOND OR ACCEPT AND SIGN THIS CITATION MAY RESULT IN ARREST. FAILURE TO APPEAR OR PROPERLY RESPOND TO THIS CITATION IS A SEPARATE AND ADDITIONAL CRIME.

X SIGNATURE OF DEFENDANT OFFICER INSTRUCTIONS TO DEFENDANT / NOTES TBS

COURT LOCATION FOR APPEARANCES PALM BEACH COUNTY COURT AT GUN CLUB 3228 GUN CLUB ROAD WEST PALM BEACH, FL 33406 COURT DATE/TIME COURT TELEPHONE (561) 688-4640

ARREST DELIVERED TO DATE OF ARREST

RANK / SIGNATURE AND IDENTITY OF OFFICER INVESTIGATOR KYLE PATTERSON ORG / UNIT I.D. NUMBER

FWSAISO REGION AIS WN042

FWC 190 (05/2002)

COURT COPY (COMPLAINT)

CASE NO. DOCKET NO. PAGE NO.

COURT ACTION AND OTHER ORDERS

BAIL FIXED AT \$ OR CASH DEPOSIT OF \$

SIGNATURE OF PERSON GIVING BOND

SIGNATURE OF PERSON TAKING BOND

FINE IN THE AMOUNT OF \$ RECEIVED AS REQUIRED BY COURT SCHEDULE.

Administrative Code Violation (If Applicable):

SIGNATURE OF CLERK

CONTINUANCE TO REASON

CONTINUANCE TO REASON

BOND ENTREATED

WARRANT ISSUED

DEFENDANT FAILED TO APPEAR

DEFENDANT ARRAIGNED ON (DATE)

PLEA

SENTENCE FINE COST

JAILED DAYS

PROBATION DAYS

BOATER IMPROVEMENT SCHOOL REQUIRED [] YES [] NO

SUBSTANCE ABUSE SCHOOL [] YES [] NO

OTHER

SIGNATURE OF JUDGE

TESTIMONY - JUDGES NOTES (OR OTHER COURT ORDERS)

FLORIDA FISH AND WILDLIFE CONSERVATION COMMISSION
DIVISION OF LAW ENFORCEMENT

FLORIDA BUI/DUI
IMPLIED CONSENT WARNING

DEFENDANT'S NAME CARUSO, DANIEL JOSEPH CASE NO: _____

READ ONLY THE PARAGRAPH APPLICABLE TO THE TYPE OF TEST YOU ARE REQUESTING

You are under arrest for operating a vessel or vehicle while under the influence of alcoholic beverages or chemical or controlled substances.

- I am now requesting that you submit to a lawful test of your **BREATH** for the purpose of determining its alcohol content. Will you submit to a **BREATH** test?
- 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. Will you submit to a **URINE** test?
- 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. Will you submit to a **BLOOD** test?

IF THE SUBJECT REFUSES TO SUBMIT TO TESTING, READ ONE OF THE FOLLOWING:

I am KYLE PATTERSON of the Florida Fish and Wildlife Conservation Commission
OFFICER'S NAME

VESSEL

If you fail to submit to the test I have requested of you, it will result in a civil penalty of \$500.00. Additionally, if you refuse to submit to the test I have requested of you and have previously been fined for 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.

Will you submit to the test? YES NO

VEHICLE

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 privileges have been previously suspended for 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

Will you submit to the test? YES NO

4-28-19 18 50
DATE TIME

IN CUSTODY ON BODY CAM
DEFENDANT'S SIGNATURE

KYLE PATTERSON
OFFICER'S NAME (PRINTED)

[Signature]
OFFICER'S SIGNATURE

Field Sobriety Task Performance Report

Subject Name **Caruso**

Start time

PRE-TASK QUESTIONS (select) Y N Notes: Do you have any physical defects or disabilities? <input type="checkbox"/> Y <input checked="" type="checkbox"/> N Do you have any defects with your eyes? <input type="checkbox"/> Y <input checked="" type="checkbox"/> N Are you sick or injured? <input type="checkbox"/> Y <input checked="" type="checkbox"/> N Are you under the care of a doctor or dentist? <input type="checkbox"/> Y <input checked="" type="checkbox"/> N Are you taking any medication or drugs? <input type="checkbox"/> Y <input checked="" type="checkbox"/> N	GENERAL INSTRUCTIONS: Please sit straight at the front edge of your seat. Put your arms down at your sides. Place your feet shoulder-width apart so you are comfortable and stable. Are you stable? (Response) Do not move your feet until the tasks are over. Stay in this position and do not do anything else until I tell you to do so. Do you understand? (Response)
--	---

HORIZONTAL GAZE NYSTAGMUS Have the subject remove their eyeglasses, if worn. Are you wearing contact lenses? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No I am going to check your eyes. Hold your head still and follow the stimulus with your eyes only. Do you understand? (Response) Elevate the stimulus about 12-15" from the subject's nose. Check for equal pupil size, resting nystagmus and equal tracking.	<table border="1" style="width:100%; border-collapse: collapse;"> <tr> <th>Clues</th> <th>Left</th> <th>Right</th> </tr> <tr> <td>Lack of smooth pursuit</td> <td><input checked="" type="checkbox"/></td> <td><input checked="" type="checkbox"/></td> </tr> <tr> <td>Distinct & sustained nystagmus at max. deviation</td> <td><input checked="" type="checkbox"/></td> <td><input checked="" type="checkbox"/></td> </tr> <tr> <td>Onset of nystagmus prior to 45-degrees</td> <td><input checked="" type="checkbox"/></td> <td><input checked="" type="checkbox"/></td> </tr> <tr> <td>Total Clues</td> <td colspan="2" style="text-align: center;">6</td> </tr> <tr> <td>Vertical nystagmus: Yes <input checked="" type="checkbox"/> No <input type="checkbox"/></td> <td colspan="2">Evaluation Criteria: 4 or more clues</td> </tr> </table>	Clues	Left	Right	Lack of smooth pursuit	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	Distinct & sustained nystagmus at max. deviation	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	Onset of nystagmus prior to 45-degrees	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	Total Clues	6		Vertical nystagmus: Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>	Evaluation Criteria: 4 or more clues		
Clues	Left	Right																		
Lack of smooth pursuit	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>																		
Distinct & sustained nystagmus at max. deviation	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>																		
Onset of nystagmus prior to 45-degrees	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>																		
Total Clues	6																			
Vertical nystagmus: Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>	Evaluation Criteria: 4 or more clues																			

FINGER TO NOSE

- Make a fist with both hands, extend your index fingers and turn your palms forward. Remain in this position while I explain the task. (Demonstrate) Do you understand? (Response)
- When I say begin, tilt your head back to about a 45° angle and close your eyes. (Demonstrate)
- When I tell you to, touch the tip of your nose with the tip of your index finger and immediately return it to your side. (Demonstrate and explain the fingertip, pad and side of fingers and demonstrate touching tip of the nose)
- When I say right, you must touch your right index finger to your nose; when I say left, you must touch your left index finger to your nose. Do you understand? (Response)
- Begin. (After head tilt...) Left...Right...Left...Right...Right...Left (After performance...) Open your eyes and straighten your head.

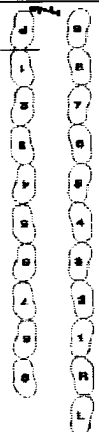
Instruction Stage	Performance Stage		Left	Right	Left	Right	Right	Left	
Unable to follow instructions	<input checked="" type="checkbox"/> Did not close eyes	<input checked="" type="checkbox"/> Wrong hand	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Wrong hand
	<input type="checkbox"/> Did not tilt head	<input checked="" type="checkbox"/> Wrong finger	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Wrong finger
Started at wrong time	<input type="checkbox"/> Opened eyes during task	<input checked="" type="checkbox"/> Hesitated	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Hesitated
		<input type="checkbox"/> Searched	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Searched
		<input checked="" type="checkbox"/> Moved head during task (1"+)	<input checked="" type="checkbox"/> Not fingertip	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>
		<input checked="" type="checkbox"/> Missed nose	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Missed nose
		<input type="checkbox"/> Did not bring down	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Did not bring down
Total Clues									15
Evaluation Criteria: 9 or more clues									

PALM PAT ● Place your hands palm to palm with one hand up and one hand down, like this. (Demonstrate) Remain in this position while I explain the task. Do you understand? (Response) ● When I tell you to begin, turn the top hand over and count out loud "one," then turn the hand back over and count out loud "two," counting only when the hands make contact, like this. (Demonstrate at least two sets) ● Repeat this, speed up as you go, and do not stop until told. Make sure to keep your hands and fingers parallel during each pat, like this. (Demonstrate) ● Do you understand? (Response) Begin. (If necessary, tell to speed up)	<table border="1" style="width:100%; border-collapse: collapse;"> <tr> <th>Instruction Stage</th> <th></th> </tr> <tr> <td>Unable to follow instructions</td> <td><input type="checkbox"/></td> </tr> <tr> <td>Started at wrong time</td> <td><input type="checkbox"/></td> </tr> <tr> <th>Performance Stage</th> <th></th> </tr> <tr> <td>Did not count as instructed</td> <td><input type="checkbox"/></td> </tr> <tr> <td>Rolled hands</td> <td><input type="checkbox"/></td> </tr> <tr> <td>Double pat</td> <td><input type="checkbox"/></td> </tr> <tr> <td>Chopped pat</td> <td><input type="checkbox"/></td> </tr> <tr> <td>Other improper pat (document)</td> <td><input type="checkbox"/></td> </tr> <tr> <td>Did not increase speed</td> <td><input checked="" type="checkbox"/></td> </tr> <tr> <td>Rotated hands</td> <td><input checked="" type="checkbox"/></td> </tr> <tr> <td>Stopped before told</td> <td><input type="checkbox"/></td> </tr> <tr> <td>Total Clues</td> <td style="text-align: center;">2</td> </tr> <tr> <td colspan="2">Evaluation Criteria: 2 or more clues</td> </tr> </table>	Instruction Stage		Unable to follow instructions	<input type="checkbox"/>	Started at wrong time	<input type="checkbox"/>	Performance Stage		Did not count as instructed	<input type="checkbox"/>	Rolled hands	<input type="checkbox"/>	Double pat	<input type="checkbox"/>	Chopped pat	<input type="checkbox"/>	Other improper pat (document)	<input type="checkbox"/>	Did not increase speed	<input checked="" type="checkbox"/>	Rotated hands	<input checked="" type="checkbox"/>	Stopped before told	<input type="checkbox"/>	Total Clues	2	Evaluation Criteria: 2 or more clues		HAND COORDINATION ● Make fists with both hands, place your left fist at the center of your chest and your right fist against your left fist, like this. (Demonstrate) ● Remain in this position while I explain the tasks. Do you understand? (Response) ● When I say begin, you must perform four tasks. ● The <u>first</u> task is to count out loud from one to four while you move your fists in a step-like fashion, making contact between your fists at each step. (Demonstrate while counting out loud 1, 2, 3, 4) ● The <u>second</u> task is to memorize the position of your fists after you have counted to four, clap your hands three times and return your fists to the memorized position. (Demonstrate) ● The <u>third</u> task is to move your fists in a step-like fashion in reverse order; counting out loud from five to eight and returning your left fist to your chest. (Demonstrate while counting out loud 5, 6, 7, 8) ● The <u>fourth</u> task is to open your hands with palms down and place them in your lap. (Demonstrate) ● Do you understand? (Response) Begin.	
Instruction Stage																															
Unable to follow instructions	<input type="checkbox"/>																														
Started at wrong time	<input type="checkbox"/>																														
Performance Stage																															
Did not count as instructed	<input type="checkbox"/>																														
Rolled hands	<input type="checkbox"/>																														
Double pat	<input type="checkbox"/>																														
Chopped pat	<input type="checkbox"/>																														
Other improper pat (document)	<input type="checkbox"/>																														
Did not increase speed	<input checked="" type="checkbox"/>																														
Rotated hands	<input checked="" type="checkbox"/>																														
Stopped before told	<input type="checkbox"/>																														
Total Clues	2																														
Evaluation Criteria: 2 or more clues																															

Instruction Stage	
Unable to follow instructions	<input type="checkbox"/>
Started at wrong time	<input type="checkbox"/>
Performance Stage	
Task 1 – Forward Steps	
Improper count	<input type="checkbox"/>
Improper touch	<input checked="" type="checkbox"/>
Did not perform	<input type="checkbox"/>
Task 2 – Hand Clapping	
Improper count	<input checked="" type="checkbox"/>
Improper touch	<input type="checkbox"/>
Improper return	<input type="checkbox"/>
Did not perform	<input type="checkbox"/>
Task 3 – Return Steps	
Improper count	<input type="checkbox"/>
Improper touch	<input type="checkbox"/>
Did not return left fist to chest	<input checked="" type="checkbox"/>
Did not perform	<input type="checkbox"/>
Task 4 – End Position	
Improper position	<input type="checkbox"/>
Did not perform	<input checked="" type="checkbox"/>
Total Clues	4
Evaluation Criteria: 3 or more clues	

Field Sobriety Task Performance Report

Subject Name **Caruso**

<p>WALK AND TURN</p> <ul style="list-style-type: none"> ● Place your left foot on the line with your right foot in front of the left foot, with the heel of the right foot touching the toe of the left. <i>(Demonstrate)</i> ● Place your arms at your sides. Maintain this position until I have completed the instructions. Do not start to walk until I tell you to do so. Do you understand? <i>(Response)</i> ● When I tell you to begin, take nine heel-to-toe steps, turn and take nine heel-to-toe steps back. <i>(Demonstrate 3 heel-to-toe steps)</i> ● When you turn, keep the front foot on the line and turn by taking a series of small steps with the other foot, like this. <i>(Demonstrate)</i> ● While you are walking, keep your arms at your sides, watch your feet at all times and count your steps out loud. Once you start walking, do not stop until you have completed the task. Do you understand? <i>(Response)</i> ● Begin. 		<p>Instruction Stage</p> <p>Loses balance during instructions <input type="checkbox"/></p> <p>Starts before told <input type="checkbox"/></p> <p>Performance Stage</p> <p>Stops while walking <input type="checkbox"/></p> <p>Does not touch heel-to-toe (1/2"+) <input type="checkbox"/></p> <p>Steps off line <input type="checkbox"/></p> <p>Uses arms to balance (6"+) <input type="checkbox"/></p> <p>Improper turn <input type="checkbox"/></p> <p>Wrong number of steps <input type="checkbox"/></p> <p>Total Clues</p> <p>Cannot perform task (explain) <input type="checkbox"/></p> <p>Evaluation Criteria: 2 or more clues</p>
--	---	--

<p>ONE LEG STAND</p> <ul style="list-style-type: none"> ● Stand with your feet together and your arms at your sides, like this. <i>(Demonstrate)</i> ● Do not start until I tell you to. Do you understand? <i>(Response)</i> ● When I tell you to start, raise one leg, either leg, approximately six inches off the ground, keeping your raised foot parallel to the ground. <i>(Demonstrate)</i> ● You must keep both legs straight, arms at your sides. While holding that position, count out loud in the following manner: one thousand and one, one thousand and two, one thousand and three, and so on until told to stop. ● Keep your arms at your sides at all times and keep watching the raised foot. Do you understand? <i>(Response)</i> ● Begin. <i>(30 seconds)</i> 	<p>Clues</p> <p>Sways while balancing <input type="checkbox"/></p> <p>Uses arms to balance (6"+) <input type="checkbox"/></p> <p>Hopping <input type="checkbox"/></p> <p>Puts foot down <input type="checkbox"/></p> <p>Total Clues</p> <p>Cannot perform task (explain) <input type="checkbox"/></p> <p>Evaluation Criteria: 2 or more clues</p>
--	--

Phase I: Vessel in Motion – Document initial observations to describe vessel maneuvers or operator/occupant behaviors that may be associated with alcohol/drug influence prior to the stop. If no Phase I observations are made, describe initial contact.

Phase II: Personal Contact – Document observations made during face-to-face contact with the operator.

<p>Operator Actions</p> <ul style="list-style-type: none"> <input type="checkbox"/> Cannot find registration/wallet <input type="checkbox"/> Tries to conceal something <input type="checkbox"/> Produces wrong documents <input type="checkbox"/> Fumbles items <input type="checkbox"/> Excessive movement <input type="checkbox"/> Forgets to respond to request <input type="checkbox"/> Incorrect answers <input type="checkbox"/> Problem using fingertips <input type="checkbox"/> Avoids eye contact <input type="checkbox"/> Ignores questions <input type="checkbox"/> Lights cigarette or eats/chews <input type="checkbox"/> Angry/abusive language <input type="checkbox"/> Admits to drinking <input checked="" type="checkbox"/> Difficulty with safety equip. <input type="checkbox"/> Unusual statements 	<p>Breath</p> <p>Alcoholic beverage:</p> <ul style="list-style-type: none"> <input checked="" type="checkbox"/> Strong <input type="checkbox"/> Moderate <input type="checkbox"/> None <input type="checkbox"/> Marijuana <input type="checkbox"/> Breath mint/cover odor <p>Face</p> <ul style="list-style-type: none"> <input type="checkbox"/> Pale <input type="checkbox"/> Flushed <input type="checkbox"/> Sweating <input type="checkbox"/> Sunburned <input type="checkbox"/> Normal 	<p>Eyes</p> <ul style="list-style-type: none"> <input checked="" type="checkbox"/> Bloodshot <input type="checkbox"/> Watery <input checked="" type="checkbox"/> Glassy <input type="checkbox"/> Dilated pupils <input type="checkbox"/> Constricted pupils <input type="checkbox"/> Droopy eyelids <input type="checkbox"/> Normal <p>Unusual Actions</p> <ul style="list-style-type: none"> <input type="checkbox"/> Hiccupping <input type="checkbox"/> Belching <input type="checkbox"/> Vomiting <input type="checkbox"/> Gagging/dry heaves <input type="checkbox"/> Fighting <input type="checkbox"/> Laughing <input type="checkbox"/> Crying 	<p>Attitude</p> <ul style="list-style-type: none"> <input type="checkbox"/> Jovial <input type="checkbox"/> Talkative <input type="checkbox"/> Cooperative <input type="checkbox"/> Indifferent <input type="checkbox"/> Sleepy <input type="checkbox"/> Profanity <input type="checkbox"/> Combative <input type="checkbox"/> Belligerent <input type="checkbox"/> Insulting <p>Clothing <i>(describe)</i></p>	<p>Balance</p> <ul style="list-style-type: none"> <input type="checkbox"/> Normal <input type="checkbox"/> Falling <input checked="" type="checkbox"/> Supports against object <input type="checkbox"/> Staggering <input type="checkbox"/> Wide stance <input type="checkbox"/> Swaying <input type="checkbox"/> Sits down <input checked="" type="checkbox"/> Unsteady <input type="checkbox"/> Needs assistance <p>Notes:</p>
---	--	---	--	--

Phase III – Pre-Arrest Screening – Document any other observations made during field sobriety evaluation to describe finding of probable cause to place subject under arrest for operating while impaired.

Officer: K. Patterson	Agency: FWC	Case #: FWSA19OFF4820
Date: 4/30/19	Location: Lake Boca	
Subject Name: Daniel Caruso		D/O/B: 09/05/1999
Height:	Weight:	Eyes:
		Hair:
Time of arrest:	hours	Evidentiary breath test results: .153 and RFI completed @ 198 hrs. REFUSED <input type="checkbox"/>