



FLORIDA HIGHWAY PATROL

REPORT NUMBER
FHP99ARR122356

ARREST REPORT

Report Date / Time 10/23/2016 01:29 AM	Agency Case/Offense Number FHPK16OFF070459	OCA Number	Originating Agency Case Number	OBTS Number	Office Recv. Transaction System	Jail Booking Number	Other Number LWRC16CAD183481
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LOCATION OF OCCURRENCE

County PALM BEACH	Address SR-91 M.M. 78 NB, DELRAY BEACH, FL
Range of Occurrence Date/Time 10/23/2016 12:23 AM to 10/23/2016 12:23 AM	Latitude N 26 25.2672
	Longitude W 80 10.2870

PERSON: SUSPECT

First Name DANIEL	Middle Name PATRICK	Last Name MADDEN	Suffix	Date of Birth 11/06/1977	Age 38	Race W	Sex M	Height 507	Weight 155	Hair BLD	Eyes BRO
Master Name Index Number	Place of Birth TAMPA, FL	Nation	SSN	Driver's License or Other ID M350175774060	State FL	Class or Type					
Address 11020 SW 25TH COURT APT. 7205	City MIRAMAR	County	State FL	Zip Code 33025	Phone						

CHARGES

Counts 1	Charge Number 316.193.1	Charge DUI-UNLAW BLD ALCH
Charge Degree	Charge Level MISDEMEANOR	General Offense Code PRINCIPAL
DUI ALCOHOL OR DRUGS		<input type="checkbox"/> Hate Crime <input type="checkbox"/> Domestic Violence Bond Amount \$0.00

PROBABLE CAUSE

On the above date while on patrol I observed a dark colored suv in the center lane swerving to the right out of its lane of travel. There was no vehicles around it to cause it to swerve. The vehicle continued to swerve to the right and then braked in the middle of the road for no reason. I activated my emergency lights and sirens to stop the vehicle. The vehicle went to the right lane and began to slow down. Then the vehicle drove onto the right shoulder before it stopped. I approached the driver on the drivers side. I asked the driver if he's ok because I stopped him because he was swerving. The driver stated everything's good in here. I asked the driver for his drivers license. He handed me his FL DL with an address in Miramar. I asked the driver where is he going to and he stated home. I asked the driver where does he live and he stated Miramar, but said he's going to a friends house. I asked the driver where is he coming from and he stated from the Cheetah in Pompano. The drivers eyes were glassy and bloodshot. I could smell the obvious odor of an unknown alcoholic beverage coming from the drivers breathe as he spoke to me. I asked the driver how much he has had to drink tonight and he stated just a couple. I went back to my patrol car to advise dispatch of the traffic stop. I re-approached the vehicle and asked the driver to step out of the vehicle. I told the driver that based on everything I observed I wanted him to perform field sobriety tasks and he agreed too. I asked the driver if he has anything wrong with his eyes and he stated no. I asked if he has anything wrong with him medically and he stated no. I asked the driver if he has anything wrong with him physically with his feet, ankles or knees and he stated no. Prior to all field sobriety tasks, I gave all the instructions and demonstrated to the driver on what I was going to ask and the driver understood.

HGN: A red pen light was used as a stimulus. There was equal pupil size, no resting nystagmus, and equal tracking. The driver had lack of smooth pursuit in both eyes. The driver had distinct and sustained nystagmus at maximum deviation in both eyes. The driver had nystagmus prior to 45 degrees in both eyes. The driver had vertical nystagmus. The driver was swaying side to side.

WAT: The ground was as level as possible, free from debris and well lit by my patrol car headlights and spot light. The driver started before being asked to. The driver couldn't keep balance while instructions were given. The driver stepped of a straight path on step 2. The driver missed heel to toe on steps 7,8 walking forward. Driver only took 8 steps forward. The driver missed heel to toe on steps 4 and 5. Driver couldn't walk in a straight line and kept drifting to his left.

OLS: The driver raised his left leg. The driver would count to 6 and then restarted counting. On his 2nd re-count of 6 the driver put his foot down. On his 3rd re-count of 6, he stopped. I stated to keep going until I say stop. The driver would raise his foot to probably a foot instead of 6 inches as instructed.

After performing the field sobriety tasks the driver was placed under arrest and he understood. I transported the driver to the PBC Bat where I conducted a 20 minute observation on the driver. I never lost visual contact of the driver in this time period. I then asked the driver to provide a Breath test. He agreed to and the results were .171/.170. I then transported the driver to PBC Jail for booking.

All events were recorded on my in car video camera.

LEO BOND

Bond Amount \$	None	<input type="checkbox"/> ROR	<input type="checkbox"/> Cash	<input type="checkbox"/> Any	<input type="checkbox"/> PreTrial If Qualify
	<input type="checkbox"/> Pro				<input type="checkbox"/>

COURT APPEARANCE INFORMATION

Court (COUNTY) CRIMINAL JUSTICE COMPLEX	Court Phone 561-355-2994	Court Date & Time 10/17/2016 08:30 AM
Court Address 3228 GUN CLUB ROAD, WEST PALM BEACH, FL 33406		
Instructions		

ARREST INFORMATION

Arrest Date / Time 10/23/2016 12:33 AM	Residency Within state	Injured None	Extent of Injury N/A	Resist Arrest No
Prior Arrests No	Arrest Jurisdiction Unknown	Alcohol Yes	Drugs Unknown	

ARREST LOCATION

County PALM BEACH	Address SR-91 M.M. 78 NB, DELRAY BEACH, FL
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ARREST DELIVERED TO

Jail / Booking Facility PALM BEACH COUNTY CORRECTIONS	Location 3228 GUN CLUB ROAD, WEST PALM BEACH, FLORIDA 33406	Phone (561) 688-4400
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ARREST REPORT

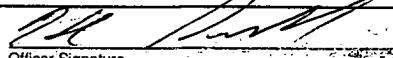
FHP99ARR122356

OCT 24 2016

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ARRESTING OFFICER

Officer Call Number 1161	Officer Name K. GRUEBEL	Officer Signature 
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Subscribed and sworn to (or affirmed) before me this 22 day of Oct A.D. 2016 by Sp. Grubel who is ☒ personally known to me or has produced _____ as identification.

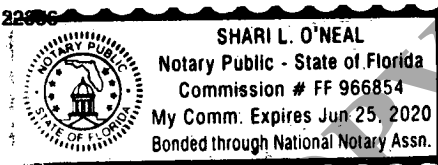
S. O'Neal Notary Public LEO CO Commission No: _____ My Commission Expires: _____

Signature

ARREST REPORT

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NOT A CERTIFIED COPY

WITNESS LIST

Name Tpr. K. Gruebel On Scene ☒ Yes ☐ No Statement ☐ Yes ☐ No

Home Address _____

Place of Employment Florida Highway Patrol

Employment Address P.O. BOX 16007 WEST PALM BEACH, FL 33416

Phone Numbers: Primary _____ Secondary _____

Can Testify To: Driving pattern and Road side Tasks

Name _____ On Scene ☐ Yes ☐ No Statement ☐ Yes ☐ No

Home Address _____

Place of Employment _____

Employment Address _____

Phone Numbers: Primary _____ Secondary _____

Can Testify To: _____

Name _____ On Scene ☐ Yes ☐ No Statement ☐ Yes ☐ No

Home Address _____

Place of Employment _____

Employment Address _____

Phone Numbers: Primary _____ Secondary _____

Can Testify To: _____

Name _____ On Scene ☐ Yes ☐ No Statement ☐ Yes ☐ No

Home Address _____

Place of Employment _____

Employment Address _____

Phone Numbers: Primary _____ Secondary _____

Can Testify To: _____

Case Number: FHPK16OFF070459 THI Case Number: _____ Page _____

TESTING FACILITY TASK REPORT

AGENCY: FAP

SUBJECT: Middon, Daniel CASE NUMBER: 11-142589

DATE: 10/23/16 VIDEO TAPE NUMBER: 61555

BEGINNING TIME: 0146 ENDING TIME: 0205

BREATH TESTS RESULTS: 1) .171 TIME 0153 A.M./P.M. 2) .170 TIME 0156 A.M./P.M.

3) --- TIME --- A.M./P.M. 4) --- TIME --- A.M./P.M.

BREATH OPERATOR: P. Orsini 2064

MAINTENANCE TECHNICIAN: J. K. Crocker 10467

TESTING OFFICER'S OBSERVATIONS

SPEECH: ---

ATTITUDE: calm

CLOTHING: tan shorts Gray short sleeve

MEDICAL CONDITIONS: NO

MEDICATIONS: NO

OTHER: Driver has glasses. A has an

unknown odor of Alcohol Bvork

COMMENTS: Also did D arrived A. observation

no requests Bvork I asked A given

instructions. A drove red silver A. given

was, then results A. provided when

SUBJECT: Madden Daniel

CASE NUMBER: HPK 150 LP 70404

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) [Signature]

SUBJECT: Murder, Daniel CASE NUMBER: FHPK16044070459

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? Yes

WHERE WERE YOU GOING? North side of road

WHAT STREET OR HIGHWAY WERE YOU ON? Florida Turnpike

DIRECTION OF TRAVEL? N WHERE DID YOU START? Pompano

WHAT TIME DID YOU START? 10:00 AM WHAT TIME IS IT NOW? 1:00 PM

WHAT IS TODAY'S DATE? 10-11-84 WHAT DAY OF THE WEEK IS IT? Sun

WHAT COUNTY AND CITY ARE YOU IN NOW? PALM BEACH

WHEN DID YOU LAST EAT? 10:00 AM WHAT DID YOU EAT? Ham Burger

WHAT HAVE YOU BEEN DOING FOR THE LAST THREE HOURS? Hangover

HOW MUCH DO YOU WEIGH? 155 HAVE YOU BEEN DRINKING? Yes WHAT? Wine

HOW MUCH? 2-3 WHERE? Club WITH WHOM? 2-3

WHEN DID YOU HAVE YOUR FIRST DRINK? 10:00 PM AND YOUR LAST DRINK? 1:00 AM

HOW DID YOU CONSUME YOUR LAST TWO DRINKS? 2-3

CAN YOU FEEL THE EFFECTS OF THE ALCOHOL? Yes ARE YOU UNDER THE INFLUENCE? Yes

HAVE YOU CONSUMED ANY ALCOHOL SINCE THE ACCIDENT? No HOW MUCH? No

WHAT? No WHERE? No WHEN? No

WHAT LINE OF WORK ARE YOU IN? Auto WHEN DID YOU LAST WORK? 10-10-84

DO YOU HAVE ANY PHYSICAL DEFECTS OR INJURIES? No WHAT? No

ARE YOU SICK OR INJURED? No WHAT'S WRONG? No

DO YOU LIMP? No DID YOU RECEIVE A BUMP ON THE HEAD RECENTLY? No

WERE YOU IN AN ACCIDENT TODAY? No

HAVE YOU TAKEN ANY DRUGS OR SMOKED ANY MARIJUANA TODAY? No WHEN? No

HAVE YOU SEEN A DOCTOR OR DENTIST TODAY? No WHO? No WHY? No

ARE YOU TAKING ANY PRESCRIPTION MEDICINES? No WHAT? No WHEN? No

DO YOU HAVE:

EPILEPSY?	<u>No</u>
GLASS EYE?	<u>No</u>
FALSE TEETH?	<u>No</u>
EAR INFECTION?	<u>No</u>
INNER EAR TROUBLE?	<u>No</u>
DIABETES?	<u>No</u>

DO YOU HAVE ANY PROBLEMS WITH YOUR EYES THAT ARE NOT CORRECTED BY GLASSES? No

DO YOU TAKE INSULIN? No IF SO, WHEN WAS YOUR LAST INJECTION? No

HAVE YOU EVER HAD A DRIVER'S LICENSE IN ANY OTHER STATE? No WHERE? No

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