

17 OCT 20 994

ARREST / NOTICE TO APPEAR
Juvenile Referral Report

1. Arrest 2. N.T.A. 3. Request for Warrant 4. Request for Capias 1 Juvenile

ADMINISTRATIVE	OBTS Number		Agency ORI Number FLO 500000		Agency Name PALM BEACH COUNTY SHERIFF'S OFFICE		Agency Report Number (N.T.A.'s only) 06-17153812	
	Charge Type: Check as many as apply.		1. Felony <input type="checkbox"/> 2. Traffic Felony <input type="checkbox"/>		3. Misdemeanor <input type="checkbox"/> 4. Traffic Misdemeanor <input checked="" type="checkbox"/>		5. Ordinance <input type="checkbox"/> 6. Other <input type="checkbox"/>	
	Location of Arrest (Including Name of Business) Judge Winikoff Road and SR 7 Boca Raton, FL 33428		Location of Offense (Business Name, Address) Judge Winikoff Road and SR 7 Boca Raton, FL 33428		Weapon Seized / Type 2 1. Yes 2. No		Multiple Clearance Indicator 0 1	
	Date of Arrest 11/20/2017		Time of Arrest 01:54		Booking Date		Booking Time	
	Jail Date		Jail Time		Location of Vehicle Emerald Transport			
	Name (Last, First, Middle) Bingham, Darla Marie							
	Alias (Name, DOB, Soc. Sec. #, Etc.)							
	Race W - White I - American Indian B - Black O - Oriental/Asian		Sex F		Date of Birth 05/03/1989		Height 5'05"	
	Weight 130		Eye Color Brown		Hair Color Brown		Complexion Medium	
	Build Medium		Scars, Marks, Tattoos, Unique Physical Features (Location, Type, Description) Tattoo on RT shoulder blade		Marital Status Single		Religion NONE	
Local Address (Street, Apt. Number) 893 Malcolm Chandler Lane Apt 201		(City) Boca Raton, FL		(State) FL		(Zip) 33201		
Phone (917) 536-8521		Residence Type: 1. City 2. County 3. Florida 4. Out of State		Indication of: Alcohol Influence <input type="checkbox"/> Drug Influence <input checked="" type="checkbox"/>		Y N Unk. <input type="checkbox"/> <input checked="" type="checkbox"/> <input type="checkbox"/>		
Permanent Address (Street, Apt. Number) Same		(City)		(State)		(Zip)		
Phone ()		Address Source Verbal (Defendant)		Business Address (Name, Street)		Occupation Office Manager		
DL Number, State 685 991 477/NY		Soc. Sec. Number		INS Number		Place of Birth (City, State) Redwood City, California		
Citizenship U.S.		Co-Defendant Name (Last, First, Middle)		Race		Sex		
Date of Birth		<input type="checkbox"/> 1. Arrested <input type="checkbox"/> 2. At Large		<input type="checkbox"/> 3. Felony <input type="checkbox"/> 4. Misdemeanor <input type="checkbox"/> 5. Juvenile				
Co-Defendant Name (Last, First, Middle)		Race		Sex		Date of Birth		
<input type="checkbox"/> 1. Arrested <input type="checkbox"/> 2. At Large		<input type="checkbox"/> 3. Felony <input type="checkbox"/> 4. Misdemeanor <input type="checkbox"/> 5. Juvenile						
Parent <input type="checkbox"/> Legal Custodian <input type="checkbox"/> Other <input type="checkbox"/>		Name (Last) (First) (Middle)		Residence Phone () ()				
Address (Street, Apt. Number)		(City) (State) (Zip)		Business Phone () ()				
Notified by: (Name)		Date		Time		Juvenile Disposition 1. Handled/processed within Dept. and Released. 2. TOT HRS / DYS 3. Incarcerated		
Released To: (Name)		Relationship		Date		Time		
The above address provided by <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 (Phone 355-2526) informed of any change of address.		<input type="checkbox"/> Yes, by: (Name) <input type="checkbox"/> No: (Reason)		School Attended		Grade		
Property Crime? <input type="checkbox"/> Yes <input 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. Dispense/ 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/Derv.		P. Paraphernalia/ Equipment S. Synthetics		U. Unknown Z. Other				
Charge Description DUI		Counts 1		Domestic Violence <input type="checkbox"/> Y <input checked="" type="checkbox"/> N		Statute Violation Number 316.193 (3)(c)(1)		
Violation of ORD #		Drug Activity N		Drug Type N		Amount / Unit N/A		
Offense # 17153812		Warrant / Capias Number		Bond				
Charge Description		Counts		Domestic Violence		Statute Violation Number		
Violation of ORD #		Drug Activity		Drug Type		Amount / Unit		
Offense #		Warrant / Capias Number		Bond				
Charge Description		Counts		Domestic Violence		Statute Violation Number		
Violation of ORD #		Drug Activity		Drug Type		Amount / Unit		
Offense #		Warrant / Capias Number		Bond				
Charge Description		Counts		Domestic Violence		Statute Violation Number		
Violation of ORD #		Drug Activity		Drug Type		Amount / Unit		
Offense #		Warrant / Capias Number		Bond				
Location (Court, Room Number, Address) CRIMINAL JUSTICE COMPLEX 3228 Gun Club Road WPB, FL								
Court Date and Time Month December Day 14th Year 2017 Time 8:30 AM <input checked="" type="checkbox"/> PM								
I AGREE TO APPEAR AT THE TIME AND PLACE DESIGNATED TO ANSWER THE OFFENSE CHARGED OR TO PAY THE FINE SUBSCRIBED. I UNDERSTAND THAT SHOULD I WILLFULLY FAIL TO APPEAR BEFORE THE COURT AS REQUIRED BY THIS NOTICE TO APPEAR, THAT I MAY BE HELD IN CONTEMPT OF COURT AND A WARRANT FOR MY ARREST SHALL BE ISSUED.								
Signature of Defendant (or Juvenile and Parent / Custodian)						Date Signed 11/20/2017		
HOLD for other Agency Name:		Signature of Arresting Officer [Signature]		Name Verification (Printed by Arrestee) Darla Bingham		SCANNED		
<input type="checkbox"/> Dangerous <input type="checkbox"/> Resisted Arrest <input type="checkbox"/> Suicidal <input type="checkbox"/> Other:		Name of Arresting Officer (Print) Inv. CHIQUITO-RODRIGUEZ #18334		I.D. # 18334				
Intake Deputy SMANN 810/		I.D. #		Pouch #		Transporting Officer Same		
I.D. #		Agency PBSO		Witness here if subject signed with an "X"		1 OF 1		

0493503

2319

PROBABLE CAUSE AFFIDAVIT

1. Arrest
2. N.T.A. 3. Request for Warrant
4. Request for Capias

1

Juvenile

ADMIN	OBTS Number	Agency ORI Number FLO 500000		Agency Name PALM BEACH COUNTY SHERIFF'S OFFICE	Agency Report Number 06- 17153812
	Charge Type: Check as many as apply.	<input type="checkbox"/> 1. Felony	<input type="checkbox"/> 3. Misdemeanor	<input type="checkbox"/> 5. Ordinance	Special Notes:

DEF	Name (Last, First, Middle) Bingham, Darla Marie	Alias	Race W	Sex F	Date of Birth 05/03/1989
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CHARGES	Charge Description DUI	316.193 (3)(c)(1)	Charge Description
	Charge Description		Charge Description

VICTIM	Victim's Name (Last, First, Middle) STATE OF FLORIDA	Race	Sex	Date of Birth
	Local Address (Street, Apt. Number)	(City)	(State)	(zip)
	Business Address (Name, Street)	(City)	(State)	(zip)

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

committed the below acts in my presence. was observed by _____ who told _____ that he/she saw the arrested person commit the below acts.

confessed to _____ admitting to the below facts. was found to have committed the below acts, resulting from my (described) investigation.

On the 20th day of November 2017 at 01:00 A. M. P. M. (Specifically include facts constituting cause for arrest.)

After I advised her of Taylor warnings I, again, asked if she would submit to roadsides and she refused. I placed the defendant in handcuffs and advised her that she was under arrest for DUI. She was placed in handcuffs that were checked for proper fit and tightness and double locked. I then sat her in the rear of my patrol car and transported her to the Breath Alcohol Testing Facility (B.A.T.).

Once at the B.A.T. the defendant was observed for a period of twenty minutes, during which time she did not ingest anything, place anything in her mouth regurgitate or vomit. After the twenty minute observation period the defendant was placed on camera and asked if she would submit a breath sample for the purpose of determining its alcohol content and she refused. I read her Florida Implied Consent and the defendant stated she understood. I asked one more time if she would submit a breath sample and she consented. The defendant was given multiple opportunities but did not provide an adequate breath sample and the instrument timed out. After a second "time out" the defendant was advised that if she was unable to provide an adequate sample it would be documented as a refusal. She provided to adequate samples and the results were .285 for the first sample and .281 for the second sample. The results were explained to her and she stated she understood. I read the defendant her Constitutional warnings and she stated she understood. She invoked her rights and refused to answer any questions so the Q&A portion was not completed.

Based on the above set of facts and circumstances, probable cause exists to find DARLA MARIE BINGHAM did drive or be in actual physical control of a vehicle while under the influence of alcoholic beverages, or chemical substances as set forth in Florida Statute 877.111, or any substance controlled under Chapter 893 or any combination thereof, to the extent that her normal faculties were impaired, or while having a blood alcohol level of .08 or more grams of alcohol per 100 milliliters of blood or breath alcohol level of .08 or more grams of alcohol per 210 liters of breath, and, during the course of operating a vehicle, and by reason of such operation, did cause or contribute to causing damage to the person or property of Albert Ostrich Lee, contrary to Florida Statute 316.193(3)(a),(b) and (c)(1). (1 DEG MISD).

The defendant was issued DUI Citation # A2FU5PP and transported to the county jail for booking and processing.

This case is cleared by arrest.

ADMINISTRATIVE	STATE OF FLORIDA COUNTY OF PALM BEACH Inv. Chiquito-Rodriguez (Signature of Arresting/Investigative Officer)	#18334	SCANNED NOV 25 2017
	The foregoing instrument was sworn to or affirmed and subscribed before me this <u>20th</u> day of <u>November</u> 20 <u>17</u> by <u>Inv. Chiquito-Rodriguez</u>		
	(Print name of Arresting/Investigative Officer), who is personally known to me and/or produced identification. Type of identification produced <u>KNOWN</u>		

Notary Public, Clerk of Court, Officer (F.S.S. 117.10)
Samantha Palmer
Commission # **FF172377**
Expires: **OCT 28, 2018**

D.U.I. PROBABLE CAUSE AFFIDAVIT

ON THE 20th DAY OF November 20 17, AT 01:00 AM PM

SUBJECT: Bingham, Darla Marie CASE NUMBER: 17153812

AGENCY: PALM BEACH COUNTY SHERIFF'S OFFICE ARRESTING OFFICER: Inv. Chiquito-Rodriguez

PERSONAL CONTACT

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

On 11/20/2017, at approximately 01:35 hours, I responded to the intersection of Judge Winikoff Road and SR 7 in Boca Raton, located in Palm Beach County, Florida reference a vehicle crash involving a possibly impaired driver. Upon arriving on scene I made contact with Deputy Michael Miller #7947 who advised that the driver of one of the vehicles, a four door Honda Accord bearing Florida tag EQU68, was transported to West Boca Medical Center by Palm Beach County Fire Rescue (RUN# 17-124928) prior to my arrival. The driver of the vehicle that caused the crash, a four door black Mercedes CLA250 bearing Florida tag HJGF18, was still on scene and did not sustain any injuries. The driver and sole occupant of the Mercedes was identified as DARLA MARIE BINGHAM (defendant) DOB: 05/03/1989 by her New York State issued driver license. I assisted Deputy Miller with the crash investigation and independently evaluated the crash scene. Through the crash investigation, it was discovered that the Honda was stopped in the inside southbound lane of SR 7 at the intersection of Judge Winikoff at a red traffic signal light. The Mercedes was traveling southbound in the inside lane and failed to stop as it approached the red traffic control light. The front end of the Mercedes struck the rear end of the Honda Accord. During the crash investigation the defendant had articulable signs of impairment. The crash report was completed by D/S Miller under PBSO case # 17-153807.

OBSERVATION OF DRIVER:

When I arrived on scene the defendant was outside of her vehicle and pacing in front of D/S Miller's patrol vehicle. She appeared to be making a phone call. In speaking with the defendant I observed that she swayed and rocked in a front to back motion as she stood in a resting and she had very heavy slurred speech. She had red, bloodshot, glassy eyes and there was a very strong and obvious odor of an unknown alcoholic beverage emanating from her breath as she spoke. The defendant was very evasive and guarded and was uncooperative with answering questions at times. I noticed that she had an abrasion that was bleeding on her left elbow. When offered, the defendant refused medical treatment. I advised her that the crash investigation was concluded and that I was initiating a separate DUI investigation to determine if she was too impaired to operate a motor vehicle. She verbally stated that she understood. I read the defendant her Constitutional warnings from a PBSO issued Miranda card and she stated she understood her rights as I read them to her.

DRIVER'S STATEMENTS:

Post Miranda the defendant stated that she was the registered owner, driver and sole occupant of the vehicle. She further stated that she was "hanging out" at a friends house and that she was on her way to her boyfriend's house in Coral Springs. When I asked if she consumed any alcohol while at her friend's house, she became uncooperative and refused to answer the question. I then asked if she would submit to voluntary SFST's and she said, "I want to say yes, but I can't" at which point I explained her Taylor warnings. SEE Probable Cause PAGE 2 for further.....

ODORS:

Very strong and obvious odor of an unknown alcoholic beverage emanating from defendant's breath that became stronger as the defendant spoke to me.

GENERAL OBSERVATIONS

SPEECH: Slow, very slurred, mumbled, Thick tongued

ATTITUDE: Evasive, Guarded, Mood swings

CLOTHING: Red dress, Black sandals

MEDICAL/OTHER: Defendant denied having any medical conditions, injuries or physical impairments. Defendant denied being on any medications or taking any medications.

STATE OF FLORIDA
COUNTY OF PALM BEACH

Inv. Chiquito-Rodriguez

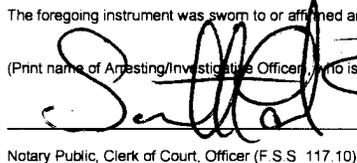
(Signature of Arresting/Investigative Officer)

 #18334

NOV 21 2017

The foregoing instrument was sworn to or affirmed and subscribed before me this 20th day of November 20 17 by Inv. Chiquito-Rodriguez #18334

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


Notary Public, Clerk of Court, Officer (F.S.S. 117.10)



Samantha Palmer
Commission # FF172377
Expires: OCT 28, 2018
BONDED THRU
1ST FLORIDA NOTARY, LLC

SCANNED
NOV 21 2017

SUBJECT: Bingham, Darla Marie

CASE NUMBER 17153812

ROADSIDE TASKS

HORIZONTAL GAZE NYSTAGMUS:

- | | |
|--|--|
| <input type="checkbox"/> LT EYE-LACK OF SMOOTH PURSUIT | <input type="checkbox"/> RT EYE-LACK OF SMOOTH PURSUIT |
| <input type="checkbox"/> LT EYE-DISTINCT & SUSTAINED NYSTAGMUS AT MAX. DEVIATION | <input type="checkbox"/> RT EYE-DISTINCT & SUSTAINED NYSTAGMUS AT MAX. DEVIATION |
| <input type="checkbox"/> LT- EYE-ONSET OF NYSTAGMUS PRIOR TO 45 DEGREES | <input type="checkbox"/> RT- EYE-ONSET OF NYSTAGMUS PRIOR TO 45 DEGREES |

Other Observations:

Red, Bloodshot, glassy eyes. Swayed in a front to back motion while standing in a resting position.

WALK & TURN:

REFUSED

ONE LEG STAND:

REFUSED

FINGER TO NOSE:

REFUSED

ROMBERG ALPHABET:

REFUSED

BREATH TEST RESULTS:

1) .285	2) .281	3)	4)
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STATE OF FLORIDA
COUNTY OF PALM BEACH

Inv. Chiquito-Rodriguez
(Signature of Arresting/Investigative Officer)

Chiquito-Rodriguez #18334

The foregoing instrument was sworn to or affirmed and subscribed before me this 20th day of November 2017 by Inv. Chiquito-Rodriguez #18334

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

Samantha Palmer
Notary Public, Clerk of Court, Officer (F.S.S. 117.10)



Samantha Palmer
Commission # FF172377
Expires: OCT 28, 2018
BONDED THRU
1ST FLORIDA NOTARY, LLC

SCANNED
NOV 22 2017