

0333652

2019 CT 18896 AMB

3596

OBTS Number		ARREST / NOTICE TO APPEAR Juvenile Referral Report		1 Arrest 2 N.T.A.		3. Request for Warrant 4. Request for Capias		1		Juvenile		N			
Agency ORI Number FLO 500000		Agency Name PALM BEACH COUNTY SHERIFF'S OFFICE		Agency Report Number (N.T.A.'s only) 06-19-124574											
Charge Type Check as many as apply ☐ 1. Felony ☐ 2. Traffic Felony		☐ 3. Misdemeanor ☒ 4. Traffic Misdemeanor		☐ 5. Ordinance ☐ 6. Other		Weapon Seized / Type 2 1 Yes NONE 2 No		Multiple Clearance Indicator 02							
Location of Arrest (Including Name of Business) 9094 S MILITARY TRAIL BOYNTON BEACH, FL 33436						Location of Offense (Business Name, Address) 9094 S MILITARY TRAIL BOYNTON BEACH, FL 33436									
Date of Arrest 10/10/2019		Time of Arrest 02:35		Booking Date		Booking Time		Jail Date		Jail Time		Location of Vehicle BIG CITY TOWING			
Name (Last, First, Middle) GILLIS, DAVID, ROBERT												Alias (Name, DOB, Soc. Sec. #, Etc.)			
Race W - White I - American Indian B - Black O - Oriental/Asian		Sex W M		Date of Birth 05/02/1991		Height 5'09"		Weight 182		Eye Color BRW		Hair Color BRW			
Complexion MED		Build MED		Scars, Marks, Tattoos, Unique Physical Features (Location, Type, Description) RT ARM: "HONEYCOMB W/ SKULL"		Marital Status Single		Religion NONE		Indication of Alcohol Influence Y ☐ N ☐ Unk ☐		Indication of Drug Influence Y ☐ N ☐ Unk ☐			
Local Address (Street, Apt. Number) 9580 Cypress Park Way				(City) Boynton Beach, FL 33472				(State) FL				(Zip) 33472			
Permanent Address (Street, Apt. Number)				(City)				(State)				(Zip)			
Business Address (Name, Street)				(City)				(State)				(Zip)			
D/I Number, State G420-176-91-162-0, FL				Soc. Sec. Number				INS Number				Place of Birth (City, State) BOYNTON BEACH, FL			
Citizenship US				Co-Defendant Name (Last, First, Middle)				Race				Sex			
Co-Defendant Name (Last, First, Middle)				Race				Sex				Date of Birth			
Parent Legal Custodian Other				Residence Phone				Business Phone							
Address (Street, Apt. Number)				(City)				(State)				(Zip)			
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 ☐ defendant and / or ☐ 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. ☐ Yes, by: (Name) ☐ No (Reason)				School Attended				Grade							
Property Crime? ☐ Yes ☐ 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/Deriv.				P Paraphernalia/ Equipment S Synthetics				U Unknown Z Other							
Charge Description DRIVING UNDER THE INFLUENCE				Counts 1				Domestic Violence ☐ Y ☒ N				Statute Violation Number 316.193(1)			
Drug Activity N				Drug Type N				Amount / Unit NONE				Offense # 19-124574			
Warrant / Capias Number				Bond											
Charge Description FAIL TO SIGN/ACCEPT SUMMONS				Counts 2				Domestic Violence ☐ Y ☒ N				Statute Violation Number 318.14(3)			
Drug Activity N				Drug Type N				Amount / Unit NONE				Offense # 19-124574			
Warrant / Capias Number				Bond											
Charge Description				Counts				Domestic Violence ☐ Y ☒ N				Statute Violation Number			
Drug Activity				Drug Type				Amount / Unit				Offense #			
Warrant / Capias Number				Bond											
Charge Description				Counts				Domestic Violence ☐ Y ☒ N				Statute Violation Number			
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 33406															
Court Date and Time Month NOVEMBER Day 7th Year 2019 Time 08:30 AM ☒ 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) <i>Refused</i>															
Date Signed 10/10/2019															
HOLD for other Agency Name				Signature of Arresting Officer <i>Inv. J. Schaefer #8777</i>				Name Verification (Printed by Arrestee)							
☐ Dangerous ☐ Suicidal				☐ Resisted Arrest ☐ Other:				(PRINT)							
Name of Arresting Officer (Print) INV. J. SCHAEFER				I.D. # 8777											
Transporting Officer INV. J. SCHAEFER				I.D. # 8777				Agency PBSO							
Witness here if subject signed with an "X"															
1 OF 1															

OCT 10 AM 5:17

		PROBABLE CAUSE AFFIDAVIT		1 Arrest 2 NTA		3 Request for Warrant 4 Request for Capias		1		Juvenile		
ADMIN	OBTS Number		Agency ORI Number FLO 5 0 0 0 0 0		Agency Name PALM BEACH COUNTY SHERIFF'S OFFICE		Agency Report Number 19-124574					
	Charge Type Check as many as apply		☐ 1 Felony ☐ 2 Traffic Felony ☒ 3 Misdemeanor ☐ 4 Traffic Misdemeanor ☐ 5 Ordinance ☐ 6 Other		Special Notes SUPP PC							
DEF	Name (Last, First, Middle) Gillis, David R				Alias		Race W		Sex M		Date of Birth 05/02/1991	
	Charge Description D.U.I				Charge Description							
CHARGES	Charge Description				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)		Phone	
	Business Address (Name, Street)				(City)		(State)		(Zip)		Phone	
											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 ☒ committed the below acts in my presence. ☐ confessed to _____ admitting to the below facts. ☐ was observed by _____ who told _____ ☐ that he/she saw the arrested person commit the below acts. was found to have committed the below acts, resulting from my (described) investigation. On the <u>10th</u> day of <u>October</u> 20<u>19</u> at <u>0216</u> ☒ A.M ☐ P.M (Specifically include facts constituting cause for arrest.)												
The following incident occurred in the 4000 block of Old Boynton Beach Rd, located in unincorporated Boynton Beach, Palm Beach County, Florida: On 10/10/2019 at about 0215 hours, I was conducted traffic enforcement in the above listed location. I observed a Gray Chevrolet Silverado bearing FL tag JRAX52 heading westbound on Old Boynton Beach Rd approaching Lawrence Rd. I estimated the vehicle speed to be approximately 90 miles per hour. The posted speed limit for this area is 40 miles per hour. I activated my department issued Pro Laser III (S/N #PL14650) and got a reading of 93 miles per hour. I conducted a traffic stop on the vehicle at 9094 S Military Trl and made contact with the defendant, identified as David R Gillis via DAVID, who was the sole occupant of the vehicle. While speaking with the defendant, I observed that his eyes were glassy and I could smell the odor of an unknown alcoholic beverage emanating from his person and breath. In addition, he had a slurred speech. At this time I requested D.U.I Investigator Schaefer #8777												
ADMINISTRATIVE	STATE OF FLORIDA COUNTY OF PALM BEACH (Signature of Arresting/Investigative Officer) <u>B Vandermeeren</u>											
	The foregoing instrument was sworn to or affirmed and subscribed before me this <u>10</u> day of <u>October</u> 20<u>19</u> by <u>B Vandermeeren Sanchez</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.) <u>Inv. Schaefer #8777</u>											
PAGE <u>1</u> OF <u>1</u>												

D.U.I. PROBABLE CAUSE AFFIDAVIT

ON THE 10th DAY OF OCTOBER 20 19, AT 02:16 PM ✓
SUBJECT: GILLIS, DAVID, ROBERT CASE NUMBER: 19-124574
AGENCY: PALM BEACH COUNTY SHERIFF'S OFFICE ARRESTING OFFICER: INV. J. SCHAEFER

PERSONAL CONTACT

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

On 10/10/2019 at approximately 02:23hrs, I was called to the scene of a traffic stop at 9094 S. Military Trail, which is located in the unincorporated Boynton Beach, Palm Beach County, Florida. I arrived at the scene at approximately 02:28hrs. D/S Bill Vandermeeren Sanchez #31284 relayed to me, and completed a written signed sworn supplemental Probable Cause Affidavit, that he had stopped the defendant's vehicle, a gray 2019 Chevy Silverado bearing FL tag JRA-X52, because the defendant was speeding (93/40) in the 4000 block of Lawrence Road. D/S Vandermeeren Sanchez noticed that the defendant had articulable indicators of impairment, so he called for a DUI unit to conduct a possible DUI investigation. D/S Vandermeeren Sanchez identified the defendant, to me, as the driver and sole occupant of the vehicle, at the time of the stop.

OBSERVATION OF DRIVER:

Upon making contact with the driver who was identified by utilizing D.A.V.I.D. as "DAVID ROBERT GILLIS, I immediately detected a very obvious and very strong odor of an unknown alcoholic beverage emanating from his person and face area. This odor intensified as I spoke to Gillis. Gillis had very glassy, glazed, and blood shot eyes. Gillis' speech was slurred, slow, thick, and at times difficult to understand. Gillis' movements were slow, deliberate, and lethargic with poor coordination. Gillis had an unsteady gait while walking to my patrol vehicle. Gillis was wearing a dark gray t-shirt, gray sweatpants jeans, and black shoes. All the clothing appeared somewhat neat.

DRIVER'S STATEMENTS:

Gillis refused after Implied Consent was read to him. Gillis participated in the Q&A portion of the interview stating he had 1 shot of Fireball.

ODORS:

A very strong and obvious odor of an unknown alcoholic beverage was emanating from his person and face area which intensified as I spoke to Gillis.

GENERAL OBSERVATIONS

SPEECH: Gillis' speech was slurred, slow, and thick, and at times difficult to understand.

ATTITUDE: uncooperative, annoyed, argumentative, belligerent

CLOTHING: dark gray t-shirt, gray sweatpants jeans, and black shoes

MEDICAL/OTHER: see BAT report

STATE OF FLORIDA
COUNTY OF PALM BEACH

INV. J. SCHAEFER

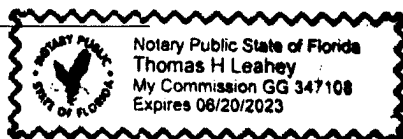
(Signature of Arresting/Investigative Officer)

Inv. J. Schaefer #8777

The foregoing instrument was sworn to or affirmed and subscribed before me this 10th day of OCTOBER 20 19 by INV. J. SCHAEFER

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

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



SUBJECT GILLIS, DAVID, CASE NUMBER 19-124574

ROADSIDE TASKS

HORIZONTAL GAZE NYSTAGMUS:

- | | |
|--|--|
| ☐ LT EYE-LACK OF SMOOTH PURSUIT | ☐ RT EYE-LACK OF SMOOTH PURSUIT |
| ☐ LT EYE-DISTINCT & SUSTAINED NYSTAGMUS AT MAX. DEVIATION | ☐ RT EYE-DISTINCT & SUSTAINED NYSTAGMUS AT MAX. DEVIATION |
| ☐ LT- EYE-ONSET OF NYSTAGMUS PRIOR TO 45 DEGREES | ☐ RT- EYE-ONSET OF NYSTAGMUS PRIOR TO 45 DEGREES |

Other Observations:

WALK & TURN:

Gillis refused to perform the requested SFST's and Taylor Warnings were explained and Gillis again refused.

ONE LEG STAND:

not performed

FINGER TO NOSE:

not performed

ROMBERG ALPHABET:

not performed

BREATH TEST RESULTS:

1) refused	2) refused	3)	4)
------------	------------	----	----

STATE OF FLORIDA
COUNTY OF PALM BEACH

INV. J. SCHAEFER

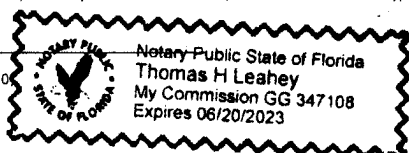
Inv. J. Schaefer #8777

(Signature of Arresting/Investigative Officer)

The foregoing instrument was sworn to or affirmed and subscribed before me this 10th day of OCTOBER 20 19 by INV. J. SCHAEFER

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

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



WITNESS LIST

CASE NUMBER: 19-124574

ARRESTING OFFICER: INV. J. SCHAEFER

ADDRESS: 3228 GUN CLUB ROAD WEST PALM BEACH, FL 33406

PHONE NUMBERS (HOME): _____ (WORK) (561) 688-4001

CAN TESTIFY TO: SEE DUI PROBABLE CAUSE AFFIDAVIT, OFFENSE REPORT, & IN-CAR VIDEO

NAME: D/S BILL VENDERMEEREN SANCHEZ #31284 (DISTRICT 6)

ADDRESS: 3228 GUN CLUB ROAD WEST PALM BEACH, FL 33406

PHONE NUMBERS (HOME) _____ (WORK) (561) 688-3000

CAN TESTIFY TO: SEE SUPPLEMENTAL PROBABLE CAUSE AFFIDAVIT

NAME: _____

ADDRESS _____

PHONE NUMBERS (HOME) _____ (WORK) _____

CAN TESTIFY TO: _____

NAME: _____

ADDRESS _____

PHONE NUMBERS (HOME) 0 _____ (WORK) 0

CAN TESTIFY TO: _____

NAME: _____

ADDRESS _____

PHONE NUMBERS (HOME) _____ (WORK) _____

CAN TESTIFY TO: _____

NAME: _____

ADDRESS _____

PHONE NUMBERS (HOME) _____ (WORK) _____

CAN TESTIFY TO: _____

NAME: _____

ADDRESS _____

PHONE NUMBERS (HOME) _____ (WORK) _____

CAN TESTIFY TO: _____

NAME: _____

ADDRESS _____

PHONE NUMBERS (HOME) _____ (WORK) _____

CAN TESTIFY TO: _____

NAME: _____

ADDRESS _____

PHONE NUMBERS (HOME) _____ (WORK) _____

CAN TESTIFY TO: _____

NAME: _____

ADDRESS _____

PHONE NUMBERS (HOME) _____ (WORK) _____

CAN TESTIFY TO: _____

NAME: _____

ADDRESS _____

PHONE NUMBERS (HOME) _____ (WORK) _____

CAN TESTIFY TO: _____

TESTING FACILITY TASK REPORT

AGENCY: PBSO
SUBJECT: Gillis, David R CASE NUMBER: 19-124574
DATE: 10/10/19 VIDEO TAPE NUMBER: N/A
BEGINNING TIME: 03:37 ENDING TIME: 03:47

BREATH TESTS RESULTS: 1) R TIME 03:39 A.M./P.M. 2) N/A TIME — A.M./P.M.
3) N/A TIME — A.M./P.M. 4) N/A TIME — A.M./P.M.

BREATH OPERATOR: T. Leakey #19183
MAINTENANCE TECHNICIAN: J Kunkle #6467

TESTING OFFICER'S OBSERVATIONS

SPEECH: Slurred, thick, loud
ATTITUDE: argumentative, belligerent, talkative, rude
CLOTHING: gray sweat, black t-shirt, gray sneakers (black socks)
MEDICAL CONDITIONS: Asthma, herpes
MEDICATIONS: none in a week & half
OTHER: eyes glassy & bloodshot

REFUSED

A drank a shot of fireball - Q1A
COMMENTS: arrived at center 10 conducted 20 minute
observation period at 03:15hrs

A refused to perform breath test

Al read I/C & A stated he understood I/C

A refused to perform breath test

A read rights & A stated he understood rights

A conducted Q1A

REFUSED

A answered questions

SUBJECT: Gillis, David R

CASE NUMBER: 19-124574

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 Im J Schaefer of the PBSO

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) _____

Read on camera

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) _____

Read on camera

SUBJECT: Gillis, David R CASE NUMBER: 19-124574

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? YEAH

WHERE WERE YOU GOING? GAS STATION

WHAT STREET OR HIGHWAY WERE YOU ON? MILITARY

DIRECTION OF TRAVEL? N WHERE DID YOU START? OLD BOYNTON

WHAT TIME DID YOU START? IDK WHAT TIME IS IT NOW? NO I DONT HAVE A CLOCK

WHAT IS TODAY'S DATE? IDK WHAT DAY OF THE WEEK IS IT? MONDAY

WHAT COUNTY AND CITY ARE YOU IN NOW? PBC WPB

WHEN DID YOU LAST EAT? 17 hours ago WHAT DID YOU EAT? HAM/CHEESE

WHAT HAVE YOU BEEN DOING FOR THE LAST THREE HOURS? ENJOYING MY DAY

HOW MUCH DO YOU WEIGH? 182 HAVE YOU BEEN DRINKING? NO-YES WHAT? NOTHING FIREBALL

HOW MUCH? SHOT WHERE? DOESNT MATTER WITH WHOM? MYSELF

WHEN DID YOU HAVE YOUR FIRST DRINK? IDK AND YOUR LAST DRINK? IDK

HOW DID YOU CONSUME YOUR LAST TWO DRINKS? _____

CAN YOU FEEL THE EFFECTS OF THE ALCOHOL? NO ARE YOU UNDER THE INFLUENCE? NO

HAVE YOU CONSUMED ANY ALCOHOL SINCE THE ACCIDENT? _____ HOW MUCH? _____

WHAT? _____ WHERE? L WHEN? _____

WHAT LINE OF WORK ARE YOU IN? ELECTRICIAN WHEN DID YOU LAST WORK? YESTERDAY

DO YOU HAVE ANY PHYSICAL DEFECTS OR INJURIES? YES WHAT? MY DICK

ARE YOU SICK OR INJURED? YES WHAT'S WRONG? ASTHMA / HERPES

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? I DONT DO THAT SHIT WHEN? _____

HAVE YOU SEEN A DOCTOR OR DENTIST TODAY? NO WHO? _____ WHY? _____

ARE YOU TAKING ANY PRESCRIPTION MEDICINES? YES WHAT? _____ WHEN? _____

DO YOU HAVE:

EPILEPSY?	<u>NO</u>
GLASS EYE?	<u>NO</u>
FALSE TEETH?	<u>I SHOULD</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? NOPE

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

HAVE YOU EVER HAD A DRIVER'S LICENSE IN ANY OTHER STATE? YES WHERE? NORTH DAKOTA
MINNESOTA

INTERVIEWER: IN J SCHAEFER #877

STATE OF FLORIDA
DEPARTMENT OF HIGHWAY SAFETY & MOTOR VEHICLES
AFFIDAVIT OF REFUSAL TO SUBMIT TO
BREATH AND/OR URINE TEST

I, INV. J. SCHAEFER, a duly certified Law Enforcement Officer or Correctional Officer,
 (Name of Officer reading Implied Consent Warning)

am a member of PBSO, and I do swear
 (Name of law enforcement agency)

or affirm that on or about the 10th day of OCTOBER, 20 19, at 02:35 ☐ P.M. ☒ A.M.

DRIVER DAVID, ROBERT GILLIS,
 (Type or Print) FIRST NAME MIDDLE OR MAIDEN NAME LAST NAME

DL# G420-176-91-162-0, FL, state of FLORIDA, was placed under lawful arrest for
 the offense of DRIVING UNDER THE INFLUENCE by INV. J. SCHAEFER and
 (Name of Arresting Officer)
 issued Citation # A2GD1CP

That on or about the 10th day of OCTOBER, 20 19, at 03:39 ☐ P.M. ☒ A.M.
 in PALM BEACH County,

I requested that the driver submit to a ☒ breath and/or ☐ urine test to determine his or her blood alcohol level and/or the presence of chemical or controlled substances. I informed the driver that the refusal to submit to such test(s) would result in the suspension of his or her driving privilege for a period of one (1) year for a first refusal, or for a period of eighteen (18) months if his or her driving privilege had been previously suspended for refusing to submit to a breath, urine or blood test. I also informed the driver that he or she commits a misdemeanor by refusing to submit to a lawful test as requested above if his or her driving privilege has been previously suspended for refusal to submit to a lawful test of his or her breath, urine, or blood. Additionally, I informed the driver that if he or she holds a CDL, or was operating a CMV, refusal will result in the disqualification of the Commercial Driver's License/driving privilege for a period of one (1) year in the case of a first refusal or permanently if he or she has previously been disqualified as a result of a refusal to submit to any such lawful test. Nonetheless, the driver refused to submit to the test(s) requested.

Inv. J. Schaefer #8777
 Signature of Law Enforcement Officer or
 Correctional Officer



(AFFIX SEAL)

The foregoing instrument was sworn and subscribed before

me this 10th day of OCTOBER, 20 19,

by INV. J. SCHAEFER,

who is personally known to me or who has produced
PERSONALLY KNOWN LEO as identification

Notary Public T. Leahey

HSMV-BAR1001 (REV. 10/2016)

The foregoing instrument was sworn and subscribed before me:

Signature of Attesting Officer

Title _____

Date _____

Note: Mail or hand deliver to the designated Bureau of Administrative Reviews office, Department of Highway Safety and Motor Vehicles, with the driver's license, the appropriate copy of the UTC, and the probable cause affidavit.



**PALM BEACH COUNTY
SHERIFF'S OFFICE**
Florida State Statute Exemption Sheet

Palm Beach County Sheriff's Office – Arrests Only

	X	Florida State Statute	Description	Page Number(s)
L/E Exemptions	☐	119.071(2)(d)	Surveillance techniques, procedures and personnel; inventory of law enforcement resources, policies or plans pertaining to mobilization deployment or tactical operations.	
	☐	943.053, 943.0525	NCIC/FCIC/FBI and in-state FDLE/DOC.	
	☐	119.071(4)(c)	Undercover personnel.	
	☐	119.071(2)(f)	Confidential informants (CIs).	
	☐	119.071(2)(e)	Confession.	
Public Info. Exemptions	☐	985.04(1)	Juvenile offender records.	
	☐	119.071(h)(i)	Assets of a crime victim.	
	☐	395.3025(7)(a), 456.057(7)(a)	Medical information.	
	☐	394.4615(7)	Mental health information.	
	☐	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)	☒	(iii) 119.0714(1)(i)-(j), (2)(a)-(e)	Social Security, bank account, charge, debit, and credit card numbers.	2
	☐	(viii) 394.4615(7)	Clinical records under the Baker Act.	
	☐	(xii) 741.30(3)(b)	The victim's address in a domestic violence action on petitioner's request.	
	☐	(xiii) 119.071(2)(h), 119.0714(1)(h)	Protected information regarding victims of child abuse or sexual offenses.	
	☐			
	☐			
	☐			
	☐			
Other	☐	415.107 (1)	Other: Elderly Abuse	
	☐	33119.0712 (2)	Other: Personal Information Contained in a Motor Vehicle Record	

REVIEW COMPLETED BY

Booking Number: 2019033027

Date: 10/10/2019

Specialist Name/ID: M. Took's #8557



7

FLORIDA DUI UNIFORM TRAFFIC CITATION **A2GD1CP**

COUNTY OF **PALM BEACH** ☐ (1) F.H.P. ☐ (2) P.D. ☒ (3) S.O. ☐ (4) OTHER

CITY (IF APPLICABLE) _____ AGENCY NAME **PBSO**

AGENCY # _____

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

COMPLAINT
(RETAINED BY COURT)

DAY OF WEEK **THURS** MONTH **OCT** DAY **10TH** YEAR **2019** TIME **0235** ☒ A.M. ☐ P.M.

NAME (PRINT) FIRST **DAVID** MIDDLE **ROBERT** LAST **GILLIS**

STREET **9580 CYPRESS PARK WAY** IF DIFFERENT THAN ONE ON DRIVER LICENSE "X" HERE _____

CITY **BOYNTON BCH** STATE **FL** ZIP CODE **33472**

TELEPHONE NUMBER _____ DATE OF BIRTH MO **05** DAY **02** YEAR **91** SEX **M** HGT **59"**

DRIVER LICENSE NUMBER **G420176911620** STATE **FL** CLASS **E** CDL LICENSE ☐ YES ☒ NO

VEHICLE YEAR **2019** MAKE **CHEVY** STYLE **PU** COLOR **GRAY** COMMERCIAL VEHICLE ☐ YES ☒ NO

VEHICLE LICENSE NO **JRA X52** TRAILER TAG NO. _____ YEAR TAG EXPIRES **FL 20** PLACARDED HAZARDOUS MATERIAL ☐ YES ☒ NO

UPON A PUBLIC STREET OR HIGHWAY, OR OTHER LOCATION, NAMELY **9094 S MILITARY TRAIL** MOTORCYCLE ☐ YES ☒ NO

COMPACTION CITATION(S) ☒ YES ☐ NO

FT. _____ MILES ☒ N ☐ S ☐ E ☐ W OF NODE _____

OR UNLAWFULLY COMMIT THE OFFENSE OF DRIVING UNDER THE INFLUENCE OF ALCOHOLIC BEVERAGES, CHEMICAL OR CONTROLLED SUBSTANCES; DID DRIVE, OR WAS IN ACTUAL PHYSICAL CONTROL OF A VEHICLE, WHILE UNDER THE INFLUENCE OF AN ALCOHOLIC BEVERAGE/CHEMICAL SUBSTANCE/CONTROLLED SUBSTANCE TO THE EXTENT NORMAL FACILITIES WERE IMPAIRED, OR WITH A BLOOD OR BREATH ALCOHOL LEVEL OF .08 OR ABOVE OF **REFUSED**

DRIVING UNDER THE INFLUENCE ☐ YES ☒ NO

☐ AGGRESSIVE DRIVER ☐ YES ☒ NO STATE STATUTE **316.193(1)** SUB-SECTION _____

CRASH ☒ YES ☐ NO DAMAGE TO OTHER PROPERTY ☐ YES ☒ NO INJURY TO ANOTHER ☐ YES ☒ NO SERIOUS BODILY INJURY TO ANOTHER ☐ YES ☒ NO FATAL ☐ YES ☒ NO

THIS IS A CRIMINAL VIOLATION, COURT APPEARANCE REQUIRED, AS INDICATED BELOW.

HEARD DATE **NOV. 7, 2019 @ 0830**

COURT LOCATION **CRIMINAL JUSTICE COMPLEX** **A2GD1CP**

3228 GUN CLUB RD WPB, FL 33406

ARREST DELIVERED TO **COUNTY JAIL** DATE **10/10/19**

I HEREBY AND PROMISE TO COMPLY AND ANSWER TO THE CHARGES AND INSTRUCTIONS SPECIFIED IN THIS CITATION. WILLFUL REFUSAL TO ACCEPT AND SIGN THIS CITATION MAY RESULT IN ARREST. I UNDERSTAND MY SIGNATURE IS NOT AN ADMISSION OF GUILT OR WAIVER OF RIGHTS. IF YOU NEED REASONABLE FACILITY (COMMUNICATIONS TO COUNSEL WITH THIS CITATION) CONTACT THE CLERK OF THE COURT.

REFUSED

SIGNATURE OF VIOLATOR _____

EFFECTIVE IMMEDIATELY, YOUR DRIVING PRIVILEGE IS SUSPENDED/DISQUALIFIED FOR:

☐ DRIVING WITH AN UNLAWFUL BLOOD OR BREATH ALCOHOL LEVEL. THIS SUSPENSION IS FOR A PERIOD OF SIX MONTHS IF THIS IS THE FIRST VIOLATION OR ONE YEAR IF PREVIOUSLY SUSPENDED FOR DRIVING WITH AN UNLAWFUL BLOOD OR BREATH ALCOHOL LEVEL. IF YOU HOLD A CDL OR YOU ARE OPERATING A CMV, YOUR COMMERCIAL DRIVER LICENSE/PRIVILEGE WILL ALSO BE DISQUALIFIED FOR ONE YEAR FOR THE FIRST OFFENSE OR PERMANENTLY DISQUALIFIED FOR A SUBSEQUENT OFFENSE.

☒ REFUSAL TO SUBMIT TO LAWFUL BREATH, BLOOD OR URINE TEST SECTION 322.2615, F. S. THIS SUSPENSION IS FOR A PERIOD OF ONE YEAR IF THIS IS A FIRST REFUSAL OR 18 MONTHS IF PREVIOUSLY SUSPENDED FOR THIS OFFENSE. IF YOU HOLD A CDL OR YOU ARE OPERATING A CMV, YOUR COMMERCIAL DRIVER LICENSE/PRIVILEGE WILL ALSO BE DISQUALIFIED FOR A PERIOD OF ONE YEAR FOR A FIRST REFUSAL OR PERMANENTLY DISQUALIFIED FOR A SUBSEQUENT REFUSAL.

LICENSE SURRENDERED? ☐ YES ☒ NO REASON **NOT IN POSSESSION OF**

ELIGIBLE FOR PERMIT? ☒ YES ☐ NO REASON _____

UNLESS ELIGIBLE, THIS CITATION SHALL SERVE AS A TEMPORARY DRIVER LICENSE AND WILL EXPIRE AT MIDNIGHT ON THE 10TH DAY FOLLOWING THE DATE OF SUSPENSION.

AT THE **LAUDERDALE LAKES DHSMV** BUREAU OF ADMINISTRATIVE REVIEWS OFFICE, YOU MAY REQUEST, WITHIN 10 DAYS AFTER THE DATE OF SUSPENSION, A REVIEW OF SUSPENSION BY THE DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES OR A REVIEW TO DETERMINE ELIGIBILITY FOR A RESTRICTED LICENSE IF THIS IS YOUR FIRST DUI RELATED OFFENSE. SEE REVERSE SIDE.

SIGNATURE OF OFFICER **W. Schaefer** BADGE NO. **4877** TROOP UNIT **DUI**

RANK _____

HSMV 75904 (Rev. 7/13)

FLORIDA UNIFORM TRAFFIC CITATION

In the court designated below the undersigned certifies that he/she has just and reasonable grounds to believe and does believe that on:

Citation #: **ACK453E**

County: **PALM BEACH**

County Code: **06**

City:

City Code: **00/MB**

Date/Time: **Thu 10/10/2019 04:40 AM**

Agency Type: **SO**

VIOLATOR

First Name: **DAVID**

Middle: **ROBERT**

Last: **GILLIS**

DOB: **05/02/1991**

Address: **9580 CYPRESS PARK WAY**

City: **BOYNTON BEACH**

State: **FL**

Zip: **33472**

Telephone:

Race: **W**

Sex: **M**

Hgt: **509**

DL #: **G420176911620**

DL State: **FL**

Lic. Expires: **2020**

CDL: **N**

Ethnicity:

Class: **E**

Diff. Addr. on DL: **N**

REGISTRATION

Yr. Veh: **2019**

Veh. Tag: **JRAX52**

Color: **GRY**

Trailer Tag:

Make: **CHEV**

Yr. Tag Expires: **20**

State: **FL**

Style: **PK**

Comm. Mtr. Veh.: **N**

Plac. Haz. Mat: **N**

>= 16 Passengers: **N**

Motorcycle: **N**

LOCATION

Upon a Public Street or Highway or Other Location Namely:
3228 GUN CLUB ROAD

Located

Ft.

Miles

Of Node

VIOLATION

Did unlawfully commit the following Offense, in violation of State Statute,

SUMMONS - FAILURE TO SIGN OR

318.14(3)

ACCEPT SUMMONS

(AC0AYHE)

Speed - Enhanced Penalty Zone: **N**

Unlawful Speed:

Posted Speed:

Crash: **N**

Prop. Dam.: **N**

Prop. Dam. Amt.:

Aggressive Driv.: **N**

Injury: **N**

Ser. Injury: **N**

Fatal: **N**

Red Light/Stop Sign: **N**

Companion Citation Number(s): **A2GD1CP/AC0AYHE**

Driving Under the Influence of Alcoholic Beverages, Chemical, or Controlled

Substances, Driving/Actual Physical Control While Impaired, or

Driving/Actual Physical Control with Unlawful Blood/Urine Alcohol Level Bal.: **REFUSED**

COURT INFORMATION

Criminal Violation, Court Required

PALM BEACH COUNTY COURTHOUSE CRIMINAL JUSTICE COMPLEX

3228 GUN CLUB ROAD

Court Date: **11/05/2019**

WEST PALM BEACH, FL 33406

Court Time: **8:30 AM**

Civil Penalty: **N/A (N/A)**

Arrest Delivered To: **COUNTY JAIL**

On: **10/10/2019**

SIGNATURE

I AGREE AND PROMISE TO COMPLY AND ANSWER TO THE CHARGES AND INSTRUCTIONS SPECIFIED IN THIS CITATION. WILLFUL REFUSAL TO ACCEPT AND SIGN THE CITATION MAY RESULT IN ARREST. I UNDERSTAND MY SIGNATURE IS NOT AN ADMISSION OF GUILT OR WAIVER OF RIGHTS. IF YOU NEED REASONABLE FACILITY ACCOMMODATIONS TO COMPLY WITH THIS CITATION, CONTACT THE CLERK OF THE COURT.

Signature of Defendant: **x**

REFUSED

Signature of Officer:

Inv. J. Schaefer #8777

☒ I CERTIFY THIS CITATION WAS DELIVERED TO THE PERSON CITED ABOVE

Officer name: **INV. J. SCHAEFER**

Officer ID: **8777**

Case number: **19-124574**

Troop/Unit: **DUI/MB**

Misc: **DUI**

Agency Name: **PALM BEACH SHERIFF'S OFFICE**

Agency #:



FLORIDA UNIFORM TRAFFIC CITATION

In the court designated below the undersigned certifies that he/she has just and reasonable grounds to believe and does believe that on:

Citation #: **ACK452E**

County: **PALM BEACH**

County Code: **06**

City:

City Code: **00/MB**

Date/Time: **Thu 10/10/2019 04:40 AM**

Agency Type: **SO**

VIOLATOR

First Name: **DAVID** Middle: **ROBERT**
Last: **GILLIS** DOB: **05/02/1991**
Address: **9580 CYPRESS PARK WAY**
City: **BOYNTON BEACH** State: **FL** Zip: **33472**
Telephone: Race: **W** Sex: **M** Hgt: **509**
DL #: **G420176911620** DL State: **FL** Lic. Expires: **2020**
CDL: **N** Ethnicity: Class: **E** Diff. Addr. on DL: **N**

REGISTRATION

Yr. Veh: **2019** Veh. Tag: **JRAX52**
Color: **GRY** Trailer Tag:
Make: **CHEV** Yr. Tag Expires: **20** State: **FL**
Style: **PK**
Comm. Mtr. Veh.: **N** Plac. Haz. Mat: **N**
>= 16 Passengers: **N** Motorcycle: **N**

LOCATION

Upon a Public Street or Highway or Other Location Namely:
3228 GUN CLUB ROAD

Located FL Miles Of Node

VIOLATION

Did unlawfully commit the following Offense, in violation of State Statute,
SUMMONS - FAILURE TO SIGN OR 318.14(3)
ACCEPT SUMMONS
(A2GD1CP)

Speed - Enhanced Penalty Zone: **N**

Unlawful Speed: Posted Speed:

Crash: **N** Prop. Dam.: **N** Prop. Dam. Amt.: Aggressive Driv: **N**

Injury: **N** Ser. Injury: **N** Fatal: **N** Red Light/Stop Sign: **N**

Companion Citation Number(s): **A2GD1CP/AC0AYHE**

Driving Under the Influence of Alcoholic Beverages, Chemical, or Controlled

Substances, Driving/Actual Physical Control While Impaired, or

Driving/Actual Physical Control with Unlawful Blood/Urine Alcohol Level Bal.: **REFUSED**

COURT INFORMATION

Criminal Violation, Court Required

PALM BEACH COUNTY COURTHOUSE CRIMINAL JUSTICE COMPLEX

3228 GUN CLUB ROAD

Court Date: **11/07/2019**

WEST PALM BEACH, FL 33406

Court Time: **8:30 AM**

Civil Penalty:

Arrest Delivered To: **COUNTY JAIL**

On: **10/10/2019**

SIGNATURE

I AGREE AND PROMISE TO COMPLY AND ANSWER TO THE CHARGES AND INSTRUCTIONS SPECIFIED IN THIS CITATION. WILLFUL REFUSAL TO ACCEPT AND SIGN THE CITATION MAY RESULT IN ARREST. I UNDERSTAND MY SIGNATURE IS NOT AN ADMISSION OF GUILT OR WAIVER OF RIGHTS. IF YOU NEED REASONABLE FACILITY ACCOMMODATIONS TO COMPLY WITH THIS CITATION, CONTACT THE CLERK OF THE COURT.

Signature of Defendant: **x REFUSED**

Signature of Officer: **Inv. J. Schaefer #8777**

☒ I CERTIFY THIS CITATION WAS DELIVERED TO THE PERSON CITED ABOVE

Officer name: **INV. J. SCHAEFER**

Officer ID: **8777**

Case number: **19-124574** Troop/Unit: **DUI/MB**

Misc: **DUI**

Agency Name: **PALM BEACH SHERIFF'S OFFICE**

Agency #:

FLORIDA UNIFORM TRAFFIC CITATION

In the court designated below the undersigned certifies that he/she has just and reasonable grounds to believe and does believe that on:

Citation #: **ACOAYHE**

County: **PALM BEACH**

County Code: **06**

City: **PALM BEACH COUNTY,**

City Code: **00**

Date/Time: **Thu 10/10/2019 02:44 AM**

Agency Type: **SO**

VIOLATOR

First Name: **DAVID**

Middle: **ROBERT**

Last: **GILLIS**

DOB: **05/02/1991**

Address: **9580 CYPRESS PARK WAY**

City: **BOYNTON BEACH**

State: **FL** Zip: **33472**

Telephone:

Race: **W**

Sex: **M**

Hgt: **509**

DL #: **G420176911620**

DL State: **FL**

Lic. Expires: **2020**

CDL: **N**

Ethnicity: **NH** Class: **E**

Diff. Addr. on DL: **N**

REGISTRATION

Yr. Veh: **2019**

Veh. Tag: **JRAX52**

Color: **GRY**

Trailer Tag:

Make: **CHEV**

Yr. Tag Expires: **20**

State: **FL**

Style: **PK**

Comm. Mtr. Veh.: **N**

Plac. Haz. Mat: **N**

>= 16 Passengers: **N**

Motorcycle: **N**

LOCATION

Upon a Public Street or Highway or Other Location Name/ly:
4000 BLOCK LAWRENCE RD

Located Ft. Miles Of Node

VIOLATION

Did unlawfully commit the following Offense, In violation of State Statute,

ADDITIONAL OFFENSES (SPEEDING): 50MPH OR 316.189(2)

MORE VIOLATION OF FS 316.183(2), 316.187, 316.189

KUSTOM SIGNALS /PRO LASER III/SN #PL14650

Speed - Enhanced Penalty Zone: **N**

Unlawful Speed: **93**

Posted Speed: **40**

Crash: **N** Prop. Dam.: **N**

Prop. Dam. Amt.: **N**

Aggressive Driv: **N**

Injury: **N** Ser. Injury: **N**

Fatal: **N**

Red Light/Stop Sign: **N**

Companion Citation Number(s):

Driving Under the Influence of Alcoholic Beverages, Chemical, or Controlled

Substances, Driving/Actual Physical Control While Impaired, or

Driving/Actual Physical Control with Unlawful Blood/Urine Alcohol Level Bal.:

COURT INFORMATION

Infraction, Court Required

PALM BEACH COUNTY COURTHOUSE CRIMINAL JUSTICE COMPLEX

3228 GUN CLUB ROAD

WEST PALM BEACH, FL 33406

Court Date: **11/07/2019**

Court Time: **8:30 AM**

DUI

Civil Penalty:

Arrest Delivered To: **PBCJ**

On: **10/10/2019**

SIGNATURE

I AGREE AND PROMISE TO COMPLY AND ANSWER TO THE CHARGES AND INSTRUCTIONS SPECIFIED IN THIS CITATION. WILLFUL REFUSAL TO ACCEPT AND SIGN THE CITATION MAY RESULT IN ARREST. I UNDERSTAND MY SIGNATURE IS NOT AN ADMISSION OF GUILT OR WAIVER OF RIGHTS. IF YOU NEED REASONABLE FACILITY ACCOMMODATIONS TO COMPLY WITH THIS CITATION, CONTACT THE CLERK OF THE COURT.

Signature of Defendant: **REFUSED**

Signature of Officer: **D/S B. VANDERMEEREN**

☒ I CERTIFY THIS CITATION WAS DELIVERED TO THE PERSON CITED ABOVE

Officer name: **D/S. B. VANDERMEEREN SANCHEZ** Officer ID: **31284**

Case number: **19124574** Troop/Unit: **PATROL D6** Misc: **DUI**

Agency Name: **PALM BEACH SHERIFF'S OFFICE**

Agency #: