

ARREST REPORT

Report Date / Time 05/27/2017 09:44 PM	Agency Case/Offense Number FHP17OFF041845	CCA Number	Operating Agency Case Number	OBTS Number	Offender Based Transaction System	Jail Booking Number	Other Number LWRC17CAD092392
---	--	------------	------------------------------	-------------	-----------------------------------	---------------------	---------------------------------

LOCATION OF OCCURRENCE

County PALM BEACH	Address 61 N L ST , LAKE WORTH, FL 33460	Latitude N 26 36.9732	Longitude W 80 3.2628
Range of Occurrence Date/Time 05/27/2017 09:21 PM to 05/27/2017 09:21 PM			

PERSON: SUSPECT

First Name DEANNA	Middle Name CHRISTINE	Last Name MARIE	Suffix	Date of Birth 10/11/1946	Age 70	Race W	Sex F	Height 505	Weight 120	Hair BRO	Eyes BRO
Master Name Index Number	Place of Birth Sparta, WI	Nation USA	SSN		Driver's License or Other ID M600163468710	State FL	Class or Type E				
Address 3475 S OCEAN BLVD APT 304		City PALM BEACH	County PBC		State FL	Zip Code 33480	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										

PROBABLE CAUSE

On May 27th, 2017 I Trooper Lucas M. Tavares (3913/1555) with the Florida Highway Patrol was on active patrol in Palm Beach County, Florida. I was in a marked FHP unit equipped with overhead emergency lights and external siren. At approximately 09:15 p.m. I received a call from the Palm Beach County Sheriff's Office in reference to a possible impaired driver, located at N. L St. and Lake Ave. in Lake Worth, Florida.

At approximately 9:22 p.m. I arrived on scene. On scene was Deputy Lonney Moral (#9160) with the Palm Beach County Sheriff's Office. Deputy Moral stated that he saw a white female walk up to a white in color four-door vehicle and attempted to pull out of a parking spot, located on N. L St. facing southbound. Deputy Moral stated that the white female attempted to back out multiple times, while doing so she struck the curb multiple times. Deputy Moral then approached the driver and knocked on the window. He stated that she was verbally combative and refused to step out.

I then came into contact with the driver of the vehicle. Who I later identified to be Deanna Christine Marie by her Florida's Driver's License number: (M600-163-46-871-0). Ms. Marie was standing outside of her vehicle to the rear. I then approached her and asked if everything was alright. She then began to start yelling about how she wants to go home and that she did nothing wrong. I asked her if she was ok and she yelled yes. Ms. Marie had bloodshot and watery eyes. Her speech was slurred and incoherent at some points. I could detect an odor being emitted from her breath that grew stronger as she spoke (yell). I asked her if she had anything to drink and she stated that she had one glass of wine.

Suspect vehicle: 2007 White Ford 4-door, with Florida Tag: (K843FY) attached.

I then asked Ms. Marie if she would perform voluntary field sobriety exercises and she stated she did nothing wrong. I then asked again and she stated that she would because she did nothing wrong.

Standardized Field Sobriety Exercises (SFSE):

The area for the following roadside exercises was level hard surface and was free of debris. The weather was clear.

Horizontal Gaze Nystagmus:

I advised the subject to stand straight with their feet together and arms down by their side. I asked subject if they wear any glasses or contacts, they advised they do for seeing up close. I then asked if that would prevent her from seeing shapes or colors. She stated no. For the exercise I used my issued red pen light and illuminated it with a Streamlight white in color flash light. I asked the subject if they could see the red pen light, they stated yes. The subject was asked about any current medical conditions, they stated that they had a thyroid problem. I advised the subject to follow the red pen light with their eyes and eyes only, and to not move their head. I asked subject if they understood the instructions I gave to them. They stated yes. I asked if they had any questions they stated no.

The following was observed during Horizontal Gaze Nystagmus:

The subject did have resting Nystagmus and dilated pupils.

- 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

I had to instruct subject multiple times to keep her head straight and follow the red pen light with her eyes only.

Walk and Turn Exercise:

Interaction Phase:

The area for the following roadside exercises was level and free of debris. Subject agreed to use a white in color traffic line. I advised the subject to place their left foot on the imaginary line and their right foot directly in front of it, touching heel to toe. I advised the subject to keep their arms down by their side and to stay in that position until I advise them to begin the exercise. This exercise was first explained to the subject then was demonstrated by myself. Subject advised that they would be able to perform the exercise. Subject advised that they had no injuries that would affect the exercise. Subject stated that she had knee surgery, but would not affect the subject from walking a straight line. Subject advised me that they understood instructions and did not have any questions.

The following was observed during the instructional phase of the exercise:

2017 MAY 28
14

D/S Wellington #7141

Report Date / Time 05/27/2017 09:44 PM	Agency Case/Offense Number FHPL17OFF041845	OCA Number	Operating Agency Case Number	OBTS Number	Offender Based Transaction System	Jail Booking Number	Other Number LWRC17CAD092392
---	---	------------	---------------------------------	-------------	--------------------------------------	---------------------	---------------------------------

The subject could not keep balance while in the starting position. The subject kept stating she can't do it because she is tired. I had to repeat the exercise multiple times to subject. Subject started the exercise before instructed. I could not complete my instructions due to subject not listening.

One leg stand:

-Could not complete do to subject not listening.

Based on the totality of circumstances, Ms. Marie was placed under arrest for DUI pursuant to Florida Statute 316.193.1 at 09:37 PM. While attempting to restrain Ms. Marie she would not give us her arms for restraint. She kept pulling away from us. We then got the hand cuffs on her and I put them on Ms. Marie pretty loose compared to normal arrestee's. Ms. Marie was attempting to pull out of the handcuffs in which she lacerated herself on her right wrist. I then called fire rescue to asses her injury. Fire rescue then wrapped both her wrists with medical wrap and cleared her from scene. Ms. Marie was then placed in Trooper Zion Todd's (1729) patrol vehicle and transported to the Palm Beach County Jail in which she arrived at 10:18 PM. After the defendant's 20min observation, the defendant was then given the opportunity to provide a sample of her breath which she at first refused to provided. I then read implied consent. Ms. Marie then consented to provide. The defendant's first breath was given at 10:48 PM and resulted in a volume not met. The defendant's second breath was given at 10:54 PM and resulted in a 0.140. The defendant's third breath test (Due to volume not met on the first sample) was given at 10:58 PM and resulted in 0.132.

Video of the incident, roadsides and transport are available through the FHP custodian. The above incident did occur in Palm Beach County, Florida.

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 PALM BEACH SOUTH COUNTY COURTHOUSE	Court Phone 561-274-1530	Court Date & Time 6/19/17 8:30 a.m.
Court Address 200 WEST ATLANTIC AVE., DELRAY BEACH, FL 33444		
Instructions		

ARREST INFORMATION

Arrest Date / Time 05/27/2017 09:37 PM	Residency Within jurisdiction	Injured Arrestee	Extent of Injury Minor (treated on scene)	Resist Arrest Yes
Prior Arrests Unknown	Arrest Jurisdiction Within jurisdiction	Alcohol Yes	Drugs Unknown	

ARREST LOCATION

County PALM BEACH	Address 42 N M ST , LAKE WORTH, FL
-----------------------------	--

ARREST DELIVERED TO

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

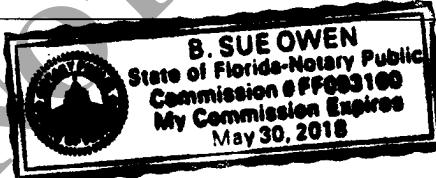
ARRESTING OFFICER

Officer Call Number 1555	Officer Name L. TAVARES	Officer Signature
------------------------------------	-----------------------------------	-------------------

Subscribed and sworn to (or affirmed) before me this 27 day of May A.D. 2017 by L. Tavares who is personally known to me or has produced Notary Public as identification.

Notary Public LEO CO Commission No: _____ My Commission Expires: _____

Signature



Florida Highway Patrol

FILING PACKAGE RECEIPT FORM

Check One:

- DHSMV - Bureau of Driver Improvement Hearing Office
- State Attorney's Office D.U.I. Intake
- Felony/Misdemeanor Filing Documentation

Case Number: FHPL17OFF041845

Defendant: Deanna C. Marie

Officer: TPR. LUCAS TAVARES ID, # 3913

District: LANTANA (TROOP L)

Date Submitted: 5/27/2017

Sent By: TPR. LUCAS TAVARES (3913)

Supervisor Approval: _____

Received By Court Liaison: _____

Date/Time Received: _____

FILING PACKAGE LOGGED BY LIAISON
ON DATE AND TIME LISTED ABOVE

RETURN THIS ORIGINAL RECEIPT TO OFFICER

Ver-OA-10G

SCANNED
MAY 31 2017

D.U.I. PROBABLE CAUSE AFFIDAVIT

ON THE 27th DAY OF May 20 17, AT 21:22 AM PM

SUBJECT: Deanna C. Marie CASE NUMBER: FHPL17OFF041845

AGENCY: Florida Highway Patrol ARRESTING OFFICER: TPR. LUCAS TAVARES

PERSONAL CONTACT

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

SEE ATTACHED ARREST REPORT NARRATIVE

OBSERVATION OF DRIVER:

SEE ATTACHED ARREST REPORT NARRATIVE

DRIVER'S STATEMENTS:

SEE ATTACHED ARREST REPORT NARRATIVE

ODORS:

UNKNOWN ALCOHOLIC BEVERAGE

GENERAL OBSERVATIONS

SPEECH: Slurred, incoherent

ATTITUDE: Angry

CLOTHING: White top, Yellow pants

MEDICAL/OTHER: Thyroid problem

STATE OF FLORIDA

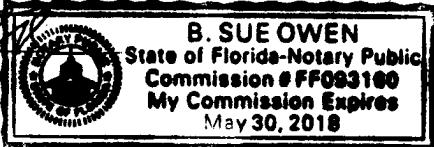
COUNTY OF PALM BEACH

TPR. LUCAS TAVARES
(Signature of Arresting/Investigative Officer)

The foregoing instrument was sworn to or affirmed and subscribed before me this 27th day of May 20 2017 by TPR. TAVARES

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

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



SCANNED
MAY 31 2017

SUBJECT: Deanna C. Marie

CASE NUMBER FHPL17OFF041845

ROADSIDE TASKS

HORIZONTAL GAZE NYSTAGMUS:

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

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

Other Observations:

Swaying,

WALK & TURN:

SEE ATTACHED ARREST REPORT NARATIVE

ONE LEG STAND:

SEE ATTACHED ARREST REPORT NARATIVE

FINGER TO NOSE:

NOT ADMINISTERED

ROMBERG ALPHABET:

NOT ADMINISTERED

BREATH TEST RESULTS: 1) VNM 2) .140 3) .132 4) N/A

STATE OF FLORIDA
COUNTY OF PALM BEACH

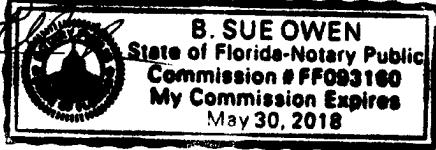
TPR. LUCAS TAVARES

(Signature of Arresting/Investigative Officer)

The foregoing instrument was sworn to or affirmed and subscribed before me this 27th day of May 20 2017 by TPR. Tavares

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

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



SCANNED
MAY 31 2017

TESTING FACILITY TASK REPORT

AGENCY: FHP

SUBJECT: Marie, Deanna Christine CASE NUMBER: 17-08301

DATE: 5/27/17 VIDEO TAPE NUMBER: DVD # 62700

BEGINNING TIME: 2239 ENDING TIME: 2311

BREATH TESTS RESULTS: 1) 119* VNM* TIME 2248 A.M./P.M. 2) 140 TIME 2254 A.M./P.M.
3) 132 TIME 2258 A.M./P.M. 4) _____ TIME _____ A.M./P.M.

BREATH OPERATOR: S. Owen # 3184

MAINTENANCE TECHNICIAN: J. Karlecke # 6467

TESTING OFFICER'S OBSERVATIONS

SPEECH:

ATTITUDE: angry, upset, mood swings, fiesty

CLOTHING: tan shirt, lavender pants, white top

MEDICAL CONDITIONS: none, thyroid problems

MEDICATIONS: synthroid

OTHER: 71 y/o A clerk at PB shop

a doctor of unknown alcoholics beverages

appeared to be hard of hearing

COMMENTS: A 10 E A arrived @ 2218 hrs

A 10 observed 20 minutes

A 10 requested breath test, A refused

A 10 read I/C, A couldn't hear, A 10
stood nearer her and read I/C.

A understood, A agreed

A talked thru 1st 3 minutes & read I/C

again A wasn't driving very upset. Only
tried twice Said we were threatening her

After many tries A gave a adequate sample

After many tries 3rd try ok SY; 11 talked
and argued, tech explained results

A 10 read clw A understood rights.

A answered Q & A A had a couple wines
(small) & water in between. Couldn't feel ~~SOBER~~
Not under influence. HAD 1 MAX Tylenol

MAY 31 2017

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 Tpr Tavares of the FHP.

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.

SCANNED

SUSPECT'S SIGNATURE: (X) Read on Camera MAY 31 2017

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? NO

WHERE WERE YOU GOING? See a friend

WHAT STREET OR HIGHWAY WERE YOU ON? Locust Ave

DIRECTION OF TRAVEL? W WHERE DID YOU START? home home

WHAT TIME DID YOU START? 1:00 pm WHAT TIME IS IT NOW? 10:30 - 11

WHAT IS TODAY'S DATE? 27 WHAT DAY OF THE WEEK IS IT? Saturday

WHAT COUNTY AND CITY ARE YOU IN NOW? Palm Beach County, FL PB

WHEN DID YOU LAST EAT? never WHAT DID YOU EAT? apple candy bar

WHAT HAVE YOU BEEN DOING FOR THE LAST THREE HOURS? beer, see friend

HOW MUCH DO YOU WEIGH? 116 HAVE YOU BEEN DRINKING? couple WHAT? wine

HOW MUCH? Small WHERE? a place restaurant WITH WHOM? girls she worked with

WHEN DID YOU HAVE YOUR FIRST DRINK? 5:00 AND YOUR LAST DRINK? ?

HOW DID YOU CONSUME YOUR LAST TWO DRINKS? Medium

CAN YOU FEEL THE EFFECTS OF THE ALCOHOL? No ARE YOU UNDER THE INFLUENCE? absolutely not

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

WHAT? WHERE? WHEN?

WHAT LINE OF WORK ARE YOU IN? Cashier WHEN DID YOU LAST WORK? Today

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

ARE YOU SICK OR INJURED? Fine WHAT'S WRONG?

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?

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

ARE YOU TAKING ANY PRESCRIPTION MEDICINES? NO/yes WHAT? Thyroid WHEN? every morning

DO YOU HAVE: EPILEPSY? NO

 GLASS EYE? NO

 FALSE TEETH? NO

 EAR INFECTION? NO

 INNER EAR TROUBLE? NO

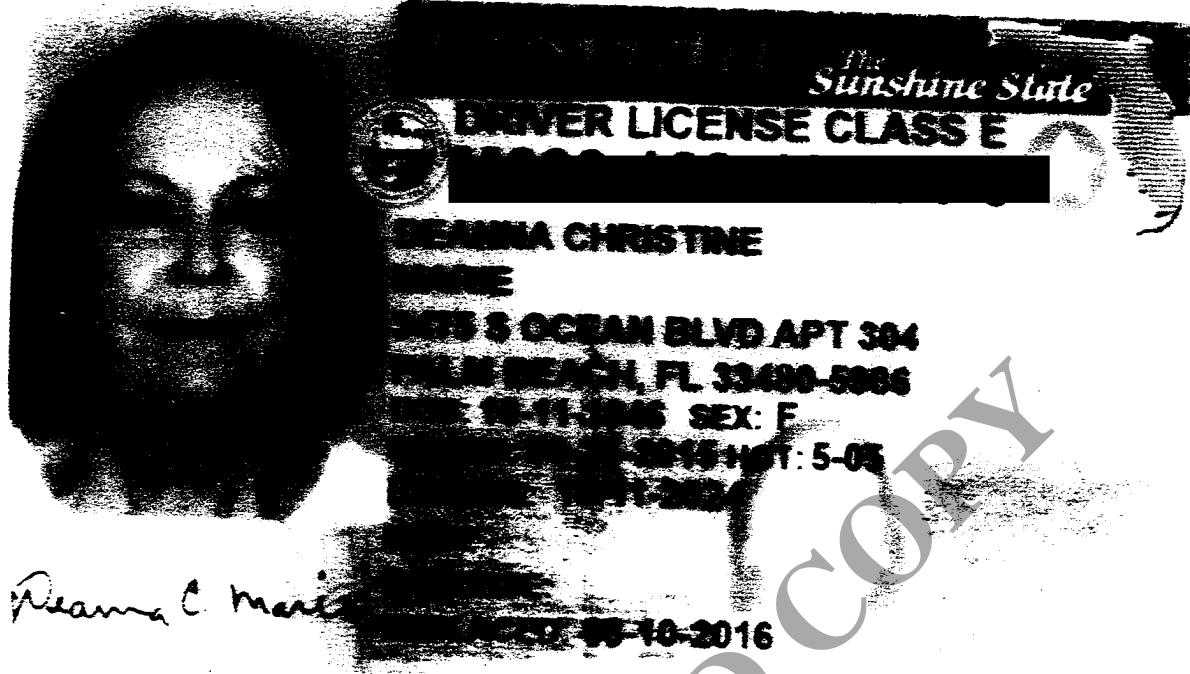
 DIABETES? NO

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?

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

INTERVIEWER: MAY 31 2017



SAFE DRIVER
Operation of a motor vehicle constitutes consent to any sobriety test required by law.

NOT A CERTIFIED COPY

SCANNED
MAY 31 2017