

18CT11732
ARREST / NOTICE TO APPEAR

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

Agency ORI Number 0500400	Agency Name Delray Beach Police Department	Agency Report Number (D.U.A.'s only) 410 18-010119
Charge Type: Check or uncheck: <input type="checkbox"/> 1. Felony <input type="checkbox"/> 2. Traffic Felony <input type="checkbox"/> 3. Misdemeanor <input type="checkbox"/> 4. Traffic Misdemeanor <input type="checkbox"/> 5. Offense <input type="checkbox"/> 6. Other	Weapon Index Other Type: None/not Applicable	Multiple Citrus Indicator: 1
Location of Arrest (Building Name, Address) 600 E ATLANTIC AVE, DELRAY BEACH, FL		Location of Office (Business Name, Address) 600 E ATLANTIC AVE, DELRAY BEACH, FL 33483
Date of Arrest 07/05/2018	Time of Arrest 22:29	Booking Date 07/05/2018
Booking Time 22:39	Jail Date //	Jail Time ..
Location of Vehicle RELEASED TO PASSENGR		

Name (Last, First, Middle) JANNIELLO, DENISE MARIE		Alias:	
Sex F	Date of Birth 11/25/1963	Height 5'05	Weight 138
Eyes BLUE	Hair Color BLACK	Complexion FAIR	Build SMALL
Marital Status S		Religion CATHOLIC	
Local Address (Street, Apt. Number) 641 E WOOLBRIGHT RD D104, BOYNTON BEACH, FL 33435		Phone (561) 945-2557	
Permanent Address (Street, Apt. Number) 641 E WOOLBRIGHT RD D104, BOYNTON BEACH, FL 33435		Phone (561) 945-2557	
Business Address (Name, Street) ZOO FITNESS, BOYNTON BEACH		Occupation Trainer	
DL Number, State 1540173639250 / FL	Sex, Sec. Number	Place of Birth (City, State) PROVIDENCE, RI	Citizenship US

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

<input type="checkbox"/> Parent <input type="checkbox"/> Other	Name (Last, First, Middle)	Relationship
<input type="checkbox"/> Legal Custodian	Address (Street, Apt. Number)	City (City) (State) (Zip)
Notified by: (Name)	Date	Time
Released To: (Name)	Relationship	Date
The above address was 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's Office (Phone 355-2526) informed of any change of address.		Property Owned? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
Description of Property		Value of Property

Drug Activity N.N.A. P. Possess	S. Sell B. Buy T. Traffic	R. Seizure D. Deliver R. 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/Opia	F. Paraphernalia/ Equipment S. Synthetic	G. Cannabis Z. Other
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Charge Description DRIVING WHILE UNDER INFLUENCE	State Violation Number 316.193(1)	Violation of ORD #
Drug Activity N	Drug Type N	Amount / Unit /
Offense # 18-010119	Counts 1	Domestic Violence <input type="checkbox"/> Y <input checked="" type="checkbox"/> N
Warrant / Citrus Number	State Violation Number	Violation of ORD #

Health / Apparent Physical Condition of Defendant	Any knowledge of the following: <input type="checkbox"/> Mental <input type="checkbox"/> Escape Risk <input type="checkbox"/> Medication <input type="checkbox"/> Dehydration <input type="checkbox"/> Injuries Explicit:
Check which apply: <input type="checkbox"/> Released O.R. <input type="checkbox"/> Posted Bond	<input type="checkbox"/> Released to Parent/Custodian <input type="checkbox"/> South County Mental Health
Transported By	PROPERTY - Received By Released By Released To
Date Transported //	Time Transported ..

<input checked="" type="checkbox"/> INSTRUCTION NO. 1 - Mandatory appearance in court	Location (Court, Room) South County 200 W Atlantic Ave Delray Beach, FL 33444
<input type="checkbox"/> INSTRUCTION NO. 2 - You need not appear in Court but must comply with instructions on Page 2.	Court Date and Time 07/30/2018 08:30:00
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>[Signature]</i>	
Date Signed	

HOLD For Other Agency	Signature of Arresting Officer <i>[Signature]</i> #1161	Name Verification (Printed by Arrestee)
<input type="checkbox"/> Dangerous <input type="checkbox"/> Restricted Arrest <input type="checkbox"/> Other	Name of Arresting Officer (Print) GEIGER, MICHELLE L.	ID.# 1161
Initials Deputy	Transporting Officer GEIGER	ID.# Agency 1161 DRPD
Witness here if subject signed with an "X"		PAGE 1 of 1

COURT STATE ATTORNEY AGENCY CENTRAL RECORDS JAIL CRIME ANALYSIS P.I.O. DEFENDANT

SCANNED
JUL 07 2018

D.U.I. PROBABLE CAUSE AFFIDAVIT

ON THE 5 DAY OF JULY 20 18 AT 9:55 AM PM
SUBJECT: IANNIELLO, DENISE MARIE CASE NUMBER: 18-010119
AGENCY: DBPD ARRESTING OFFICER: GEIGER

PERSONAL CONTACT

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

Sgt McCabe was on patrol in the 700 block of E Atlantic Ave in a marked patrol car and was traveling west in the #1 lane of travel. During this patrol a white Kia FL tag DFIT7, was traveling next to Sgt McCabe in the #2 lane. The white Kia began to enter his lane of travel causing him to swerve away and avoid a crash. Sgt. McCabe conducted a traffic stop in the 600 block of E Atlantic Ave for failing to maintain her lane and violating his right of way. Sergeant McCabe made contact with the driver, Denise Ianniello.

OBSERVATION OF DRIVER:

Ianniello appeared to be impaired. Ianniello had red glassy eyes, very slurred and mumbled speech, slow dexterity and I could smell an unknown alcoholic beverage coming from her breath. Ianniello had a distinct sway while standing still. Ianniello when exiting the vehicle bent down and was attempting to pick up an affixed road lane reflector. During the roadsides, it appeared Ianniello had trouble following directions.

DRIVER'S STATEMENTS:

While on scene, Ianniello stated that she had consumed four glasses of wine. Post miranda at the BAT, Ianniello stated she had consumed 2 vodka drinks in Pompano, a Vodka drink in Delray and 2 wine drinks in Delray at Cafe Luna Rosa. Post miranda at the BAT, when asked if she was impaired while driving, Ianniello stated she was.

ODORS:

Ianniello had an odor of an alcoholic beverage coming from her breath.

GENERAL OBSERVATIONS

SPEECH: VERY SLURRED AND MUMBLED

ATTITUDE: POLITE, THEN UPSET

CLOTHING: jean shorts and a red tank top, black platform sandals.

MEDICAL/OTHER: none

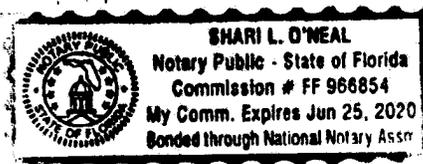
STATE OF FLORIDA
COUNTY OF PALM BEACH

Dec. N. S. #1161
(Signature of Arresting Investigative Officer)

The foregoing instrument was sworn to by affiant and subscribed before me this 5TH day of JULY 20 18 by

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

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



SCANNED

JUL 07 2018

SUBJECT: IANNIELLO, DENISE MARIE CASE NUMBER 18-010119

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:

Ianniello stated that she understood the instructions. Ianniello had a distinct sway during this task. Ianniello missed heel to toe on steps 3 and 6 of the 9 steps up and 5 and 6 and 8 on the 9 steps back. Ianniello appeared that she was steadying herself after each step she took. Ianniello took 10 steps on the 9 steps up and 13 steps on the 9 steps back. Ianniello did not count out loud.

ONE LEG STAND:

Ianniello stated that she understood the instructions. Ianniello had a distinct sway during this task. Ianniello only counted in 1,000's once then began counting with normal numbers.

FINGER TO NOSE:

Ianniello stated she understood the instructions. Ianniello had a distinct sway during this task. Ianniello used her middle finger during the entire task, even after being reminded to use her pointer finger. Ianniello kept her arm out to the side the first time LEFT was called out and had to be reminded of the instructions. Ianniello pushed the side of her nose the second time LEFT was called out.

ROMBERG ALPHABET:

Ianniello stated she understood the instructions. Ianniello had a distinct sway during this task. Ianniello recited the alphabet in the following manners: "G, H, G, Y, H" "H, E, Y, F" "A, B, C, G, F". Ianniello then gave several other incorrect variations of the alphabet before the task was ended.

BREATH TEST RESULTS: (1) REF (2) (3) (4)

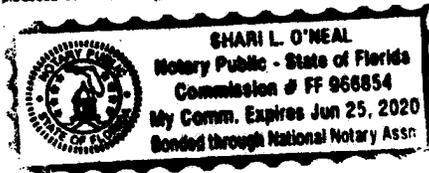
STATE OF FLORIDA COUNTY OF PALM BEACH

[Signature of Arresting Investigative Officer]

The foregoing instrument was sworn to or affirmed and subscribed before me this 5TH day of JULY 2018 by

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

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



SCANNED JUL 07 2018

WITNESS LIST

CASE NUMBER: 18-010119

ARRESTING OFFICER: GEIGER #1161

ADDRESS: 300 W ATLANTIC AVE, DELRAY BEACH, FL 33444

PHONE NUMBERS (HOME): _____ (WORK) 561-243-7800

CAN TESTIFY TO: DUI

NAME: COLLARETTI # 961

ADDRESS: 300 W ATLANTIC AVE, DELRAY BEACH, FL 33444

PHONE NUMBERS (HOME) 1 _____ (WORK) 561-243-7800

CAN TESTIFY TO: DUI

NAME: SGT. MCCABE

ADDRESS 300 W ATLANTIC AVE, DELRAY BEACH, FL 33444

PHONE NUMBERS (HOME) _____ (WORK) 561-243-7800

CAN TESTIFY TO: DRIVING PATTERN

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: _____

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CAN TESTIFY TO: _____

NAME: _____

ADDRESS _____

PHONE NUMBERS (HOME) _____ (WORK) _____

CAN TESTIFY TO: _____

NAME: _____

ADDRESS _____

PHONE NUMBERS (HOME) _____ (WORK) _____

CAN TESTIFY TO: _____

NOT A CERTIFIED COPY

SCANNED
JUL 07 2018

SUBJECT: DENISE MARIE IANNIELLO

CASE NUMBER: 18 010119

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 OFFICER GRIGER of the DELRAY BEACH POLICE

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) 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) ON CAMERA

SCANNED

JUL 07 2018

WHITE - STATE ATTY.

YELLOW - DHSMV

PINK - CENTRAL RECORDS

GOLD - JAIL

SUBJECT: Denise Marie Lammello

CASE NUMBER: 18 010119

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? Home To THE Hyatt

WHAT STREET OR HIGHWAY WERE YOU ON? Atlantic Ave

DIRECTION OF TRAVEL? S WHERE DID YOU START? Rosa Luna

WHAT TIME DID YOU START? around 10:00 WHAT TIME IS IT NOW? I Don't Know 10 or 11 or 12

WHAT IS TODAY'S DATE? July 5 WHAT DAY OF THE WEEK IS IT? THURSDAY

WHAT COUNTY AND CITY ARE YOU IN NOW? Palm Beach

WHEN DID YOU LAST EAT? 3 hours Ago WHAT DID YOU EAT? Pasta, Chicken + Beef

WHAT HAVE YOU BEEN DOING FOR THE LAST THREE HOURS? Sp. time with family + friends

HOW MUCH DO YOU WEIGH? 130 HAVE YOU BEEN DRINKING? YES WHAT? Vodka + Wine

HOW MUCH? 2 Vodka + Wine WHERE? Restaurant WITH WHOM? Boyfriends Family

WHEN DID YOU HAVE YOUR FIRST DRINK? @ 11:30 or 12:00 AND YOUR LAST DRINK? 2000 or 2100

HOW DID YOU CONSUME YOUR LAST TWO DRINKS? slowly with dinner

CAN YOU FEEL THE EFFECTS OF THE ALCOHOL? Yes ARE YOU UNDER THE INFLUENCE? No, I feel normal

HAVE YOU CONSUMED ANY ALCOHOL SINCE THE ACCIDENT? NO HOW MUCH? None

WHAT? None WHERE? None WHEN? None

WHAT LINE OF WORK ARE YOU IN? Gap Restaurant WHEN DID YOU LAST WORK? Tuesday

DO YOU HAVE ANY PHYSICAL DEFECTS OR INJURIES? NO WHAT? None

ARE YOU SICK OR INJURED? No WHAT'S WRONG? None

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? None

HAVE YOU SEEN A DOCTOR OR DENTIST TODAY? No WHO? None WHY? None

ARE YOU TAKING ANY PRESCRIPTION MEDICINES? No WHAT? None WHEN? None

- 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? None

HAVE YOU EVER HAD A DRIVER'S LICENSE IN ANY OTHER STATE? YES WHERE? Road Island

INTERVIEWER: M. Geiler #1161

TESTING FACILITY TASK REPORT

AGENCY: City of Chicago #1111
SUBJECT: James Earl Ray, Jr. CASE NUMBER: 1-09-903

DATE: 01-07-13 VIDEO TAPE NUMBER: N/A

BEGINNING TIME: 2:28:10 ENDING TIME: 2:37:12

BREATH TESTS RESULTS: **REFUSED** TIME 2:34 A.M./P.M. 2) TIME 4 A.M./P.M.
3) TIME A.M./P.M. 4) TIME A.M./P.M.

BREATH OPERATOR: S. Jones #11112

MAINTENANCE TECHNICIAN: C. P. Parker #11117

TESTING OFFICER'S OBSERVATIONS

SPEECH: Clear

ATTITUDE: Cooperative, friendly, distressed at times

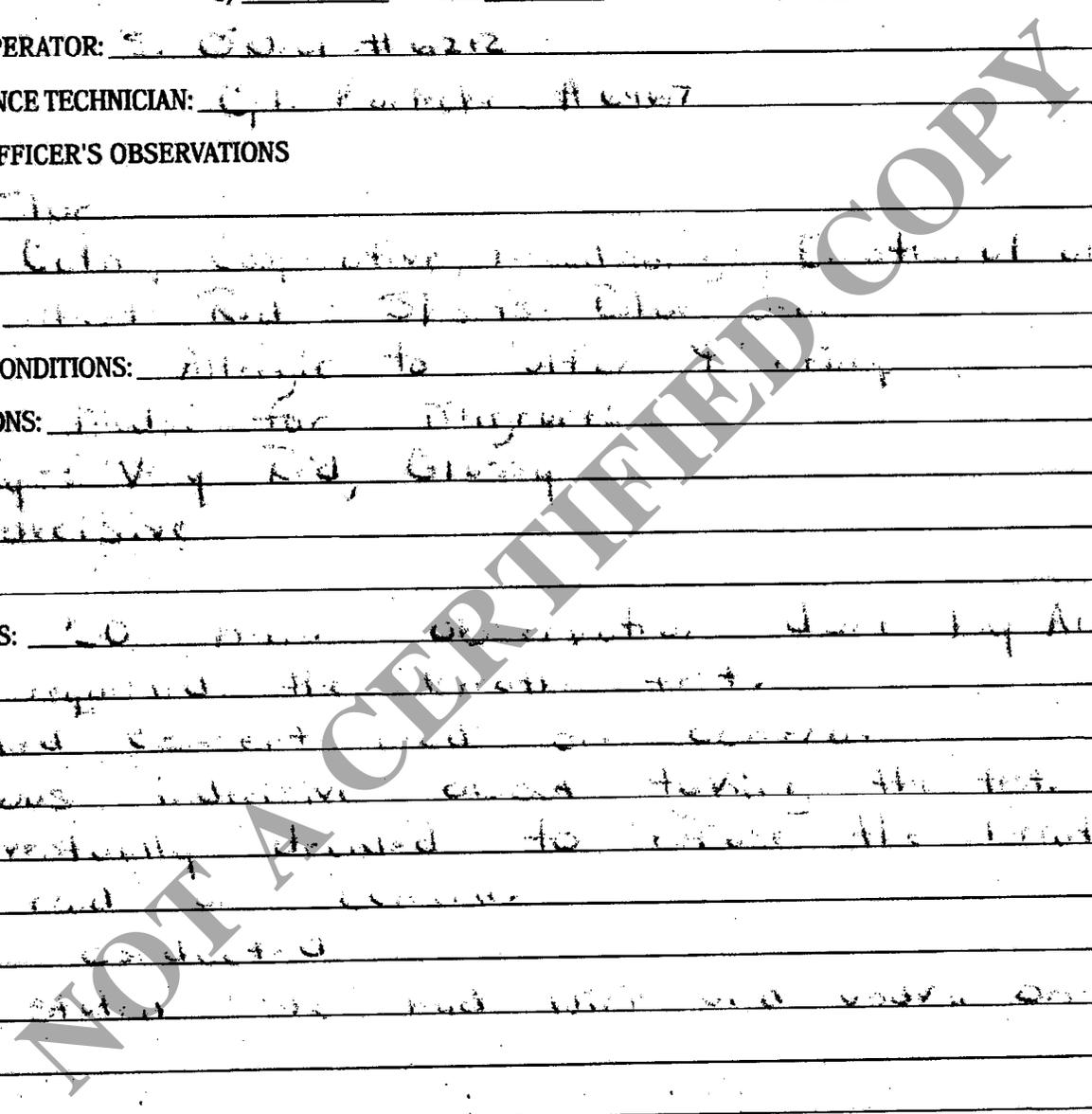
CLOTHING: Blue shirt, blue pants

MEDICAL CONDITIONS: Allergic to latex

MEDICATIONS: None for allergy

OTHER: Eyes V. y. Rd, Glaucoma
* Immersive

COMMENTS: SO from observation done by A/D
A/D requested the subject to
Implied consent used on subject
Subject was uncooperative during the test.
Subject verbally declined to provide the breath sample.
QTA conducted
Subject was not able to provide a sample on Sunday





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)(f)-(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"/>			
Other	<input type="checkbox"/>		Other:	
	<input type="checkbox"/>		Other:	

REVIEW COMPLETED BY

Booking Number: 2018022366	Date: 07/06/2018
	Specialist Name/ID: howardt/7185

SCANNED
 JUL 07 2018