

0507363

1906 3987

1548

ARREST / NOTICE TO APPEAR
Juvenile Referral Report1. Arrest 3. Request For Warrant
2. N.T.A 4. Request For Capias

Juvenile

0

OBTS Number		Agency (ORI) Number FLO 500000		Agency Name PALM BEACH COUNTY SHERIFF'S OFFICE		Agency Report Number 06		19063957	
Charge Type Check as many as apply ☒ 1. Felony ☐ 2. Traffic Felony ☐ 3. Misdemeanor ☐ 4. Traffic Misdemeanor ☐ 5. Ordinance ☐ 6. Other		Weapon Seized		Enter Type		N/A		Multiple Clearance Indicator 0 1	
Location of Arrest (Including Name of Business) 9529 Kimberly Blvd Boca Raton, Florida 334				Location of Offense (Including Name of Business) 9529 Kimberly Blvd Boca Raton, Florida 334					
Date of Arrest Apr 25, 2019		Time of Arrest 2029		Booking Date		Booking Time		Jail Date	
Jail Time		Location of Vehicle							
Name (Last, First, Middle) Lavayen Diana S				Alias (Name, DOB, Soc. Sec. # Etc.)					
Race W - White B - Black O - Oriental/Asian		Sex w f		Date of Birth 9/25/1988		Height 5'2		Weight 120	
Eye Color brown		Hair Color brown		Complexion light		Build slim			
Scars, Marks, Tattoos, Unique Physical Features (Location, Type, Description) paragraph on right arms, libra scale on right arms				Mental Status Single		Religion Christian		Indication of Alcohol Influence Y ☐ N ☐ Unk ☐	
Local Address (Street, Apt. Number) 22250 Boca Rancho Dr Apt C		City Boca Raton		State FL		Zip 33428		Phone 954-663-0365	
Permanent Address (Street, Apt. Number) 22250 Boca Randro Dr. Apt C		City Boca Raton		State FL		Zip 33428		Address Source FL DL	
Business Address (Street, Apt. Number)		City		State		Zip		Occupation Unemployed	
DIL Number, State L150177888451		Social Security Number		INS Number		Place of Birth Ecuador		Citizenship U.S	
Co-Defendant Name (Last, First, Middle)				Race		Sex		Date of Birth	
Co-Defendant Name (Last, First, Middle)				Race		Sex		Date of Birth	
☐ Parent ☐ Legal Guardian ☐ Other				Name (Last, First, Middle)				Phone	
Address (Street, Apt. No.)				City				State	
Notified By (Name)				Date				Time	
Released To (Name)				Relationship				Date	
The above address was provided by ☐ defendant and/or ☐ defendant's parents. The child and/or parent was told to keep the Juvenile Court Clerk's Office (Phone 561 355-2525) informed of any address change ☒ Yes, by (Name) ☐ No (Reason)				School Attended				Grade	
Property Crime? ☐ Yes ☐ No				Description of Property				Value of Property	
Drug Activity S. Sell N. N/A P. Possess		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		P. Paraphernalia Equipment		U. Unknown Z. Other	
Charge Description Possession of Marijuana More than 20grams				Counts 1		Domestic Violence ☐ Y ☒ N		Statute Violation Number 893.13 (6)(A)	
Drug Activity P		Drug Type M		Amount/Unit 21 grams		Offense # 19063957		Warrant/Capias Number	
Charge Description		Counts		Domestic Violence ☐ Y ☒ N		Statute Violation Number		Violation or ORD. #	
Drug Activity		Drug Type		Amount/Unit		Offense #		Warrant/Capias Number	
Charge Description		Counts		Domestic Violence ☐ Y ☒ N		Statute Violation Number		Violation or ORD. #	
Drug Activity		Drug Type		Amount/Unit		Offense #		Warrant/Capias Number	
Charge Description		Counts		Domestic Violence ☐ Y ☒ N		Statute Violation Number		Violation or ORD. #	
Drug Activity		Drug Type		Amount/Unit		Offense #		Warrant/Capias Number	
Location (Court, Address, Room Number)									
Court Date and Time Month Day Year Time AM ☒ PM ☐									
I AGREE TO APPEAR AT THE ABOVE TIME AND PLACE DESIGNATED TO ANSWER THE OFFENSE CHARGED OR TO PAY THE FINE SUBSCRIBED. I UNDERSTAND THAT I SHOULD 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				
HOLD for Other Agency Name ☐ Dangerous ☐ Resisted Arrest ☐ Suicidal ☐ Other					Signature of Arresting Officer D/S J. Borja ID # 17624				
Intake Deputy D/S B. SHATARA #7623					Transporting Officer J. BORJA 17624 Agency PBSO				
Name Verification (Printed by Arrestee) (PRINT)					Page 1 of 1				

OBTS Number		PROBABLE CAUSE AFFIDAVIT		1. Arrest 3. Request For Warrant 2. N.T.A. 4. Request For Capias		1 Juvenile	0
Agency ORI Number FLO 5 0 0 0 0 0		Agency Name PALM BEACH COUNTY SHERIFF'S OFFICE		Agency Report Number 06 19063957			
Charge Type: Check as many as apply ☒ 1. Felony ☐ 3. Misdemeanor ☐ 5. Ordinance ☐ 2. Traffic Felony ☐ 4. Traffic Misdemeanor ☐ 6. Other		Special Notes					
Defendant Name (Last, First, Middle) Lavayen Diana S				Race w	Sex f	Date of Birth 9/25/1988	
Charge Possession of Marijuana More than 20grams				Charge			
Charge				Charge			
Victim Name (Last, First, Middle) State of Florida				Race /	Sex /	Date of Birth /	
Local Address (Street, Apt. Number)		City	State	Zip	Phone	Address Source /	
Business Address (Street, Apt. Number)		City	State	Zip	Phone	Occupation /	
The undersign 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 (described) investigation.							
On the 25th day of April 20 19 at 2002 ☐ AM ☒ PM							

On 4/25/19, at approximately 2001 hours, I was on Road Patrol, in the area of Kimberly Blvd and State Road 7, when I witnessed the following.

I witnessed a Gray BMW run a red light from State Road 7 onto Kimberly Blvd, Eastbound. While on Kimberly Blvd, I initiated a Traffic Stop on the Gray BMW, bearing Florida license plate (LHUP92) for the above moving infraction. I approached the vehicle and made contact with the female driver, Diana Lavayen. While directly outside the vehicle, the smell of marijuana was emanating from inside the vehicle. Diana admitted she ran a red light and she was given a written warning for this infraction. I then concluded my traffic investigation and began my criminal investigation.

Due to the smell of Marijuana emanating from inside the vehicle, I was able to search the vehicle under the provisions of the Carroll Doctrine. The search yielded the following results. A black and clear bag containing a green leafy substance was located in a compartment, just underneath the steering column. The contents in the bag field tested positive for THC with the Duquenois Levine Reagent Kit for a total of 21 grams. The contents were weighed a total of 3 times to verify the weight of the contents. Post Miranda, Diana admitted to being the owner of the marijuana, as she had purchased it earlier this date.

Due to the above investigation, I have probable cause for the arrest of Diana Lavayen for being in Possession of Marijuana more than 20 grams, F.S.S 893.13. (6)(A).

The foregoing instrument was sworn to and affirmed before me this 25th day of April 20 19 , by:			
T. McNab # 28272		D/S J. Borja 17624	
Name of Notary Public / Clerk of Court / Officer (F.S.S. 117.00)		Name of Arresting/Investigating Officer	
Signature of Notary Public / Clerk of Court / Officer (F.S.S. 117.00)		Signature of Arresting/Investigating Officer	
		Page 1 of 1	



**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	☐	943.031 (2)	Other: Names of Gangs Criminal Activity	
	☐	119.0712 (2)	Other: Personal Information Contained in a Motor Vehicle Record	

REVIEW COMPLETED BY

Booking Number: 2019013856

Date: 4/26/2019

Specialist Name/ID: M. Tooks #8557