

ARREST / NOTICE TO APPEAR

Request for Warrant
2. N.T.A.
4. Request for Capias

1 JUVENILE

Agency ORI Number: **0500800** Agency Name: **West Palm Beach Police Department** Agency Report Number (N.T.A.'s only): **9 | 4 | 2017-0023716**

Charge Type: 1. Felony 3. Misdemeanor 5. Ordinance 6. Other
 2. Traffic Felony 4. Traffic Misdemeanor

Location of Arrest (Including Name of Business): **7TH ST/PALM BEACH LAKES BLVD, WPB, FL.** Location of Offense (Business Name, Address): **5200 MANNING AVE BLK, WEST PALM BEACH, FL 33407**

Date of Arrest: **12/26/2017** Time of Arrest: **04:00** Booking Date: **12/26/2017** Booking Time: **04:10** Jail Date: **//** Jail Time: **//** Location of Vehicle: **//**

Name (Last, First, Middle): **FAGOT, EDISON** Alias: **None**

Race: **W - White** Sex: **M** Date of Birth: **03/19/1979** Height: **5'06** Weight: **165** Eye Color: **BROWN** Hair Color: **BLACK** Complexion: **LIGHT** Build: **Thin**

Local Address (Street, Apt. Number): **626 34TH ST, WEST PALM BEACH, FL 33407** Phone: **(561) 328-7955**

Permanent Address (Street, Apt. Number): **626 34TH ST, WEST PALM BEACH, FL 33407** Phone: **(561) 328-7955** Address Source: **VERBAL**

Business Address (Name, Street): **None** Phone: **None** Occupation: **Chef**

D/L Number, State: **F230200790990 / FL** Soc. Sec. Number: **None** INS Number: **None** Place of Birth (City, State): **HONDURAS, OT.** Citizenship: **US**

Co-Defendant Name (Last, First, Middle): **None** Race: **None** Sex: **None** Date of Birth: **None**

Parent / Legal Custodian: **None** Address (Street, Apt. Number): **None** (City) (State) (Zip): **None** Residence Phone: **None** Business Phone: **None**

Notified by: (Name) **None** Date: **None** Time: **None** JUVENILE DEPOSITION: 1. Handled/Processed within Department and Released 2. TOT JAC 3. Incarcerated

Released To: (Name) **None** Relationship: **None** Date: **None** Time: **None**

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 355-2526) informed of any change of address.

Property Crime? Yes No **VEHICLE** Description of Property: **None** Value of Property: **None**

Drug Activity: N. N/A B. Buy P. Possess S. Sell T. Traffic R. Struggle D. Deliver E. Use K. Disperse/Distribute M. Manufacture/Produce/Cultivate Z. Other

Charge Description: **DUI-DAMAGE TO PERSON/PROPERTY** Statute Violation Number: **316.193(3)(C)(I)** Violation of ORD #: **None**

Drug Activity: **N** Drug Type: **N** Amount / Unit: **/** Offense #: **2017-0023716** Counts: **1** Domestic Violence: Y N

Charge Description: **CRASH - LEAVING SCENE W/O GIVING INFO** Statute Violation Number: **316.061(I)** Violation of ORD #: **None**

Drug Activity: **N** Drug Type: **N** Amount / Unit: **/** Offense #: **2017-0023716** Counts: **1** Domestic Violence: Y N

Health / Apparent Physical Condition of Defendant: **None** Any knowledge of the following: Mental Escape Risk Medication Deformities Injuries

Check which applies: Released O.R. Released to Parent/Guardian T.O.T. County Jail PROPERTY - Received By Released By Released To

Transported By: **None** Date Transported: **None** Time Transported: **None** Other: **None**

INSTRUCTION NO. 1 - Mandatory appearance in court
 INSTRUCTION NO. 2 - You need not appear in Court but must comply with instructions on Page 2.

Location (Court, Room): **Criminal Justice CRIMINAL JUSTICE COMPLEX**
 Court Date and Time: **01/25/2018 08:30:00**
3228 GUN CLUB ROAD

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 COMTEMPT OF COURT AND A WARRANT FOR MY ARREST SHALL BE ISSUED.

Signature of Defendant (or Juvenile and Parent/Custodian): **None** Date Signed: **None**

HOLD for Other Agency: Dangerous Resisted Arrest Suicidal Other

Signature of Arresting Officer: **None** Name of Arresting Officer (Print): **STREIGOLD, DAVID** ID.#: **01753**

Transporting Officer: **OFC STREIGOLD** ID.#: **1753** Agency: **WPBPD**

Name Verification (Printed by Arrestee): **None** (PRINT) **DEC 26 AM 6:28**

Intake Deputy: **CP1 HONLEY 7204** LD.#: **None** Pouch #: **None** Witness here if subject signed with an "X": **None**

0220215

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DEC 27 2017

3390

DUI PROBABLE CAUSE AFFIDAVIT

On the 26 Day of DECEMBER 2017 at 0400 A.M. P.M.
Subject: FAGOT, EDISON Case Number: 17-23716
Agency: West Palm Beach Police Department Arresting Officer: STREIGOLD #1753

Personal Contact

Driving Pattern

Actual physical control (physical evidence putting the driver behind the wheel)

A witness advised that the driver was driving his white Chevy 2500 northbound in the southbound lanes of Broadway. The driver then ended up driving southbound and the witness followed. The witness advised that the driver had struck a parked vehicle around 52nd St and Manning Ave. The driver continued to drive away from the scene southbound on Pinewood Ave and then eastbound on 25th St. The witness continued to follow the driver as it turned southbound on N Australian Ave and then westbound on Palm Beach Lakes Blvd. As the driver turned westbound WPBPD units were behind the vehicle and initiated a traffic stop. The driver stopped his vehicle on 7th St just south of Palm Beach Lakes Blvd. It should be noted a vehicle in the 5200-blk Mannings Ave was located that sustained damage from the driver. Also the front grille of the driver's vehicle was left at the scene.

Observation of Driver

Original officer of the traffic stop advised there was an odor of an unknown alcoholic beverage emitting from the driver, his eyes were red and bloodshot and the driver was slurring his words. During my interview with the driver I was able to smell a strong odor of an unknown alcoholic beverage emitting from his person (the odor became stronger as the driver spoke to me), the driver's eyes were bloodshot and glassy and he was mumbling his words. The driver continuously placed his hands in his pockets after repeated instructions not to.

Drivers Statements:

The driver advised that he thinks he might have struck something while driving however; he was unaware of what he actually struck. The driver advised he got off of work around 2300-0000hrs and went to an Italian restaurant and had three Heineken beers and some food. He advised he was going home (626 34th St) then advised he was going to his girlfriends house out west because he wanted to get out of the hood.

Odors:

Strong and distinct odor of an unknown alcoholic beverage.

General Observations

Speech: slightly slurred

Attitude: calm but upset with police presence

Clothing: white shirt, black pants and black shoes

Medical Problems/Medications: none

Other:

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DUI PROBABLE CAUSE AFFIDAVIT

Subject: FAGOT, EDISON

Case Number: 17-23716

Roadside Tasks

Horizontal Gaze Nystagmus

- | | |
|---|--|
| <input type="checkbox"/> Left Eye Does Not Follow Smoothly | <input type="checkbox"/> Right Eye Does Not Follow Smoothly |
| <input type="checkbox"/> Left Eye Jerks at 45 Degree Angle or Less | <input type="checkbox"/> Right Eye Jerks at 45 Degree Angle or Less |
| <input type="checkbox"/> Distinct Jerking Left Eye at Maximum Deviation | <input type="checkbox"/> Distinct Jerking Right Eye at Maximum Deviation |

REFUSED

Walk and Turn Task

REFUSED

One Leg Stand

REFUSED

Finger To Nose

REFUSED

Romberg Balance

REFUSED

Breath Results from Instrument

1st Result

REFUSED

2nd Result

REFUSED

3rd Result

If Applicable

State of Florida

County of Palm Beach

The Following Instrument was notarized or sworn before me this

Personally Known

Produced Identification

Notary Public

Notary / Clerk of Courts / Officer (FSS: 117.10)

Signature of Arresting Officer

(DATE)
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DEC 27 2017
1253

SUBJECT:

FAGOT, EDISON

CASE NUMBER:

17-23716

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 determining its alcohol content.

OR

I am now requesting that you submit to a lawful test of your BLOOD for the purpose of determining its alcohol content.

NOTE: READ ONLY IF THE SUBJECT DOES NOT COMPLY WITH YOUR REQUEST.

I am STREIGOLD #1753 of the West Palm Beach Police Department. 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.

SUBJECTS SIGNATURE: _____

PBSO BAT VIDEO

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 can not 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.

SUBJECTS SIGNATURE: _____

PBSO BAT VIDEO

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DEFENDANT: FAGOT, EDISON

CASE NUMBER: 17-23716

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 OPERATION A MOTOR VEHICLE AT THE TIME OF THE STOP/ACCIDENT: REFUSED

WHERE WERE YOU GOING? REFUSED

WHAT STREET OR HIGHWAY WERE YOU ON? REFUSED

DIRECTION OF TRAVEL? REFUSED WHERE DID YOU START FROM? REFUSED

WHAT TIME DID YOU START? REFUSED WHAT TIME IS IT NOW? REFUSED

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

WHAT COUNTY AND CITY ARE YOU IN NOW? REFUSED

WHEN DID YOU LAST EAT? REFUSED WHAT DID YOU EAT? REFUSED

WHAT HAVE YOU BEEN DOING FOR THE LAST THREE(3) HOURS? REFUSED

HOW MUCH DO YOU WEIGHT? REFUSED HAVE YOU BEEN DRINKING? REFUSED WHAT? REFUSED

HOW MUCH? REFUSED WHERE? REFUSED WITH WHOM? REFUSED

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

HOW DID YOU CONSUME YOUR LAST TWO DRINKS? REFUSED

CAN YOU FEEL THE EFFECTS OF THE ALCOHOL? REFUSED

ARE YOU UNDER THE INFLUENCE? REFUSED

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

WHAT? REFUSED WHERE? REFUSED WHEN? REFUSED

WHAT LINE OF WORK ARE YOU IN? REFUSED

WHEN DID YOU LAST WORK? REFUSED

DO YOU HAVE ANY PHYSICAL DEFECTS OR INJURIES? REFUSED WHAT? REFUSED

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

DO YOU LIMP? REFUSED DID YOU RECEIVE A BUMP ON YOUR HEAD RECENTLY? REFUSED

WERE YOU IN AN ACCIDENT TODAY? REFUSED

HAVE YOU TAKEN ANY DRUGS OR SMOKED ANY MARIJUANA TODAY? REFUSED WHEN? REFUSED

HAVE YOU SEEN A DOCTOR OR DENTIST TODAY? REFUSED WHO? REFUSED WHEN? REFUSED

ARE YOU TAKING ANY PRESCRIPTION MEDICINES? REFUSED WHAT? REFUSED WHEN? REFUSED

DO YOU HAVE:

EPILEPSY? REFUSED

GLASS EYE? REFUSED

FALSE TEETH? REFUSED

EAR INFECTION? REFUSED

INNER EAR TROUBLE? REFUSED

DIABETES? REFUSED

DO YOU HAVE ANY PROBLEMS WITH YOUR EYES THAT ARE NOT CORRECTABLE BY GLASSES? REFUSED

DO YOU TAKE INSULIN? REFUSED IF SO, WHEN WAS YOUR LAST INJECTION? REFUSED

HAVE YOU EVER HAD A DRIVER'S LICENSE IN ANY OTHER STATE? REFUSED WHERE? REFUSED

INTERVIEWER: STREIGOLD #1753

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

I, OFC D STREIGOLD #1753, a duly certified Law Enforcement Officer or Correctional Officer,
(Name of Officer reading Implied Consent Warning)

am a member of WEST PALM BEACH POLICE DEPARTMENT, and I do swear
(Name of law enforcement agency)

or affirm that on or about the 26 day of DECEMBER, 20 17, at 0400 P.M. A.M.

DRIVER EDISON FAGOT,
(Type or Print) FIRST NAME MIDDLE OR MAIDEN NAME LAST NAME

DL# F230-200-79-0990, state of FLORIDA, was placed under lawful arrest for
the offense of DUI w/ PROPERTY DAMAGE by OFC D STREIGOLD #1753 and
(Name of Arresting Officer)

issued Citation # _____
That on or about the 26 day of DECEMBER, 20 17, at 0507 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.

[Signature]
Signature of Law Enforcement Officer or
Correctional Officer

THE AFFIDAVIT MUST BE NOTARIZED OR ATTESTED TO (F.S. 117.10)

The foregoing instrument was sworn and subscribed before me:

[Signature]
Signature of Attesting Officer

Title ~~POLICE OFFICER~~ Deputy

Date 12/26/17

(AFFIX SEAL)
The foregoing instrument was sworn and subscribed before
me this _____ day of _____, 20 _____,
by _____,
who is personally known to me or who has produced
_____ as identification
Notary Public _____

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.

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West Palm Beach Police Department

600 Banyan Blvd
West Palm Beach, Florida 33401
(561)822-1900

Witness List:

Arresting Officer: OFC STREIGOLD #1753 **Case Number:** 17-23716
Address: (West Palm Beach Police Department) 600 Banyan Blvd, West Palm Beach, FL 33401
Phone Number Home: _____ Cell: _____ Work: (561)822-1900
Can Testify to: ARRESTING OFFICER

Witness Name: OFC FOE #2010 **Case Number:** 17-23716
Address: (West Palm Beach Police Department) 600 Banyan Blvd, West Palm Beach, FL 33401
Phone Number Home: _____ Cell: _____ Work: 561-822-1900
Can Testify to: ASSISTING OFFICER

Witness Name: OFC WARD #1970 **Case Number:** 17-23716
Address: (West Palm Beach Police Department) 600 Banyan Blvd, West Palm Beach, FL 33401
Phone Number Home: _____ Cell: _____ Work: 561-822-1900
Can Testify to: ASSISTING OFFICER

Witness Name: FRANCIS HARRIS **Case Number:** 17-23716
Address: 1812 SW 17TH ST, BOYNTON BEACH, FL, 33436
Phone Number Home: _____ Cell: 954-817-6739 Work: _____
Can Testify to: WITNESS

Witness Name: _____ **Case Number:** 17-23716
Address: _____
Phone Number Home: _____ Cell: _____ Work: _____
Can Testify to: _____

Witness Name: _____ **Case Number:** 17-23716
Address: _____
Phone Number Home: _____ Cell: _____ Work: _____
Can Testify to: _____

VI. Information or evidence to be supplied later:

Item(s): _____
Date will be furnished: _____
Why not supplied at filing: _____

Note: It is the responsibility of the officer filing the case to insure that the foregoing list is complete and correct

[Signature] 1753
Signature of the Filing Officer

12/26/17
Date

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TESTING FACILITY TASK REPORT

AGENCY: WPPB-STREIGOLD

SUBJECT: FAGOT, EDISON

CASE NUMBER: 17-167867

DATE: Dec 26, 2017

VIDEO DVD NUMBER: N/A

BEGINNING TIME: 0504

ENDING TIME: 0507

BREATH TESTS RESULTS: 1) REF TIME 507 A.M. P.M. 2) XX TIME XX A.M. P.M.
3) XX TIME XX A.M. P.M. 4) XX TIME XX A.M. P.M.

BREATH OPERATOR: J Biggs# 7607

MAINTENANCE TECHNICAN: D/S J Karklecke #6467

TESTING OFFICER'S OBSERVATIONS

SPEECH: SHORT, SLURRED

ATTITUDE: COOPERATIVE

CLOTHING: WHITE SHIRT, BLACK PANTS

MEDICAL CONDITIONS: NONE

MEDICATIONS: NONE

OTHER:

EYES BLOOD SHOT RED
ODOR OF AN UNKNOWN ALCOHOLIC BEVERAGE ON SUBJECT

COMMENTS:

ARRESTING OFFICER CONDUCTED THE 20 MINUTE OBSERVATION BEGINNING AT 0432
SUBJECT REFUSED THE TEST INITIALLY
SUBJECT WAS READ IMPLIED CONSENT AND ADVISED HE UNDERSTOOD
SUBJECT REFUSED ONCE AGAIN
MIRANDA WAS READ
SUBJECT REFUSED QUESTIONS

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DEC 27 2017



STATE OF FLORIDA

DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES

Time printed: 12/26/2017 5:51:27 AM

Record Detail

Customer Name: EDISON FAGOT	Driver License Status: Valid	
DL/ID: [REDACTED]	SSN: [REDACTED]	Class: E
Previous DUI: 1 <i>This count reflects total DUI convictions on record.</i>	Previous DWLS: 2 <i>This count reflects total DWLS convictions on record.</i>	

 Prior Suspension for Refusal to Submit to Lawful Test of Breath, Urine, Blood SAFE DRIVER REAL ID COMPLIANT	Address: 626 34TH ST WEST PALM BEACH, FL 33407-4826	Date of Birth: 03/19/1979	Gender: MALE	Height: 5' 6"
	Original License Issue Date: 01/26/1996	Issued: 10/22/2010	Expires: 03/19/2018	Replaced: 05/19/2016
	CDL Status:			
	Form Number: P731605190054			EIN: 0100232886015195
	Citizen Status: IMMIGRANT	Country of Birth: HONDURAS REP	State of Birth:	Alien Registration Number: A073721788
	Race: HISPANIC/LATINO			

Restrictions:	Endorsements:	Conditional Messages:
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NOT A CERTIFIED

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