

#0467243

P# 3323

☐ Check if Supplement is AttachedARREST / NOTICE TO APPEAR
Juvenile Referral Report1. Arrest 3. Request for Warrant
2. N.T.A. 4. Request for Capias

Juvenile

ADMINISTRATIVE	OBTS Number		Agency ORI Number		Agency Name		Agency Report Number (N.T.A.'s only)	
	FLO 5 0 2 7 0 0		PALM SPRINGS PUBLIC SAFETY		8 2 1 1 1 7 1 2 7 0 1 1 1 1 1 1			
	Charge Type: Check as many as apply: <input checked="" type="checkbox"/> 1. Felony <input type="checkbox"/> 2. Traffic Felony		<input checked="" type="checkbox"/> 3. Misdemeanor <input type="checkbox"/> 4. Traffic Misdemeanor		<input type="checkbox"/> 5. Ordinance <input type="checkbox"/> 6. Other		If Weapon Seized Enter Type	
	Location of Arrest (including Name of Business) MCDONALDS 3671 S. CONGRESS AVE PALM SPRINGS FL 33401		Location of Offense (Business Name, Address) 3300 BLVD OF 10th AVE N PALM SPRINGS FL 33401				Multiple Clearance Indicator	
DEFENDANT	Date of Arrest 0 2 0 4 1 7 0 0 1 0		Time of Arrest		Booking Date		Booking Time	
	Jail Date		Jail Time		Location of Vehicle			
	Name (Last, First, Middle) RODRIGUEZ, EDUARDO LAZARO		Alias (Name, DOB, Soc. Sec. #, Etc.)					
	Race W - White B - Black O - Oriental/Asian		Sex W M		Date of Birth 0 2 0 4 9 4		Height 5 0 6	
CO-DEF	Weight 1 7 0		Eye Color BRO		Hair Color BRO		Complexion LIGHT	
	Build MED		Scars, Marks, Tattoos, Unique Physical Features (Location, Type, Description) RIGHT SHOULDER TATTOO		Marital Status SIN		Religion N/A	
	Indication of: Alcohol Influence Drug Influence <input checked="" type="checkbox"/> Y <input type="checkbox"/> N <input checked="" type="checkbox"/> Unk		Residence Type: 1. City 2. County 3. Florida 4. Out of State 1 2		Address Source FL DL		Occupation COACH	
	Local Address (Street, Apt. Number) 2852 KIRK RD LAKE WORTH FL 33401		(City) FL 33401		(State) FL		(Zip) 33401	
JUVENILE	Permanent Address (Street, Apt. Number) SAME AS ABOVE		(City) FL 33401		(State) FL		(Zip) 33401	
	Business Address (Name, Street) BIRCH ELEMENTARY SCHOOL LUXA HATCHER FL		(City) FL		(State) FL		(Zip) 33401	
	D/L Number, State R36221294 0440		INS Number		Place of Birth (City, State) HAVANA, CUBA		Citizenship USA	
	Co-Defendant (Last, First, Middle) 1 - 3000.00		Race		Sex		Date of Birth	
CHARGE	Co-Defendant (Last, First, Middle) 2 - OR		Race		Sex		Date of Birth	
	Name (Last) (First) (Middle)		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		School Attended		Grade	
CHARGE	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. <input type="checkbox"/> Yes, by: (Name) <input type="checkbox"/> No (Reason)		Property Crime? <input type="checkbox"/> Yes <input type="checkbox"/> 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. Synthetic		U. Unknown Z. Other			
CHARGE	Charge Description POSSESSION MARIJUANA 720		Counts 1		Domestic Violence <input type="checkbox"/> Y <input checked="" type="checkbox"/> N		Statute Violation Number 8 9 3 1 1 3	
	Drug Activity P		Drug Type M		Amount / Unit 75.9g		Offense # 17-2701	
	Warrant / Capias Number		Bond		Violation of ORD #			
	Charge Description POSSESSION PARAPHERNALIA		Counts 1		Domestic Violence <input type="checkbox"/> Y <input checked="" type="checkbox"/> N		Statute Violation Number 8 9 3 1 1 4 7	
CHARGE	Drug Activity P		Drug Type P		Amount / Unit SCALE		Offense # 17-2701	
	Warrant / Capias Number		Bond		Violation of ORD #			
	Charge Description		Counts		Domestic Violence <input type="checkbox"/> Y <input checked="" type="checkbox"/> N		Statute Violation Number	
	Drug Activity		Drug Type		Amount / Unit		Offense #	
CHARGE	Charge Description		Counts		Domestic Violence <input type="checkbox"/> Y <input checked="" type="checkbox"/> N		Statute Violation Number	
	Drug Activity		Drug Type		Amount / Unit		Offense #	
	Charge Description		Counts		Domestic Violence <input type="checkbox"/> Y <input checked="" type="checkbox"/> N		Statute Violation Number	
	Drug Activity		Drug Type		Amount / Unit		Offense #	
NOTICE TO APPEAR	Location (Court, Room Number, Address)		Court Date and Time		Month Day Year		Time A.M. P.M.	
	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)		Date Signed			
	HOLD for other agency		Signature of Arresting Officer X		Name Verification (Printed by Arrestee)			
	Intake Deputy Cpl. Hardman 4716		I.D. # 4716		Pouch #			
ADMIN	Name of Arresting Officer (Print) CPL R. FEQUIERE		I.D. # 115		Agency PSPD		Witness here if subject signed with an "X"	
	Name of Arresting Officer (Print) CPL R. FEQUIERE		I.D. # 115		Agency PSPD		Witness here if subject signed with an "X"	
	Name of Arresting Officer (Print) CPL R. FEQUIERE		I.D. # 115		Agency PSPD		Witness here if subject signed with an "X"	
	Name of Arresting Officer (Print) CPL R. FEQUIERE		I.D. # 115		Agency PSPD		Witness here if subject signed with an "X"	

OBTS Number		PROBABLE CAUSE AFFIDAVIT		1. Arrest 3. Request for Warrant 2. N.T.A. 4. Request for Capias		1	Juvenile <input type="checkbox"/>
ADMIN.	Agency ORI Number FLO 502700		Agency Name PALM SPRINGS POLICE DEPARTMENT		Agency Report Number 82- 2017-02701		
	Charge Type: Check as many as apply.	<input checked="" type="checkbox"/> 1. Felony <input type="checkbox"/> 2. Traffic Felony	<input checked="" type="checkbox"/> 3. Misdemeanor <input type="checkbox"/> 4. Traffic Misdemeanor	<input type="checkbox"/> 5. Ordinance <input type="checkbox"/> 6. Other	Special Notes:		
DEF.	Name (Last, First, Middle) Rodriguez, Eduardo Lazaro			Alias	Race W	Sex M	Date of Birth 02/04/94
	Charge Description Possession of Marijuana - more than 20g			Charge Description Possession of Paraphernalia			
CHARGES	Charge Description			Charge Description			
	Charge Description			Charge Description			
VICTIM	Victim's Name (Last, First, Middle) State of Florida			Alias	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 undersigned certifies and swears that he/she has just and reasonable grounds, and does believe the above named Defendant committed the following violation of law. The person taken into custody....

☒ committed the below acts in my presence. ☐ was observed by _____ who told that he/she saw the arrested person commit the acts below.
☒ confessed to Me admitting to the below acts. ☒ was found to have committed the below acts, resulting from my (described) investigation.

On the **3rd** day of **February** 2017 at **11:49** ☐ A.M. ☒ P.M. (Specifically include facts constituting cause for arrest.)

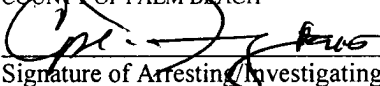
(PROBABLE CAUSE STATEMENT)

On 02/03/17 at approximately 2349 hrs I was traveling west on 10th Ave N from the intersection of S. Congress Ave (within the incorporated limits of the Village of Palm Springs, Palm Beach County Florida) when I noticed a dark colored vehicle traveling at a high rate of speed in the opposite direction in the right lane of eastbound travel. I visually estimated the speed of the vehicle at 60 mph. My activated department issued Stalker II (#AS007594) moving radar gave a digital reading of 62 mph and accelerating to 65 mph as it passed me.

I turned my vehicle around and initiated a traffic stop. I caught up to the vehicle as it weaved through traffic at the intersection of S. Congress Ave. The vehicle the turned to travel south onto S. Congress Ave and accelerated to 62 mph as I was checking the tag (FL/127MER) in FCIC/NCIC. The vehicle continued to weave through traffic as this was occurring. Once the vehicle was cleared, I activated my emergency lights to notify the driver he was being stopped. The driver immediately slowed to pull over but as he did so I noticed he was leaning over to the passenger side in a manner consistent with someone putting something down or picking it up.

The vehicle came to a stop in the parking lot of the McDonald's (3671 S. Congress Ave). I made contact with the driver after asking him to lower his windows. I immediately detected the odor of an unknown alcoholic beverage and cologne coming from the inside of the vehicle. The odor got stronger as I spoke with the driver, who would later identify himself as Eduardo Lazaro Rodriguez. Rodriguez also had a bottle of cologne on his lap at the time of the stop. I requested a backup unit and Ofc. Kubiak #103 responded. Rodriguez advised me it was his birthday and he was on his way to pick his girlfriend up. By the way he was dressed, it was apparent he was going to celebrate his birthday. I advised him that I caught him speeding and he did not deny it. He stated he was driving "reckless" and apologized for his driving. I advised him I detected alcohol and, because it was his birthday, I was willing to allow him to call a ride. Rodriguez admitted to have "one shot of Corona", and later clarified that he meant one sip.

STATE OF FLORIDA
COUNTY OF PALM BEACH


Signature of Arresting/Investigating Officer

The foregoing instrument was sworn to or affirmed and subscribed before me this 4th day February 2017 by Cpt. R. Fournier #115

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

Sgt. S. Hooey #123
Signature of Notary Public/Clerk of Courts/Police Officer

PROBABLE CAUSE CONTINUATION

Defendant: **Rodriguez, Eduardo Lazaro**

Agency Report Number: **82- 2017-02701**

I asked Rodriguez to produce his license and registration. Rodriguez searched the interior of his vehicle, the center console and the glove box, but stated he could not find his license. Rodriguez stated he believed his license was in the trunk of the vehicle. I asked Rodriguez where he believed the registration to the vehicle was and he stated it was in the "center". When I asked what he meant by "center" he reiterated the statement. He then searched the center console but would finally find it in the glove box.

When Ofc. Kubiak arrived he informed me he could smell the odor of marijuana coming from the passenger side of the vehicle. I investigated the air around the open driver window more closely and also detected marijuana, along with the other odors I was detecting. I asked Rodriguez about the marijuana. Rodriguez admitted there was marijuana in the vehicle. When I asked how much, Rodriguez stated there was a "zip" and pointed at the glove box. At the time I thought Rodriguez was referring to a jewel bag sized portion of marijuana. I asked Rodriguez to step out of the vehicle and searched his person with negative results.

When I began to search the inside of the vehicle from the driver side I immediately saw there was marijuana residue throughout the vehicle, in the door, on the floor board, on the front and back seats. I saw a yellow Halls cough drop bag on the passenger floor board. The bag appear to be filled more that it would be if it wear filled with the standard number of cough drops. When I picked the bag up I found there was a zip sandwich back filled with a green leafy substance that was consistent with marijuana in appearance and odor. Later testing would confirm my suspicions. Rodriguez was detained immediately. He was cuffed to his rear. The cuffs were checked for proper spacing and locked for security.

I then searched the glove box and found another zip sandwich bag filled with a substance that looked exactly like what was found in the Halls bag. I would later find there was a gray/red BMW backpack in the trunk of the vehicle. Inside of the backpack I found a gallon sized Ziplock brand bag with a small amount of marijuana inside and a third zip sandwich bag with both marijuana and, what I would later determine to be, the top of a handheld digital scale. The digital scale itself was located in the center console of the vehicle.

I read Rodriguez his rights under Miranda, to which he stated he understood. Post-Miranda, Rodriguez admitted to knowing the marijuana was in the vehicle. He stated he knew the marijuana in the glove box was there but wasn't sure if the marijuana in the Halls bag was. He also admitted to knowing the location of the marijuana within his vehicle. Rodriguez admitted to being the only person in his household that uses marijuana. Rodriguez, who's vehicle is registered in his parent's names, stated that no one in his household sells, manufactures, distributes, purchases or otherwise, marijuana. Rodriguez stated he knew the amount of marijuana in his possession met the threshold for felony possession. Rodriguez admitted to prior use but stated he has not used marijuana in a long time. Rodriguez also explained that a "zip" was not a small jewel bag but a sandwich bag with marijuana inside.

Rodriguez was arrested and placed in the backseat of my vehicle and transported to the Palm Springs Police Department where he remained while I completed my paperwork. Rodriguez would later be transported to Palm Beach County Jail, where he was lodged. Rodriguez was charged with Possession of Marijuana Over 20g, as he was in constructive possession of a total of 75.9g (GTW) contrary to F.S. 893.13(6A). Rodriguez was also charged with Possession of Drug Paraphernalia as he was in possession of a handheld digital weight scale, where part of the scale was located in a zip sandwich bag which contained marijuana, contrary to F. S. 893.147.

STATE OF FLORIDA
COUNTY OF PALM BEACH

Signature of Arresting/Investigating Officer

The foregoing instrument was sworn to or affirmed and subscribed before me this 4th day February 2017 by Cpl. R. Fealicia #15

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

Signature of Notary Public/Clerk of Courts/Police Officer