

#3467243

P# 3323

OBTS Number		ARREST / NOTICE TO APPEAR Juvenile Referral Report					Check if Supplement is Attached				
ADMINISTRATIVE	Agency ORI Number	Agency Name		PALM SPRINGS PUBLIC SAFETY		Agency Report Number (N.T.A.'s only)	1. Arrest 2. N.T.A.	3. Request for Warrant 4. Request for Capias	Juvenile		
	FLO 5 0 2 7 0 0					8 2 - 1 1 7 - 2 1 7 0 1 1 1 1 1 1			1		
Charge Type: Check as many as apply.		1. Felony 2. Traffic Felony		3. Misdemeanor 4. Traffic Misdemeanor		5. Ordinance 6. Other		If Weapon Seized Enter Type			
Location of Arrest (Including Name of Business) MCDONALD'S 3671 S. CONGRESS AVE PALM SPRINGS 17 3300 BLD OF 10th AVE N PALM SPRINGS F1 33461											
Date of Arrest		Time of Arrest		Booking Date	Booking Time	Jail Date	Jail Time	Location of Vehicle			
Name (Last, First, Middle) <b>RODRIGUEZ, EDUARDO LAZARO</b> Alias (Name, DOB, Soc. Sec. #, Etc.)											
Race W - White B - Black		Sex I - American Indian O - Oriental/Asian		Date of Birth M 0 2 0 4 9 4	Height 5'6"	Weight 170	Eye Color BRO	Hair Color BRO	Complexion LIGHT	Build MED	
Scars, Marks, Tattoos, Unique Physical Features (Location, Type, Description) <b>RIGHT SHOULDER TATTOO</b>						Marital Status SIN	Religion N/A	Indication of: Y - Alcohol Influence N - Drug Influence			
Local Address (Street, Apt. Number) <b>2852 KIRK RD LAKE WORTH F1 33461</b>						Phone 561-352-5000	Residence Type: 1. City 2. County			3. Florida 4. Out of State	
Permanent Address (Street, Apt. Number) <b>SAME AS ABOVE</b>						Phone ( )	Address Source FL DL				
Business Address (Name, Street) <b>BIRCH ELEMENTARY SCHOOL LOXA HATCHEE F1</b>						Phone ( )	Occupation COACH				
DL Number, State R362212940440		See See Number		INS Number		Place of Birth (City, State) HAVANA, CUBA		Citizenship USA			
Co-Defendant (Last, First, Middle)		<b>- 3000.00</b>		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 (Last, First, Middle)		<b>2- OR</b>		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	
Name (Last) (First) (Middle)						Residence Phone ( )					
Address (Street, Apt. Number)						Business Phone ( )					
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			
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)						School Attended				Grade	
Property Crime? <input type="checkbox"/> Yes <input type="checkbox"/> No		Description of Property				Value of Property					
CODE	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	<b>POSSESSION MARIJUANA 20</b>				Counts 1	Domestic Violence <input type="checkbox"/> Y <input type="checkbox"/> N	Statute Violation Number 8931113	Violation of ORD # 16a			
CHARGE	Drug Activity P	Drug Type M	Amount / Unit 75.99	Offense # 17-2701	Warrant / Capias Number						
CHARGE	<b>POSSESSION PARAPHERNALIA</b>				Counts 1	Domestic Violence <input type="checkbox"/> Y <input type="checkbox"/> N	Statute Violation Number 8931147	Violation of ORD #			
CHARGE	Drug Activity P	Drug Type P	Amount / Unit SCALE	Offense # 17-2701	Warrant / Capias Number						
CHARGE	Charge Description				Counts 1	Domestic Violence <input type="checkbox"/> Y <input type="checkbox"/> N	Statute Violation Number	Violation of ORD #			
CHARGE	Drug Activity	Drug Type	Amount / Unit	Offense #	Warrant / Capias Number						
CHARGE	Charge Description				Counts 1	Domestic Violence <input type="checkbox"/> Y <input type="checkbox"/> N	Statute Violation Number	Violation of ORD #			
CHARGE	Drug Activity	Drug Type	Amount / Unit	Offense #	Warrant / Capias Number						
NOTICE TO APPEAR	Location (Court, Room Number, Address) 2017 FEB 5										
NOTICE TO APPEAR	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											
FEB 4 AM 4:13											
Signature of Defendant (or Juvenile and Parent/Custodian)											
HOLD for other agency				Signature of Arresting Officer <i>Col. R. FELQUIERE</i>			Name Verification (Printed by Arrestee) (PRINT)				
<input type="checkbox"/> Dangerous <input type="checkbox"/> Suicidal				<input type="checkbox"/> Resisted Arrest <input type="checkbox"/> Other							
Intake Deputy <i>Col. Hardman</i>				I.D. # 476	Pouch #	Transporting Officer <i>Col. R. FELQUIERE</i>	I.D. # 115	Agency PSPD	Witness here if subject signed with an "X"		
PAGE 1 OF 1											

ADMIN.	OBTS Number	PROBABLE CAUSE AFFIDAVIT			1. Arrest 2. N.T.A.	3. Request for Warrant 4. Request for Capias	<input checked="" type="checkbox"/>	Juvenile <input type="checkbox"/>	
	Agency ORI Number FLO 502700	Agency Name <b>PALM SPRINGS POLICE DEPARTMENT</b>			Agency Report Number <b>82-2017-02701</b>				
	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		
CHARGES	Charge Description <b>Possession of Marijuana - more than 20g</b>		Charge Description <b>Possession of Paraphernalia</b>						
	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.)

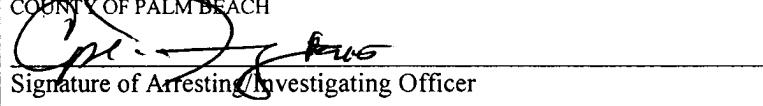
(PROBABLE CAUSE STATEMENT)

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 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.

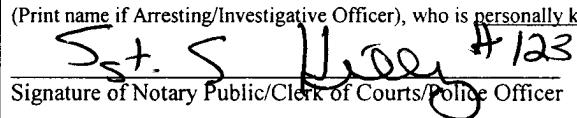
The vehicle came to a stop in the parking lot of the McDonald's (3671 S. Congress Ave). I made contact with the driver after asking him to lower his windows. I immediately detected the odor of an unknown alcoholic beverage and cologne coming from the inside of the vehicle. The odor got stronger as I 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 4<sup>th</sup> day February 2017 by Cpl. R. Feulner #15

(Print name of 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

## 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 4<sup>th</sup> day February 2017 by Cpl. R. Rodriguez #15

(Print name of 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