

J-0512273

2019 CT 020417 ANBP-12
ARREST / NOTICE TO APPEAR

ADMINISTRATIVE	OBTS Number		Agency ORI Number 0501700		Agency Name Jupiter Police Department		Agency Report Number (N.T.A.'s only) 5, 4 19-004933		1. Arrest 2. N.T.A. 3. Request for Warrant 4. Request for Capias 1		JUVENILE N		
	Charge Type: Check as many as apply: ☐ 1. Felony ☐ 2. Traffic Felony ☒ 3. Misdemeanor ☒ 4. Traffic Misdemeanor ☐ 5. Ordinance ☐ 6. Other		Location of Arrest (Including Name of Business) 900 BLK E 706, JUPITER FL 33477		Location of Offense (Business Name, Address) 699 E INDIANTOWN RD/S US HIGHWAY 1, JUPITER, FL 33477		If Weapon Seized Enter Type NONE		Multiple Clearance Indicator 01				
	Date of Arrest 11/02/2019		Time of Arrest 02:43		Booking Date 11/02/2019		Booking Time 02:53		Jail Date		Jail Time		
	Name (Last, First, Middle) CICHELIO, EDWARD A		Alias: Alias (Name, DOB, Soc. Sec. #, Etc.)		Race W - White		Sex M		Date of Birth 08/09/1968		Height 5'09		Weight 185
DEFENDANT	Local Address (Street, Apt. Number) 2401 WILLOW SPRINGS DR, BOCA RATON, FL 33496		(City) BOCA RATON		(State) FL		(Zip) 33496		Phone		Indication of: Alcohol Influence Drug Influence Yes ☒ No ☐ Unk. ☐		
	Permanent Address (Street, Apt. Number) 2401 WILLOW SPRINGS DR, BOCA RATON, FL 33496		(City) BOCA RATON		(State) FL		(Zip) 33496		Phone		Residence Type: 1. City 2. County 3. Florida 4. Out of State 2		
	Business Address (Name, Street) 2401 WILLOW SPRINGS DR, BOCA RATON, FL 33496		(City) BOCA RATON		(State) FL		(Zip) 33496		Phone		Address Source DL		
	D/L Number, State C240221682890 / FL		Sec. Sec. Number		INS Number		Place of Birth (City, State) SKANEATELES, NY		Citizenship US				
CO-DEFENDANT	Co-Defendant Name (Last, First, Middle)		Race		Sex		Date of Birth		☐ 1. Arrested ☐ 2. At Large ☐ 3. Felony ☐ 4. Misdemeanor ☐ 5. Juvenile				
	Co-Defendant Name (Last, First, Middle)		Race		Sex		Date of Birth		☐ 1. Arrested ☐ 2. At Large ☐ 3. Felony ☐ 4. Misdemeanor ☐ 5. Juvenile				
	☐ Parent ☐ Other: _____		Name (Last, First, Middle)		Residence Phone								
	☐ Legal Custodian		Address (Street, Apt. Number)		(City)		(State)		(Zip)		Business Phone		
JUVENILE	Notified by: (Name)		Date		Time		JUVENILE DISPOSITION 1. Handled/Processed within Department and Released 2. TOT JAC 3. Incarcerated						
	Released To: (Name)		Relationship		Date		Time						
	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.		School Attended		Grade								
	☐ Yes, by: _____ ☐ No		Property Crime? ☐ Yes ☒ No		Description of Property		Value of Property						
CHARGE	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		
	Charge Description DUI - DRIVING UNDER INFLUENCE		State Violation Number 316.193(1)		Violation of JRD #								
	Drug Activity		Drug Type N		Amount / Unit /		Offense #		Counts 1		Domestic Violence ☐ Y ☒ N		
	Warrant / Capias Number		Bond OR										
CHARGE	Charge Description		State Violation Number		Violation of ORD #								
	Drug Activity		Drug Type		Amount / Unit		Offense #		Counts		Domestic Violence ☐ Y ☐ N		
	Warrant / Capias Number		Bond										
CHARGE	Charge Description		State Violation Number		Violation of ORD #								
	Drug Activity		Drug Type		Amount / Unit		Offense #		Counts		Domestic Violence ☐ Y ☐ N		
	Warrant / Capias Number		Bond										
INTAKE	Health / Apparent Physical Condition of Defendant		Any knowledge of the following: Explain: ☐ Mental ☐ Escape Risk ☐ Medication ☐ Deformities ☐ Injuries										
	Check which applies: ☐ Released O.R. ☐ Released to Parent/Guardian ☐ T.O.T. County Jail ☐ Posted Bond ☐ South County Mental Health		PROPERTY - Received By		Released By		Released To						
	Transported By		Date Transported		Time Transported		Other						
NOTICE TO APPEAR	☒ 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) North County PALM BEACH GARD		Court Date and Time 12/04/2019 08:30:00		No Photo Available						
	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 11/2/19								
	HOLD for Other Agency		Signature of Arresting Officer U. ACB 380/ins		Name Verification (Printed by Arrestee)								
	☐ Dangerous ☐ Resisted Arrest ☐ Suicidal ☐ Other		Name of Arresting Officer (Print) BORROWS, ANDREW		I.D. # 1138								
ADMINISTRATIVE	Transporting Officer A BORROWS		I.D. # 380		Agency JPD		PAGE 1 OF 1						
	Witness here if subject signed with an "X".												

NOV 2 AM 6:17

OBT Number		PROBABLE CAUSE AFFIDAVIT		1. Arrest 2. N.T.A.		3. Request for Warrant 4. Request for Capias		1	JUVENILE		
A D M I N I S T R A T I V E	Agency ORI Number FL 0501700		Agency Name JUPITER POLICE DEPARTMENT		Agency Report Number 5 4 19-004933						
	Charge Type: Check as many as apply. ☐ 1. Felony ☐ 2. Traffic Felony		☐ 3. Misdemeanor ☒ 4. Traffic Misdemeanor ☐ 5. Ordinance ☐ 6. Other		Special Notes:						
D E F	Name (Last, First, Middle) CICHIELO, EDWARD A				Race W		Sex M		Date of Birth 08/09/1968		
	Charge Description DUI 316.193(1)				Charge Description						
V I C T I M	Victim's Name (Last, First, Middle) State Of Florida				Race		Sex		Date of Birth		
	Local Address (Street, Apt. Number) (City) (State) (Zip)				Phone		Address Source				
B U S I N E S S	Business Address (Name, Street) (City) (State) (Zip)				Phone		Occupation				
	The undersigned certifies and 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. ☐ was observed by _____ who told _____ that he/she saw the arrested person commit the below acts. ☐ confessed to _____ admitting to the below facts. ☐ was found to have committed the below acts, resulting from my (described) investigation. On the <u>2</u> day of <u>November</u>, <u>2019</u> at <u>02:25</u> (Specifically include facts constituting cause for arrest.)										
P R O B A B L E	On the above date at approximately 0225 hours, I was on routine patrol in the area of East Indiantown Road and US Highway 1, in the Town of Jupiter, Palm Beach County, Florida.										
	I was traveling east. As I approached the intersection, I observed a 2017 Mazda bearing Florida license plate BBLN43 stopped at the red light in the left hand right turn lane for eastbound East Indiantown Road to southbound South US Highway One. When the light turned to green the vehicle proceeded east (straight) on East Indiantown Road. I also noticed the vehicle's taillights were not illuminated. I followed the vehicle and initiated a traffic stop by activating my lights and sirens. The driver appeared to react to me and slowed. The vehicle passed several parking lots and at least one side street without stopping. I again activated my siren and the vehicle slowly reduced its speed and stopped. This behavior was unusually slow and delayed.										
S T A T E M E N T	I walked up to the driver's side door and spoke to the driver, identified to me as the registered owner, Edward Cichielo. Cichielo's eyes were bloodshot and watery. I could immediately smell the strong odor of an unknown alcoholic beverage on Cichielo's breath. I noticed Cichielo had a packet of gum on his lap partially opened. I asked Cichielo what took him so long to stop. Cichielo responded strangely, saying, "Great." I repeated myself and as I did so Cichielo appeared to become distracted while pulling a piece of gum out of the packet on his lap and unable to concentrate as I spoke, as Cichielo said, "What was that?" in response to my question. I repeated my question a third time and this time Cichielo responded that he had just seen my lights behind him. Cichielo was slurring some speech and did so throughout much of my encounter with him. Cichielo's eyelids appeared to be droopy. I noticed the vehicle was still in drive. I asked Cichielo to put it in park. Cichielo told me it was, then put his vehicle in park.										
	<table border="0" style="width:100%;"> <tr> <td style="width:30%;"> SWORN AND SUBSCRIBED BEFORE ME NOTARY PUBLIC / CLERK OF COURT / OFFICER (F.S. 112.00) 11/02/2019 DATE </td> <td style="width:30%; text-align: center;"> JOSHUA BELL MY COMMISSION #GG346008 EXPIRES: JUN 18, 2023 Bonded through 1st State Insurance </td> <td style="width:40%;"> BORROWS, ANDREW (1138) NAME OF OFFICER (PLEASE PRINT) 11/02/2019 DATE </td> </tr> </table>									SWORN AND SUBSCRIBED BEFORE ME NOTARY PUBLIC / CLERK OF COURT / OFFICER (F.S. 112.00) 11/02/2019 DATE	JOSHUA BELL MY COMMISSION #GG346008 EXPIRES: JUN 18, 2023 Bonded through 1st State Insurance
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COURT

STATE ATTORNEY

CENTRAL RECORDS

JAIL

CRIME ANALYSIS

P. I. O.

OBTS Number		PROBABLE CAUSE AFFIDAVIT SUPPLEMENT		1. Arrest 2. N.T.A.	3. Request for Warrant 4. Request for Capias	1	JUVENILE	
Agency ORI Number FL 0501700		Agency Name JUPITER POLICE DEPARTMENT		Agency Report Number 5 4 19-004933				
Charge Type: ☐ 1. Felony ☐ 3. Misdemeanor ☐ 5. Ordinance ☐ 2. Traffic Felony ☒ 4. Traffic Misdemeanor ☐ 6. Other		Special Notes:						
Name (Last, First, Middle) CICHILO, EDWARD A		Alias		Race W	Sex M	Date of Birth 08/09/1968		
Cichiello was unable to locate his license, registration, or insurance. Cichiello became distracted multiple times during the search for the items. I asked Cichiello how much he'd had to drink. Cichiello denied drinking. I repeated his denial skeptically and then Cichiello stated he'd had one drink only. Cichiello stated he had no medical conditions and took no medicine or drugs. Upon the arrival of PFC Albano, who was acting as my backup, I moved my vehicle back to use a nearby fog line as an area to complete roadside tasks. I asked Cichiello to exit his vehicle. I asked Cichiello to complete Field Sobriety Tasks. Cichiello agreed. I first conducted Horizontal Gaze Nystagmus. I am a certified Drug Recognition Expert and completed the task in a manner consistent with my training. I observed Lack of Smooth Pursuit in both of Cichiello's eyes. I observed Distinct and Sustained Nystagmus at Maximum Deviation in both of Cichiello's eyes. I observed Onset of Nystagmus prior to 45 degrees in both of Cichiello's eyes. Vertical Gaze Nystagmus was also present. Cichiello was swaying during the task and had some difficulty keeping his head still at first. I next conducted the Walk and Turn task. Cichiello missed heel to toe on the first step and stopped. Cichiello stepped off the line to the right on the second step and again stopped. Cichiello missed heel to toe on the fourth, fifth, sixth, seventh, eighth and ninth steps. Cichiello turned improperly, pivoting around on both feet. Cichiello stopped after the first step on the return leg. Cichiello missed heel to toe on the third step and again on every step after through the ninth step. I next conducted the One Leg Stand. Cichiello at first picked up his right foot but did not keep his knee straight as instructed. I reminded him to straighten his knee. Cichiello straighten his leg and immediately put his foot down (1000-4). Cichiello picked his foot back up and continued counting. Cichiello said, "1000-7" twice and just after he did, put his foot down again. At about "1000-10" Cichiello used his arms for balance. Cichiello again put his foot down at "1000-19." Cichiello was swaying significantly for much of the exercise. I then conducted the Finger to Nose task. I observed the following: L1: Cichiello put the tip of his finger in the approximate middle of his nose. Cichiello did not put his finger back down to the side. I reminded him to do so immediately after touching his nose. Cichiello did not react. I repeated myself. Cichiello put his hand back down to the side. R2: Cichiello touched the bridge of his nose with the pad of his finger and then moved the pad to the tip of his nose. Cichiello forgot to put his finger back down to the side. I reminded him to. L3: Cichiello touched the tip of his nose properly but again had to be reminded to put his finger back down to the side. R4: Cichiello touched the side of his nose with the pad of his finger before moving it to the tip. R5: Cichiello started to use the wrong hand and then switched. Cichiello touched the tip								
SWORN AND SUBSCRIBED BEFORE ME  NOTARY PUBLIC / CLERK OF COURT / OFFICER (F.S. 117.1) Bonded through 1st State Insurance 11/02/2019 DATE		 JOSHUA BELL MY COMMISSION #GG346008 EXPIRES: JUN 18, 2023 Bonded through 1st State Insurance		 SIGNATURE OF ARRESTING / INVESTIGATING OFFICER BORROWS, ANDREW (1138) NAME OF OFFICER (PLEASE PRINT) 11/02/2019 DATE				PAGE 2 OF 3

COURT

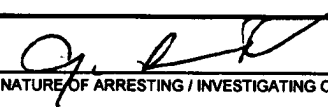
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DEFENDANT	Name (Last, First, Middle) CICHILO, EDWARD A				Race W		Sex M		Date of Birth 08/09/1968
	Alias								
of his nose with the pad of his finger. L6: Cichiello touched under the tip of his nose with the side of his finger before moving the tip of his finger to the tip of his nose. Cichiello was swaying quite visibly during the exercise. I then conducted the Romberg / Alphabet task. Cichiello stated the following when asked to state the alphabet: "A B C D E F G H I J K L M N O G Q N N N N O G...Q N N O A B C D E F G... A B C D E...A B C D E I teach my kids this every day!" I then placed Cichiello under arrest for DUI and informed him. I reached this conclusion based on the totality of my investigation and not on one single thing. I secured Cichiello in handcuffs which I checked for spacing and double locked. I then placed Cichiello in the back of my patrol car and secured him in the seat belt. I then transported Cichiello to the Palm Beach County Breath Alcohol Testing Facility. When I assisted Cichiello out of my vehicle, he lost his balance and stumbled before regaining his balance with my assistance. I conducted a 20 minute observation period facing Cichiello to ensure he did not regurgitate or take anything by mouth. I then requested Cichiello provide a sample of his breath. Cichiello refused. I read Implied Consent (without any language regarding commercial driver's licenses) from a prepared text. Cichiello stated he understood. Cichiello again refused to provide a sample of his breath. During the time in the breath testing room, Cichiello was obviously making a point of trying to annunciate his words. I then secured Cichiello in a holding cell while I completed my paperwork. Upon completion I booked Cichiello into the Palm Beach County Jail for the charge of DUI per Florida State Statute 316.193(1). Cichiello was cooperative during my investigation. He was generally subdued after arrest, with occasional flashes of arrogance / irritation. My on scene investigation was captured on my issued body worn camera. My dash camera was later uploaded to evidence.com for future use in this case.									
ADMINISTRATIVE	SWORN AND SUBSCRIBED BEFORE ME  NOTARY PUBLIC / CLERK OF COURT / OFFICER (F.S.S. 117.40)		JOSHUA BELL MY COMMISSION #GG346008 EXPIRES: JUN 18, 2023 Bonded through 1st State Insurance		SIGNATURE OF ARRESTING / INVESTIGATING OFFICER  BORROWS, ANDREW (1138) NAME OF OFFICER (PLEASE PRINT)				
	11/02/2019 DATE		11/02/2019 DATE					PAGE 3 OF 3	

COURT

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CRIME ANALYSIS

P.I.O.

BORROWS
(1138)

19004933

COMPLAINT



FLORIDA DUI UNIFORM TRAFFIC CITATION

AATBMPE

COUNTY OF PALM BEACH		☐ (1) F.H.P. ☒ (2) P.D. ☐ (3) S.O. ☐ (4) OTHER	
CITY (IF APPLICABLE) JUPITER		AGENCY NAME JUPITER POLICE AGENCY # 54	
IN THE COURT DESIGNATED BELOW THE UNDERSIGNED CERTIFIES THAT HE/SHE HAS JURY AND REASONABLE GROUNDS TO BELIEVE AND DOES BELIEVE THAT ON			
COMPLAINT (RETAINED BY COURT)			
DAY OF WEEK SATURDAY	MONTH 11	DAY 02	YEAR 2019
NAME (PRINT) FIRST EDWARD		LAST CICHIELO	
STREET 2401 WILLOW SPRINGS DR			
CITY BOCA RATON		STATE FL	ZIP CODE 33496
DATE OF BIRTH 08 09 1968	SEX W	RACE M	HGT 509
DRIVER LICENSE NUMBER C 2 4 0 2 2 1 6 8 2 8 9 0			
CLASS E			
CDL LICENSE ☐ YES ☒ NO			
YR LICENSE EXP. 2023			
COMMERCIAL VEHICLE ☐ YES ☒ NO			
PLACARDED HAZARDOUS MATERIAL ☐ YES ☒ NO			
YR VEHICLE 2017 MAKE MAZD STYLE UT COLOR WHI			
VEHICLE LICENSE NO. BBLN43 TRAILER TAG NO. FL YEAR TAG EXPIRES 2020			
UPON A PUBLIC STREET OR HIGHWAY, OR OTHER LOCATION, NAMELY 699 E INDIANTOWN RD/N US HIGHWAY 1, JUPITER			
UPON A PUBLIC STREET OR HIGHWAY, OR OTHER LOCATION, NAMELY JUPITER			
FT. _____ MILES _____ OF ROAD			

DID UNLAWFULLY COMMIT THE OFFENSE OF DRIVING UNDER THE INFLUENCE OF ALCOHOLIC BEVERAGES, CHEMICAL OR CONTROLLED SUBSTANCES; DID DRIVE, OR WAS IN ACTUAL PHYSICAL CONTROL OF A VEHICLE, WHILE UNDER THE INFLUENCE OF AN ALCOHOLIC BEVERAGE/CHEMICAL SUBSTANCE/CONTROLLED SUBSTANCE TO THE EXTENT NORMAL FACULTIES WERE IMPAIRED, OR WITH A BLOOD OR BREATH ALCOHOL LEVEL OF .08 OR ABOVE OF REF

COMMENTS PERTAINING TO OFFENSE (SEE REVERSE SIDE)
DUI - DRIVING UNDER INFLUENCE

AGGRESSIVE DRIVER	PASSENGER 18 YEARS	STATE STATUTE	316.193	SUB-SECTION	(1)*
☐ YES ☒ NO	☐ YES ☒ NO	☐ YES ☒ NO	☐ YES ☒ NO	☐ YES ☒ NO	☐ YES ☒ NO

THIS IS A CRIMINAL VIOLATION, COURT APPEARANCE REQUIRED, AS INDICATED BELOW.

12/04/2019 08:30 AM
COURT DATE
AATBMPE
NORTH COUNTY GOVERNMENT CENTER
3188 PGA BOULEVARD PEG, FL 33410

ARREST DELIVERED TO _____ DATE _____
I ADVISE AND PROMISE TO COMPLY AND AGREE TO THE CHARGES AND INSTRUCTIONS SPECIFIED IN THIS CITATION. WILLFUL REFUSAL TO ACCEPT AND SIGN THIS CITATION MAY RESULT IN ARREST. UNDERSTAND MY SIGNATURE IS NOT AN ADMISSION OF GUILTY OR WAIVER OF RIGHTS. IF YOU NEED REASONABLE ACCOMMODATIONS TO COMPLY WITH THIS CITATION, CONTACT THE CLERK OF THE COURT.

SIGNATURE OF VIOLATOR

EFFECTIVE IMMEDIATELY, YOUR DRIVING PRIVILEGE IS SUSPENDED/DISQUALIFIED FOR:

☐ DRIVING WITH AN UNLAWFUL BLOOD OR BREATH ALCOHOL LEVEL. THIS SUSPENSION IS FOR A PERIOD OF SIX MONTHS IF THIS IS THE FIRST VIOLATION OR ONE YEAR IF PREVIOUSLY SUSPENDED FOR DRIVING WITH AN UNLAWFUL BLOOD OR BREATH ALCOHOL LEVEL. IF YOU HOLD A CDL OR YOU ARE OPERATING A CMV, YOUR COMMERCIAL DRIVER LICENSE/PRIVILEGE WILL ALSO BE DISQUALIFIED FOR ONE YEAR FOR THE FIRST OFFENSE OR PERMANENTLY DISQUALIFIED FOR A SUBSEQUENT OFFENSE.

☒ REFUSAL TO SUBMIT TO LAWFUL BREATH, BLOOD OR URINE TEST SECTION 322.2615, F.S. THIS SUSPENSION IS FOR A PERIOD OF ONE YEAR IF THIS IS A FIRST REFUSAL OR 18 MONTHS IF PREVIOUSLY SUSPENDED FOR THIS OFFENSE. IF YOU HOLD A CDL OR YOU ARE OPERATING A CMV, YOUR COMMERCIAL DRIVER LICENSE/PRIVILEGE WILL ALSO BE DISQUALIFIED FOR A PERIOD OF ONE YEAR FOR A FIRST REFUSAL OR PERMANENTLY DISQUALIFIED FOR A SUBSEQUENT REFUSAL.

LICENSE SURRENDERED? ☐ YES ☒ NO REASON **NOT IN POSSESSION**
ELIGIBLE FOR PERMIT? ☒ YES ☐ NO REASON

UNLESS INELIGIBLE, THIS CITATION SHALL SERVE AS A TEMPORARY DRIVER LICENSE AND WILL EXPIRE AT MIDNIGHT ON THE 10TH DAY FOLLOWING THE DATE OF SUSPENSION.

AT THE **LAUDERDALE LAKES** BUREAU OF ADMINISTRATIVE REVIEWS OFFICE, YOU MAY REQUEST, WITHIN 10 DAYS AFTER THE DATE OF SUSPENSION, A REVIEW OF SUSPENSION BY THE DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES OR A REVIEW TO DETERMINE ELIGIBILITY FOR A RESTRICTED LICENSE IF THIS IS YOUR FIRST DU/DWI OFFENSE. SEE REVERSE SIDE.

RANK - SIGNATURE OF OFFICER
HSR/V 75804 (Rev. 10/14)

CASE NO. _____ DOCKET NO. _____ PAGE NO. _____

DATE	COURT ACTION AND OTHER ORDERS
	BAIL FIXED AT \$ _____ OR CASH DEPOSIT OF \$ _____ SIGNATURE OF PERSON GIVING BAIL _____ SIGNATURE OF PERSON TAKING BAIL _____
	FINE IN THE AMOUNT OF \$ _____ RECEIVED AS REQUIRED BY COURT SCHEDULE. SIGNATURE OF CLERK _____
	CONTINUANCE TO _____ REASON _____
	CONTINUANCE TO _____ REASON _____
	BOND ESTREATED
	WARRANT ISSUED
	VIOLATOR FAILED TO APPEAR-DRIVER LICENSE SUSPENDED
	VIOLATOR ARRAIGNED ON _____ (DATE) PLEA: _____ FINDING: _____ ADJUDICATION: _____ SENTENCE: FINE _____ COST _____ JAILED _____ DAYS DRIVER IMPROVEMENT SCHOOL _____ OTHER _____ DRIVER LICENSE SUSPENDED OR REVOKED FOR _____ DAYS RECOMMEND DRIVER LICENSE SUSPENSION FOR _____ DAYS RECOMMEND RE-TEST _____
	SIGNATURE OF JUDGE _____
	TESTIMONY - JUDGE'S NOTES (OR OTHER COURT ORDERS):
	APPEAL BOND OF \$ _____
	VIOLATOR'S FINGERPRINT WHEN APPLICABLE _____

TESTING FACILITY TASK REPORT

AGENCY: JPD

SUBJECT: CICHIELO, EDWARD A

CASE NUMBER: 19-133030

DATE: 11/02/19

VIDEO TAPE NUMBER: N/A

BEGINNING TIME: 0345

ENDING TIME: 0352

BREATH TESTS RESULTS: 1) R TIME 0347 A.M./P.M. 2) N/A TIME XX A.M./P.M.
3) N/A TIME XX A.M./P.M. 4) N/A TIME XX A.M./P.M.

BREATH OPERATOR: J. BELL #8656

MAINTENANCE TECHNICIAN: J. KARLECKE #6467

TESTING OFFICER'S OBSERVATIONS

SPEECH: PRONOUNCED, DELIBERATE

ATTITUDE: QUIET, DOZING OFF / TALKATIVE

CLOTHING: WHITE TEE SHIRT, BLACK SHORTS, GREY SNEAKERS

MEDICAL CONDITIONS: NONE

MEDICATIONS: NONE

OTHER: EYES: BLOODSHOT, GLASSY

SUBJECT STATED HE DRANK 1 TEQUILA AND PINEAPPLE MIXED DRINK (Q AND A)

COMMENTS: ARRIVED AT CENTER A/O BEGAN 20 MIN OBSERVATION AT 0323 HRS

SUBJECT STATED HE WOULD NOT TAKE BREATH TEST

A/O READ I.C

SUBJECT STATED HE UNDERSTOOD I.C. AND REFUSED TO TAKE BREATH TEST

A/O READ RIGHTS

SUBJECT STATED HE UNDERSTOOD HIS RIGHTS

A/O CONDUCTED Q AND A

SUBJECT ANSWERED QUESTIONS

REFUSED

REFUSED

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

I, Ofc. A. Borrows 380 / 1138, a duly certified Law Enforcement Officer or Correctional Officer,
 (Name of Officer reading Implied Consent Warning)

am a member of Jupiter Police Department, and I do swear
 (Name of law enforcement agency)

or affirm that on or about the 2nd day of November, 20 19, at 0243 ☐ P.M. ☒ A.M.

DRIVER Edward Anthony Cichiello
 (Type or Print) FIRST NAME MIDDLE OR MAIDEN NAME LAST NAME

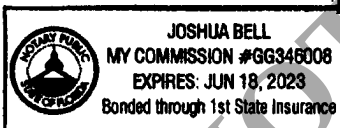
DL# C-240-221-68-289-0, state of Florida, was placed under lawful arrest for
 the offense of DUI by Ofc. A. Borrows 380 / 1138 and
 issued Citation # AATBMPE
 (Name of Arresting Officer)

That on or about the 2nd day of November, 20 19, at 0347 ☐ 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 of Law Enforcement Officer or
 Correctional Officer

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



(AFFIX SEAL)

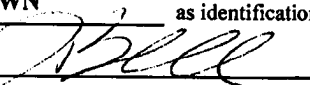
The foregoing instrument was sworn and subscribed before

me this 2nd day of November, 20 19,

by Ofc. A. Borrows 380 / 1138,

who is personally known to me or who has produced

PERSONALLY KNOWN as identification

Notary Public 

HSMV-BAR1001 (REV. 10/2016)

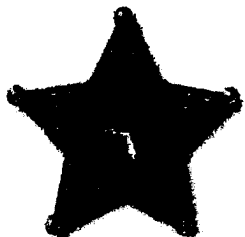
The foregoing instrument was sworn and subscribed before me:

Signature of Attesting Officer

Title _____

Date _____

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.



PALM BEACH COUNTY SHERIFF'S OFFICE
DUI TESTING FACILITY
INFORMATION SHEET

PBSO CASE # 19-133030

PBSO ZONE 3-13

AGENCY CASE # 19-004933

CRASH CASE # _____

TIME OF STOP/CRASH 0225

DATE 11/02/2019

DAY Saturday

SUBJECT'S NAME Cichielo
LAST

Edward
FIRST

Anthony
MID

RACE W

SEX m

HGT 509

WGT 185

DOB 08/09/1968

LOCATION East Indiantown Road / US Highway One

ARRESTING OFFICER'S NAME & ID Ofc. A. Borrows 380 / 1138

AGENCY Jupiter Police Department

DIVISION: Traffic

NOTIFIED BY COMMO Yes

ARRIVAL AT FACILITY 0323

ARREST TIME 0243

BREATH RESULTS:

REFUSED

TESTING OFFICER'S ID

Bell

PBSO VIDEOTAPE #

N/A

WITNESS LIST

CASE NUMBER: 19-004933

ARRESTING OFFICER: Ofc. A. Borrows 380 / 1138

ADDRESS: 210 Military Trail, Jupiter Fl 33458

PHONE NUMBERS (HOME): _____ (WORK) 561 746 6201

CAN TESTIFY TO: PC

NAME: PFC James Albano 338

ADDRESS: 210 Military Trail, Jupiter Fl 33458

PHONE NUMBERS (HOME) _____ (WORK) 561 746 6201

CAN TESTIFY TO: Scene, Tow of vehicle

NAME: _____

ADDRESS _____

PHONE NUMBERS (HOME) _____ (WORK) _____

CAN TESTIFY TO: _____

NAME: _____

ADDRESS _____

PHONE NUMBERS (HOME) 0 (WORK) 0

CAN TESTIFY TO: _____

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: _____

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: _____

ADDRESS _____

PHONE NUMBERS (HOME) _____ (WORK) _____

CAN TESTIFY TO: _____

SUBJECT: Cichio, Edward A CASE NUMBER: 19-04133

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? _____

WHERE WERE YOU GOING? _____

WHAT STREET OR HIGHWAY WERE YOU ON? _____

DIRECTION OF TRAVEL? E WHERE DID YOU START? R

WHAT TIME DID YOU START? 11 WHAT TIME IS IT NOW? 12

WHAT IS TODAY'S DATE? 1-22 WHAT DAY OF THE WEEK IS IT? _____

WHAT COUNTY AND CITY ARE YOU IN NOW? _____

WHEN DID YOU LAST EAT? _____ WHAT DID YOU EAT? B

WHAT HAVE YOU BEEN DOING FOR THE LAST THREE HOURS? B

HOW MUCH DO YOU WEIGH? 186 HAVE YOU BEEN DRINKING? 1 WHAT? Tea

HOW MUCH? 1 WHERE? home WITH WHOM? Carla

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

HOW DID YOU CONSUME YOUR LAST TWO DRINKS? _____

CAN YOU FEEL THE EFFECTS OF THE ALCOHOL? No ARE YOU UNDER THE INFLUENCE? No

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

WHAT? _____ WHERE? _____ WHEN? _____

WHAT LINE OF WORK ARE YOU IN? Ex WHEN DID YOU LAST WORK? Today

DO YOU HAVE ANY PHYSICAL DEFECTS OR INJURIES? No WHAT? _____

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

DO YOU LIMP? _____ 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? _____

HAVE YOU SEEN A DOCTOR OR DENTIST TODAY? No WHO? _____ WHY? _____

ARE YOU TAKING ANY PRESCRIPTION MEDICINES? No WHAT? _____ WHEN? _____

DO YOU HAVE:

EPILEPSY?	<u>No</u>
GLASS EYE?	<u>No</u>
FALSE TEETH?	<u>No</u>
EAR INFECTION?	<u>No</u>
INNER EAR TROUBLE?	<u>No</u>
DIABETES?	<u>No</u>

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? _____

HAVE YOU EVER HAD A DRIVER'S LICENSE IN ANY OTHER STATE? No WHERE? NY

INTERVIEWER: Ofc. Borraus #

WHITE - STATE ATTY.

YELLOW - DHSMV

PINK - CENTRAL RECORDS

GOLD - JAIL

SUBJECT: Cichiele, Edward A

CASE NUMBER: 17-0-000

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 _____ of the _____.

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) _____

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) _____

Read on camera



**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	☐		Other:	
	☐		Other:	

REVIEW COMPLETED BY

Booking Number: 2019035556

Date: 11/03/2019

Specialist Name/ID: AM/31562