

Jct # 0502743 18 CT 019954 Ach # 1045

OBTS Number		ARREST / NOTICE TO APPEAR Juvenile Referral Report		1. Arrest 3. Request for Warrant 2. N.T.A. 4. Request for Copies		1	Juvenile	N													
Agency ORI Number FL 0500300		Agency Name BOYNTON BEACH POLICE DEPT.		Agency Report Number 34-18-057040																	
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	Multiple Clearance Indicator												
Location of Arrest (Including Name of Business) 1000 N CR 807, BOYNTON BEACH, FL, 33426				Location of Offense (Business Name, Address) 1000 N CR 807, BOYNTON BEACH, FL, 33426																	
Date of Arrest 11/02/2018		Time of Arrest 2247		Booking Date		Booking Time		Jail Date	Jail Time	Location of Vehicle											
Name (Last, First, Middle) CROCETTI, EDWARD																					
Alias (Name, DOB, Soc. Sec. #, Etc)																					
W - White B - Black		I - American Indian O - Oriental / Asian		Race W	Sex M	Date of Birth 10/10/1964	Height 509	Weight 175	Eye Color BLU	Hair Color BRO	Complexion LIGHT	Build MED									
Scars, Marks, Tattoos, Unique Physical Features (Location, Type, Description) N/A				Marital Status MARRIED		Religion N/A		Indication of Alcohol Influence Drug Influence			Y N UNK ☐ ☐ ☐										
Local Address (Street, Apt. Number) 4824 BUCIDA RD,				(City) BOYNTON BEACH,		(State) FLORIDA,		(Zip) 33436		Phone () - ()		Residence Type 1. City 3. Florida 2. County 4. Out of State	2								
Permanent Address (Street, Apt. Number)				(City)		(State)		(Zip)		Phone () - ()		Address Source FL DL									
Business Address (Street, Apt. Number)				(City)		(State)		(Zip)		Phone () - ()		Occupation AUTOMOTIVE SALE									
D/L Number, State C623224643700 / FL				Soc. Sec. Number [REDACTED]		INS Number		Place of Birth BALTIMORE, MD		Citizenship US											
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 Name (Last) (First) (Middle)				Residence Phone																	
☐ Legal Custodian																					
☐ Other																					
Address (Street, Apt. Number)				(City)		(State)		(Zip)		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 ☐ defendant and/or ☐ defendant's parents. The child and/or parent was told to keep the Juvenile Court Clerk's Office (Phone 561-355-2526) informed of any change of address: ☐ Yes, By: (Name) ☐ No: (Reason)				School Attended		Grade															
Property Crime? ☐ Yes ☐ No				Description of Property				Value of Property													
Drug Activity N. N/A P. Possess				S. Sell B. Buy D. Deliver T. Traffic E. Use		R. Smuggle K. Dispense/ Distribute		M. Manufacture Produce/ Cultivate		Z. Other		Drug Type N. N/A Amphetamine E. Heroin		B. Barbituate C. Cocaine O. Opium/Deriv.		H. Hallucinogen M. Marijuana S. Synthetic		P. Paraphernalia/ Equipment		U. Unknown Z. Other	
Charge Description DUI W/ PROPERTY DAMAGE				Counts 2		Domestic Violence ☐ Yes ☐ No		Statute Violation Number 316.193.3C1		Violation of ORD#		Warrant/Copies Number		Bond							
Drug Activity				Drug Type		Amount/Unit		Offense # 18-057040		Warrant/Copies Number		Bond									
Charge Description				Counts		Domestic Violence ☐ Yes ☐ No		Statute Violation Number		Violation of ORD#		Warrant/Copies Number		Bond							
Drug Activity				Drug Type		Amount/Unit		Offense #		Warrant/Copies Number		Bond									
Charge Description				Counts		Domestic Violence ☐ Yes ☐ No		Statute Violation Number		Violation of ORD#		Warrant/Copies Number		Bond							
Drug Activity				Drug Type		Amount/Unit		Offense #		Warrant/Copies Number		Bond									
Charge Description				Counts		Domestic Violence ☐ Yes ☐ No		Statute Violation Number		Violation of ORD#		Warrant/Copies Number		Bond							
Drug Activity				Drug Type		Amount/Unit		Offense #		Warrant/Copies Number		Bond									
☐ Instruction No. 1 Mandatory Appearance in Court				Location (Court, Room Number, Address) South County Courthouse, 200 West Atlantic Ave, Delray Beach, FL 33444		Court Date and Time Month 12 Day 03 Year 2018 Time 0830 ☐ A.M. ☐ P.M.															
☐ Instruction No. 2 You need not appear in Court but must Comply with instruction on reverse side.				Signature of Defendant (or Juvenile and Parent/Custodian)		Date Signed															
HOLD for other Agency Name:				Signature of Arresting Officer		Name of Arresting Officer (Print) OFFICER CASTRO		I.D. # 905		Agency BBPD		Name Verification (Printed by Arrestee) (PRINT) BU#		Page 1 OF 1							
☐ Dangerous ☐ Special ☐ Other:				Pouch #		Transporting Officer OFFICER CASTRO		I.D. # 905		Agency BBPD		Witness here is subject Signed with an "X".									

D.U.I. PROBABLE CAUSE AFFIDAVIT

ON THE 02 DAY OF November 2018 AT 1012 ☐ A.M. ☒ P.M.

CASE #: 18-057040

DEFENDANT: CROCETTI, EDWARD DWAYNE

PERSONAL CONTACT/DRIVING PATTERN/OBSERVATION OF DRIVER:

I responded to the area of 1000 N. Congress Ave (N. CR807) in reference to a Vehicular Crash with injuries. Let it be noted that this incident occurred within the City of Boynton Beach, Palm Beach County, Florida.

Upon arrival I observed a Silver Toyota Prius bearing Florida tag EZSS12 with heavy front damage, attached to the rear of a Silver Jeep Latitude bearing Florida tag 764YBB. The front of the Jeep had front end damage, as it was within inches from the rear of a Black Chevy Malibu bearing Florida tag 230PKW; who had rear end damage. All the vehicles were in the inside lane of N. CR 807, approximately 300 feet south of Access Rd D to 801 N. CR 807. In conclusion to the crash investigation, operator (B/F Brown, Wendy 08/18/71) of the Chevy Malibu advised that she was completely stopped at the above intersection due to the red traffic control device when the rear of her vehicle was struck by an unknown vehicle (Jeep Latitude). Brown advised that as a result of the crash she sustained a laceration to her face; therefore she was transported to JFK Central Hospital for further medical treatment. Operator (W/F McGraw, Keri 05/10/64) of the Silver Jeep Latitude advised that while slowing down due to approaching the rear of Brown's vehicle, the rear of her vehicle was struck by the front of the Toyota Prius; in result push her vehicle into the rear of Brown's vehicle. McGraw advised that the traffic light was red and the vehicles in front of her were not moving. McGraw advised that post-crash she first checked on the welfare of Brown prior to speaking with Crocetti. McGraw advised that Crocetti never exited his vehicle and that she observed Crocetti sitting in the driver seat of his vehicle and being the sole occupant. McGraw advised that as a result of the crash she sustained a laceration to her face; therefore she was transported to JFK Central Hospital for further medical treatment. I then spoke with the operator of the Toyota Prius, W/M Crocetti, Edward (10/10/64), who was still sitting in the driver seat of the vehicle. Crocetti advised that he was not injured as result of the crash. Crocetti advised that while he was approaching the rear of McGraw's vehicle he attempted to stop but was unsuccessful. As a result the front of Crocetti vehicle struck the rear of McGraw's vehicle, in thus struck the rear of Brown's vehicle. While speaking with Crocetti, I detected the odor of an unknown alcoholic beverage emitting from his breath, which intensified as he spoke. Crocetti's eyes were bloodshot/glassy and his speech was thick and slurred; making part of his speech unintelligible. Crocetti had a difficult time locating his credentials and continuously advised that he could not locate his driver's license; even after it was advised

to him numerous times that the police officer's on scene had his driver's license. The moments that Crocetti was outside his vehicle he seemed confused, as he walked around in circles; unsteady. Based on my investigation at this point I asked Crocetti to exit the vehicle, so that I could continue my investigation in front of my patrol vehicle (4734). I had to repeat myself to Crocetti numerous times to exit the vehicle, as Crocetti behavior did not appear to be intentional but rather the fact that he did not comprehend my request. After finally exiting the vehicle I asked Crocetti to walk to a location near the front my patrol vehicle, which he complied. While walking Crocetti swayed side to side. Once in front of my patrol vehicle I advised Crocetti that the investigation was being audio/video recorded which he stated that he understood. After reviewing the facts of the crash with Crocetti, I advised Crocetti that I've concluding my Crash Investigation and was now conducting a DUI Investigation, which he stated that he understood. I then read Crocetti his Miranda Warnings, which he stated that he understood as well. I then asked Crocetti where he was coming from, at which time he stated that he would like to exercise his fifth amendment. I then asked Crocetti if was refused into answer any question, which he stated yes. After advised Crocetti my observations on his behavior and appearance I requested Crocetti to submit to a series of standardized field sobriety task, which he refused. I then advised Crocetti of his Taylor Warning, which he stated that he understood. I then requested a second time, which he refused again.

HORIZONTAL GAZE NYSTAGMUS:

- | | |
|--|---|
| ☐ Left eye does not follow smoothly | ☐ Right eye does not follow smoothly |
| ☐ Left eye prior to 45 degrees | ☐ Right eye prior to 45 degrees |
| ☐ Distinct jerking in left eye at maximum deviation | ☐ Distinct jerking in right eye at maximum deviation |
| ☐ Vertical Nystagmus in left eye | ☐ Vertical Nystagmus in right eye |

WALK AND TURN:

REFUSED

ONE LEG STAND:

REFUSED

FINGER TO NOSE:

REFUSED

ROMBERG/ALPHABET:

REFUSED

Based on the above facts, Crocetti was placed into custody under suspicion of DUI. Crocetti was placed into handcuff (D/L and Spaced) and placed in the back seat of my patrol vehicle (#4734). I started my 20 minutes observations at 2248hrs and completed at 2308hrs. Upon completion I requested Crocetti to provide a sample of his breath to

determine the alcohol content, which he refused. I then advised Crocetti Implied Consent, which he advised that he understood. I then requested a second time, which he refused again. Crocetti completed the Q&As. Let it be noted that during the Q&A's, Crocetti advised that he was working out just prior to the crash. Crocetti was wearing a button down shirt and black cargo shorts.

Based on the above facts I've established Probable Cause to arrest Crocetti with 2M count of DUI W/ Property Damage/Injuries pursuant with F.S.S. 316.193.3C1. Crocetti was processed and later TOT to PBCJ.

A copy of the SFST and BAT video were later entered into the Boynton Beach Police Evidence Department. Incident was captured via BWC as well. Crocetti vehicle was removed from scene by Blake's Towing. Crocetti was given a citation for the crash.

Nothing Further.

The following instrument was sworn to before me this 02 day of November 2018

By: PERSONALLY KNOWN / OFFICER CASTRO #905

Mr. J. Schaefer #8777

Notary/Police Officer (F.S.S. 117.10)

[Signature] 905
Signature of Arresting Officer

CASE #: 18-057040

DEFENDANT: CROCETTI, EDWARD DWAYNE

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.

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.

I am now requesting that you submit to a lawful test of your BLOOD for the purpose of determining 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 OFFICER CASTRO #905 of the Boynton 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.

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 statements can and will be used against you in a court of law.

Suspect's Signature: READ ON VIDEO

**FLORIDA DEPARTMENT OF LAW ENFORCEMENT
ALCOHOL TESTING PROGRAM
BREATH ALCOHOL TEST AFFIDAVIT**

Instrument Type: Intoxilyzer 8000
Instrument Registered To: BOYNTON BEACH PD
Instrument Serial Number: 80-001190 Software: 8100.27
Date of Test: 11/02/2018

Date of Last Agency Inspection: 10/31/2018

Observation Period Began: 22:48

Subject's Name: EDWARD D CROCETTI

DOB: 10/10/1964 Sex: M

The subject was observed for at least twenty-minutes prior to the administration of the breath test to ensure that the subject did not take anything orally and did not regurgitate.

Results:	Test	g/210L	Time
	Diagnostics Check	OK	23:22
	Air Blank	0.000	23:22
	Control Test	0.078	23:23
	Air Blank	0.000	23:23
	Subject Sample #1	REF*	23:23
	Air Blank	0.000	23:24
	Control Test	0.079	23:24
	Air Blank	0.000	23:24
	Diagnostics Check	OK	23:25

*Subject Test Refused

Cylinder Lot: 390314
Exp: 04/19/2019

State of Florida, County of Palm Beach,

Personally appeared before me the undersigned authority, who (☒) is personally known to me or (☐) produced _____ as identification, and who after being placed under oath, states:

I DENNIS CASTRO, hold a valid Breath Test Operator permit issued by the Florida Department of Law Enforcement, I administered the above breath test to the subject named above in accordance with Chapter 11D-8, Florida Administrative Code, and this form is a true and accurate report of that breath test.

Breath Test Operator: _____

Signature

Date: 11/02/18

Sworn to (On affirmed) before me this 02 day of November, 2018

Inv. J. Schaefer #8777

Inv. J. Schaefer #8777

Signature of Notary Public-State of Florida

Printed Name of Notary Public-State of Florida

Note: Pursuant to section 117.10, Florida Statutes, law enforcement officers, correctional officers, traffic accident investigation officers and traffic infraction enforcement officers are notaries public when engaged in the performance of official duties. In accordance with section 316.1934(5), F.S., this completed form is admissible without further authentication and is presumptive proof of the results herein. To be used in accordance with Section 316.1934(5), F.S., and in administrative proceedings pursuant to 322.2615, F.S.

**FLORIDA DEPARTMENT OF LAW ENFORCEMENT
ALCOHOL TESTING PROGRAM
BREATH ALCOHOL TEST AFFIDAVIT**

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	Control Test	0.079	23:24
	Air Blank	0.000	23:24
	Diagnostics Check	OK	23:25

*Subject Test Refused

Cylinder Lot: 390314
Exp: 04/19/2019

State of Florida, County of Palm Beach,

Personally appeared before me the undersigned authority, who (☒) is personally known to me or (☐) produced _____ as identification, and who after being placed under oath, states:

I DENNIS CASTRO, hold a valid Breath Test Operator permit issued by the Florida Department of Law Enforcement, I administered the above breath test to the subject named above in accordance with Chapter 11D-8, Florida Administrative Code, and this form is a true and accurate report of that breath test.

Breath Test Operator:  Date: 11/02/18
Signature

Sworn to (or affirmed) before me this 02 day of November, 2018

Inv. J. Schaeper #8777 Inv. J. SCHAEPER #8777
Signature of Notary Public-State of Florida Printed Name of Notary Public-State of Florida

Note: Pursuant to section 117.10, Florida Statutes, law enforcement officers, correctional officers, traffic accident investigation officers and traffic infraction enforcement officers are notaries public when engaged in the performance of official duties. In accordance with section 316.1934(5), F.S., this completed form is admissible without further authentication and is presumptive proof of the results herein. To be used in accordance with Section 316.1934(5), F.S., and in administrative proceedings pursuant to 322.2615, F.S.

CASE #: 18-057040
Date: 11/2/18

Video Tape #: 4734

1. _____ g/210L Time _____ ☐ a.m. ☐ p.m. 3. _____ g/210L Time _____ ☐ a.m. ☐ p.m.
2. _____ g/210L Time _____ ☐ a.m. ☐ p.m. 4. _____ g/210L Time _____ ☐ a.m. ☐ p.m.

MAINTENANCE TECHNICIAN: OFFICER CASTRO #905

OTHER:

COMMENTS:

CASE #: 18-057040

DEFENDANT: CROCETTI, EDWARD DWAYNE

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.

Where you operating a motor vehicle at the time of the stop/Accident? YES

Where were you going? HOME

What Street or Highway were you on? CONGRESS

What was your direction of travel? NORTHBOUND

Where did you start from? OLD BOYNTON RD

What time did you start? I DON'T KNOW

What time is it now? I DON'T KNOW

What is today's date? 11/02

What day of the week is it? FRIDAY

What City and County are you in now? BOYNTON BEACH, PALM BEACH COUNTY

When did you last eat? 530

What did you eat? HAMBURGER

What have you been doing for the last three hours? WORKING OUT

How much do you weigh? 188-190

Have you been drinking? NO

What have you been drinking? DRINK WHAT

How much? -

With whom? -

When did you have your first drink? -

When did you have your last drink? -

Can you feel the effects of the alcohol? WHAT ALCOHOL

Are you under the influence? NO

Have you consumed any alcohol since the stop/accident? NO

How much? - What? - Where? - When? -

What line of work are you in? AUTOMOTIVE SALES

When did you last work? YESTERDAY

Do you have any physical defects or injuries? YES What? -

Are you sick or injured? NO What's wrong? -

Do you limp? NO

Did you receive a bump on the head recently? NO

Where you in an accident today? YES

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 NO Glass Eye NO False teeth NO

Ear infection NO Inner ear trouble NO Diabetes NO

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? -

Interviewer: OFFICER CASTRO #905

CASE #: 18-057040

DEFENDANT: CROCETTI, EDWARD DWAYNE

Arresting Officer: CASTRO #905

Address: 100 E. Boynton Beach Boulevard Boynton Beach, Fl. 33435

Phone Numbers: Home: _____ Work: (561) 742-6100

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: _____

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Name: _____

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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: _____

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

I, **Officer Dennis Castro #905**, a duly certified Law Enforcement Officer or Correctional Officer,
(Name of Officer reading Implied Consent Warning)

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

or affirm that on or about the **02** day of **November**, 20 **18**, at **1047** ☒ P.M. ☐ A.M.

DRIVER **Edward** **Dwayne** **Crocetti**
(Type or Print) FIRST NAME MIDDLE OR MAIDEN NAME LAST NAME

DL# **C623224643700**, state of **Florida**, was placed under lawful arrest for

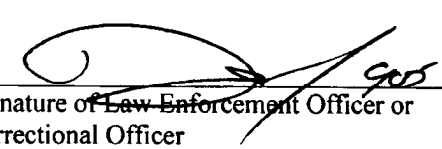
the offense of **DUI** by **Officer Dennis Castro #905** and
(Name of Arresting Officer)

issued Citation # **2044XBH**

That on or about the **02** day of **November**, 20 **18**, at **11:17** ☒ P.M. ☐ A.M.

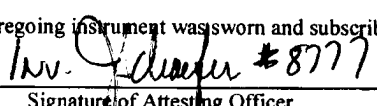
in **PALM BEACH** County,

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)

The foregoing instrument was sworn and subscribed before me:


Signature of Attesting Officer

Title **INVESTIGATOR PB&D**

Date **11/02/18**

(AFFIX SEAL)

The foregoing instrument was sworn and subscribed before

me this **02** day of **NOV**, 20 **18**,

by **Officer Dennis Castro #905**,

who is personally known to me or who has produced

PERSONALLY KNOWN 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.

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

I, Officer Dennis Castro #905, a duly certified Law Enforcement Officer or Correctional Officer,
(Name of Officer reading Implied Consent Warning)

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

or affirm that on or about the 02 day of November, 20 18, at 1047 ☒ P.M. ☐ A.M.

DRIVER Edward Dwayne Crocetti
(Type or Print) FIRST NAME MIDDLE OR MAIDEN NAME LAST NAME

DL# C623224643700, state of Florida, was placed under lawful arrest for
the offense of DUI by Officer Dennis Castro #905 and
(Name of Arresting Officer)
issued Citation # 2044XBH

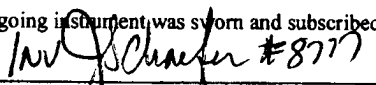
That on or about the 02 day of November, 20 18, at 11:17 ☒ P.M. ☐ A.M.
in PALM BEACH County,

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)

The foregoing instrument was sworn and subscribed before me:


Signature of Attesting Officer

Title INVESTIGATOR PBSO

Date 11/02/18

(AFFIX SEAL)

The foregoing instrument was sworn and subscribed before

me this 02 day of NOV, 20 18,

by Officer Dennis Castro #905,

who is personally known to me or who has produced

PERSONALLY KNOWN 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.



**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.	
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Other	☐		Other:	
	☐		Other:	

REVIEW COMPLETED BY

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Date: 11/04/2018

Specialist Name/ID: AM/31562