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18 CT 8521

1585

ARREST / NOTICE TO APPEAR
Juvenile Referral Report

1. Arrest
2. N.T.A.
3. Request for Warrant
4. Request for Capias

Juvenile

ADMINISTRATIVE	OBTS Number		Agency ORI Number FLO 500000		Agency Name PALM BEACH COUNTY SHERIFF'S OFFICE		Agency Report Number (N.T.A.'s only) 06- 18-074370			
	Charge Type: Check as many as apply <input type="checkbox"/> 1. Felony <input type="checkbox"/> 2. Traffic Felony <input checked="" type="checkbox"/> 3. Misdemeanor <input checked="" type="checkbox"/> 4. Traffic Misdemeanor <input type="checkbox"/> 5. Ordinance <input type="checkbox"/> 6. Other		Weapon Seized / Type 1. Yes 2. No		Multiple Clearance Indicator 02					
	Location of Arrest (Including Name of Business) 100 S STATE RD 7 RPB, FL 33411				Location of Offense (Business Name, Address) 100 S STATE RD 7 RPB, FL 33411					
	Date of Arrest 05/15/2018	Time of Arrest 0023	Booking Date	Booking Time	Jail Date	Jail Time	Location of Vehicle SHEEHANS TOWING			
Name (Last, First, Middle) KALISNIKOW ERIC A				Alias (Name, DOB, Soc. Sec. #, Etc.)						
Race W - White I - American Indian B - Black O - Oriental/Asian	Sex M	Date of Birth 04/24/1979	Height 6-01	Weight 180	Eye Color BRN	Hair Color BLN	Complexion FAIR	Build LARGE		
Scars, Marks, Tattoos, Unique Physical Features (Location, Type, Description) NONE				Marital Status SINGLE	Religion CHRISTIAN	Indication of: Alcohol Influence <input type="checkbox"/> Y <input type="checkbox"/> N Drug Influence <input type="checkbox"/> Y <input type="checkbox"/> N <input type="checkbox"/> Unk.				
Local Address (Street, Apt. Number) 1191 BENOIST FARMS RD #302		(City) WEST PALM BEACH, FL	(State) 33411	(Zip)	Phone (561) 574-6554	Residence Type: 1. City 2. County 3. Florida 4. Out of State 2				
Permanent Address (Street, Apt. Number)		(City)	(State)	(Zip)	Phone	Address Source VERBAL				
Business Address (Name, Street)		(City)	(State)	(Zip)	Phone	Occupation GUTTER GUY				
D/L Number, State FL/K425-201-79-144-0		Soc. Sec. Number		INS Number		Place of Birth (City, State) ROCHESTER, NY	Citizenship USA			
Co-Defendant Name (Last, First, Middle)				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 Name (Last, First, Middle)				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			
<input type="checkbox"/> Parent <input type="checkbox"/> Legal Custodian <input type="checkbox"/> Other:		Address (Street, Apt. Number)		(City)	(State)	(Zip)	Residence 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 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 (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						
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. Synthetics	U. Unknown Z. Other
Charge Description DUI		Counts 1	Domestic Violence <input type="checkbox"/> Y <input type="checkbox"/> N	Statute Violation Number 316.193(1)		Violation of ORD #				
Drug Activity N	Drug Type N	Amount / Unit	Offense # 18-074370	Warrant / Capias Number		Bond				
Charge Description NO MOTOR CYCLE ENDORSEMENT		Counts 1	Domestic Violence <input type="checkbox"/> Y <input type="checkbox"/> N	Statute Violation Number 322.03(4)		Violation of ORD #				
Drug Activity N	Drug Type N	Amount / Unit	Offense # 18-074370	Warrant / Capias Number		Bond				
Charge Description		Counts	Domestic Violence <input type="checkbox"/> Y <input type="checkbox"/> N	Statute Violation Number		Violation of ORD #				
Drug Activity	Drug Type	Amount / Unit	Offense #	Warrant / Capias Number		Bond				
Charge Description		Counts	Domestic Violence <input type="checkbox"/> Y <input type="checkbox"/> N	Statute Violation Number		Violation of ORD #				
Drug Activity	Drug Type	Amount / Unit	Offense #	Warrant / Capias Number		Bond				
Location (Court Room Number, Address) PALM BEACH COUNTY COURTHOUSE CRIMINAL JUSTICE COMPLEX, 3228 GUN CLUB RD, WEST PALM BEACH, FL 33406 - PH: (561) 355-2996										
Court Date and Time Month 06 Day 07 Year 2018 Time 8:30 AM <input checked="" type="checkbox"/> PM										
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 05/15/2018				
HOLD for other Agency Name:		Signature of Arresting Officer Walton		Name Verification (Printed by Arrestee)						
<input type="checkbox"/> Dangerous <input type="checkbox"/> Suicidal		<input type="checkbox"/> Resisted Arrest <input type="checkbox"/> Other:		Name of Arresting Officer (Print) Cpl. Thomas Walton #6942		I.D. # 6942				
Intake Deputy		I.D. #	Pouch #	Transporting Officer Cpl. Thomas Walton		ID # 6942				
				Agency PBSO		PAGE 1 OF 1				
Witness here if subject signed with an "X"										

DISTRIBUTION: WHITE - COURT COPY GREEN - STATE ATTORNEY YELLOW - AGENCY PINK - AGENCY GOLD - DEFENDANT (N.T.A.'s ONLY)

OBTS Number		PROBABLE CAUSE AFFIDAVIT			1. Arrest 2. N.T.A.	3. Request for Warrant 4. Request for Capias	1	Juvenile
ADMIN	Agency ORI Number	Agency Name		Agency Report Number				
	FLO 500000	PALM BEACH COUNTY SHERIFF'S OFFICE		06- 18-074370				
CHARGES	Charge Type: Check as many as apply.		Special Notes:					
	<input 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					
DEF	Name (Last, First, Middle)			Alias	Race	Sex	Date of Birth	
	Kalisnikow, Eric Anthony				W	M	4/24/79	
CHARGES	Charge Description		Charge Description					
	DUI.							
VICTIM	Victim's Name (Last, First, Middle)			Race	Sex	Date of Birth		
	State of Florida							
Local Address (Street, Apt. Number)		(City)	(State)	(zip)	Phone	Address Source		
					()			
Business Address (Name, Street)		(City)	(State)	(zip)	Phone	Occupation		
					()			
<p>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</p> <p><input checked="" type="checkbox"/> committed the below acts in my presence. <input type="checkbox"/> was observed by _____ who told _____ that he/she saw the arrested person commit the below acts. <input type="checkbox"/> confessed to _____ admitting to the below facts. <input type="checkbox"/> was found to have committed the below acts, resulting from my (described) investigation.</p> <p>On the <u>15</u> day of <u>May</u> 20<u>18</u> at <u>1223</u> <input checked="" type="checkbox"/> A.M. <input type="checkbox"/> P.M. (Specifically include facts constituting cause for arrest.)</p>								
<p>While on patrol in the 10000blk of Southern Blvd in my marked PBSO vehicle, I observed a yellow Vespa Scooter, license 3596nz traveling Eastbound. The vehicle was wobbling back and forth inside a single lane of traffic and the driver, later identified as the defendant, seemed to have trouble keeping control of it. As I pulled closer to the vehicle, he abruptly swerved to the right, crossing four lanes of traffic, almost colliding with the Southern Curb of Souther blvd and laying the scooter down in the roadway. He barely managed to resume control of the vehicle and continued Eastbound. As he reached the intersection of Southern blvd and S. SR 7, he turned right, again almost crashing the Scooter. At this time I realized that in addition to the above listed violations, the driver was not wearing any eye protection as required by State Statute.</p> <p>I then conducted a traffic stop on the vehicle and made contact with the defendant. I explained my reason for the stop and requested his drivers license, registration. As I was speaking to him, I noticed he seemed very confused and his speech was slurred. I could detect a strong distinct odor of an unknown alcoholic beverage coming from his breath. At this time, D/S Walton, a DUI investigator was summoned to the scene. Investigation was tot.</p>								
ADMINISTRATIVE	STATE OF FLORIDA COUNTY OF PALM BEACH							
	<div style="display: flex; justify-content: space-between;"> Mosley </div> (Signature of Arresting/Investigative Officer)							
	The foregoing instrument was sworn to or affirmed and subscribed before me this <u>15</u> day of <u>May</u> 20 <u>18</u> by <u>Mosley</u> (Print name of Arresting/Investigative Officer), who is personally known to me and/or produced identification. Type of identification produced <u>personally known</u>							
<div style="display: flex; justify-content: space-between;"> Ch. Walton 6942 </div> Notary Public, Clerk of Court, Officer (F.S.S. 117.10)								

D.U.I. PROBABLE CAUSE AFFIDAVIT

ON THE 14 DAY OF MAY 20 18, AT 2340 ✓ AM PM

SUBJECT: KALISNIKOW ERIC A CASE NUMBER: 18-074370

AGENCY: PALM BEACH COUNTY SHERIFF'S OFFICE ARRESTING OFFICER: Cpl. Thomas Walton #6942

PERSONAL CONTACT

DRIVING PATTERN: ACTUAL PHYSICAL CONTROL (PHYSICAL EVIDENCE OR STATEMENTS PUTTING DEF. BEHIND WHEEL OF VEHICLE)

On the above date and time I responded to 100 S. State Rd 7 Royal Palm Beach, FL in ref to a possibly impaired driver. Upon arrival I made contact with D/S Mosley who stated in a supplemental p.c. D/S Mosley stated that he observed a Yellow Scooter FL tag 3596NZ Eastbound Southern Blvd wobbling back and forth within its lane. The def appeared to not be able to maintain control of the scooter. The def then abruptly switched lanes crossing over four lanes of traffic almost striking the southern most curb of Southern Blvd. D/S Mosley stated that as he approached the intersection of Southern Blvd and 441 he noticed the def almost crash again. The def was not wearing eye protection as well. D/S Mosley conducted a traffic stop on the Yellow Scooter and made contact with the def. D/S Mosley stated that when he made contact with the def he noticed the the def speech was slurred and he appeared confused. D/S Mosley stated that he noticed the odor of an unk alcoholic beverage coming from his person.

OBSERVATION OF DRIVER:

I made contact with the def who was sitting on the curb next to his Yellow Scooter. I noticed that the def had Red glassy eyes and a flushed face. I asked the def where he was coming from and he stated that he was at his cousins house which is his boss watching a basketball game. The def stated that he was heading home because he had to get up for work tomorrow. I asked the def if he had anything to drink tonight and he stated two Mike's hard lemons. I had the def stand up which I noticed that the def was unsteady on his feet. The def was moving around and speaking very quickly. The def was standing up in front of me speaking was omitting an odor of an unk alcoholic beverage from his breath. The def was then asked if I could check his eyes for HGN. See HGN results. The def was moving around and not making sense of his statements. I explained to the def that I was going

DRIVER'S STATEMENTS:

to conduct a DUI Investigation. The def agreed but asked what if he was going to get someone over to take care of the scooter and he will be able to go to work. I had to ask the def what he was exactly saying. I stated to the def that I was requesting him to submit to SFST's. The def asked what they were and I explained briefly was the task consisted of. The def agreed to the task. The def stated that he had surgery on his back to shave some of his disc's. The def was moving around and spinning around twisting his back which is not conducive to a back injury.

ODORS:

Odor of an Unk Alcoholic beverage coming from his person

GENERAL OBSERVATIONS

SPEECH: Slurred speech, extremely talkative and moving around

ATTITUDE: Cooperative

CLOTHING: White shorts, Red shirt and gry sneakers

MEDICAL/OTHER: Bi-polar
ALL ROADSIDES CAPTURED ON IN-CAR VIDEO

STATE OF FLORIDA
COUNTY OF PALM BEACH

Cpl. Thomas Walton #6942

(Signature of Arresting/Investigative Officer)

The foregoing instrument was sworn to or affirmed and subscribed before me this 15 day of May 20 18 by Cpl. Thomas Walton #6942

(Print name of Arresting/Investigative Officer) who is personally known to me and/or produced identification. Type of identification produced Known

Notary Public, Clerk of Court, Officer (F.S.S. 117.10)



Samantha Palmer
Commission # FN 172307
Expires: OCT 28, 2018
BONDED THRU
1ST FLORIDA NOTARY, LLC

ROADSIDE TASKS

HORIZONTAL GAZE NYSTAGMUS:

- | | |
|---|---|
| <input checked="" type="checkbox"/> LT EYE-LACK OF SMOOTH PURSUIT | <input checked="" type="checkbox"/> RT EYE-LACK OF SMOOTH PURSUIT |
| <input checked="" type="checkbox"/> LT EYE-DISTINCT & SUSTAINED NYSTAGMUS AT MAX. DEVIATION | <input checked="" type="checkbox"/> RT EYE-DISTINCT & SUSTAINED NYSTAGMUS AT MAX. DEVIATION |
| <input checked="" type="checkbox"/> LT- EYE-ONSET OF NYSTAGMUS PRIOR TO 45 DEGREES | <input checked="" type="checkbox"/> RT- EYE-ONSET OF NYSTAGMUS PRIOR TO 45 DEGREES |

Other Observations:

The def was swaying and moving his head during the task. The def showed signs of VGN.

WALK & TURN:

THE DEF WAS PLACED INTO THE INSTRUCTIONAL STANCE FOR THE WALK AND TURN AND GIVEN INSTRUCTIONS. THE DEF STATED THAT HE UNDERSTOOD THE INSTRUCTIONS. THE DEF FAILED TO REMAIN IN THE INSTRUCTIONAL STANCE, STEPPED OFF THE LINE DURING THE TASK, STOPPED TO STEADY HIMSELF, STEPPED OFF THE LINE THREE TIMES, USED ARMS FOR BALANCE. THE DEF TOOK 9 STEPS FORWARD AND 9 STEPS BACK. THE DEF SPUN AROUND AT BOTH ENDS OF THE WALK AND TURN TASK.

ONE LEG STAND:

THE DEF WAS PLACED INTO THE INSTRUCTIONAL STANCE FOR THE ONE LEG STAND AND GIVEN INSTRUCTIONS. THE DEF STATED THAT HE UNDERSTOOD THE INSTRUCTIONS. THE DEF RAISED HIS LEG OFF THE GROUND APPROX 12-15 INCHES. THE DEF WAS SWAYING AND HOPPING DURING THE TASK. THE DEF WAS USING HIS ARMS FOR BALANCE AND NOT LOOKING AT HIS FOOT. THE DEF SET HIS FOOT DOWN TWICE. THE DEF LOST BALANCE TWICE DURING THE TASK.

FINGER TO NOSE:

THE DEF WAS PLACED INTO THE INSTRUCTIONAL STANCE FOR THE FINGER TO NOSE AND GIVEN INSTRUCTIONS. THE DEF STATED THAT HE UNDERSTOOD THE INSTRUCTIONS. THE DEF MISSED THE TIP OF HIS NOSE ON ALL ATTEMPTS AND FAILED TO RETURN ARM TO SIDE ON ALL ATTEMPTS. THE DEF DID NOT KEEP HEAD TILTED BACK AND WAS SWAYING DURING THE TASK.

ROMBERG ALPHABET:

THE DEF WAS PLACED INTO THE INSTRUCTIONAL STANCE FOR THE ROMBERG ALPHABET AND GIVEN INSTRUCTIONS. THE DEF STATED THAT HE UNDERSTOOD THE INSTRUCTIONS. THE DEF RECITED THE ALPHABET FROM A-Z BUT WAS IN RHYTHM. THE DEF WAS SWAYING DURING THE TASK.

BREATH TEST RESULTS: 1) .164 2) .160 3) 4)

STATE OF FLORIDA
COUNTY OF PALM BEACH

Cpl. Thomas Walton #6942 *Thomas Walton*

(Signature of Arresting/Investigative Officer)

The foregoing instrument was sworn to or affirmed and subscribed before me this 15 day of May 20 18 by Cpl. Thomas Walton #6942

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

Notary Public, Clerk of Court, Officer (F.S.S 117.10)



Samantha Palmer
Commission # SP172347
Expires: OCT 28, 2018
BONDED THRU
1ST FLORIDA NOTARY, LLC