

0501161

ADMINISTRATIVE		OBT Number		ARREST / NOTICE TO APPEAR Juvenile Referral Report				1. Arrest 2. N.T.A.		3. Request for Warrant 4. Request for Capias		1		Juvenile		N	
		Agency ORI Number FLO 500000		Agency Name PALM BEACH COUNTY SHERIFF'S OFFICE				Agency Report Number (N.T.A.'s only) 06-18115665									
DEFENDANT		Charge Type: ☐ 1. Felony ☐ 3. Misdemeanor ☐ 5. Ordinance Check as many as apply: ☐ 2. Traffic Felony ☒ 4. Traffic Misdemeanor ☐ 6. Other															
		Location of Arrest (Including Name of Business) 1201 45th Street, Mangonia Park, FL 33407															
CO-DEF		Location of Offense (Business Name, Address) 1201 45th Street, Mangonia Park, FL 33407															
		Date of Arrest: 09/01/2018 Time of Arrest: 0556 Booking Date: Booking Time: Jail Date: Jail Time: Location of Vehicle: babbco Towing															
JUVENILE		Name (Last, First, Middle) Perez, Erica, Lynn															
		Alias (Name, DOB, Soc. Sec. #, Etc.)															
CHARGE		Race: ☒ White ☐ American Indian ☐ Black ☐ Oriental/Asian Sex: ☒ F Date of Birth: 01/14/1991 Height: 5'06 Weight: 155 Eye Color: Blue Hair Color: Black Complexion: Fair Build: Slim															
		Scars, Marks, Tattoos, Unique Physical Features (Location, Type, Description) Tattoo right shoulder															
CHARGE		Local Address (Street, Apt. Number) (City) (State) (Zip) Phone: (954) 709-5495 2349 Nw 28th St, Oakland Park, FL 33311															
		Permanent Address (Street, Apt. Number) (City) (State) (Zip) Phone: Address Source: Defendant															
CHARGE		Business Address (Name, Street) (City) (State) (Zip) Phone: Occupation: Call Taker:															
		OIL Number, State: P620212915140, FL Soc. Sec. Number: INS Number: Place of Birth (City, State): Broward, FL Citizenship: Yes															
CHARGE		Co-Defendant Name (Last, First, Middle) Race: Sex: Date of Birth: ☐ 1. Arrested ☐ 3. Felony ☐ 5. Juvenile															
		Co-Defendant Name (Last, First, Middle) Race: Sex: Date of Birth: ☐ 1. Arrested ☐ 3. Felony ☐ 5. Juvenile															
CHARGE		Parent ☐ Legal Custodian ☐ Other:															
		Address (Street, Apt. Number) (City) (State) (Zip) Business Phone:															
CHARGE		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:															
CHARGE		The above address provided by ☐ defendant and / or ☐ defendant's parents. The child and / or parent was told to keep the Juvenile Court Clerk (Phone 355-2529) informed of any change of address.															
		☐ Yes, by (Name) ☐ No, (Reason) School Attended: Grade:															
CHARGE		Property Crime? ☐ Yes ☐ No Description of Property: Value of Property:															
		Drug Activity: ☐ N. Possess ☐ S. Sell ☐ R. Smuggle ☐ 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/Derv. ☐ P. Paraphernalia/Equipment ☐ S. Synthetic ☐ U. Unknown ☐ Z. Other															
CHARGE		Charge Description: Driving Under the Influence Counts: 1 Domestic Violence: ☐ Y ☒ N Statute Violation Number: 316.193.1 Violation of ORD #:															
		Drug Activity: N Drug Type: N Amount / Unit: None Offense #: 18115665 Warrant / Capias Number: Bond:															
CHARGE		Charge Description: Counts: Domestic Violence: ☐ Y ☒ N Statute Violation Number: Violation of ORD #:															
		Drug Activity: Drug Type: Amount / Unit: Offense #: Warrant / Capias Number: Bond:															
CHARGE		Charge Description: Counts: Domestic Violence: ☐ Y ☒ N Statute Violation Number: Violation of ORD #:															
		Drug Activity: Drug Type: Amount / Unit: Offense #: Warrant / Capias Number: Bond:															
CHARGE		Charge Description: Counts: Domestic Violence: ☐ Y ☒ N Statute Violation Number: Violation of ORD #:															
		Drug Activity: Drug Type: Amount / Unit: Offense #: Warrant / Capias Number: Bond:															
CHARGE		Location (Court, Room Number, Address) GUN CLUB, 3228 GUN CLUB ROAD, WEST PALM BEACH, FL 33406															
		Court Date and Time Month September Day 27 Year 2018 Time 0830 AM															
CHARGE		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 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): Erica Perez Date Signed: 09/01/2018															
CHARGE		HOLD for other Agency Name: Signature of Arresting Officer: D/S Gargel Johnson #19469 Name Verification (Printed by Arrestee):															
		☐ Dangerous ☐ Resisted Arrest ☐ Suicidal ☐ Other Name of Arresting Officer (Print): D/S Gargel Johnson #19469 I.D. #: (PRINT):															
CHARGE		Intake Deputy: 4813 I.D. #: Pouch #: Transporting Officer: D/S Johnson G. ID #: 19469 Agency: PBSO Witness here if subject signed with arrest: X PAGE: 1 OF 1															
		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 Copies		1		Juvenile		N	
ADMIN	Agency ORI Number FLO 500000		Agency Name PALM BEACH COUNTY SHERIFF'S OFFICE				Agency Report Number 06- 18115665						
	Charge Type Check as many as apply. ☐ 1. Felony ☐ 2. Traffic Felony ☒ 3. Misdemeanor ☒ 4. Traffic Misdemeanor ☐ 5. Ordinance ☐ 6. Other		Special Notes										
DEF	Name (Last, First, Middle) Perez, Erica, Lynn				Alias		Race H		Sex F		Date of Birth 01/14/1991		
CHARGES	Charge Description Driving Under the Influence				Charge Description 316.193.1								
	Charge Description				Charge Description								
VICTIM	Victim's Name (Last, First, Middle) State of Florida, ,				Race		Sex		Date of Birth				
	Local Address (Street, Apt. Number) 3228 Gun Club Road, West Palm Beach, FL 33406				(City)		(State)		(zip)		Phone		
	Business Address (Name, Street) 3228 Gun Club Road, West Palm Beach, FL 33406				(City)		(State)		(zip)		Phone (561) 688-3000		
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>1</u> day of <u>September</u> 20<u>18</u> at <u>0533</u> ☒ A M ☐ P M (Specifically include facts constituting cause for arrest) I was on in patrol in the parking lot of the 7-Eleven gas station parking lot located at 1201 45th Street, Town of Mangonia Park, Florida 33407 when I was approached by a patron who wanted to advise me about the vehicle that was parked immediately in front of the doorway. The patron advised me that a female was in the vehicle slumped over which caused him to be concerned. Due to the ongoing inclement weather (heavy rain, lightning) I waited a few minutes until it subsided. I then approached the vehicle to check on the welfare of the occupant. The vehicle was a purple four door Cadillac bearing Florida temporary tag number CGP9400 parked between two parking spaces. When I approached the driver's door, I observed that the vehicle engine was on and the occupant was sitting in the driver's seat slumped forward and motionless. I knocked multiple times on the driver's door glass in an attempt to wake the driver. When she refused to wake, I tried the door handle and the door opened. I again tried to wake the driver and again she would not wake. I could smell the strong odor of an unknown alcoholic beverage coming from her person as she slumbered. I then immediately requested medical emergency response for her; West Palm Beach Rescue 3 (Run # 181801343) responded to the scene. Just before rescue arrived the driver awoke. I inquired from the driver about her welfare and she advised she was okay. I asked if she had been drinking and she stated yes. Rescue checked her vitals and advised that the driver was medically okay. After rescue was finished I asked the driver for her identification and she produced a Florida Driver's license that identified her as Erica Lynn Perez, HF, date of birth 01/14/1991. I asked Perez to step from the vehicle and she complied, as she stepped out and walked to my location I observed that she was unsteady on her feet. Perez eyes were glossy bloodshot and watery, when she spoke she also slurred. I advised Perez that the wellness check was complete and I was now going to conduct an investigation for DUI. I requested from Perez for her to perform Field Sobriety Exercises but she refused. I then advised her that by refusing the exercise that I have requested, it could be used against her in court then requested again for her to submit. Perez stated she understood and then refused again. Based on my observation and investigation, probable cause exist for the arrest of Erica Lynn Perez, HF, date of birth 01/14/1991, for Driving Under the influence in violation of Florida State Statute 316.193.1. Perez was taken into custody at 0556 hours. This event took place in Palm Beach County.													
ADMINISTRATIVE	STATE OF FLORIDA COUNTY OF PALM BEACH				D/S Garfield Johnson								
	(Signature of Arresting/Investigative Officer)												
	The foregoing instrument was sworn to or affirmed and subscribed before me this <u>1</u> day of <u>September</u> 20 <u>18</u> by <u>D/S Garfield Johnson</u>												
(Print name of Arresting/Investigative Officer) who is personally known to me and/or produced identification Type of identification produced				Personally Known									
Notary Public, Clerk of Court, Officer (F S S 117 10)								PAGE <u>1</u> OF <u>1</u>					

D.U.I. PROBABLE CAUSE AFFIDAVIT

ON THE 1 DAY OF September 20 18 AT 0533 ✓ AM PM

SUBJECT: Perez, Erica, Lynn CASE NUMBER: 18115665

AGENCY: PALM BEACH COUNTY SHERIFF'S OFFICE ARRESTING OFFICER: D/S Garfield Johnson #19469

PERSONAL CONTACT

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

Parked vehicle occupying two parking spaces with engine running

OBSERVATION OF DRIVER:

Unsteady on her feet, Watery bloodshot glossy eyes, slurred speech, sleepy

DRIVER'S STATEMENTS:

Stated she had several drinks, then two drinks, then three drinks. stated she was in Oakland Park, Broward County. Stated she was in the same Situation about four other times and the cops did not want to be bothered with the paperwork so they let her go each time.

ODORS:

Odor of unknown alcoholic beverage

GENERAL OBSERVATIONS

SPEECH: Slurred, Slow

ATTITUDE: Sleepy, respond when she can stay awake, happy

CLOTHING: Multicolor Ramper

MEDICAL/OTHER: None Stated

STATE OF FLORIDA
COUNTY OF PALM BEACH

D/S Garfield Johnson #19469

(Signature of Arresting/Investigative Officer)

The foregoing instrument was sworn to or affirmed and subscribed before me this 1 day of September 20 18 by D/S Garfield Johnson #19469

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

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



SUBJECT: Perez, Erica, Lynn

CASE NUMBER 18115665

ROADSIDE TASKS

HORIZONTAL GAZE NYSTAGMUS:

- | | |
|--|--|
| ☐ LT EYE-LACK OF SMOOTH PURSUIT | ☐ RT EYE-LACK OF SMOOTH PURSUIT |
| ☐ LT EYE-DISTINCT & SUSTAINED NYSTAGMUS AT MAX. DEVIATION | ☐ RT EYE-DISTINCT & SUSTAINED NYSTAGMUS AT MAX. DEVIATION |
| ☐ LT- EYE-ONSET OF NYSTAGMUS PRIOR TO 45 DEGREES | ☐ RT- EYE-ONSET OF NYSTAGMUS PRIOR TO 45 DEGREES |

Other Observations:

Refused Exercise

WALK & TURN:

Refused Exercise

ONE LEG STAND:

Refused Exercise

ROMBERG ALPHABET:

Refused Exercise

ROMBERG ALPHABET:

Refused Exercise

BREATH TEST RESULTS:

1) .128

2) .133

3)

4)

STATE OF FLORIDA
COUNTY OF PALM BEACH

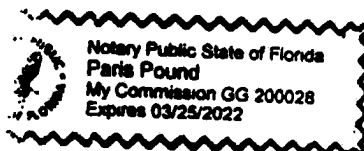
D/S Garfield Johnson #19469

(Signature of Arresting/Investigative Officer)

The foregoing instrument was sworn to or affirmed and subscribed before me this 1 day of September 20 18 by D/S Garfield Johnson #19469

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

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



WITNESS LIST

CASE NUMBER: 18115665

ARRESTING OFFICER: D/S Garfield Johnson #19469

ADDRESS: GUN CLUB, 3228 GUN CLUB ROAD, WEST PALM BEACH, FL 33406

PHONE NUMBERS (HOME): _____ (WORK) 561-688-3000

CAN TESTIFY TO: Actual Physical control, arrest

NAME: D/S Z. Hall

ADDRESS: GUN CLUB, 3228 GUN CLUB ROAD, WEST PALM BEACH, FL 33406

PHONE NUMBERS (HOME) _____ (WORK) 561-688-3000

CAN TESTIFY TO: Vehicle Tow

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: _____

TESTING FACILITY TASK REPORT

AGENCY: PRSO
SUBJECT: PEREZ, ERICA L CASE NUMBER: 13-115665
DATE: 09/01/18 VIDEO TAPE NUMBER: N/A
BEGINNING TIME: 07:10 ENDING TIME: 07:32
BREATH TESTS RESULTS: 1) .128 TIME 07:15 (A.M./P.M.) 2) .133 TIME 07:17 (A.M./P.M.)
3) N/A TIME — A.M./P.M. 4) N/A TIME — A.M./P.M.
BREATH OPERATOR: P. Buno # 24635
MAINTENANCE TECHNICIAN: J. Kneelock # 6467

TESTING OFFICER'S OBSERVATIONS

SPEECH: (LOW)
ATTITUDE: QUIET / FRIENDLY
CLOTHING: PEACH GREEN T-SHIRT
MEDICAL CONDITIONS: NONE
MEDICATIONS: NONE
OTHER: EYES GLASSY AND BLOODSHOT

A. STATED SHE HAD PATRONE IN Q1A
COMMENTS: ARRIVED AT CENTER A/O BEGAN THE 20
MINUTE OBSERVATION PERIOD AT 06:45 HRS

A. AGREED TO TAKE TEST.

TECH. READ RESULTS

A. STATED SHE UNDERSTOOD RESULTS

A/O. READ RIGHTS

A. STATED SHE UNDERSTOOD RIGHTS

A/O. CONDUCTED Q19

A. ANSWERED QUESTIONS

SUBJECT: PERKINS, ERICA L CASE NUMBER: 18-115665

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

SUBJECT: PEREZ, CRUZ, C

CASE NUMBER: 15-115665

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? NO

WHERE WERE YOU GOING? can't remember

WHAT STREET OR HIGHWAY WERE YOU ON? can't know

DIRECTION OF TRAVEL? WFB WHERE DID YOU START? my home (Oakland) Calif.

WHAT TIME DID YOU START? 10:00 PM WHAT TIME IS IT NOW? I don't know (now)

WHAT IS TODAY'S DATE? September 4 WHAT DAY OF THE WEEK IS IT? Monday

WHAT COUNTY AND CITY ARE YOU IN NOW? West / Palm Beach, Palm Beach

WHEN DID YOU LAST EAT? on the morning WHAT DID YOU EAT? can't remember

WHAT HAVE YOU BEEN DOING FOR THE LAST THREE HOURS? driving in here

HOW MUCH DO YOU WEIGH? 150/160 HAVE YOU BEEN DRINKING? yes WHAT? tequila

HOW MUCH? 3 drinks WHERE? at friends house WITH WHOM? friends

WHEN DID YOU HAVE YOUR FIRST DRINK? 6:00 PM AND YOUR LAST DRINK? I don't know

HOW DID YOU CONSUME YOUR LAST TWO DRINKS? in my mouth

CAN YOU FEEL THE EFFECTS OF THE ALCOHOL? little bit yes ARE YOU UNDER THE INFLUENCE? yes

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

WHAT? — WHERE? — WHEN? —

WHAT LINE OF WORK ARE YOU IN? Cashier WHEN DID YOU LAST WORK? Thursday

DO YOU HAVE ANY PHYSICAL DEFECTS OR INJURIES? NO WHAT? —

ARE YOU SICK OR INJURED? NO WHAT'S WRONG? —

DO YOU LIMP? NO 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? NO

GLASS EYE? NO

FALSE TEETH? NO

EAR INFECTION? NO

INNER EAR TROUBLE? NO

DIABETES? NO (not in the family)

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: Interview 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)
I/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: 2018029397

Date: 09/02/2018

Specialist Name/ID: AM/31562