

19CT10572

ARREST / NOTICE TO APPEAR
Juvenile Referral Report1. Arrest
2. N.T.A.
3. Request for Warrant
4. Request for Capias

1

Juvenile

N

ADMINISTRATIVE	OBTS Number		Agency ORI Number FLO 500000		Agency Name PALM BEACH COUNTY SHERIFF'S OFFICE		Agency Report Number (N.T.A.'s only) 06-19080296	
	Charge Type: Check as many as apply. ☐ 1. Felony ☐ 2. Traffic Felony ☐ 3. Misdemeanor ☒ 4. Traffic Misdemeanor ☐ 5. Ordinance ☐ 6. Other		Weapon Seized / Type 2 1. Yes 2. No N/A		Multiple Clearance Indicator 1			
	Location of Arrest (Including Name of Business) 12948 OKEECHOBEE BLVD, LOXAHATCHEE GROVES, FL, 33470				Location of Offense (Business Name, Address) 12948 OKEECHOBEE BLVD LOXAHATCHEE GROVES, FL, 33470			
	Date of Arrest 06/08/2019	Time of Arrest 19:41	Booking Date	Booking Time	Jail Date	Jail Time	Location of Vehicle	
DEFENDANT	Name (Last, First, Middle) CAUDULLO		Alias (Name, DOB, Soc. Sec. #, Etc.) ERIK					
	Race W - White (- American Indian) B - Black O - Oriental/Asian W	Sex M	Date of Birth 2/15/1972	Height 5'9	Weight 175	Eye Color BRN	Hair Color BRN	Complexion MED
	Scars, Marks, Tattoos, Unique Physical Features (Location, Type, Description) TATTOO ON RIGHT SHOULDER				Marital Status Single	Religion CATHOLIC	Indication of Alcohol Influence Drug Influence Y ☐ N ☐ Unk. ☐	
	Local Address (Street, Apt. Number) 514 S K ST LAKE WORTH, FL, 33460				Phone (570) 591-0087		Residence Type: 1. City 2. County 3. Florida 4. Out of State 2	
	Permanent Address (Street, Apt. Number)				Phone		Address Source FL DL	
	Business Address (Name, Street)				Phone		Occupation GREENS KEEPER	
	DL Number, State C340200720550		Soc. Sec. Number		INS Number		Place of Birth (City, State) KINGSTON, PA	
	Citizenship YES							
	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		
JUVENILE	Parent Legal Custodian Other: 1-OR		Address (Street, Apt. Number) 2-OR				Residence Phone 3-OR	
	Notified by: (Name)		Date	Time	Juvenile Disposition Handled / processed within Dept. and Released. 2. TOT HRS / DYS 3. Incarcerated			
	Released To: (Name)		Relationship		Date	Time		
	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 355-2526) 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 T. Traffic	R. Smuggle D. Deliver E. Use	K. Dispense/ Distribute	M. Manufacture/ Produce/ Cultivate	Z. Other	
	Charge Description DUI		Counts 1	Domestic Violence ☐ Y ☒ N	Statute Violation Number 316.193(3C1)		Violation of ORD #	
	Drug Activity N		Drug Type N	Amount / Unit N/A	Offense # 19080296	Warrant / Capias Number		
	Charge Description HIT AND RUN		Counts 1	Domestic Violence ☐ Y ☒ N	Statute Violation Number 316.061(1)		Violation of ORD #	
	Drug Activity N		Drug Type N	Amount / Unit N/A	Offense # 19080296	Warrant / Capias Number		
NOTICE TO APPEAR	Charge Description REFUSAL TO SUBMIT TO TESTING		Counts 1	Domestic Violence ☐ Y ☒ N	Statute Violation Number 316.1939(1)		Violation of ORD #	
	Drug Activity N		Drug Type N	Amount / Unit N/A	Offense # 19080296	Warrant / Capias Number		
	Charge Description		Counts	Domestic Violence ☐ Y ☒ N	Statute Violation Number		Violation of ORD #	
	Drug Activity N		Drug Type N	Amount / Unit N/A	Offense #	Warrant / Capias Number		
	Location (Court, Court Number, Address) 3228 GUN CLUB RD WEST PALM BEACH FL 33406							
	Court Date and Time Month 6 Day 20 Year 2019 Time 0830 AM ☒ 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) [Signature]				Date Signed 06/08/2019			
	HOLD for other Agency Name:		Signature of Arresting Officer X		Name Verification (Printed by Arrestee) [Signature]			
	☐ Dangerous ☐ Suicidal ☐ Resisted Arrest ☐ Other:		Name of Arresting Officer (Print) INV. G. LYNCH 8568		ID # 8568			
Intake Deputy DIS B. SHATARA #7623		Transporting Officer INV. G. LYNCH 8568		ID # 8568		Agency PBSO		
Witness here if subject signed with an "X" [Signature]								

SCANNED
JUN 10 2019

DISTRIBUTION: WHITE - COURT COPY

GREEN - STATE ATTORNEY

YELLOW - AGENCY

PINK - AGENCY

GOLD - DEFENDANT (N.T.A.'s ONLY)

PSSO #148 REV. 1/97

0284196

1463

D.U.I. PROBABLE CAUSE AFFIDAVIT

ON THE 8 DAY OF JUNE 20 19 AT 18:46 AM ☒ PM

SUBJECT: CAUDULLO ERIK CASE NUMBER: 19080296

AGENCY: PALM BEACH COUNTY SHERIFF'S OFFICE ARRESTING OFFICER: INV. G. LYNCH 8568

PERSONAL CONTACT

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

On 6/8/19 I responded to Red Barn, located at 12948 Okeechobee Blvd, in Palm Beach County, in reference to a hit and run vehicle crash (PBSO case 19080283), with a possibly impaired driver. I spoke with D/S Britt ID 32414, who was investigating the crash. D/S Britt advised that the crash occurred at Royal Palm Beach Blvd/ Okeechobee Blvd. D/S Britt advised that V1 had struck the rear of V2. While the driver of V2 was attempting to exchange information with the driver of V1 the driver of V1 fled the scene. Agent [REDACTED] observed the vehicle fleeing the scene and followed the vehicle.

I met with agent [REDACTED] advised that while off-duty, in an unmarked police SUV, he observed V2, a white truck, and V1 a white car. The car, a white Chevrolet Malibu bearing FL tag CEQ104, was stopped behind the truck. It appeared as if a vehicle crash had just occurred and, there was obvious front end damage to the car and it was smoking. The driver of the truck was standing outside his vehicle, holding his cell phone. The Malibu then backed up and fled the scene at a high rate of speed. Agent [REDACTED] followed the car, a little over a mile, never activating any emergency lights, where it pulled into Red Barn, located at 12948 Okeechobee Blvd. The driver, Erik Caudullo, parked in the parking lot and exited the car, checking the damage to the car. Erik then reentered the car and started the car appearing to prepare to leave. Agent [REDACTED] approached Erik, identified himself as law enforcement, and took Erik's keys. Agent [REDACTED] advised that Erik's eyes were bloodshot and glassy.

OBSERVATION OF DRIVER:

I met with Erik, who was seated in the driver seat of his car. The door was open and his legs were out of the vehicle. I observed a brace on Erik's left ankle. I positioned my vehicle and another police SUV so they faced one another. Due to wearing an ankle brace I had Erik sit on the front push bumper of the SUV. I immediately observed that Erik's eyes were bloodshot and watery. There was a strong odor of an unknown alcoholic beverage coming from Erik's breath, which got stronger when he spoke. Erik's responses were very slow and at times he had a blank stare. At times Erik's speech was slurred and I noticed that he had urinated on himself. I advised Erik that the crash investigation was complete and I was going to conduct a criminal DUI investigation, which he advised he understood. I advised Erik of Miranda warnings, which he advised he understood. Erik advised that he was not injured in the crash and did not need medical attention. Erik advised that he has anxiety, depression, and is bi-polar. Erik stated he is not taking any medication because his insurance ran out. Shortly after Erik stated that he used to take Abilify but stopped due to the way it made him feel. Erik denied drinking any alcohol, stating he had not drank since the previous night. Erik stated he had at least 7-8 beers the previous night. Based on my observations I asked Erik to perform standard field sobriety tasks.

DRIVER'S STATEMENTS:

Erik stated that he only bumped the other vehicle. Erik claimed that he was looking for a safe place to pull over. When questioned about all the plaza's he had past Erik then claimed he wanted to get his insurance.

ODORS:

STRONG ODOR OF AN UNKNOWN ALCOHOLIC BEVERAGE COMING FROM SUBJECT'S BREATH.

GENERAL OBSERVATIONS

SPEECH: slurred

ATTITUDE: Calm/ cooperative slowed responses and had a blank stare

CLOTHING: blue shirt, tan shorts, gray shoes

MEDICAL/OTHER: Brace on left ankle. Stated he did not need medical attention.

STATE OF FLORIDA
COUNTY OF PALM BEACH

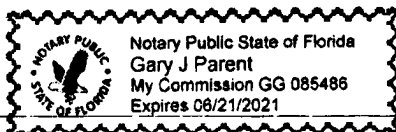
INV. G. LYNCH 8568

(Signature of Arresting/Investigative Officer)

The foregoing instrument was sworn to or affirmed and subscribed before me this 8 day of JUNE 20 19 by INV. G. LYNCH 8568

(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)



SCANNED
JUN 10 2019

SUBJECT: CAUDULLO

ERIK

CASE NUMBER 19080296

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:

Erik was asked to sit on the push bumper so that he was stable and comfortable. Erik was asked to focus on the stimulus and follow it with his eyes. Erik was told not to move his head to assist in following the stimulus. Erik showed equal pupil size that tracked equally. Both eyes lacked a smooth pursuit. I observed distinct and sustained nystagmus at maximum deviation and onset of nystagmus prior to 45 degrees. I observed vertical nystagmus in both of Erik's eyes. I observed a lack of convergence in Erik's eyes, as his left eye began to converge and then went back out. Erik had to be reminded not to move his head several times.

FINGER TO NOSE:

I performed the finger to nose task. I explained and demonstrated the task to Erik. After completing the instructions Erik advised he understood and had no questions. During the task Erik failed to immediately return his hand to his side after touching his nose several times. Erik missed touching the tip of his nose several times. Erik used the pad of his finger to touch his nose on every command. Erik searched for the tip of his nose several times and corrected his finger placement after missing the tip of his nose.

PALM PAT:

I performed the palm pat task. I explained and demonstrated the task to Erik. After completing the instructions Erik advised he understood and had no questions. During the task Erik failed to speed up during the task. On the first couple of hand turns Erik rolled his hands, toward the lower part of his hands, so that his hands never broke contact.

HAND COORDINATION:

I performed the hand coordination task. I explained and demonstrated the task to Erik. After completing the instructions Erik advised he did not understand. I explained and demonstrated the task a second time. After completing the instructions a second time Erik advised that he forgot how many times he was supposed to clap his hands. Erik attempted to practice the task prior to being instructed to begin. I explained and demonstrated the task a third time to Erik. After completing the instructions a third time Erik advised he understood and had no questions. During the task Erik on the task 1 Erik failed to move his hands as instructed, rolling his hands over, never breaking contact. Erik started to move his hands for a 5th time but corrected himself, moving to task 2. During task 2 Erik failed to return his hands to the correct position, keeping his right hand closer to himself. During task 3 Erik failed to count properly only moving his hands 3 times. Erik failed to touch properly, touching his wrists. During task 4 Erik failed to open his hands palms down, opening them sideways.

ROMBERG ALPHABET:

I performed the Romberg alphabet task. Prior to beginning the task I confirmed with Erik that he knew the entire alphabet, in order, without issue. While confirming that Erik knew the alphabet he began to sing the alphabet. I explained and demonstrated the task to Erik. After completing the instructions Erik advised he understood and had no questions. During the task Erik failed to keep his eyes closed. I observed Erik to have eyelid tremors throughout the task. Erik recited the alphabet correctly.

BREATH TEST RESULTS: 1) REFUSED 2) REFUSED 3) 4)

STATE OF FLORIDA
COUNTY OF PALM BEACH

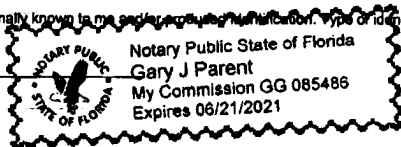
INV. G. LYNCH 8568

(Signature of Arresting/Investigative Officer)

The foregoing instrument was sworn to or affirmed and subscribed before me this 8 day of JUNE 20 19 by INV. G. LYNCH 8568

(Print name of Arresting/Investigative Officer), who is personally known to me and is duly qualified to perform the type of identification produced KNOWN

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

SCANNED
JUN 10 2019

PALM BEACH COUNTY SHERIFF'S OFFICE – **SWORN STATEMENT**

Per FL statute 837.012, whoever knowingly makes a false statement under oath shall be guilty of a misdemeanor of the first degree punishable by imprisonment up to 1 year.



☒ WITNESS ☐ VICTIM ☐ OTHER

CASE #:	19 080762	ZONE:	DA	SUSPECT:	Eric G. G. G.	DATE & TIME OF ORIGINAL EVENT/OFFENSE:	6/3/19 1935
EVENT TYPE:	Hit & Run / DUI	DEPUTY:	R Birch	ID#:	21186		

COMPLETE EVERYTHING BELOW – PRINT LEGIBLY

LAST NAME:	Birch	FIRST NAME:	Richard	MIDDLE INITIAL:		RACE:	W	SEX:	M
DATE OF BIRTH:	(MM/DD/YYYY)	YOUR HEIGHT:		YOUR WEIGHT:		YOUR HAIR COLOR:		YOUR EYE COLOR:	
YOUR HOME ADDRESS:	☐ CHECK IF HOMELESS			CITY:	STATE:	ZIP:			
3220 Sun Club Rd				WPB	FL	33401			
YOUR WORK NAME & ADDRESS:	☐ CHECK IF UNEMPLOYED OR RETIRED			CITY:	STATE:	ZIP:			
West Palm Beach Police				WPB	FL	33401			
WORK PHONE:	☐ CHECK IF NONE	CELL PHONE:	☐ CHECK IF NONE	HOME PHONE:	☐ CHECK IF NONE	EMAIL:	☐ CHECK IF NONE		
(561)		(561) 517-0137		()		richard.e.birch@pbso.org			

WRITE WHAT HAPPENED IN YOUR WORDS IN FULL DETAIL – PRINT LEGIBLY

YOUR NAME:	Richard Birch	DO HEREBY VOLUNTARILY MAKE THE FOLLOWING STATEMENT WITHOUT THREAT, COERCION, OFFER OF BENEFIT, OR FAVOR BY ANY PERSONS WHOMSOEVER...
On 6/3/19, while off duty I was in my vehicle on Occochee Blvd and bound stopped at the intersection of Royal Palm Beach Blvd. I observed a white Toyota Truck with a white Chevrolet 4th behind it on south bound Royal Palm Beach Blvd at the intersection of Occochee Blvd. Due to the smoke coming from the Chevrolet it appeared they had been in an accident. I observed what appeared to be the driver of the truck standing outside of his vehicle on the phone as the Chevrolet backed up and left the scene at a high rate of speed. I followed the Chevrolet to 12040 Occochee Blvd where it parked and a few w/min exited the drivers side. Upon pulling up I identified myself as LE to be entered and started his car. I then took his keys and called 9386.		
PAGE		OF

READ AND SIGN

I SWEAR AND AFFIRM THIS AND/OR THE ATTACHED STATEMENTS ARE CORRECT AND TRUE:

YOUR SIGNATURE: X

☒ DEPUTY SHERIFF ☐ NOTARY PUBLIC FSS: 117.10
 SWORN TO AND SUBSCRIBED BEFORE ME TODAY:
 DATE: 8/19 TIME: 1915
 SIGNATURE: P. P. ID: 28271

IF YOU DO NOT WISH TO PROSECUTE, COMPLETE THE ABOVE STATEMENT, READ THIS DISCLAIMER AND INITIAL BELOW: I AM OF LEGAL AGE AND I AM THE REPORTED VICTIM OF A CRIME UNDER FLORIDA LAW. I HEREBY STATE THAT I WILL NOT COOPERATE ANY FURTHER WITH THE INVESTIGATION OF THE ALLEGED CRIME. I FURTHER RELEASE THE PALM BEACH COUNTY SHERIFF'S OFFICE OF ANY PRESENT OR FUTURE RESPONSIBILITY AS TO MY CASE. I ACKNOWLEDGE THAT I UNDERSTAND MY RIGHTS AS A CRIME VICTIM, PARTICULARLY REGARDING VICTIM COMPENSATION ELIGIBILITY, WHICH INCLUDES SUCH BENEFITS AS REIMBURSEMENT FOR: DISABILITY; LOST WAGES; LOSS OF SUPPORT; MEDICAL, DENTAL, MENTAL HEALTH COUNSELING AND FUNERAL EXPENSES. I AM AWARE I MAY BE GIVING UP THESE RIGHTS FOR MY FAMILY AND MYSELF BY INITIALING BELOW. I AM TAKING THIS POSITION OF MY OWN FREE WILL KNOWING THAT THE CASE CANNOT BE FURTHER INVESTIGATED AND PROSECUTED WITH MY COOPERATION. ☐ DO NOT WISH TO PROSECUTE (INITIAL)

(PROSECUTION WAIVER NOT TO BE USED FOR CASES INVOLVING DOMESTIC OR DATING VIOLENCE PER G.O. 508.00)

WHITE - RECORDS COPY CANARY - STATE ATTORNEY COPY PINK - OFFICER'S COPY GOLD - WITNESS / VICTIM COPY

SCANNED
JUN 10 2019

WITNESS LIST

CASE NUMBER: 19080296

ARRESTING OFFICER: INV. G. LYNCH 8568

ADDRESS: HQ

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

CAN TESTIFY TO: FACTS OF CASE

NAME: AGENT BIRCH ID 21186

ADDRESS: HQ

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

CAN TESTIFY TO: IDENTIFY DRIVER

NAME: D/S BRITT 32414

ADDRESS DIST 9

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

CAN TESTIFY TO: CRASH INVESTIGATION

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: _____

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CAN TESTIFY TO: _____

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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: _____

SCANNED

JUN 10 2019

TESTING FACILITY TASK REPORT

AGENCY: PRSO

SUBJECT: Caudullo, Erik

CASE NUMBER: 14-020283

DATE: 06/08/19

VIDEO TAPE NUMBER: N/A

BEGINNING TIME: 20:33

ENDING TIME: 20:43

BREATH TESTS RESULTS: 1) R TIME 20:40 A.M./P.M. 2) N/A TIME — A.M./P.M.
3) N/A TIME — A.M./P.M. 4) N/A TIME — A.M./P.M.

BREATH OPERATOR: G. Parent #7309

MAINTENANCE TECHNICIAN: J Karlecke #6467

TESTING OFFICER'S OBSERVATIONS

SPEECH: thick, slurred

ATTITUDE: Calm, cooperative, hesitant

CLOTHING: Tan shorts, Blue polo shirt, white sneakers

MEDICAL CONDITIONS: Ankle sprain, High Blood pressure

MEDICATIONS: metoprolol

OTHER: eyes glassy and bloodshot, odor of unknown
alcoholic beverage on breath

REFUSED

COMMENTS: Arrived at center A/O conducted 5 minute
observation at 20:15/hrs.

I wanted to know what happened if he refused

A/O read Implied Consent

I stated he understood Implied Consent + refused test

A/O reminded subject that rights previously read
and re-read rights

REFUSED

A stated he understood rights + ~~refused test~~

A/O attempted Q+A

A answered a few questions + invoked right to counsel

SCANNED

JUN 10 2019

SUBJECT: Condulio, Erik

CASE NUMBER: 11 080383

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) _____

Rend on Caniera

SCANNED

WHITE - STATE ATTY.

YELLOW - DHSMV

PINK - CENTRAL RECORDS

GOLD - JAIL

JUN 10 2019

SUBJECT: Caudullo Erik CASE NUMBER: 19-050383

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? yes

WHERE WERE YOU GOING? home

WHAT STREET OR HIGHWAY WERE YOU ON? Chesapeake Blvd

DIRECTION OF TRAVEL: S WHERE DID YOU START? 113 Atlantic Dr

WHAT TIME DID YOU START? _____ WHAT TIME IS IT NOW? _____

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

WHAT COUNTY AND CITY ARE YOU IN NOW? _____

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

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

HOW MUCH DO YOU WEIGH? _____ HAVE YOU BEEN DRINKING? yes WHAT? _____

HOW MUCH? _____ WHERE? _____ WITH WHOM? _____

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? yes ARE YOU UNDER THE INFLUENCE? yes

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

WHAT? _____ WHERE? _____ WHEN? _____

WHAT LINE OF WORK ARE YOU IN? _____ WHEN DID YOU LAST WORK? _____

DO YOU HAVE ANY PHYSICAL DEFECTS OR INJURIES? _____ WHAT? _____

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

DO YOU LIMP? _____ DID YOU RECEIVE A BUMP ON THE HEAD RECENTLY? _____

WERE YOU IN AN ACCIDENT TODAY? _____

HAVE YOU TAKEN ANY DRUGS OR SMOKED ANY MARIJUANA TODAY? _____ WHEN? _____

HAVE YOU SEEN A DOCTOR OR DENTIST TODAY? _____ WHO? _____ WHY? _____

ARE YOU TAKING ANY PRESCRIPTION MEDICINES? _____ WHAT? _____ WHEN? _____

DO YOU HAVE: EPILEPSY? _____
GLASS EYE? _____
FALSE TEETH? _____
EAR INFECTION? _____
INNER EAR TROUBLE? _____
DIABETES? _____

DO YOU HAVE ANY PROBLEMS WITH YOUR EYES THAT ARE NOT CORRECTED BY GLASSES? _____

DO YOU TAKE INSULIN? _____ IF SO, WHEN WAS YOUR LAST INJECTION? _____

HAVE YOU EVER HAD A DRIVER'S LICENSE IN ANY OTHER STATE? _____ WHERE? _____

INTERVIEWER: _____

WHITE - STATE ATTY. YELLOW - DHSMV PINK - CENTRAL RECORDS GOLD - JAIL

SCANNED

JUN 10 2019

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

I, INV. G. LYNCH 8568, a duly certified Law Enforcement Officer or Correctional Officer,
(Name of Officer reading Implied Consent Warning)

am a member of PALM BEACH COUNTY SHERIFFS OFFICE, and I do swear
(Name of law enforcement agency)

or affirm that on or about the 8 day of JUNE, 20 19, at 19:41 ☒ P.M. ☐ A.M.

DRIVER ERIK CAUDULLO
(Type or Print) FIRST NAME MIDDLE OR MAIDEN NAME LAST NAME

DL# C340200720550, state of FL, was placed under lawful arrest for

the offense of DUI by INV. G. LYNCH 8568 and
(Name of Arresting Officer)

issued Citation # A2G42YP

That on or about the 8 day of JUNE, 20 19, at 20:40 ☒ 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 8 day of JUNE, 20 19,

by INV. G. LYNCH 8568,

who is personally known to me or who has produced

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.

SCANNED

JUN 10 2019



**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.	3
	☐	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	☐	539.001(b)(1), 539.003 FSS	Other: Pawn Broker Information	
	☐	3119.0712 (2)	Other: Personal Information Contained in a Motor Vehicle Record	

REVIEW COMPLETED BY

Booking Number: 2019018961

Date: 6/9/2019

Specialist Name/ID: M. Took #8557

SCANNED
JUN 10 2019