

ARREST / NOTICE TO APPEAR				Juvenile Referral Report		1. Arrest 2. N.T.A.	3. Request for Warrant 4. Request for Capias	1	Juvenile		
ADMINISTRATIVE	OBTS Number			Agency ORI Number			Agency Name			Agency Report Number (N.T.A.'s only)	
	FLO 500000			PALM BEACH COUNTY SHERIFF'S OFFICE			06- 17-104666				
ChargeType: Check as many as apply				<input checked="" type="checkbox"/> 1. Felony <input checked="" type="checkbox"/> 3. Misdemeanor <input type="checkbox"/> 2. Traffic Felony <input checked="" type="checkbox"/> 4. Traffic Misdemeanor <input type="checkbox"/> 6. Other			Weapon Seized / Type		Multiple Clearance Indicator		
							1. Yes 2. No		3		
Location of Arrest (Including Name of Business)				Location of Offense (Business Name, Address)							
5070 SEMINOLE PRATT AND WHITNEY RD LOXAHATCHEE FL 33470				5070 SEMINOLE PRATT AND WHITNEY RD LOXAHATCHEE FL 33470							
Date of Arrest		Time of Arrest		Booking Date	Booking Time	Jail Date	Jail Time	Location of Vehicle			
7/19/17		2333						BAABSCO TOWING			
Name (Last, First, Middle)										Alias (Name, DOB, Soc. Sec. #, Etc.)	
Gagnon Gennifer Marie											
Race		Sex		Date of Birth	Height	Weight	Eye Color	Hair Color	Complexion	Build	
W - White 1 - American Indian B - Black 0 - Oriental/Asian		W F		08/12/1980	5'07	220	BLUE	BLON	LIGHT	MED	
Scars, Marks, Tattoos, Unique Physical Features (Location, Type, Description)								Marital Status	Religion	Indication of: Alcohol Influence Drug Influence	
SCAR ACROSS CHIN								S	CATHOLIC	<input checked="" type="checkbox"/> Y <input type="checkbox"/> N <input type="checkbox"/> Unk.	
Local Address (Street, Apt. Number)		(City)		(State)	(Zip)	Phone		Residence Type:			
5065 200th Trl N		Loxahatchee		FL 33470		(561) 577 4679		1. City 2. County 3. Florida 4. Out of State			
Permanent Address (Street, Apt. Number)		(City)		(State)	(Zip)	Phone		Address Source			
1201 S LAKE DR, LANTANA FL 33462						()					
Business Address (Name, Street)		(City)		(State)	(Zip)	Phone		Occupation			
						()					
D/L Number, State		Soc. Sec. Number		INS Number		Place of Birth (City, State)		Citizenship			
G255293807920, FL						MIAMI FL		US			
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:						Residence Phone					
						()					
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 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?		Description of Property				Value of Property					
<input type="checkbox"/> Yes <input type="checkbox"/> No											
CODE	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 P. Amphetamine	B. Barbiturate C. Cocaine E. Heroin	H. Hallucinogen M. Marijuana O. Opium/Deriv.	P. Paraphernalia/ Equipment S. Synthetics	U. Unknown Z. Other
CHARGE	Charge Description <b>DUI W PROPERTY DAMAGE</b>				Counts 1	Domestic Violence <input type="checkbox"/> Y <input checked="" type="checkbox"/> N	Statute Violation Number <b>316.193(3)C1</b>			Violation of ORD #	
CHARGE	Drug Activity /	Drug Type /	Amount / Unit N/A	Offense # 17-104666			Warrant / Capias Number			Bond	
CHARGE	Charge Description <b>BATTERY ON LAW ENFORCEMENT OFFICER</b>				Counts 1	Domestic Violence <input type="checkbox"/> Y <input checked="" type="checkbox"/> N	Statute Violation Number <b>784.07(2)(c)2B</b>			Violation of ORD #	
CHARGE	Drug Activity /	Drug Type /	Amount / Unit N/A	Offense # 17-104666			Warrant / Capias Number			Bond	
CHARGE	Charge Description <b>RESISTING W/OUT VIOLENCE</b>				Counts 1	Domestic Violence <input type="checkbox"/> Y <input checked="" type="checkbox"/> N	Statute Violation Number <b>843.02</b>			Violation of ORD #	
CHARGE	Drug Activity /	Drug Type /	Amount / Unit N/A	Offense # 17-104666			Warrant / Capias Number			Bond	
CHARGE	Charge Description				Counts	Domestic Violence <input type="checkbox"/> Y <input checked="" type="checkbox"/> N	Statute Violation Number			Violation of ORD #	
CHARGE	Drug Activity /	Drug Type /	Amount / Unit N/A	Offense # 17-104666			Warrant / Capias Number			Bond	
NOTICE TO APPEAR	Location (Court Room Number, Address)										8:37
<b>TO BE SET</b>											
Court Date and Time											
Month		Day		Year		Time		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)											Date Signed
HOLD for other Agency				Signature of Arresting Officer				Name Verification (Printed by Arrestee)			
Name:								(PRINT)			
<input type="checkbox"/> Dangerous <input type="checkbox"/> Suicidal		<input type="checkbox"/> Resisted Arrest <input type="checkbox"/> Other:		Name of Arresting Officer (Print)				I.D. #			
				INV E. K. WHITE				7209			
Intake Deputy		I.D. #	Pouch #	Transporting Officer	ID #	Agency	Witness here if subject speed with in -				
				E. K. WHITE	7209	PBSO					

OBTS Number

## PROBABLE CAUSE AFFIDAVIT

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

1

Juvenile

N

Agency ORI Number <b>FLO 5 0 0 0 0 0</b>	Agency Name <b>PALM BEACH COUNTY SHERIFF'S OFFICE</b>	Agency Report Number <b>06</b>	<b>17-104666</b>		
Charge Type: Check as many as apply <input checked="" type="checkbox"/> 1. Felony <input type="checkbox"/> 3. Misdemeanor <input type="checkbox"/> 2. Traffic Felony <input type="checkbox"/> 4. Traffic Misdemeanor <input type="checkbox"/> 5. Ordinance <input type="checkbox"/> 6. Other			Special Notes		
Defendant Name (Last, First, Middle) <b>GAGNON GENNIFER MARIE</b>			Race <b>W</b>	Sex <b>F</b>	Date of Birth <b>08/12/1980</b>
Charge		Charge			
Charge		Charge			
Victim Name (Last, First, Middle)				Race	Sex
Local Address (Street, Apt. Number)		City	State	Zip	Phone
Business Address (Street, Apt. Number)		City	State	Zip	Phone
The undersigned 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...					
<input checked="" type="checkbox"/> committed the below acts in my presence. <input type="checkbox"/> confessed to admitting to the below facts.					
<input type="checkbox"/> was observed by _____ who told _____ that he/she saw the arrested person commit the below acts. <input type="checkbox"/> was found to have committed the below acts, resulting from (described) investigation.					
On the <u>19</u> day of <u>JULY</u> 20 <u>17</u> at <u>11:30</u> <input type="checkbox"/> AM <input checked="" type="checkbox"/> PM					

On Monday July 19, 2017 at approximately 2300 hours, I was dispatched to 5070 Seminole Pratt Whitney Road at the Mobile service station, in Loxahatchee, Florida 33470 in reference to a single car crash.

Upon arrival I made contact with the driver, later identified as Gennifer Gagnon, and Palm Beach County Fire Rescue 22. I saw Laura stumble and fall to the ground as fire rescue tried to administer aid. Fire rescue told me they were having a hard time communicating with Gennifer because she was not being cooperative. Fire rescue told me when they arrived they saw her in the driver's side of the vehicle. Based on the damages at the scene Laura drove through "Bob's Barricades" and several sandbags at the Northeast corner of the building, before crashing into more barricades and sandbags at the Northwest corner, where her vehicle came to a final stop in a construction area of wet, soft sand.

When I asked Gennifer for her identification she had a hard time locating it even though it was inside her wallet/ cell phone case in her hand. When Gennifer spoke I smelled an odor of an unknown alcoholic beverage emitting from her breath. Her speech was slurred and she was having a hard time maintaining her balance. After helping Gennifer find her Florida driver's license, I told her to have a seat on the curb located on the Northside of the building. Gennifer sat in the grass for a short while, before she started to roll around in the grass. She eventually stood up again and started making phone calls.

When I started to inventory Gennifer's vehicle for towing, I saw Gennifer begin to walk towards the Southwest side of the building where the fuel pumps are located. I called Gennifer to get her attention; she ignored me and continued to walk towards the fuel pumps. As I walked towards her, and gave her several more loud verbal orders to stop walking away, she continued to talk on the phone and ignored all verbal commands. When I made contact with Gennifer she said, "you don't have to threaten me. What are you going to do, slam me into the ground? That's all you Niggers do". I placed one hand restraint on Gennifer's left hand as she held her cell phone and car keys in her right hand. I gave Laura a verbal order to place her right hand behind her back because she was being detained. I advised her that she would be charged if she did not cooperate with my instructions. I grabbed Gennifer's right forearm in an attempt to secure her wrist behind her, and she tensed up refusing to comply with verbal commands. I told her my intentions were not to hurt her.

The foregoing instrument was sworn to and affirmed before me this <u>20</u> day of <u>JULY</u> 20 <u>17</u> , by:		
<u>F. K. WHITE</u> Name of Notary Public / Clerk of Court / Officer (F.S.S. 117.00)		
<u>J. JIMESON</u> Name of Arresting/Investigating Officer		
<u>JUL 20 2017</u> Signature of Notary Public / Clerk of Court / Officer (F.S.S. 117.00)		
<u>SCANNED</u> <u>JUL 20 2017</u> Signature of Arresting/Investigating Officer		
Page <u>1</u> of <u>2</u>		

OBTS Number

## PROBABLE CAUSE AFFIDAVIT

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

1

Juvenile

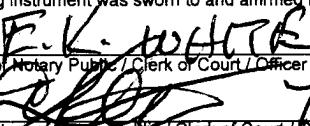
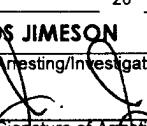
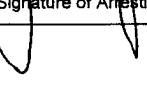
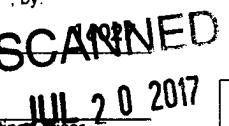
N

Agency ORI Number <b>FLO 5 0 0 0 0 0</b>	Agency Name <b>PALM BEACH COUNTY SHERIFF'S OFFICE</b>	Agency Report Number <b>06</b>	<b>17-10466</b>		
Charge Type: Check as many as apply <input checked="" type="checkbox"/> 1. Felony <input type="checkbox"/> 3. Misdemeanor <input type="checkbox"/> 2. Traffic Felony <input type="checkbox"/> 4. Traffic Misdemeanor <input type="checkbox"/> 5. Ordinance <input type="checkbox"/> 6. Other			Special Notes		
Defendant Name (Last, First, Middle) <b>GAGNON GENNIFER MARIE</b>			Race <b>W</b>	Sex <b>F</b>	Date of Birth <b>08/12/1980</b>
Charge	Charge				
Charge	Charge				
Victim Name (Last, First, Middle)			Race	Sex	Date of Birth
Local Address (Street, Apt. Number)		City	State	Zip	Phone
Business Address (Street, Apt. Number)		City	State	Zip	Phone
The undersign 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...					
<input checked="" type="checkbox"/> committed the below acts in my presence. <input type="checkbox"/> confessed to admitting to the below facts. <input type="checkbox"/> was observed by _____ who told _____ that he/she saw the arrested person commit the below acts. <input type="checkbox"/> was found to have committed the below acts, resulting from (described) investigation.					
On the <u>19</u> day of <u>JULY</u> 20 <u>17</u> at <u>11:30</u> <input type="checkbox"/> AM <input checked="" type="checkbox"/> PM					

**DUI Investigator White was on scene and helped me secure Gennifer in the second hand restraint. Investigator White left Gennifer and me at the fuel pumps for a moment to relocate his assigned patrol vehicle to our location.**

Gennifer continued to make statements about being physically injured by African American law enforcement officers. In the middle of her statement, Gennifer lifted her left foot off the ground and struck me in the front of my lower leg. Because of Gennifer's level of intoxication she lost her balance after striking me in the leg, and started to fall. I assisted her to the ground while maintaining control by the hand restraints. I maintained control of Gennifer until Investigator White returned. Gennifer did not sustain any physical injuries, but she was transported to Palms West for further evaluation.

This concludes my involvement in this incident.

The foregoing instrument was sworn to and affirmed before me this <u>20</u> day of <u>JULY</u> 20 <u>17</u> , by:					
 Name of Notary Public / Clerk of Court / Officer (F.S.S. 117.00) <u>7209</u>			 Name of Arresting/Investigating Officer <u>DS JIMESON</u>		
 Signature of Notary Public / Clerk of Court / Officer (F.S.S. 117.00)					
 Signature of Arresting/Investigating Officer <u>311-20 2017</u>					
Page <b>2</b> of <b>2</b>					

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

PBSO CASE # 17-104666 PBSO ZONE 3-31

AGENCY CASE # \_\_\_\_\_ CRASH CASE # 17-104664

TIME OF STOP/CRASH 2229 DATE 07/19/2017 DAY Wednesday

SUBJECT'S NAME Gagnon LAST Gennifer FIRST Marie MID RACE W SEX F  
HGT 5'07 WGT 220 DOB 08/12/1980

LOCATION 5070 SEMINOLE PRATT AND WHITNEY RD LOXAHATCHEE FL 33470

ARRESTING OFFICER'S NAME & ID INV. E. K. WHITE 7209 AGENCY PBSO

DIVISION: VCD NOTIFIED BY COMMO YES  
ARRIVAL AT FACILITY 0220hrs  
ARREST TIME 2333

BREATH RESULTS:

- 1)
- 2)
- 3)
- 4)

TESTING OFFICER'S ID 6212 PBSO VIDEOTAPE # 63022

SCANNED  
JUL 20 2017

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

I, INV E. K. WHITE, a duly certified Law Enforcement Officer or Correctional Officer,  
 (Name of Officer reading Implied Consent Warning)

am a member of PBSO, and I do swear  
 (Name of law enforcement agency)

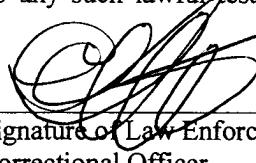
or affirm that on or about the 19 day of JULY, 20 17, at 2333  P.M.  A.M.

DRIVER Gennifer Marie Gagnon,  
 (Type or Print) FIRST NAME MIDDLE OR MAIDEN NAME LAST NAME

DL# G255293807920, FL, state of FLORIDA, was placed under lawful arrest for  
 the offense of DUI W PROPERTY DAMAGE by INV E. K. WHITE and  
 (Name of Arresting Officer)  
 issued Citation # A100D1P.

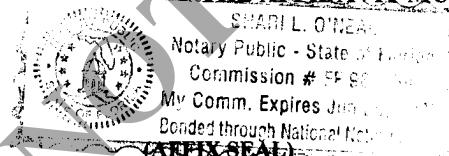
That on or about the 20 day of JULY, 20 17, at 0300  P.M.  A.M.  
 in PALM BEACH County,

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 this 19 day of July, 20 17,

by INV E. K. WHITE,

who is personally known to me or who has produced

**KNOWN** \_\_\_\_\_ as identification

Notary Public Shari L. O'Neal

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.

ADMIN	OBTS Number	PROBABLE CAUSE AFFIDAVIT				1. Arrest 2. N.T.A.	3. Request for Warrant 4. Request for Capias	1	Juvenile
	Agency ORI Number <b>FLO 500000</b>	Agency Name <b>PALM BEACH COUNTY SHERIFF'S OFFICE</b>				Agency Report Number <b>06- 17-104666</b>			
DEF	Charge Type: Check as many as apply. 1. Felony 2. Traffic Felony 3. Misdemeanor 4. Traffic Misdemeanor 5. Ordinance 6. Other				Special Notes:				
CHARGES	Name (Last, First, Middle) <b>Gagnon, Gennifer, Marie</b>	Alias			Race W	Sex F	Date of Birth 08/12/1980		
DEFT	Charge Description <b>DUI W PROPERTY DAMAGE</b>	316.193(3)C1			Charge Description <b>BATTERY ON LAW ENFORCEMENT OFFICER</b>	784.07(1)C			
CHARGES	Charge Description <b>RESISTING W/OUT VIOLENCE</b>	843.02			Charge Description				
VICTIM	Victim's Name (Last, First, Middle) ,,				Race B	Sex F	Date of Birth		
	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"/> confessed to _____ admitting to the below facts.</p> <p><input type="checkbox"/> was observed by _____ who told _____ that he/she saw the arrested person commit the below acts. <input checked="" type="checkbox"/> was found to have committed the below acts, resulting from my (described) investigation.</p>									
<p>On the <b>19</b> day of <b>July</b> 20 <b>17</b> at <b>2229</b> <input type="checkbox"/> A.M. <input checked="" type="checkbox"/> P.M. (Specifically include facts constituting cause for arrest.)</p>									
<p>On Wednesday July 19, 2017 at approximately 2310 hours, I responded to the Mobile Gas Station, located at 5070 Seminole Pratt and Whitney Road, Loxahatchee (Palm Beach County) Florida to assist Deputy Janae Jimeson with a traffic crash that involved a possible drunk driver. While en route to this location Palm Beach Communications advised fire rescue was on scene and needed our response. Upon my arrival I noticed a red vehicle resting against barricades and fencing that prohibited access to Seminole Pratt. I saw a white female walking away from the crash scene having difficulty maintaining her balance. She sat on the curb and engaged in a phone conversation. I met with D/S Jimeson who told me the following: On Monday July 19, 2017 at approximately 2300 hours, I was dispatched to 5070 Seminole Pratt Whitney Road at the Mobile service station, in Loxahatchee, Florida 33470 in reference to a single car crash.</p>									
<p>Upon arrival I made contact with the driver, later identified as Gennifer Gagnon, and Palm Beach County Fire Rescue 22. I saw Laura stumble and fall to the ground as fire rescue tried to administer aid. Fire rescue told me they were having a hard time communicating with Gennifer because she was not being cooperative. Fire rescue told me when they arrived they saw her in the driver's side of the vehicle. Based on the damages at the scene Laura drove through "Bob's Barricades" and several sandbags at the Northeast corner of the building, before crashing into more barricades and sandbags at the Northwest corner, where her vehicle came to a final stop in a construction area of wet, soft sand.</p>									
<p>When I asked Gennifer for her identification she had a hard time locating it even though it was inside her wallet/ cell phone case in her hand. When Gennifer spoke I smelled an odor of an unknown alcoholic beverage emitting from her breath. Her speech was slurred and she was having a hard time maintaining her balance. After helping Gennifer find her Florida driver's license, I told her to have a seat on the curb located on the Northside of the building. Gennifer sat in the grass for a short while, before she started to roll around in the grass. She eventually stood up again and started making phone calls.</p>									
<p>When I started to inventory Gennifer's vehicle for towing, I saw Gennifer begin to walk towards the Southwest side of the building where the fuel pumps are located. I called Gennifer to get her attention; she ignored me and continued to walk towards the fuel pumps. As I walked towards her, and gave her several more loud verbal orders to stop walking away, she continued to talk on the phone and ignored all verbal commands. When I made contact with Gennifer she said, "you don't have to threaten me. What are you going to do, slam me into the ground? That's all you Niggers do". I placed one hand restraint on Gennifer's left hand as she held her cell phone and car keys in her right hand. I gave Laura a verbal order to place her right hand behind her back because she was being detained. I advised her that she would be charged if she did not cooperate with my instructions. I grabbed Gennifer's right forearm in an attempt to secure her wrist behind her, and she tensed up refusing to comply with verbal commands. I told her my intentions were not to hurt her: She wrote a sworn witness statement on a probable cause affidavit regarding her involvement with this case.</p>									
<p>Afterward I meet with the store clerk who identified himself as Alexander Hernandez. He told me he saw the white female driving a red utility vehicle on the access drive behind the gas station. He watched it run into the barricades and fencing. He told me the female appeared drunk.</p>									
<p>Eric Clark who is employed by Palm Beach County Fire Rescue told me his station was summoned by the store clerk regarding the vehicle crashing into barricades behind their store. They arrived and made contact with a white female who was currently sitting in the driver seat of a red utility vehicle. He could smell a heavy odor of an unknown alcohol. The female was uncooperative and belligerent. She refused to listen, be treated and remain still. She turned off the car and got out of it. She began stumbling around until police arrived. He watched her flee the crash scene. He later watched her kick the deputy who was trying to restrain her. Clark wrote a sworn statement regarding his involvement with this incident.</p>									
<p>Prior to meeting with the store clerk, the driver (later identified as Gennifer Marie Gagnon) began walking toward me wanting to know what happen. She staggered while approaching me and slurred her speech when she spoke. Her eyes were red, watery and glossy and her face was flushed. She was extremely aggressive and hostile toward me. She spoke over me as I tried to read her Constitutional Rights. I told her I would meet with her later. I later learned that she is a co-owner of the vehicle she was driving.</p>									
<p>I went inside the store to interview the clerk. When I returned back to the scene I was informed by one of the fire fighters that the driver tried to flee the scene. They told me the other officer caught up to her near the pumps. I went over to the pumps to assist D/S Jimeson with securing her in handcuffs. Since she fled the scene, demonstrated hostility toward us and was completely uncooperative, I decided not to administer SFSTs. I explained to her that she was being placed under lawful arrest for DUI.</p>									
<p><b>STATE OF FLORIDA COUNTY OF PALM BEACH</b></p> <p><b>INV E. K. WHITE</b></p> <p>(Signature of Arresting/Investigative Officer)</p> <p><b>SCANNED</b></p> <p><b>JUL 20 2017</b></p>									
<p>The foregoing instrument was sworn to or affirmed and subscribed before me this <b>19</b> day of <b>July</b> 20 <b>17</b> by <b>INV. E. K. WHITE</b></p> <p>(Print name of Arresting/Investigative Officer), who is personally known to me and/or produced identification. Type of identification produced <b>KNOWN</b></p> <p><b>SCANNED</b></p> <p><b>JUL 20 2017</b></p>									
<p>Notary Public, Clerk of Court, Officer (F.S.S. 117.1Q)</p> <p>Notary Public - State of Florida Commission # FF 966654 My Comm. Expires Jun 26, 2018</p> <p><b>SCANNED</b></p> <p><b>JUL 20 2017</b></p>									

ADMIN	OBTS Number	PROBABLE CAUSE AFFIDAVIT				1. Arrest 2. N.T.A.	3. Request for Warrant 4. Request for Capias	1	Juvenile
	Agency ORI Number <b>FLO 500000</b>	Agency Name <b>PALM BEACH COUNTY SHERIFF'S OFFICE</b>	Agency Report Number <b>06- 17-104666</b>						
DEF	Charge Type: Check as many as apply. 1. Felony 2. Traffic Felony 3. Misdemeanor 4. Traffic Misdemeanor 5. Ordinance 6. Other			Special Notes:					
CHARGES	Name (Last, First, Middle) <b>Gagnon, Gennifer, Marie</b>				Alias		Race W	Sex F	Date of Birth 08/12/1980
	Charge Description <b>DUI W PROPERTY DAMAGE</b>			316.193(3)C1	Charge Description <b>BATTERY ON LAW ENFORCEMENT OFFICER</b>			784.07(1)C	
	Charge Description <b>RESISTING W/OUT VIOLENCE</b>			843.02	Charge Description				
VICTIM	Victim's Name (Last, First, Middle) ,,				Race B	Sex F	Date of Birth		
	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.</p> <p>The Person taken into custody</p> <p><input checked="" type="checkbox"/> committed the below acts in my presence.</p> <p><input type="checkbox"/> confessed to _____ admitting to the below facts.</p> <p><input type="checkbox"/> was observed by _____ who told _____ that he/she saw the arrested person commit the below acts.</p> <p><input checked="" type="checkbox"/> was found to have committed the below acts, resulting from my (described) investigation.</p>									
<p>On the <u>19</u> day of <u>July</u> 20 <u>17</u> at <u>2229</u> <input type="checkbox"/> A.M. <input checked="" type="checkbox"/> P.M. (Specifically include facts constituting cause for arrest.)</p>									
PROBABLE CAUSE STATEMENT	<p><b>She continued her aggression and yelled expletives at us. While trying to escort her back to my patrol car the defendant continued to resist by leaning her weight back which caused us to pull her. She also said she had been raped. I told my partner to stay with her while I went to get my patrol car. As I drove back to the front of the store I watched the defendant kick back and strike D/S Jimeson on the lower part of her body. D/S Jimeson later told me that she could feel a burning sensation on her leg. After she kicked her the defendant lost her balance and began falling toward the ground. D/S Jimeson held her as she fell, which prevented the defendant from injuring herself. She later told us that she was pregnant. As a precaution the defendant was transported to Palms West Hospital for an assessment. At 0130 hours Nurse Wise told me that the defendant is not pregnant. She was discharged. I escorted her to my patrol car. Prior to seating her inside the back she was searched. The handcuffs were moved to the back. I began transport to the main jail breath analysis facility for further processing. Upon our arrival I escorted her into the facility and began a 20 minute observation period. During this time she ingested nothing into her body orally or otherwise. She also did not regurgitate. Afterward I escorted her into the testing room and asked if she would give breath samples for the purpose of determining her alcohol content. The defendant initially agreed to give samples, but became agitated due to the handcuffs being on. She said she was not going to give samples unless the handcuffs were removed. I read her implied consent and asked if she understood it. She said she did understand. I asked if she would reconsider her refusal and give breath samples. She once again refused. At 0300 she was deemed a "Refusal". I advised her of her Constitutional Rights and asked if she understood them. She said she did. I asked if she would consent to an interview. The defendant remained silent.</b></p> <p><b>Based on the totality of the evidence in this case whereas the store clerk observed the defendant driving her red vehicle on a closed road that struck barricades, coupled with the paramedics arriving on scene and witnessing the defendant sitting in the driver seat with the engine running and my observation of personal indicators of impairment exhibited by her and watching her kick D/S Jimeson while resisting her, probable cause exists for all charges filed against her.</b></p>								
		<p><b>SCANNED</b> <b>JUL 20 2017</b></p>							
ADMINISTRATIVE	<p>STATE OF FLORIDA COUNTY OF PALM BEACH</p> <p><b>INV E. K. WHITE</b></p> <p>(Signature of Arresting/Investigative Officer)</p> <p>The foregoing instrument was sworn to or affirmed and subscribed before me this <u>19</u> day of <u>July</u> 20 <u>17</u> by <u>INV E. K. WHITE</u></p> <p>(Print name of Arresting/Investigative Officer), who is personally known to me and/or produced identification. Type of identification produced <u>KNOWN</u></p> <p>Notary Public, Clerk of Court, Officer (F.S.S. 117.16)</p> <p>Notary Public - State of Florida Commission # FF 960854 My Comm. Expires Jun 26, 2021</p> <p>PAGE <b>22</b> OF <b>22</b></p>								

# D.U.I. PROBABLE CAUSE AFFIDAVIT

ON THE 19 DAY OF July 20 17, AT 2229 AM PM  
SUBJECT: Gagnon Gennifer Marie CASE NUMBER: 17-104666  
AGENCY: PALM BEACH COUNTY SHERIFF'S OFFICE ARRESTING OFFICER: INV E. K. WHITE  
PERSONAL CONTACT

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

## OBSERVATION OF DRIVER:

SEE PROBABLE CAUSE AFFIDAVITS

## DRIVER'S STATEMENTS:

I WAS RAPED

## ODORS:

Strong odor of an unknown alcoholic beverage coming from the subject's breath.

## GENERAL OBSERVATIONS

SPEECH: slurred

ATTITUDE: aggressive hostile vulgar

CLOTHING: red shirt, floral leggins and brown sandals

MEDICAL/OTHER: unk

STATE OF FLORIDA  
COUNTY OF PALM BEACH

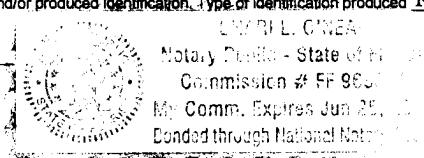
INV E. K. WHITE

(Signature of Arresting/Investigative Officer)

The foregoing instrument was sworn to or affirmed and subscribed before me this 19 day of July 20 17 by INV E. K. WHITE

(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)



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JUL 20 2017

## 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:**

Subject was sitting on the ground. I asked her to follow my finger with her eyes only and not to turn her head while following it. Her pupils were of equal size and both eyes tracked equally. Both eyes lacked a smooth pursuit. I saw distinct and sustained nystagmus in both eyes at maximum deviation. I saw an onset of nystagmus in both eyes prior to 45 degrees.

**WALK & TURN:**

Not administered due to the defendants flight risk and aggression

**ONE LEG STAND:**

Not administered due to the defendants flight risk and aggression

**FINGER TO NOSE:**

Not administered due to the defendants flight risk and aggression

**ROMBERG ALPHABET:**

Not administered due to the defendants flight risk and aggression

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

STATE OF FLORIDA  
COUNTY OF PALM BEACH

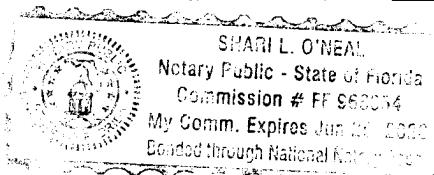
**INV E. K. WHITE**

(Signature of Arresting/Investigative Officer)

The foregoing instrument was sworn to or affirmed and subscribed before me this 19 day of July 2017 by **INV E. K. WHITE**

(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)



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JUL 20 2017

# WITNESS LIST

CASE NUMBER: 17-104666

ARRESTING OFFICER: INV E. K. WHITE

ADDRESS: HQ

PHONE NUMBERS (HOME): \_\_\_\_\_ (WORK) 561 688 3000

CAN TESTIFY TO: FACTS

NAME: D/S JANAEE JIMESON

ADDRESS: DIST 15

PHONE NUMBERS (HOME) \_\_\_\_\_ (WORK) 561 688 3000

CAN TESTIFY TO: VICTIM AND CRASH INVESTIGATOR

NAME: ERIC CLARK

ADDRESS STATION 22

PHONE NUMBERS (HOME) \_\_\_\_\_ (WORK) 561 719 0340

CAN TESTIFY TO: SEEING THE DEFENDANT SITTING IN THE DRIVER SEAT AFTER THE CRASH

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: \_\_\_\_\_

SCANNED  
JUL 20 2017

# TESTING FACILITY TASK REPORT

AGENCY: State of Michigan #726

SUBJECT: George C. Johnson CASE NUMBER: 17-104666

DATE: 07-20-17 VIDEO TAPE NUMBER: C-222

BEGINNING TIME: 02:55 ENDING TIME: 03:15

BREATH TESTS RESULTS: 1) TIME 02:56 A.M./P.M. 2) TIME 02:58 A.M./P.M.

3) TIME 03:00 A.M./P.M. 4) TIME 03:02 A.M./P.M.

BREATH OPERATOR: John R. G. 46212

MAINTENANCE TECHNICIAN: John R. G. 46212

## TESTING OFFICER'S OBSERVATIONS

SPEECH: Normal

ATTITUDE: Cooperative, Docile, Amiable

CLOTHING: Light blue long sleeve shirt, black pants

MEDICAL CONDITIONS: —

MEDICATIONS: —

OTHER: Expressed 4 Glucagon. No alcohol usage on forehead  
Death City 31, 100 mg. IIC

COMMENTS: 20 min. observation. No white

AO required the breath test.

AO submitted to the request.

When time to take the test. AO asked to  
turn the test off. AO wrote the words, not yet the  
handwriting out.

Tested breath read on camera.

AO did not find the test off the IIC  
will read.

AO read on camera.

No GFA conducted.

SCANNED

JUL 20 2017

SUBJECT: Guillermo G.

CASE NUMBER: 10-14466

## **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 Guillermo G. of the 10-14466

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) Guillermo G.

## **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.

**SCANNED**  
**JUL 20 2017**

SUSPECT'S SIGNATURE: (X) Guillermo G.

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

## QUESTIONS AND ANSWERS

I AM NOW GOING TO ASK YOU SOME QUESTIONS. WITH THESE RIGHTS IN MIND, YOU MAY ANSWER SOME OF, ALL OF, OR NONE OF THE FOLLOWING QUESTIONS AS YOU LIKE.

WERE YOU OPERATING A MOTOR VEHICLE AT THE TIME OF THE STOP/ACCIDENT? \_\_\_\_\_

WHERE WERE YOU GOING? \_\_\_\_\_

WHAT STREET OR HIGHWAY WERE YOU ON? \_\_\_\_\_

DIRECTION OF TRAVEL? \_\_\_\_\_ WHERE DID YOU START? \_\_\_\_\_

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? \_\_\_\_\_ 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? \_\_\_\_\_ ARE YOU UNDER THE INFLUENCE? \_\_\_\_\_

HAVE YOU CONSUMED ANY ALCOHOL SINCE THE ACCIDENT? \_\_\_\_\_ 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? \_\_\_\_\_

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JUL 20 2017

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

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

Instrument Type: Intoxilyzer 8000  
Instrument Registered To: PALM BEACH CO SO  
Instrument Serial Number: 80-006026 Software: 8100.27  
Date of Test: 07/20/2017

Date of Last Agency Inspection: 06/02/2017

Observation Period Began: 02:20

Subject's Name: GENNIFER M GAGNON

DOB: 08/12/1980 Sex: F

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	02:58
Air Blank	0.000	02:58
Control Test	0.080	02:59
Air Blank	0.000	02:59
Subject Sample #1	REF*	03:00
Air Blank	0.000	03:01
Control Test	0.080	03:01
Air Blank	0.000	03:02
Diagnostics Check	OK	03:02

\*Subject Test Refused

Cylinder Lot: 20016080A1  
Exp: 09/05/2018

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:

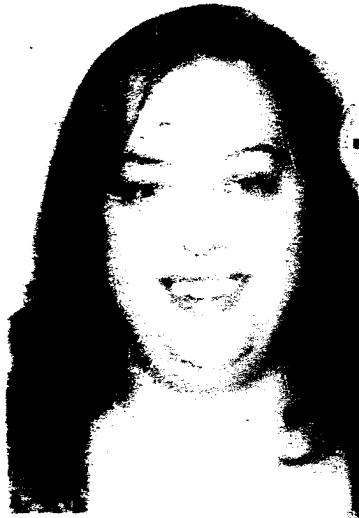
I SHARI L O'NEAL, hold a valid Breath Test Operator permit issued by the Florida Department of Law Enforcement, I administered the above breath test to the subject named above in accordance with Chapter 11D-8, Florida Administrative Code, and this form is a true and accurate report of that breath test.

Breath Test Operator: Sh. O'Neal Date: 07-20-17  
Signature

Sworn to (or affirmed) before me this 20 day of July, 2017

Inv. White #7209  
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 *The Sunshine State*

DRIVER LICENSE CLASS E  
G255-293-80-792-0

GENNIFER MARIE

GAGNON

1201 S LAKE DR

LANTANA, FL 33462-5415

DOB: 08-12-1980 SEX: F

INTERLOCK

EXPIRE: 08-12-2011 HST: 5-0 UNFEE: 08-12-2014

ISSUE: 08-12-2013 EXPIRE: 08-12-2018

*Jennifer Marie Gagnon* EXPIRED: 08-12-2013

DRIVER'S DONOR

Operation of a motor vehicle constitutes consent to any sobriety test required by law

NOT A CERTIFIED COPY

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