

ARREST / NOTICE TO APPEAR

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

1 JUVENILE

OBTS Number: [] Agency ORI Number: **0500200** Agency Name: **Boca Raton Police Department** Agency Report Number (N.T.A.'s only): **3 | 2 | 2017-014332**

Charge Type: 1. Felony 3. Misdemeanor 5. Ordinance
 2. Traffic Felony 4. Traffic Misdemeanor 6. Other

Location of Arrest (Including Name of Business): **5500 N MILITARY TRL BOCA RATON, FL 33487** Location of Offense (Business Name, Address): **5500 N MILITARY TRL, BOCA RATON, FL 33487**

Date of Arrest: **10/18/2017** Time of Arrest: **23:35** Booking Date: **10/18/2017** Booking Time: **23:45** Jail Date: **10/19/2017** Jail Time: **00:46** Location of Vehicle: **WESTWAY**

Name (Last, First, Middle): **AVALLONE, HUNTER C** Alias: [] Alias (Name, DOB, Soc. Sec. #, Etc.): []

Race: **W** (White) / **M** (Male) Date of Birth: **04/20/1998** Height: **6'00** Weight: **141** Eye Color: **BROW** Hair Color: **BROWN** Complexion: **MEDIUM** Build: **Thin**

Scars, Marks, Tattoos, Unique Physical Features (Location, Type, Description): [] Marital Status: **S** Religion: **CATHOLIC** Indication of Alcohol Influence: Yes No Unk. Drug Influence: Yes No Unk.

Local Address (Street, Apt. Number): **421 SE 18TH AVENUE, DEERFIELD BEACH, FL 33441** (City) (State) (Zip) Phone: **(732) 829-2679**

Permanent Address (Street, Apt. Number): **421 SE 18TH AVENUE, DEERFIELD BEACH, FL 33441** (City) (State) (Zip) Phone: **(732) 829-2679**

Business Address (Name, Street): [] (City) (State) (Zip) Phone: **(561) -** Occupation: **Unemployed**

D/L Number, State: **A95263516304982 / NJ** Soc. Sec. Number: [] DNS Number: [] Place of Birth (City, State): **REDBANK/MOMMOU** Citizenship: **US**

Co-Defendant Name (Last, First, Middle): [] Race: [] Sex: [] Date of Birth: [] 1. Arrested 3. Felony 5. Juvenile
 2. At Large 4. Misdemeanor

Co-Defendant Name (Last, First, Middle): [] Race: [] Sex: [] Date of Birth: [] 1. Arrested 3. Felony 5. Juvenile
 2. At Large 4. Misdemeanor

Parent Other: [] Name (Last, First, Middle): [] Residence Phone: []
 Legal Custodian

Address (Street, Apt. Number): [] (City) (State) (Zip) Business Phone: []

Notified by: (Name) [] Date [] Time [] JUVENILE DISPOSITION: 1. Handled/Processed within Department and Released 2. TOT JAC 3. Incarcerated

Released To: (Name) [] Relationship [] Date [] Time []

The above address was provided by defendant and/or defendant's parents. The child and/or parent was told to keep the Juvenile Court Clerk's Office (Phone 355-2526) informed of any change of address.

Yes, by: [] No: [] School Attended: [] Grade: []

Property Crime? Yes No Description of Property: [] Value of Property: []

Drug Activity: N/A Possess Sell Buy Traffic Smuggle Deliver Use Dispenses/Distribute Manufacture/Produce/Cultivate Other

Drug Type: N/A Amphetamine Barbiturate Cocaine Heroin Hallucinogen Marijuana Opium/Deriv. Paraphernalia/Equipment Synthetic Unknown Other

Charge Description: **DUI** Statute Violation Number: **316.193(1)** Violation of ORD #: []

Drug Activity: **N** Drug Type: **N** Amount / Unit: [] Offense #: **2017-014332** Counts: **1** Domestic Violence: Y N Warrant / Capias Number: [] Bond: []

Charge Description: [] Statute Violation Number: [] Violation of ORD #: []

Drug Activity: [] Drug Type: [] Amount / Unit: [] Offense #: [] Counts: [] Domestic Violence: Y N Warrant / Capias Number: [] Bond: []

Charge Description: [] Statute Violation Number: [] Violation of ORD #: []

Drug Activity: [] Drug Type: [] Amount / Unit: [] Offense #: [] Counts: [] Domestic Violence: Y N Warrant / Capias Number: [] Bond: []

Health / Apparent Physical Condition of Defendant: **GOOD** Any knowledge of the following: Mental Escape Risk Medication Deformities Injuries Explain: []

Check which applies: Released O.R. Released to Parent/Guardian T.O.T. County Jail

Transported By: **LAUCKNER** Date Transported: [] Time Transported: [] Other: [] Released By: **LAUCKNER** Released To: **COUNTY JAIL**

INSTRUCTION NO. 1 - Mandatory appearance in court
 INSTRUCTION NO. 2 - You need not appear in Court but must comply with instructions on Page 2.

PROPERTY - Received By: **LAUCKNER** Location (Court, Room): **South County 200 W Atlantic Ave Delray Beach, FL 33484** Date and Time: **11/20/2017 08:30:00**

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 COMTEMPT OF COURT AND A WARRANT FOR MY ARREST SHALL BE ISSUED.

Signature of Defendant (or Juvenile and Parent/Custodian): *Hunter Avallone* Date Signed: **10/19/2017**

HOLD for Other Agency: [] Signature of Arresting Officer: *[Signature]* Name Verification (Printed by Arrestee): **Hunte Avallone**

Dangerous Resisted Arrest Suicidal Other

Name of Arresting Officer (Print): **BISSOON, STEPHEN R.** I.D. #: **664**

Intake Deputy: **SPANN 8101** I.D. #: [] Pouch #: [] Transporting Officer: **D. Graham** I.D. #: **173** Agency: **BRPD**

Witness here if subject signed with an "X": []

J-0492665

SCANNED
OCT 19 2017

3578

PROBABLE CAUSE AFFIDAVIT

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

1 JUVENILE

OBTS Number	Agency ORI Number FL 0500200		Agency Name BOCA RATON POLICE DEPARTMENT	Agency Report Number 3 2 2017-014332
Charge Type: Check as many as apply.			Special Notes:	
<input type="checkbox"/> 1. Felony <input type="checkbox"/> 2. Traffic Felony			<input checked="" type="checkbox"/> 3. Misdemeanor <input checked="" type="checkbox"/> 4. Traffic Misdemeanor <input type="checkbox"/> 5. Ordinance <input type="checkbox"/> 6. Other	

Name (Last, First, Middle) AVALLONE, HUNTER C	Alias	Race W	Sex M	Date of Birth 04/20/1998
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Charge Description 316.193(1) DUI	Charge Description
Charge Description	Charge Description

Victim's Name (Last, First, Middle) STATE OF FLORIDA,	Race	Sex	Date of Birth
Local Address (Street, Apt. Number) 100 NW 2ND AVE, BOCA RATON, FL 33432	(City)	(State)	(Zip)
Business Address (Name, Street)	(City)	(State)	(Zip)
Phone (561) -	Address Source	Phone (56) -	Occupation

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 18 day of October, 2017 at 23:35 (Specifically include facts constituting cause for arrest.)

On 10/19/2017 Ofc Lauckner and I responded to 5500 N Military Trl in reference to a single car accident involving a black Toyota bearing NJ tag#V12FDN. The Toyota hit a tree while driving southbound on N Military Trl. Witnesses advised they saw the vehicle driving dangerously south bound and hitting the curb and then hitting a tree. Both witnesses provided a statement and identified Hunter Avallone as the driver of the Toyota.

Ofc Kenniston, Ofc Fong were on scene already and Ofc Kenniston was handling the accident investigation. I briefly spoke with Avallone and could smell an odor of an alcoholic beverage emanating from his person, his eyes were glossy ad blood shot and he was slurring his speech. Ofc Kenniston completed his accident investigation and turned it over for me to conduct my criminal investigation.

Ofc Lauckner then read Avallone his Constitutional Warnings in my presence and he stated that he understood and would answer my questions without an attorney present. I asked him what happened and he stated that he was driving from Applebee's and his car spun out and he hit the tree. Avallone advised that he had nothing to drink and that his eyes are always blood shot and glossy. He also stated that he slurs his speech.

Based on my observations I asked Avallone if he would submit to roadside sobriety tasks and Avallone stated that he would submit to the tasks. I then walked him over to a well lit area and asked him if he had any medical problems or medical issues that would prevent him from doing the tasks. Avallone advised that he had no medical or physical issues that would prevent him from conducting the tasks. The tasks that were conducted were the Walk and Turn, One Leg Stand, Finger to Nose, and the Rhomberg Alphabet.

The first SFST was the Walk and Turn. Avallone was unable to maintain the

SWORN AND SUBSCRIBED BEFORE ME	SIGNATURE OF ARRESTING / INVESTIGATING OFFICER
GRAHAM, KEITH T NOTARY PUBLIC / CLERK OF COURT / OFFICER (F.S.S. 17.10)	BISSON, STEPHEN R (664) NAME OF OFFICER (PLEASE PRINT)
<u>10/19/2017</u> DATE	<u>10/19/2017</u> DATE

PROBABLE CAUSE AFFIDAVIT
SUPPLEMENT

1. Arrest
2. N.T.A.
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Name (Last, First, Middle) AVALLONE, HUNTER C	Alias	Race W	Sex M	Date of Birth 04/20/1998
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starting position. He started the task before being told to begin. He failed to keep his feet heel to toe. He made an improper turn by just turning around instead of the way that was demonstrated.

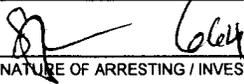
The second SFST was the One Leg Stand. He failed to maintain the starting position. He didn't keep his foot six inches off the ground as instructed. He swayed during the task and put his foot down during the task. He counted in Mississippi instead of the way that he was instructed to count.

The third SFST was the Finger to Nose. (L-R-L-R-R-L). Avallone kept his finger on his nose on the first left for a couple of seconds. I had to ask him if he remembered the instructions and to not keep his finger on his nose. On the first right he touched the side of his nose. On the second left he brought his right hand up and then corrected by bringing up his left hand. On the remaining attempts he touched the side of his nose and not the tip of his nose as instructed.

The fourth SFST was the Rhomberg Alphabet which he was able to recite properly. Based on the above information I placed Avallone under arrest for DUI. I then transported him to BRPD.

Ofc Fong responded to BRPD as my Breath Test Operator. Ofc Fong and I conducted the 20 minute observation and then he was taken into the BAT room. Avallone provide two samples of .067 and .057. Based on my observations and believing that Avallone was still impaired I then asked him to provide a urine sample. Avallone provided a urine sample and it was placed into evidence at BRPD. See DUI influence report.

Avallone is being charged under F.S.S. 316.193(1) for DUI. Avallone was transported to the Palm Beach County Jail for further processing. Avallone's vehicle was towed by Westway.

ADMINISTRATIVE	SWORN AND SUBSCRIBED BEFORE ME	
	GRAHAM, KEITH T NOTARY PUBLIC / CLERK OF COURT / OFFICER (F.S.S. 117.10)	SIGNATURE OF ARRESTING / INVESTIGATING OFFICER
	10/19/2017 DATE	BISSOON, STEPHEN R (664) NAME OF OFFICER (PLEASE PRINT)
		10/19/2017 DATE

SCANNED