

0480618

3961

NH

ARREST / NOTICE TO APPEAR

Juvenile Referral Report

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

1 Juvenile N

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-			16120354												
DEFENDANT	ChargeType: Check as many as apply: 1. Felony 2. Traffic Felony			3. Misdemeanor 4. Traffic Misdemeanor			5. Ordinance 6. Other			Weapon Seized / Type 1. Yes 2. No		Multiple Clearance Indicator 01										
	Location of Arrest (Including Name of Business) 3040 South Military Trail, West Palm Beach FL 33461						Location of Offense (Business Name, Address) 3040 South Military Trail, West Palm Beach FL 33461															
	Date of Arrest 08/29/2016		Time of Arrest 0311		Booking Date		Booking Time		Jail Date		Jail Time		Location of Vehicle Towed by Joys Towing									
	Name (Last, First, Middle) Irias, Iran I												Alias (Name, DOB, Soc. Sec. #, Etc.)									
	Race W - White I - American Indian B - Black 0- Oriental/Asian		Sex W M		Date of Birth 12/19/1977		Height 5'10"		Weight 240		Eye Color Brown		Hair Color Brown		Complexion Light	Build Medium						
	Scars, Marks, Tatoos, Unique Physcal Features (Location, Type, Description) Scars on forehead						Marital Status Married			Religion NONE		Indication of: Alcohol Influence Drug Influence			Y N □ □ □ □	Unk.						
	Local Address (Street, Apt. Number) 4082 Raulerson Drive, Lake Worth FL 33463						(City) (State) (Zip)			Phone (561) 460-9636			Residence Type: 1. City 2. County			3. Florida 4. Out of State	2					
	Permanent Address (Street, Apt. Number) Same as above						(City) (State) (Zip)			Phone ()			Address Source FL DL									
	Business Address (Name, Street)						(City) (State) (Zip)			Phone ()			Occupation Diesel Mechanic									
	D/L Number, State I620409774590, FL			Soc. Sec. Number			INS Number			Place of Birth (City, State) Honduras			Citizenship US									
CO-DEF	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: <i>of</i>						(First) (Middle)						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									
CHARGE CODE	Property Crime? <input type="checkbox"/> Yes <input type="checkbox"/> No		Description of Property						Value of Property													
	Drug Activity N. N/A P. Possess		S. Sell B. Buy T. Traffic		R. Smuggle D. Deliver E. Use		K. Dispense/ Distribute		M. Manufacture/ Produce/ Cultivate		Z. Other		Drug Type N. N/A A. Amphetamine		B. Barbiturate C. Cocaine E. Heroin		H. Hallucinogen M. Marijuana O. Opium/Deriv.		P. Paraphernalia/ Equipment S. Synthetics		U. Unknown Z. Other	
	Charge Description DUI						Counts 1		Domestic Violence <input type="checkbox"/> Y <input type="checkbox"/> N		Statute Violation Number 316.193(1)				Violation of ORD #							
	Drug Activity N	Drug Type N	Amount / Unit			Offense # 16120354			Warrant / Capias Number				Bond									
	Charge Description						Counts		Domestic Violence <input type="checkbox"/> Y <input type="checkbox"/> N		Statute Violation Number				Violation of ORD #							
	Drug Activity	Drug Type	Amount / Unit			Offense #			Warrant / Capias Number				Bond									
	Charge Description						Counts		Domestic Violence <input type="checkbox"/> Y <input type="checkbox"/> N		Statute Violation Number				Violation of ORD #							
	Drug Activity	Drug Type	Amount / Unit			Offense #			Warrant / Capias Number				Bond									
	Charge Description						Counts		Domestic Violence <input type="checkbox"/> Y <input type="checkbox"/> N		Statute Violation Number				Violation of ORD #							
	Drug Activity	Drug Type	Amount / Unit			Offense #			Warrant / Capias Number				Bond									
Location (Court, Room Number, Address) Criminal Justice Complex: 3228 Gun Club Road, West Palm Beach FL 33406												Date Signed <i>08/29/2016</i>										
NOTICE TO APPEAR	Court Date and Time Month September Day 29 Year 2016 Time 08:30 AM <input checked="" type="checkbox"/> PM <input type="checkbox"/>												Witness here if subject signed with an -X" <i>✓</i>									
	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												SCANNED <i>✓</i>									
ADMIN	Signature of Defendant (or Juvenile and Parent /Custodian) <i>of</i>						Date Signed <i>08/29/2016</i>															
	HOLD for other Agency Name: <i>IRIAS, IRAN I</i>						Signature of Arresting Officer <i>Christopher Ficarra</i>						Name Verification (Printed by Arrestee) (PRINT) <i>Christopher Ficarra</i>									
<input type="checkbox"/> Dangerous <input type="checkbox"/> Resisted Arrest <input type="checkbox"/> Suicidal <input type="checkbox"/> Other:						Name of Arresting Officer (Print) Inv. Christopher Ficarra 8368						I.D. # 8368										
Intake Deputy						I.D. #		Pouch #		Transporting Officer Inv. Christopher Ficarra 8368		ID # PBSO		Agency PBSO		PAGE 1 OF 1						
DISTRIBUTION: WHITE - COURT COPY GREEN - STATE ATTORNEY YELLOW - AGENCY PINK - AGENT (N.T.A.'s ONLY) PBSO #148 REV. 8/97 AUG 30 2016																						

OBTS Number		PROBABLE CAUSE AFFIDAVIT			1. Arrest 2. N.T.A.	3. Request for Warrant 4. Request for Capias	1	Juvenile N	
ADMIN	Agency ORI Number FLO 500000		Agency Name PALM BEACH COUNTY SHERIFF'S OFFICE		Agency Report Number 06-16120354				
	ChargeType: 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) Irias, Iran I			Alias		Race W	Sex M	Date of Birth 12/19/1977	
CHARGES	Charge Description DUI		Charge Description 316.193(1)						
VICTIM	Charge Description				Charge Description				
	Victim's Name (Last, First, Middle) State of Florida					Race	Sex	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"/> was observed by _____ who told _____</p> <p><input type="checkbox"/> confessed to _____ that he/she saw the arrested person commit the below acts.</p> <p><input type="checkbox"/> was found to have committed the below acts, resulting from my (described) investigation.</p>									
<p>On the <u>29th</u> day of <u>August</u> 20 <u>16</u> at <u>0233</u> <input checked="" type="checkbox"/> A.M. <input type="checkbox"/> P.M. (Specifically include facts constituting cause for arrest.)</p>									
PROBABLE CAUSE STATEMENT	<p>On the above date and time I was backing-up several PBSO deputies at a car wash located in the 3000 Blk. of South Military Trail. As I assisted the other deputies I was standing outside of my vehicle in the parking lot of the car wash at this location. As I stood in the parking lot I heard a vehicle coming towards my location from the north that was being driven southbound on Military Trail. The vehicle sounded like it was being driven extremely hard and fast as the engine was very loud. I diverted my attention to the road-way and saw a red Jeep SUV traveling at a high rate of speed southbound on Military Trail coming towards my location at the car wash. I watched as the vehicle slowed rapidly as the driver braked extremely hard and then made a U-turn just south of my location. As the vehicle made its U-turn the tires on the vehicle squealed on the pavement from the aggressive and sharp turn the driver made. The vehicle then accelerated at a high rate of speed back northbound on Military Trail. The red Jeep then entered a parking lot in front of the El Flacco Bar that is located in the plaza at 3040 North Military Trail. This location was just north of where I was standing.</p>								
	<p>Based on my training and experience to include 26 1/2 years of law enforcement employment, being both radar and laser certified and having conducted thousands of traffic stops for unlawful speed violations, I visually estimated the speed of the red Jeep at approximately 65 to 70 mph when I first observed it southbound on Military Trail. Based on the driving pattern I witnessed it was obvious that the vehicle was being driven in a reckless manner and well above the posted 40 mph speed limit. Concerned with the reckless and unlawful driving pattern that I witnessed I left the car wash and pulled in behind the red jeep that was now parked facing north in front of the plaza. I made contact with the driver who was still sitting in his vehicle behind the wheel with the engine running. I did not activate any emergency lights or sirens. As I approached the vehicle I noticed that smoke was coming from the front wheels and I could smell the distinct odor of over-heated brakes.</p>								
<p>Upon making contact with the driver I asked him for his drivers license and vehicle documents which he provided. As I spoke with the driver he appeared overly excited and was speaking very loudly towards me. I also smelled the odor of an unknown alcoholic beverage coming from the interior of the vehicle.</p>									
<p>I asked the driver if he had consumed any alcoholic beverages prior to my making contact with him and he stated "Yes, three wines". Based on the totality of my observations I felt that the driver was possibly operating his vehicle while under the influence of alcoholic beverages. I requested that a PBSO DUI unit respond to my location to conduct a DUI investigation. A short time later D/S Ficarra #8368 arrived on scene.</p>									
<p>D/S Ficarra conducted a DUI investigation and based on his observations he placed the driver into custody for DUI.</p>									
<p>At this time the driver was turned over to D/S Ficarra and I took no further action.</p>									
ADMINISTRATIVE	<p>STATE OF FLORIDA COUNTY OF PALM BEACH <i>Capt. L. Poston</i> (Signature of Arresting/Investigative Officer)</p> <p>29th August 16 by Capt. L. Poston</p> <p>The foregoing instrument was sworn to or affirmed and subscribed before me this _____ day of _____, 20 _____ by _____ Known (Print name of Arresting/Investigative Officer), who is personally known to me and/or produced identification. Type of identification produced _____ Known <i>IN C 2838</i></p> <p>Notary Public, Clerk of Court, Officer (F.S.S. 117.10)</p> <p>SCANNED AUG 30 2016</p>								
					PAGE 1 OF 1				

D.U.I. PROBABLE CAUSE AFFIDAVIT

ON THE 29th DAY OF August 20 16, AT 0233 AM PM

SUBJECT: Irias, Iran I CASE NUMBER: 16120354

AGENCY: PALM BEACH COUNTY SHERIFF'S OFFICE ARRESTING OFFICER: Inv. Christopher Ficarra
PERSONAL CONTACT

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

On 08/29/2016 at approximately 0247 hours I responded to 3040 South Military Trail, in unincorporated Palm Beach County, in reference to a DUI investigation. Upon my arrival I met with the stopping Deputy, Captain L. Poston ID: 4619, who stated to me the following: He observed a red Jeep Grand Cherokee traveling at a high rate of speed southbound on Military Trail toward his position. He estimated the speed of the Jeep to be approximately 65 to 70 miles per hour. He observed the vehicle slow rapidly as the vehicle appeared to brake hard. The vehicle then made a U-turn to travel back northbound on Military. The vehicle's tires screeched as it made the U-turn. The Jeep then traveled at a high rate of speed back north bound. The Jeep then entered a parking lot in front of El Flacco Bar. Capt. Poston then made contact with the driver, who was identified by his Florida driver's license as Iran Irias. He was sitting in the driver's seat when Capt. Poston made contact with him. As Iran spoke Capt. Poston observed the obvious odor of an unknown alcoholic beverage coming from his breath. Capt. Poston later filled out a supplemental probable cause affidavit. **SEE ATTACHED SUPP PC FOR FURTHER**

OBSERVATION OF DRIVER:

A records check of Iran showed that he was the registered owner of the Jeep which he was driving. I observed that the Jeep was parked in a parking spot in front of the bar (bearing Florida tag 342RFZ). I then repositioned my marked PBSO patrol vehicle and made contact with Iran through the open driver's side front window. Upon making contact with him I observed that his eyes were red, blood shot, glassy, and droopy. His face appeared flush and sweaty. I immediately observed the obvious odor of an unknown alcoholic beverage coming from the vehicle. I observed another male in the passenger seat, who was identified as Jayson Ramirez Centeno. I observed that Iran was wearing a black t-shirt with blue jeans and a hat. Upon making contact with Iran I identified myself to him and asked him if he was okay and if he needed medical attention. Iran stated that he was okay and did not need medical attention or Fire Rescue. I asked Iran if Capt. Poston had informed him why he was stopped to which he replied he was not told. Iran stated that he, "Was going fast maybe?" I explained the reason for the stop to Iran. Iran stated that he had no reason for driving erratically and was not trying to get anywhere. I asked him if he was trying to get to the bar to which he stated he was. I asked Iran if he had any medical issues to which he stated he did not.

DRIVER'S STATEMENTS:

As Iran spoke I could more clearly smell the obvious odor of an unknown alcoholic beverage on his breath. His speech also appeared slurred and mumbled. I then asked Iran to come out of the vehicle so I could speak to him. I asked Iran if he had any physical injuries to which he stated he did not. I informed Iran of my observations. Iran stated he had three beers recently. He stated he drank them at his friend's house on Military Trail. Iran stated he did not have anything to eat, did not take prescription medications, did not take any drugs, or smoke any marijuana. I again asked Iran if he had any physical defects to which he stated no. Iran stated he had no issues with his eyes besides wearing glasses. He stated that he worked that day. Iran stated that he did not normally slur his words that he knew of but spoke other languages. I observed that Iran had a slight back to front sway while he stood still. Again Iran stated he did not have any medical issues but he may be nervous. I asked Iran to submit to standardized field sobriety tasks so I could see if he could safely operate his vehicle. Iran stated he would do them.

ODORS:

Obvious odor of an unknown alcoholic beverage on breath as he spoke

GENERAL OBSERVATIONS

SPEECH: **Slurred, mumbled**

ATTITUDE: **Calm, Compliant**

CLOTHING: **Black t-shirt, Blue jeans, Gray shoes**

MEDICAL/OTHER: **No medical issues, no physical injuries or defects (later stated had swollen ankles), no issues with eyes (wears glasses), does not take prescription medication, does not take drugs or marijuana, okay to walk in shoes**

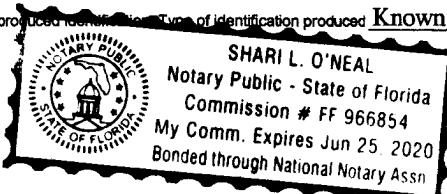
STATE OF FLORIDA
COUNTY OF PALM BEACH

Inv. Christopher Ficarra
(Signature of Arresting/Investigative Officer)

The foregoing instrument was sworn to or affirmed and subscribed before me this 29th day of August 20 16 by Inv. Christopher Ficarra 8368

(Print name of Arresting/Investigative Officer), who is personally known to me and/or produced license or other type of identification produced **Known**

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



SCANNED
AUG 30 2016

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 DEGREESOther Observations:

No police blue lights were on during the tasks. Iran's eyes tracked equally, the pupils were the same size and appropriate for the lighting conditions, and no resting nystagmus was observed. Vertical gaze nystagmus was administered and was observed. Lack of convergence was administered and was observed. His left eye converged normally but his right eye looped down and out to the side both times. I had to remind Iran to keep his head still multiple times throughout the task. Iran swayed from side to side and front to back during the task. He had to be reminded to keep his feet together during the task as well.

WALK & TURN:

I explained and demonstrated the instructions for the walk and turn task to Iran who stated that he understood. During the task I observed that Iran had the following cues: couldn't keep balance while listening to instructions (moved from instructed position six times); stops walking to steady self/regain balance on steps: 6 on the first set then on 1 and 6 on the return set; missed heel-to-toe on steps: 6 on the first set then on 6 and 10 on the return set; stepped off the line on steps: 6 on both set; used arms for balance (raises arms over six inches); improper turn (turned to his right without keeping front foot on ground as instructed, lifted both feet); took incorrect number of steps: 10 on both sets; did not count on return set of steps.

ONE LEG STAND:

I explained and demonstrated the instructions for the one leg stand task to Iran who stated that he understood. During the instructions Iran stated that his ankles were swollen but had not mentioned that when asked about injuries or defects prior. During the task I observed that Iran had the following cues: swayed while balancing; used arms for balance (raises arms over six inches); put foot down twice before 30 seconds; Iran moved his arms and feet from the instructed position; Iran swayed from side to side during the instructed position; Iran had to be reminded to look at his feet and count during the task.

FINGER TO NOSE:

I explained and demonstrated the instructions for the finger to nose task to Iran. I explained what is considered the tip of the finger and tip of the nose to Iran who stated that he understood. Iran also showed he knew his left from his right. During the task I observed that Iran had the following cues: did not keep eyes closed; failed to return arms to the side on each instructed hand; touched the bottom of his nose on the first instructed hand; touched his nose with the pad of his finger not the tip as instructed; used wrong hand for task: used left on 5th instructed hand when right was called, switched to right after using left; swayed from side to side during task and instructions; had to be reminded to tilt his head back and close his eyes after being told to start; started touching nose during instructions.

ROMBERG ALPHABET:

I explained and demonstrated the instructions for the Romberg with recitation task to Iran who stated that he understood. I asked him to say and not sing his ABCs which he stated he could. During the task I observed that Iran had the following cues: swayed front to back during the task; closed eyes and tilted head back before being told to do so. The modified Romberg balance was explained and demonstrated to Iran who stated that he understood. Iran was asked to estimate the passage of 30 seconds in their head. Iran showed the following cues: estimated 21 seconds as 30; stated he counted normally to reach the 30 seconds; swayed in a circular motion during task; did not bring head forward or open eyes when he finished estimating as instructed.

BREATH TEST RESULTS: 1) .117 2) .120 3) 4)

STATE OF FLORIDA
COUNTY OF PALM BEACH

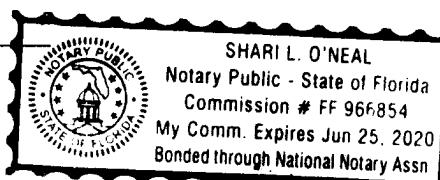
Inv. Christopher Ficarra
(Signature of Arresting/Investigative Officer)

UV C28368

The foregoing instrument was sworn to or affirmed and subscribed before me this 29th day of August 2016 by Inv. Christopher Ficarra 8368

(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
AUG 30 2016

WITNESS LIST

16120354

CASE NUMBER:

Inv. Christopher Ficarra

ARRESTING OFFICER:

ADDRESS: 3228 Gun Club Road, West Palm Beach FL 33406

PHONE NUMBERS (HOME): _____ (WORK) 5616883000

CAN TESTIFY TO: The elements of the crime of DUI

NAME: Captain L. Poston ID: 4619

ADDRESS: 3228 Gun Club Road, West Palm Beach FL 33406

PHONE NUMBERS (HOME) _____ (WORK) 5616883000

CAN TESTIFY TO: The elements of the crime of DUI, Driving Patter

NAME: Deputy A. Foster ID: 12413

ADDRESS 3228 Gun Club Road, West Palm Beach FL 33406

PHONE NUMBERS (HOME) _____ (WORK) 5616883000

CAN TESTIFY TO: Rotation tow and inventory of vehicle

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 _____

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ADDRESS _____

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CAN TESTIFY TO: _____

NAME: _____

ADDRESS _____

PHONE NUMBERS (HOME) _____ (WORK) _____

CAN TESTIFY TO: _____

NAME: _____

ADDRESS _____

PHONE NUMBERS (HOME) _____ (WORK) _____

CAN TESTIFY TO: _____

SCANNED

AUG 30 2016

TESTING FACILITY TASK REPORT

836

SUBJECT: James, from I.DATE: 08-24-16BEGINNING TIME: 0353 hrsBREATH TESTS RESULTS: 1) .117TIME 054 A.M./P.M.CASE NUMBER: 16-120854VIDEO TAPE NUMBER: 61307ENDING TIME: 0414 hrs2) .120 TIME 0402 A.M./P.M.

3) _____ TIME _____

A.M./P.M.

4) _____ TIME _____

A.M./P.M.

BREATH OPERATOR: S. O'Neal #6212MAINTENANCE TECHNICIAN: DS S. Venable #467

TESTING OFFICER'S OBSERVATIONS

SPEECH: Accent, SlurATTITUDE: Calm, CooperativeCLOTHING: Light Black pants - Light Blue shirtMEDICAL CONDITIONS: Allergic to aspirinMEDICATIONS: NoneOTHER: Eyes: Red + Glay

Showing order of use of narcotic beverage.

COMMENTS: 20 min. observation done by AIO Ficarra # 836

AIO requested the breath test.

D submitted the breath request.

~~AIO to D~~ D asked what happen if he refused.

AIO said the taprice convert.

D minimized the IC, D still submitted to the breath request after the IC was read.

D completed the test correctly.

CIV read on success.

Q&P conducted.

SCANNED**AUG 30 2016**

SUBJECT: _____

CASE NUMBER: 16-12034

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 T. F. # 1002 of the 100

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) Read Understood

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
AUG 30 2016

SUSPECT'S SIGNATURE: (X) Read Understood

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? YES

WHERE WERE YOU GOING? TO A club

WHAT STREET OR HIGHWAY WERE YOU ON? MILITARY

DIRECTION OF TRAVEL? S WHERE DID YOU START? Summit

WHAT TIME DID YOU START? 11K WHAT TIME IS IT NOW? UNK

WHAT IS TODAY'S DATE? 20 or 30th WHAT DAY OF THE WEEK IS IT? KINDA

WHAT COUNTY AND CITY ARE YOU IN NOW? Dana Point, West Point

WHEN DID YOU LAST EAT? 10am WHAT DID YOU EAT? TAKEOUT

WHAT HAVE YOU BEEN DOING FOR THE LAST THREE HOURS? Count cars friends house

HOW MUCH DO YOU WEIGH? 240 HAVE YOU BEEN DRINKING? YES WHAT? CORONA, VINE COCKTAIL

HOW MUCH? 2 liters WHERE? Friends house WITH WHOM? Friends

WHEN DID YOU HAVE YOUR FIRST DRINK? 2 pm AND YOUR LAST DRINK? 10pm I am

HOW DID YOU CONSUME YOUR LAST TWO DRINKS? SIPPED, NOT A HEAVY DRINKER

CAN YOU FEEL THE EFFECTS OF THE ALCOHOL? YES ARE YOU UNDER THE INFLUENCE? DOESN'T THINK

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

WHAT? WHERE? WHEN?

WHAT LINE OF WORK ARE YOU IN? DIVISION MECHANIC WHEN DID YOU LAST WORK? TODAY

DO YOU HAVE ANY PHYSICAL DEFECTS OR INJURIES? YES WHAT? NECK PAIN

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: NO EPILEPSY?

NO GLASS EYE?

NO FALSE TEETH?

NO EAR INFECTION?

NO INNER EAR TROUBLE?

NO DIABETES?

SCANNED

AUG 30 2016

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? YES WHERE? MARYLAND

INTERVIEWER:

WHITE - STATE ATTY.

YELLOW - DHSMV

PINK - CENTRAL RECORDS

GOLD - JAIL



DEPARTMENT OF POLICE

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

NOT A CERTIFIED COPY

SCANNED
AUG 30 2016