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NH

OBTS Number		ARREST / NOTICE TO APPEAR Juvenile Referral Report		1. Arrest 2. N.T.A.		3. Request for Warrant 4. Request for Capias		1		Juvenile N	
Agency ORI Number FL0500000		Agency Name PALM BEACH COUNTY SHERIFF'S OFFICE		Agency Report Number (N.T.A.'s only) 06		16145739					
Charge Type: Check as many as apply.		<input type="checkbox"/> 1. Felony <input type="checkbox"/> 2. Traffic Felony		<input type="checkbox"/> 3. Misdemeanor <input checked="" type="checkbox"/> 4. Traffic Misdemeanor		<input type="checkbox"/> 5. Ordinance <input type="checkbox"/> 6. Other		Weapon Seized / Type 2 1. Yes NA 2. No		Multiple Clearance Indicator 01	
Location of Arrest (Including Name of Business) SR80 @ 105 AVE, RPB, FL 33411				Location of Offense (Business Name, Address) SR80 @ 105 AVE, RPB, FL 33411							
Date of Arrest 10/31/16		Time of Arrest 0154		Booking Date		Booking Time		Jail Date		Jail Time	
Name (Last, First, Middle) MOJICA, JAIMARIE				Alias (Name, DOB, Soc. Sec. #, Etc.)							
Race W - White I - American Indian B - Black O - Oriental/Asian		Sex W F		Date of Birth 2/27/1978		Height 5'1		Weight 200		Eye Color BRN	
Scars, Marks, Tattoos, Unique Physical Features (Location, Type, Description) NONE		Marital Status SINGLE		Religion NONE		Indication of Alcohol Influence Y <input checked="" type="checkbox"/> N <input type="checkbox"/> Unk. <input type="checkbox"/>		Indication of Drug Influence Y <input type="checkbox"/> N <input type="checkbox"/> Unk. <input type="checkbox"/>		Build MED	
Local Address (Street, Apt. Number) 800 WEST AVE APT PH22		(City) MIAMI BEACH, FL 33139		(State) FL		(Zip) 33139		Phone (561) 936-3846		Residence Type: 1. City 2. County 3. Florida 4. Out of State	
Permanent Address (Street, Apt. Number) SAME AS LOCAL		(City) MIAMI BEACH, FL 33139		(State) FL		(Zip) 33139		Phone ()		Address Source DAVID / DL	
Business Address (Name, Street) UNK		(City) MIAMI BEACH, FL 33139		(State) FL		(Zip) 33139		Phone ()		Occupation STRIPPER	
D/L Number, State M220-420-78-567-0/FL		Soc. Sec. Number [REDACTED]		INS Number [REDACTED]		Place of Birth (City, State) PORTO VILLA, PUERTO RICO		Citizenship USA			
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		Name (Last)		(First)		(Middle)		Residence Phone ()		Business Phone ()	
Address (Street, Apt. Number)		(City)		(State)		(Zip)					
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? <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 01		Domestic Violence <input type="checkbox"/> Y <input checked="" type="checkbox"/> N		Statute Violation Number 316.193(1)		Violation of ORD #			
Drug Activity U		Drug Type U		Amount / Unit NA		Offense # 16145739		Warrant / Capias Number		Bond	
Charge Description RO WITHOUT VIOLENCE		Counts 01		Domestic Violence <input type="checkbox"/> Y <input checked="" type="checkbox"/> N		Statute Violation Number 843.02		Violation of ORD #			
Drug Activity U		Drug Type U		Amount / Unit NA		Offense #		Warrant / Capias Number		Bond	
Charge Description		Counts		Domestic Violence <input type="checkbox"/> Y <input checked="" 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 checked="" 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 RD WPB, FL 33406											
Court Date and Time Month 11 Day 17 Year 2016 Time 8:30 AM											
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											
HOLD for other Agency Name:		Signature of Arresting Officer X [Signature]		Name Verification (Printed) [Signature]		SCANNED					
<input type="checkbox"/> Dangerous <input type="checkbox"/> Suicidal		<input type="checkbox"/> Resisted Arrest <input type="checkbox"/> Other:		Name of Arresting Officer (Print) DANIEL MERCIER		I.D. # 8236		(PRINT) NOV 01 2016		PAGE 1 OF 1	
Intake Deputy [Signature]		I.D. #		Pouch #		Transporting Officer DANIEL MERCIER		ID # 8236		Agency PBSO	
Witness here if subject signed with an "X"											

DISTRIBUTION: WHITE - COURT COPY

GREEN - STATE ATTORNEY

YELLOW - AGENCY

PINK - AGENCY

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

4:58

OBTS Number		PROBABLE CAUSE AFFIDAVIT		1. Arrest 3. Request For Warrant 2. N.T.A. 4. Request For Citias		1	Juvenile N
Agency ORI Number PLO 5 0 0 0 0 0		Agency Name PALM BEACH COUNTY SHERIFF'S OFFICE		Agency Report Number 06		16-145739	
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							
Defendant Name (Last, First, Middle) MOJICA, JAIMARIE				Race W	Sex M	Date of Birth 02/27/1978	
Charge DRIVING UNDER THE INFLUENCE		Charge RESIST WITHOUT VIOLENCE					
Charge		Charge					
Victim 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 (Street, Apt. Number)		City	State	Zip	Phone	Occupation GOVERNMENT	
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"/> was observed by _____ who told _____ that he/she saw the arrested person commit the below acts. <input type="checkbox"/> confessed to admitting to the below facts. <input checked="" type="checkbox"/> was found to have committed the below acts, resulting from (described) investigation. On the 31st day of OCTOBER 20 16 at 01:44 <input checked="" type="checkbox"/> AM <input type="checkbox"/> PM							

On 10/31/16 at approximately 01:44hrs I was conducting selective speed enforcement with Investigator D. Mercier #8236 in the area of Southern Blvd (SR80) and Fairgrounds Road which is located in unincorporated West Palm Beach, Palm Beach County, when I observed a black 2005 Toyota Highlander bearing Florida tag G77-1MS traveling westbound. I visually estimated this Toyota to be traveling faster than the posted speed limit of 50mph. I activated my in-car radar unit which emitted a clear high pitched Doppler tone which is indicative of a high speed. The radar unit showed an actual displayed speed of 81mph. I informed Inv. Mercier of the vehicle speeds and we elected to initiate a traffic stop on the Toyota. Inv. Mercier and I pulled into the lanes of travel and activated our emergency lights on our marked PBSO patrol vehicles getting the Toyota to yield in the area of Southern Blvd and 105th Avenue which is now in the Village of Royal Palm Beach.

Inv. Mercier approached the vehicle on the driver side and I on the passenger side. Inv. Mercier made contact with the driver, a W/F who identified herself by her Florida driver license as "JAIMARIE MOJICA". I made contact with the W/M passenger. With the windows of the vehicle being rolled down I immediately detected an odor of an unknown alcoholic beverage emanating from the interior of the car and noticed in plain view an open bottle of whiskey in a clear plastic bag on the rear floorboard. I observed Mojica to have extremely slow and slurred speech and her movements were slow and deliberate while retrieving the requested document. Mojica became quickly agitated and belligerent with Inv. Mercier, who was now beginning to attempt to conduct a possible DUI investigation. Mojica was alerted of Inv. Mercier's detections and grew increasingly aggressive. With Inv. Mercier standing in the open door, he asked for Mojica to exit the vehicle and she adamantly refused to comply with the lawful commands. Mojica then firmly grabbed the steering wheel with both hands. Inv. Mercier then gave a second lawful command to exit the vehicle. Mojica again refused now stating, "I know my rights!" With Mojica again refusing to comply, Inv. Mercier grabbed Mojica by the left hand and removed her from the vehicle and escorted her to the ground where she was taken into custody without further incident.

SCANNED
NOV 01 2016

The foregoing instrument was sworn to and affirmed before me this 31st day of OCTOBER 20 16 , by:	
INV. D/MERCIER #8236	INV. J SCHAEFER #8777
Name of Notary Public / Clerk of Court / Officer (F.S.S. 117.00)	Name of Arresting/Investigating Officer
Signature of Notary Public / Clerk of Court / Officer (F.S.S. 117.00)	Signature of Arresting/Investigating Officer

D.U.I. PROBABLE CAUSE AFFIDAVIT

ON THE 31ST DAY OF OCTOBER 20 16 AT 0144 PM

SUBJECT: MOJICA, JAIMARIE

CASE NUMBER: 16145739

AGENCY: PALM BEACH COUNTY SHERIFF'S OFFICE ARRESTING OFFICER: INV. DANIEL MERCIER 8236

PERSONAL CONTACT

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

I stopped the defendant's vehicle, a black Toyota Highlander bearing FL tag G771MS, near the intersection of SR80 and 105th Ave, in the village of Royal Palm Beach, Palm Beach County, Florida, for speeding (81/50). (All speeds were determined by visual estimation and confirmed by proper pacing technique using PBSO pace car asset #70103 / VIN# 1FAHP2MK8FG119488, which was properly calibrated and certified at the time).

OBSERVATION OF DRIVER:

I made contact with the defendant, later identified by FL DL as, JAIMARIE MOJICA. I observed that the defendant had red, watery, bloodshot eyes, slurred rambling illogical mumbling speech, and the odor of an unknown alcoholic beverage that came from her breath and intensified as she spoke to me. I asked if she had any medical problems, or took any medications. She said no. I asked how much she had had to drink. She said, "I'm just trying to go home."

I asked the defendant to exit the vehicle. The defendant refused, mumbling, "I know my rights. I'm not getting out of the car." I tried to give the Taylor Warnings and explain the evidence that I already had against her (red, watery, bloodshot eyes, slurred speech, odor of alcohol, 81/50, but she continually interrupted me and reiterated, "I'm not getting out of the car, I know my rights". I was eventually able to finish the Taylor warnings, but she would not answer when I asked her if she understood.

At that point, I found probable cause for arrest for DUI and resisting without violence. I removed her from the car, against her will, by using an arm bar takedown.

DRIVER'S STATEMENTS:

Pre Miranda / spontaneous roadside admissions: NA

Post Miranda roadside admissions: NA

Post Miranda admissions enroute to / or at BAT: REFUSED BREATH after Implied Consent, and the Q&A. She answered a few of the demographic questions then simply refused to speak or would only say, "nope. I don't understand."

ODORS:

Obvious odor of an unknown alcoholic beverage that intensified as the defendant spoke to me.

GENERAL OBSERVATIONS

SPEECH: slurred, slow, mumbling, illogical, repetitive

ATTITUDE: annoyed, argumentative, resisted

CLOTHING: BLACK T SHIRT, BLUE JEANS, BLACK BOOTS

MEDICAL/OTHER: SFSTs conducted on in car video. Defendant states no medical problems or medications. Based on my training and experience, and the totality of the circumstances, I determined that probable cause existed for the defendant's arrest for DUI, in violation of FSS 316.193(1).

STATE OF FLORIDA
COUNTY OF PALM BEACH

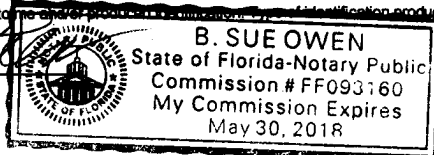
INV. DANIEL MERCIER 8236

(Signature of Arresting/Investigative Officer)

The foregoing instrument was sworn to or affirmed and subscribed before me this 31ST day of OCTOBER 20 16 by INV. DANIEL MERCIER

(Print name of Arresting/Investigative Officer), who is personally known to me and is duly qualified to execute this affidavit produced KNOWN LEO

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



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NOV 01 2016

SUBJECT: MOJICA, JAIMARIE

CASE NUMBER 16145739

ROADSIDE TASKS

HORIZONTAL GAZE NYSTAGMUS:

☐

LT EYE-LACK OF SMOOTH PURSUIT

☐

RT EYE-LACK OF SMOOTH PURSUIT

☐

LT EYE-DISTINCT & SUSTAINED NYSTAGMUS AT MAX. DEVIATION

☐

RT EYE-DISTINCT & SUSTAINED NYSTAGMUS AT MAX. DEVIATION

☐

LT- EYE-ONSET OF NYSTAGMUS PRIOR TO 45 DEGREES

☐

RT- EYE-ONSET OF NYSTAGMUS PRIOR TO 45 DEGREES

Other Observations:

REFUSED

WALK & TURN:

REFUSED

ONE LEG STAND:

REFUSED

FINGER TO NOSE:

REFUSED

ROMBERG ALPHABET:

REFUSED

BREATH TEST RESULTS:

1) REFUSED

2)

3)

4)

STATE OF FLORIDA
COUNTY OF PALM BEACH

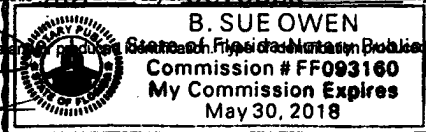
INV. DANIEL MERCIER 8236

(Signature of Arresting/Investigative Officer)

The foregoing instrument was sworn to or affirmed and subscribed before me on 21 OCTOBER, 2016

by INV. DANIEL MERCIER

(Print name of Arresting/Investigative Officer, who is personally known to me)



KNOWN LEO

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

SCANNED
NOV 01 2016

WITNESS LIST

16145739

INV. DANIEL MERCIER 8236

CASE NUMBER:

ARRESTING OFFICER: _____

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: _____

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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

NOV 01 2016

TESTING FACILITY TASK REPORT

AGENCY: PBSO

SUBJECT: Mojica, Jaimarie

CASE NUMBER: 10-145739

DATE: 10/31/16

VIDEO TAPE NUMBER: DVD# 61591

BEGINNING TIME: 0313

ENDING TIME: 0317

BREATH TESTS RESULTS:

REFUSED

1) TIME 0316 A.M./P.M.

2) TIME A.M./P.M.

3) TIME A.M./P.M.

4) TIME A.M./P.M.

BREATH OPERATOR: S. Owen # 3184

MAINTENANCE TECHNICIAN: J. Karlecke # 6467

TESTING OFFICER'S OBSERVATIONS

SPEECH:

ATTITUDE: very quiet, didn't talk at all

CLOTHING: black boots, jeans, black top

MEDICAL CONDITIONS: no answer

MEDICATIONS: no answer

OTHER: droopy eyes

COMMENTS: A/OE A arrived at 0251 hrs

A/O observed 20 minutes

A/O requested breath test, NO answer

A/O read I/C, A didn't understand

A/O explained I/C, A still didn't understand

A/O called refusal. A wouldn't talk anymore

NO Q & A

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NOV 01 2016

SUBJECT: Mojica, Jaimarie

CASE NUMBER: 16-145239

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 Inv. Mercier of the PRSO

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) _____

Reudon Camera

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

NOV 01 2016

SUSPECT'S SIGNATURE: (X) _____

SUBJECT: Mojica, Jaimarie CASE NUMBER: 16-145739

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? _____

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? _____

SCANNED
NOV 01 2016