J-0505460 19GT3100 P-1419

ARREST / NOTICE TO APPEAR
Juvenile Referral Report

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

OBTS Number

ADMINISTRATIVE

Agency ORI Number: FLO 500000
Agency Name: PALM BEACH COUNTY SHERIFF'S OFFICE
Agency Report Number (N.T.A.'s only): 06- 19038513

Charge Type: Check as many as apply. 1. Felony 2. Traffic Felony 3. Misdemeanor 4. Traffic Misdemeanor 5. Ordinance 6. Other
Weapon Seized / Type: 2 (1. Yes 2. No)
Multiple Clearance Indicator: 1

Location of Arrest (Including Name of Business): 10900 Blk. Okeechobee Blvd, Royal Palm Beach, Fl 33411
Location of Offense (Business Name, Address): 10900 Blk. Okeechobee Blvd, Royal Palm Beach, Fl 33411

Date of Arrest	Time of Arrest	Booking Date	Booking Time	Jail Date	Jail Time	Location of Vehicle
02/17/2019	2159					10900 Blk. Okeechobee Blvd, Royal Palm Beach, Fl 33411

DEFENDANT

Name (Last, First, Middle): Richie, James, William
Alias (Name, DOB, Soc. Sec. #, Etc.)

Race (W - White I - American Indian B - Black 0- Oriental/Asian)	Sex	Date of Birth	Height	Weight	Eye Color	Hair Color	Complexion	Build
W	M	8/1/1977	5'10	220	blue	brown	light	medium

Scars, Marks, Tatoos, Unique Physcal Features (Location, Type, Description): tattoos - right leg and arm
Marital Status: Married
Religion: CATHOLIC
Indication of: Alcohol Influence [Y] [N] [Unk.]; Drug Influence [ ] [ ] [ ]

Local Address (Street, Apt. Number) (City) (State) (Zip): 243 Bilbao St, Royal Palm Beach, FL 33411
Phone: (561) 312-4283
Residence Type: 1. City 2. County 3. Florida 4. Out of State: 1

Permanent Address (Street, Apt. Number) (City) (State) (Zip): 243 Bilbao St, Royal Palm Beach, FL 33411
Phone: ( )
Address Source: verbal/driver's license

Business Address (Name, Street) (City) (State) (Zip):
Phone: ( )
Occupation: civil engineer

D/L Number, State	Soc. Sec. Number	INS Number	Place of Birth (City, State)	Citizenship
R200459772810, FL	[redacted]		Inverness, FL	USA

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: Name (Last) (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 [ ] defendant and / or [ ] defendant's parents The child and / or parent was told to keep the Juvenile Court Clerk (Phone 355-2526) informed of any change of address. [ ] Yes, by: (Name) [ ] No: (Reason) | School Attended | Grade
Property Crime? [ ] Yes [ ] No | Description of Property | Value of Property

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 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

Charge Description	Counts	Domestic Violence	Statute Violation Number	Violation of ORD #	Drug Activity	Drug Type	Amount / Unit	Offense #	Warrant / Capias Number	Bond
Driving Under The Influence (DUI)	1	[ ]Y [X]N	316.193(1)		U	U	n/a	19038513		
		[ ]Y [ ]N								
		[ ]Y [ ]N								
		[ ]Y [ ]N								
		[ ]Y [ ]N								

NOTICE TO APPEAR

Location (Court, Room Number, Address): South County Courthouse, Courtroom #1, 200 W. Atlantic Ave., Delray Beach, FL 33444 - Ph: (561) 355-2996
Court Date and Time: Month Mar Day 11 Year 2019 Time 0830 AM X PM
FEB 10 AM 11:56

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 APREAR 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: 02/17/2019

ADMIN

HOLD for other Agency Name:
[ ] Dangerous [ ] Resisted Arrest [ ] Suicidal [ ] Other:
Intake Deputy | I.D. # | Pouch #

Signature of Arresting Officer: X
Name of Arresting Officer (Print): INV. Jacob Frey | I.D. #: 9658
Transporting Officer: INV. Jacob Frey | ID #: 9658 | Agency: PBSO

Name Verification (Printed by Arrestee) (PRINT)
Witness here if subject signed with an "X"

PAGE OF

DISTRIBUTION: WHITE - COURT COPY GREEN - STATE ATTORNEY YELLOW - AGENCY PINK - AGENCY GOLD - DEFENDANT (N.T.A.'s ONLY)

PBSO #148 REV. 5/97

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2019 FEB 18 AM 7:36
SCANNED
FEB 18 2019

PROBABLE CAUSE AFFIDAVIT

OBTS Number

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

Juvenile

ADMIN

Agency ORI Number	Agency Name	Agency Report Number
FLO 500000	PALM BEACH COUNTY SHERIFF'S OFFICE	06- 19-038513

Charge Type: 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)	Alias	Race	Sex	Date of Birth
Richie James	William	W	M	08/01/1977

CHARGES

Charge Description	Charge Description
D.U.I. 316.193(1)	
Charge Description	Charge Description

VICTIM

Victim's Name (Last, First, Middle)	Race	Sex	Date of Birth

Local Address (Street, Apt. Number) (City) (State) (zip)	Phone	Address Source
STATE OF FLORIDA		
Business Address (Name, Street) (City) (State) (zip)	Phone	Occupation

PROBABLE CAUSE STATEMENT

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.
- ☐ confessed to _____ admitting to the below facts.
- ☐ was observed by _____ who told _____ that he/she saw the arrested person commit the below acts.
- ☐ was found to have commited the below acts, resulting from my (described) investigation.

On the 17 day of February 2019 at 2152 ☐ A.M. ☒ P.M. (Specifically include facts constituting cause for arrest.)

On 2/17/19 at 2152 hours I responded to Okeechobee BLV/ Wildcat Way in reference a driver pass out in a pickup truck at the light. dispatch advised me that the complainant said that the driver was swerving and hit a tree. Upon arrival, I observed a Chevy Silverado pickup bearing tag HUH8M at the light. As soon the driver saw my marked unit, he makes a U-turn trying to avoid me. I conducted a traffic stop on the vehicle for welfare on the driver. I made contact with the driver James William Richie. James had slur speech and a strong odor of alcohol coming from his breath. DUI Unit then responded to the scene and took over the investigation.

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ADMINISTRATIVE

STATE OF FLORIDA
COUNTY OF PALM BEACH

D/S R Ortgenc 7759 (ID #)
(Signature of Arresting/Investigative Officer)

The foregoing instrument was sworn to or affirmed and subscribed before me this 17 day of Feb 2019 by _____

(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)

PAGE OF

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PBSO #0004 REV. 04/01

SCANNED
FEB 18 2019

SUBJECT: Richie, James, William **CASE NUMBER** 19038513

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:

His eyes were watery, glassy, bloodshot. He had difficulty standing and his body swayed. Refused to perform task after Taylor Warning

WALK & TURN:
Refused to perform task after Taylor Warning

ONE LEG STAND:
Refused to perform task after Taylor Warning

FINGER TO NOSE:
Refused to perform task after Taylor Warning

ROMBERG ALPHABET:
Refused to perform task after Taylor Warning

BREATH TEST RESULTS: **.251** **.227 VNM** **refused**

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STATE OF FLORIDA
COUNTY OF PALM BEACH

INV. Jacob Frey
(Signature of Arresting/Investigative Officer)

The foregoing instrument was sworn to or affirmed and subscribed before me this 17 day of Feb 20 19 by INV. Jacob Frey

(Print name of Arresting/Investigative Officer), who is personally known to me and/or produced identification. Type of identification produced known

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

SHARI L. O'NEAL
Notary Public - State of Florida
Commission # FF 966854
My Comm. Expires Jun 25, 2020
Bonded through National Notary Ass

SCANNED
FEB 18 2019

D.U.I. PROBABLE CAUSE AFFIDAVIT

ON THE 17 DAY OF Feb 20 19, AT 2134 AM ✓ PM

SUBJECT: Richie, James, William CASE NUMBER: 19038513

AGENCY: PALM BEACH COUNTY SHERIFF'S OFFICE ARRESTING OFFICER: INV. Jacob Frey

PERSONAL CONTACT

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

On 17Feb19 at approximately 2148hrs I arrived in the area of 10900 Block of Okeechobee Blvd, in the Village of Royal Palm Beach, Palm Beach County in reference to a Driving Under The Influence (DUI) investigation.

Nancy Woolley had placed a call into dispatch in reference to a possible drunk driver. She told dispatch the vehicle was a green Silverado. She told them the vehicle was on Crestwood Blvd heading towards Okeechobee Blvd. She stated the vehicle was "swerving and just hit a tree". The CAD stated the vehicle went west on Okeechobee Blvd. The vehicle then pulled into Royal Palm Beach Elementary School. It then turned around and began to go eastbound on Okeechobee Blvd. She continued to follow the vehicle as it approached Royal Palm Beach Blvd. The vehicle stopped in the left turn lane. She stated the vehicle remained stopped as the light changed to green. She stated the vehicle had a Florida "Gator" tag but did not get the tag number. The CAD stated Nancy approached the driver (a white male) and attempted to tell him to pull over but he was passed out. The vehicle started to drive eastbound again. The vehicle pulled into the left turn lane for the Target (10155 Okeechobee Blvd). CAD stated the vehicle ran the red light and made a u-turn onto westbound Okeechobee Blvd. At this time Deputies were able to locate the vehicle. A 911 recording request was submitted for Nancy's call to dispatch.

D/S R. Oragene ([redacted]) was able to locate the vehicle near the intersection of Wildcat Way and Okeechobee Blvd. The vehicle was a Chevy Silverado (FL "Gator" tag HUH8M) and matched the description of the vehicle Nancy had called in. D/S Oragene stated when the driver saw his marked patrol vehicle he immediately made a u-turn and appeared to be avoiding him. Based on the information provided by dispatched from Nancy, D/S Oragene stopped the vehicle to check the welfare on the driver.

OBSERVATION OF DRIVER:

D/S R. Oragene (7759) was able to locate the vehicle near the intersection of Wildcat Way and Okeechobee Blvd. The vehicle was a Chevy Silverado (FL "Gator" tag HUH8M) and matched the description of the vehicle Nancy had called in. D/S Oragene stated when the driver saw his marked patrol vehicle he immediately made a u-turn and appeared to be avoiding him. Based on the information provided by dispatched from Nancy, D/S Oragene stopped the vehicle to check the welfare on the driver.

When D/S Oragene made contact with the driver, later identified as James Richie by his Florida Driver's License, he noticed " the strong odor of alcohol" coming from his breath and his speech was slurred.

After speaking to D/S Oragene, I made contact with James. He was sitting in the driver's seat of the vehicle. I immediately smelled the strong odor of an unknown alcoholic beverage coming from inside the vehicle and from his breath when he spoke. His eyes were watery, glassy, and bloodshot. His speech was slurred and mush-mouthed. His movements were slow and sluggish. His shirt was stained. I asked him to exit the vehicle. He stumbled out of the vehicle and immediately began to fall into the opening of the door. I asked him to walk to the front of my vehicle to perform Standard Field Sobriety Tasks (SFST). He staggered as he walked to the front of his vehicle. He refused to walk to the front of my patrol vehicle to perform SFSTs. He stated he was not refusing but would have to talk to his wife before performing the tasks.

DRIVER'S STATEMENTS:

At the scene he stated he was not refusing to perform SFSTs but had to talk to his wife. He also pleaded with me to drive him home. At the BAT, when I asked if he was o.k. he made the spontaneous utterance "just regrets and obvious remorse". Inside the testing room he made several statements that did not make sense. He stated his "breath hurt" and he could not breathe because he needed to drink water. When I asked him to walk up to the Intoxilyzer, he kept say "lets progress through this".

ODORS:

Strong odor of an unknown alcoholic beverage coming from his person and from his breath

GENERAL OBSERVATIONS

SPEECH: **Slurred, mush-mouthed**

ATTITUDE: **uncooperative, cocky, relaxed**

CLOTHING: **white muscle shirt (stained), gray shorts, black sandals**

MEDICAL/OTHER: **none stated**

STATE OF FLORIDA
COUNTY OF PALM BEACH

INV. Jacob Frey
(Signature of Arresting/Investigative Officer)

The foregoing instrument was sworn to or affirmed and subscribed before me this 17 day of Feb 20 19 by INV. Jacob Frey

(Print name of Arresting/Investigative Officer), who is personally known to me and/or produced identification. Type of identification produced known

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

SHARI L. O'NEAL
Notary Public - State of Florida
Commission # FF 966854
My Comm. Expires Jun 25, 2020
Bonded through National Notary Assn

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SCANNED
FEB 18 2019

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: 80-006478 Software: 8100.27
Date of Test: 02/17/2019

Date of Last Agency Inspection: 02/08/2019
Observation Period Began: 22:55
Subject's Name: JAMES W RICHIE DOB: 08/01/1977 Sex: M

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	23:19
Air Blank	0.000	23:20
Control Test	0.080	23:20
Air Blank	0.000	23:20
Subject Sample #1	0.251	23:22
Air Blank	0.000	23:23
Air Blank	0.000	23:25
Subject Sample #2	VNM*	23:28
Air Blank	0.000	23:28
Air Blank	0.000	23:30
Subject Sample #3	REF**	23:33
Air Blank	0.000	23:33
Control Test	0.077	23:33
Air Blank	0.000	23:34
Diagnostics Check	OK	23:34

*Volume Not Met (0.227 - Breath Sample Not Reliable to Determine Breath Alcohol Level)
**Subject Test Refused

Cylinder Lot: 13518080A5
Exp: 08/05/2020

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: S. O'Neal Date: 02-17-19
Signature

Sworn to (or affirmed) before me this 17 day of February, 2019

Signature of Notary Public-State of Florida

Jay. Frey #9658
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.

FDLE/ATP FORM 38 - MARCH 2004, Ref. 11D-8.007

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SCANNED
FEB 18 2019

19038513

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

I, **INV. Jacob Frey**, a duly certified Law Enforcement Officer or Correctional Officer,
(Name of Officer reading Implied Consent Warning)

am a member of **Palm Beach County Sheriff's Office**, and I do swear
(Name of law enforcement agency)

or affirm that on or about the **17** day of **February**, 20 **19**, at **2159** ☑ P.M. ☐ A.M.

DRIVER **James** **William** **Richie**,
(Type or Print) FIRST NAME MIDDLE OR MAIDEN NAME LAST NAME

DL# **R200459772810**, state of **Florida**, was placed under lawful arrest for

the offense of **Driving Under The Influence (DUI)** by **INV. Jacob Frey** and
(Name of Arresting Officer)

issued Citation # **A2G3WNP**

That on or about the **17** day of **Feb**, 20 **19**, at **2333** ☑ 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

THIS AFFIDAVIT MUST BE NOTARIZED OR ATTESTED TO (F.S. 117.10)

Notary Public - State of Florida
Commission # FF 966854
My Comm. Expires Jun 25, 2020
Bonded through National Notary Assn.

(AFFIX SEAL)

The foregoing instrument was sworn and subscribed before me this **17** day of **Feb**, 20 **19**, by **INV. Jacob Frey**, who is personally known to me or who has produced **known** as identification

Notary Public 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.

SCANNED

FEB 18 2019

HSMV-BAR1001 (REV. 10/2016)

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

PBSO CASE # 19038513 PBSO ZONE 9-22

AGENCY CASE # 19038513 CRASH CASE #

TIME OF STOP/CRASH 2134 DATE 02/17/2019 DAY Sunday

SUBJECT'S NAME Richie, James, William RACE W SEX M

HGT 5'10 WGT 220 DOB 8/1/1977

LOCATION 10900 Blk. Okeechobee Blvd, Royal Palm Beach, Fl 33411

ARRESTING OFFICER'S NAME & ID INV. Jacob Frey (9658) AGENCY Palm Beach County Sheriff's Office

DIVISION: DUI

NOTIFIED BY COMMO ✓

ARRIVAL AT FACILITY 2255hrs

ARREST TIME 2159

BREATH RESULTS: .251/.227*VNM

REFUSED

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TESTING OFFICER'S ID 6212 PBSO VIDEOTAPE # N/A

SCANNED
FEB 18 2019

WITNESS LIST

CASE NUMBER: 19038513

ARRESTING OFFICER: INV. Jacob Frey

ADDRESS: 3228 Gun Club Rd, WPB

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

CAN TESTIFY TO: Personal contact, SFST refusal

NAME: D/S Rodly Oragene (7759)

ADDRESS: 3228 Gun Club Rd, WPB

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

CAN TESTIFY TO: physical control, personal contact

NAME: Woolley, Nancy,

ADDRESS 215 Saratoga Blvd E, Royal Palm Beach, FL 33411

PHONE NUMBERS (HOME) (561) 267-7506 (WORK) 0

CAN TESTIFY TO: _____

NAME: _____

ADDRESS _____

PHONE NUMBERS (HOME) _____ (WORK) 0

CAN TESTIFY TO: _____

NAME: _____

ADDRESS _____

PHONE NUMBERS (HOME) _____ (WORK) _____

CAN TESTIFY TO: _____

NAME: _____

ADDRESS _____

PHONE NUMBERS (HOME) _____ (WORK) _____

CAN TESTIFY TO: _____

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PHONE NUMBERS (HOME) _____ (WORK) _____

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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: _____

NAME: _____

ADDRESS _____

PHONE NUMBERS (HOME) _____ (WORK) _____

CAN TESTIFY TO: _____

NAME: _____

ADDRESS _____

PHONE NUMBERS (HOME) _____ (WORK) _____

CAN TESTIFY TO: _____

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SCANNED
FEB 18 2019

TESTING FACILITY TASK REPORT

AGENCY: PBSO T.V. Fcy #9663

SUBJECT: Richie, James W. CASE NUMBER: 14-022613

DATE: 02-17-14 VIDEO TAPE NUMBER: N/A

BEGINNING TIME: 2315hrs ENDING TIME: 2351 hrs

BREATH TESTS RESULTS: 1) .251 TIME 2322 A.M./P.M. 2) .227 TIME 2327 A.M./P.M.

REFUSED 3) TIME 2333 A.M./P.M. 4) _____ TIME _____ A.M./P.M.

BREATH OPERATOR: D. O'Neal #6212

MAINTENANCE TECHNICIAN: Cpl. Bonetti #6107

TESTING OFFICER'S OBSERVATIONS

SPEECH: Slurred

ATTITUDE: Cal, Cooperative, Slow to respond, I dunno

CLOTHING: Shirt White Shorts-Army Fatigue Grey

MEDICAL CONDITIONS: None

MEDICATIONS: None

OTHER: Eyes: Very Red, Glassy Face: Flushed

* Acting Strange, Uncooperative

Strong odor of unknown alcoholic beverage

COMMENTS: 20 min observation done by AIO Fcy #9663

AIO requested the breath test.

Explained consent read on camera.

D submitted everything the DL IC was read.

D was not Miranda, currently at first, he eventually

knew correctly after explaining how to know

same.

D was explained rules during the breath testing,

not blowing correctly.

AIO read the IC again.

Taken as a refusal, due to D being uncooperative

D refused to continue and complete the breath

test.

CM read on camera.

D refused QTA.

SCANNED

FEB 18 2014

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

PBSO #0123A REV.11/02

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SUBJECT: Richie, James L. CASE NUMBER: 19-0[illegible]

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 Dep. Ray #4673 of the PBSO.

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) Refused on Camera 2nd

CONSTITUTIONAL WARNINGS

I AM REQUIRED TO WARN YOU BEFORE YOU MAKE ANY STATEMENTS THAT YOU HAVE THE FOLLOWING RIGHTS:

1. You have the right to remain silent and not answer any questions.
2. Any statement must be freely and voluntarily given.
3. You have the right to the presence of a lawyer of your choice before you make any statement and during any questioning.
4. If you cannot afford a lawyer, you are entitled to the presence of a court appointed lawyer before you make any statements and during any questioning.
5. If at any time during the interview you do not wish to answer any questions, you are privileged to remain silent.
6. I can make no threats or promises to induce you to make a statement. This must be of your own free will.
7. Any statement can and will be used against you in a court of law.

SUSPECT'S SIGNATURE: (X) Refused on Camera

NOT A CERTIFIED COPY

SCANNED FEB 18 2019

SUBJECT: Ritter, James W. CASE NUMBER: 14 023512

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? _____

INTERVIEWER: Ian J. Frey 9658

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SCANNED FEB 18 2013

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

PBSO #0129C REV. 9/93

PALM BEACH COUNTY
SHERIFF'S OFFICE
Florida State Statute Exemption Sheet

Palm Beach County Sheriff's Office – Arrests Only

	X	Florida State Statute	Description	Page Number(s)
L/E Exemptions	☐	119.071(2)(d)	Surveillance techniques, procedures and personnel; inventory of law enforcement resources, policies or plans pertaining to mobilization deployment or tactical operations.	
	☐	943.053, 943.0525	NCIC/FCIC/FBI and in-state FDLE/DOC.	
	☐	119.071(4)(c)	Undercover personnel.	
	☐	119.071(2)(f)	Confidential informants (CIs).	
	☐	119.071(2)(e)	Confession.	
Public Info. Exemptions	☐	985.04(1)	Juvenile offender records.	
	☐	119.071(h)(i)	Assets of a crime victim.	
	☐	395.3025(7)(a), 456.057(7)(a)	Medical information.	
	☐	394.4615(7)	Mental health information.	
	☐	119.071(4)(d)(2)(a)	Home address, telephone, Social Security number, date of birth, or photos of active/former LE personnel, spouses, and children.	
Florida Rules of Judicial Administration 2.420 (Rule of 23)	☒	(iii) 119.0714(1)(i)-(j), (2)(a)-(e)	Social Security, bank account, charge, debit, and credit card numbers.	2
	☐	(viii) 394.4615(7)	Clinical records under the Baker Act.	
	☐	(xii) 741.30(3)(b)	The victim's address in a domestic violence action on petitioner's request.	
	☐	(xiii) 119.071(2)(h), 119.0714(1)(h)	Protected information regarding victims of child abuse or sexual offenses.	
	☐			
	☐			
	☐			
	☐			
	☐			
Other	☐	539.001 FS	Other: All records relating to pawnbroker transactions.	
	☐	119.0712(2)	Other: Personal Information contained within a motor vehicle record	

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REVIEW COMPLETED BY

Booking Number: 2019005608	**Date:** 02/18/2019
	Specialist Name/ID: howardt/7185

SCANNED
FEB 18 2019