

0495730

2667

ARREST / NOTICE TO APPEAR

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

1 Juvenile N

OBTS Number	Agency ORI Number <b>FLO 500000</b>		Agency Name <b>PALM BEACH COUNTY SHERIFF'S OFFICE</b>		Agency Report Number (N.T.A.'s only) <b>06- 18-038066</b>	
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 2. No	Multiple Clearance Indicator <b>01</b>	
Location of Arrest (Including Name of Business) <b>7777 Glades Rd, Boca Raton, FL 33434</b>			Location of Offense (Business Name, Address) <b>7777 Glades Rd, Boca Raton, FL 33434</b>			
Date of Arrest <b>02/12/2018</b>	Time of Arrest <b>23:33</b>	Booking Date <b>02/13/2018</b>	Booking Time	Jail Date	Jail Time	Location of Vehicle <b>West Way Towing, 1600 NW Madrid Way, Boca Raton, FL 33432, (561) 368-4466</b>

Name (Last, First, Middle) <b>Mccarthy, John, Thomas</b>						Alias (Name, DOB, Soc. Sec. #, Etc.)					
Race W - White I - American Indian B - Black O - Oriental/Asian	Sex <b>W</b>	M	Date of Birth <b>05/08/1964</b>	Height <b>6'00</b>	Weight <b>250</b>	Eye Color <b>brown</b>	Hair Color <b>gray</b>	Complexion <b>light</b>	Build <b>large</b>		
Scars, Marks, Tattoos, Unique Physical Features (Location, Type, Description) <b>scars on heart and left ankle</b>						Marital Status <b>Married</b>	Religion <b>CATHOLIC</b>	Indication of: Alcohol Influence Drug Influence <input type="checkbox"/> Y <input type="checkbox"/> N <input type="checkbox"/> Unk.			
Local Address (Street, Apt. Number) (City) (State) (Zip) <b>22056 Palm Grass Dr, Boca Raton, FL 33428</b>						Phone <b>(561) 667 7935</b>		Residence Type: 1. City 2. County 3. Florida 4. Out of State <b>2</b>			
Permanent Address (Street, Apt. Number) (City) (State) (Zip)						Phone		Address Source <b>DL</b>			
Business Address (Name, Street) (City) (State) (Zip)						Phone		Occupation <b>sales manager</b>			
D/L Number, State <b>M263478641680, FL</b>			Soc. Sec. Number		INS Number		Place of Birth (City, State) <b>Bangui, Central Africa</b>		Citizenship <b>US</b>		

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
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.			School Attended
Yes, by: (Name) <input type="checkbox"/> No: (Reason)			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
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Charge Description <b>Driving Under the Influence</b>	Counts <b>1</b>	Domestic Violence <input type="checkbox"/> Y <input checked="" type="checkbox"/> N	Statute Violation Number <b>316.193(1)</b>	Violation of ORD #
Drug Activity <b>N</b>	Drug Type <b>N</b>	Amount / Unit	Offense # <b>18-038066</b>	Warrant / Capias Number
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
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
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

Location (Court, Room Number, Address) <b>South County Courthouse, Courtroom #1, 200 W. Atlantic Ave., Delray Beach, FL 33444 - Ph: (561) 355-2996</b>	
Month <b>March</b>	Day <b>5th</b>
Year <b>2018</b>	Time <b>08:30</b>
AM <input checked="" type="checkbox"/> PM <input type="checkbox"/>	

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

02/12/2018

Signature of Arrestee (or Juvenile and Parent /Custodian)		Date Signed	
HOLD for other Agency Name:	Signature of Arresting Officer <b>X</b>	Name Verification (Printed by Arrestee) <b>John McCarthy</b>	
<input type="checkbox"/> Dangerous <input type="checkbox"/> Sycidical	<input type="checkbox"/> Resisted Arrest <input type="checkbox"/> Other:	Name of Arresting Officer (Print) <b>D/S POINTUP</b>	I.D. # <b>16032</b>
Transporting Officer <b>Thomas</b>	ID # <b>16032</b>	Agency <b>PBSO</b>	Witness here if subject signed with an "X" <b>1</b> of <b>1</b>

# D.U.I. PROBABLE CAUSE AFFIDAVIT

ON THE 12th DAY OF February 20 18, AT 23:04 AM  PM  
SUBJECT: Mccarthy, John, Thomas CASE NUMBER: 18-038066

AGENCY: PALM BEACH COUNTY SHERIFF'S OFFICE ARRESTING OFFICER: D/S POINTU P.

## PERSONAL CONTACT

DRIVING PATTERN: ACTUAL PHYSICAL CONTROL (PHYSICAL EVIDENCE OR STATEMENTS PUTTING DEF. BEHIND WHEEL OF VEHICLE)  
I observed a black Chevrolet Tahoe on the 7700 block of Westbound State Road 808 (Glades Road), in unincorporated Boca Raton, Palm Beach County, Florida. The Tahoe then drove through traffic cones that were blocking lane 1 and 2 for road work, drove on lane 2 almost hitting a worker, then attempted to make a u turn within the construction zone when I stopped it. The driver and only occupant of the vehicle was identified by his Florida Driver's license.

## OBSERVATION OF DRIVER:

Thousand miles stare. Glassy and bloodshot eyes. Car radio was blasting at full volume. Driver attempted multiple time to turn off the radio unsuccessfully. Fumbled to retrieve his driver's license.

## DRIVER'S STATEMENTS:

Post Miranda, admitted having dental surgery a few hours earlier, taking Hydrocodon for it and having been drinking 3 shots of Whiskey within the last hour. Driver said that he wanted to enter into the Turnpike while he was in fact driving in the opposite direction.

## ODORS:

Strong odor of unknown alcohol that become stronger when he talked.

## GENERAL OBSERVATIONS

SPEECH: slurred

ATTITUDE: cooperative

CLOTHING: gray t shirt, black pants, black shoes

MEDICAL/OTHER: Hydrocodon from dental surgery earlier that day. No other medical condition reported. No other medication.

STATE OF FLORIDA  
COUNTY OF PALM BEACH

D/S POINTU P.

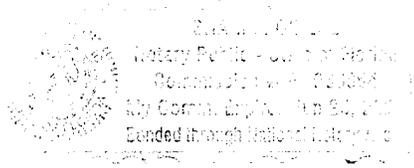
(Signature of Arresting/Investigative Officer)

The foregoing instrument was sworn to or affirmed and subscribed before me this 13th day of February 20 18 by D/S POINTU P.

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

Shari O'Neal (#6212) *S. O'Neal*

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



**SCANNED**  
**FEB 14 2018**

SUBJECT: Mccarthy, John, Thomas

CASE NUMBER 18-038066

**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:**

**Swayed. Moved his head multiple times. Had a hard time following stimulus. Had to be reminded multiple time to get back in position.**

**WALK & TURN:**

**Could not maintain the instructional stance. Started before being told. Did not walk heel to toe. Stepped off the line. Did not complete the turn until reminded. Did not complete the prescribed turn. Walked ten step back. Used his arms to balance.**

**ONE LEG STAND:**

**Lowered his leg multiple times. Swayed. Stopped the task before being told.**

**FINGER TO NOSE:**

**Did not keep his eyes closed. Swayed. Did not touch his nose before being reminded multiple time of the task. Never touched the tip of his nose but the side of it or his mouth.**

**ROMBERG ALPHABET:**

**Swayed. Could not keep his eyes close. Recited the alphabet very fast "ABCDEFGHIG HIGKLMNOP QRSTU V D". Then stopped.**

**Modified Romberg: Stopped the task at 20s. Then when asked how it was he answered that he counted up to 30.**

**BREATH TEST RESULTS:      0.149                      0.151**

STATE OF FLORIDA  
COUNTY OF PALM BEACH

**D/S POINTU P.**

(Signature of Arresting/Investigative Officer)

The foregoing instrument was sworn to or affirmed and subscribed before me this 13th day of February 2018 by D/S POINTU P.

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

**Shari O'Neal (#6212)**

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

**SCANNED**

**FEB 14 2018**