

0297209

2843

ARREST / NOTICE TO APPEAR  
Juvenile Referral Report

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

ADMINISTRATIVE	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>06-17036034</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 1. Yes 2. No		Multiple Clearance Indicator			
	Location of Arrest (Including Name of Business) <b>Southern Blvd at Ft Turnpike West Palm Beach FL 33413</b>				Location of Offense (Business Name, Address) <b>Southern Blvd at Ft Turnpike West Palm Beach FL 33413</b>			
	Date of Arrest <b>2/5/2017</b>	Time of Arrest <b>23:50</b>	Booking Date	Booking Time	Jail Date	Jail Time	Location of Vehicle <b>Sisters Towing</b>	
DEFENDANT	Name (Last, First, Middle) <b>Almonte, Johnathan</b>						Alias (Name, DOB, Soc. Sec. #, Etc.)	
	Race <b>W - White I - American Indian B - Black O - Oriental/Asian</b>	Sex <b>W</b>	Date of Birth <b>1/7/1985</b>	Height <b>5'10</b>	Weight <b>200</b>	Eye Color <b>Bro</b>	Hair Color <b>Bla</b>	Complexion <b>Med</b>
	Scars, Marks, Tattoos, Unique Physical Features (Location, Type, Description)						Marital Status <b>Sing</b>	Religion <b>CATHOLIC</b>
	Local Address (Street, Apt. Number) <b>8662 Tally Ho Ln Royal Palm Beach FL 33411</b>				Phone <b>(561) 267-0034</b>		Indication of: Alcohol Influence <input checked="" type="checkbox"/> Drug Influence <input type="checkbox"/>	
	Permanent Address (Street, Apt. Number)				Phone		Residence Type: 1. City 2. County 3. Florida 4. Out of State	
	Business Address (Name, Street)				Phone		Address Source <b>FL DL</b>	
	D/L Number, State <b>A455421850070</b>				Soc. Sec. Number		INS Number	
	Co-Defendant Name (Last, First, Middle)				Race		Sex	
	Co-Defendant Name (Last, First, Middle)				Race		Sex	
	JUVENILE	Parent Name (Last) <input type="checkbox"/> Legal Custodian <input type="checkbox"/> Other						Residence Phone
Address (Street, Apt. Number)						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		
Property Crime? <input type="checkbox"/> Yes <input type="checkbox"/> No						Description of Property		
Drug Activity N. N/A S. Sell B. Buy P. Possess T. Traffic						Drug Type N. N/A A. Amphetamine		
Charge Description <b>DUI</b>						Counts <b>1</b>		
Domestic Violence <input type="checkbox"/> Y <input checked="" type="checkbox"/> N						Statute Violation Number <b>316.193(1)</b>		
CHARGE		Drug Activity <b>N</b>						Drug Type <b>N</b>
	Amount / Unit						Offense # <b>17036034</b>	
	Charge Description						Counts	
	Domestic Violence <input type="checkbox"/> Y <input checked="" type="checkbox"/> N						Statute Violation Number	
	Drug Activity						Drug Type	
	Amount / Unit						Offense #	
	Charge Description						Counts	
	Domestic Violence <input type="checkbox"/> Y <input checked="" type="checkbox"/> N						Statute Violation Number	
	Drug Activity						Drug Type	
	Amount / Unit						Offense #	
NOTICE TO APPEAR	Location (Court, Room Number, Address) <b>3228 Gun Club Rd West Palm Beach FL 33406</b>							
	Court Date and Time Month <b>March</b> Day <b>2</b> Year <b>2017</b> Time <b>08:30</b> AM <input checked="" type="checkbox"/> PM							
	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)						Date Signed	
	HOLD for other Agency Name:						Signature of Arresting Officer	
	<input type="checkbox"/> Dangerous <input type="checkbox"/> Resisted Arrest <input type="checkbox"/> Suicidal <input type="checkbox"/> Other:						Name of Arresting Officer (Print) <b>J. Schneider</b>	
	Intake Deputy <b>CPT MONEA / 1704</b>						ID # <b>8501</b>	
	Transporting Officer <b>J. Schneider</b>						ID # <b>8501</b>	
	Agency <b>PBSO</b>						Name Verification (Printed by Arrestee) <b>FEB 6 AM 2:09</b>	
	ADMIN	Witness Name (Printed by Arrestee)						PAGE <b>1</b> OF <b>1</b>
Witness Signature (Printed by Arrestee)								

# D.U.I. PROBABLE CAUSE AFFIDAVIT

ON THE 5 DAY OF February 20 17, AT 23:32 AM ☒ PM

SUBJECT: Almonte, Johnathan CASE NUMBER: 17036034

AGENCY: PALM BEACH COUNTY SHERIFF'S OFFICE ARRESTING OFFICER: Inv. J. Schneider

## PERSONAL CONTACT

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

**Was observed traveling westbound on Southern Blvd in lane 2 at 82 mph in a posted 50 mph zone. Upon making contact with the driver I observed him to be a white male wearing a gray and black shirt and black slacks. The driver was the sole occupant of the vehicle.**

## OBSERVATION OF DRIVER:

**Blooshot and watery eyes. Fumbled thru paperwork to locate requested items.**

## DRIVER'S STATEMENTS:

**Ive not had anything to drink. Replying to if there was any other reason besides consuming alcohol for the odor of a alcoholic beverage emanating from him he replied no.**

## ODORS:

**Distinct odor of a unknown alcoholic beverage coming from his person.**

## GENERAL OBSERVATIONS

**SPEECH:**

**ATTITUDE: Cooperative**

**CLOTHING: Gray/Black shirt, black slacks, black shoes**

**MEDICAL/OTHER: Stated none except digestive**

STATE OF FLORIDA  
COUNTY OF PALM BEACH

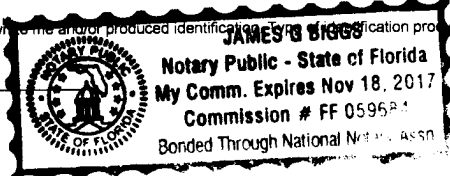
Inv. J. Schneider

(Signature of Arresting/Investigative Officer)

The foregoing instrument was sworn to or affirmed and subscribed before me this 5 day of February 20 17 by Inv. J. Schneider #8501

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

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



**SCANNED**  
**FEB 06 2017**

SUBJECT: Almonte, Johnathan

CASE NUMBER 17036034

### 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:

No vertical nystagmas present. Eyes continued to drift back to center from maximum deviation. Almonte had to be reminded to follow the stimulus and not instructed not to anticipate the movement simply follow the stimulus.

#### WALK & TURN:

Almonte swayed in place during the instructions and attempted to lean against his vehicle. During the performance of the task he failed to count during the first nine steps and missed heel to toe on several occasions. Almonte did not take a series of small steps to turn as instructed and simply pivoted before walking ten steps the opposite way missing heel to toe on every step. Almonte did count walking the opposite way.

#### ONE LEG STAND:

Almonte stated he understood the instructions. Upon beginning he lifted his foot but failed to stare at it as instructed. Almonte raised his right foot and counted to nine before placing his foot to the ground despite being told to continue until told to stop. Almonte was prompted to continue where he raised the left foot and counted to nine before lowering his foot. After the second attempt Almonte was re-instructed on the task and once again stated he understood. Raising his right foot for a second time Almonte leaned and lifted his arms to avoid losing balance. Almonte continued to look away from his foot contrary to his instruction and once again had to be reminded to continue until told to stop.

#### FINGER TO NOSE:

During the instructions Almonte had to be reminded stand with his feet together. Almonte stated he understood the instructions. Upon beginning the task Almonte tilted his head back but failed to close his eyes and lifted his right finger to his nose without any commands. I re-explained the task and Almonte once again stated he understood. Starting once again Almonte tilted his head back but failed to close his eyes. I once again had to remind him to close his eyes before beginning. The first left he touched under his nose contrary to instruction. The first right he touched the pad of his finger to the tip of his nose. The second left he touched the pad of his finger to the tip of his nose. The second right he touched the pad of his finger to the tip of his nose. The third right he touched the pad of his finger to the tip of his nose. The third left he touched the pad of his finger to the tip of his nose.

#### ROMBERG ALPHABET:

Almonte stated he understood the instructions. He stated a-h then l-p missing i, j, and k. Upon stopping at p I looked at Almonte in shock and stated "your going to stop at p" where he replied I said z. I reminded him he stated l, m, n, o, p and he attempted to continue stating l, m, n, o, p, x, l, r, y.

BREATH TEST RESULTS: 1) Refused 2) 3) 4)

STATE OF FLORIDA  
COUNTY OF PALM BEACH

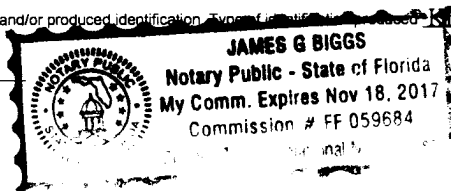
Inv. J. Schneider

(Signature of Arresting/Investigative Officer)

The foregoing instrument was sworn to or affirmed and subscribed before me this 5 day of February 20 17 by Inv. J. Schneider #8501

(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**  
**FEB 06 2017**

# WITNESS LIST

CASE NUMBER: **17036034**

ARRESTING OFFICER: **Inv. J. Schneider**

ADDRESS: **3228 Gun Club Rd West Palm Beach FL 33406**

PHONE NUMBERS (HOME): \_\_\_\_\_ (WORK) **561 688 3000**

CAN TESTIFY TO: **Stop and investigation.**

NAME: \_\_\_\_\_

ADDRESS: \_\_\_\_\_

PHONE NUMBERS (HOME) \_\_\_\_\_ (WORK) \_\_\_\_\_

CAN TESTIFY TO: \_\_\_\_\_

NAME: \_\_\_\_\_

ADDRESS \_\_\_\_\_

PHONE NUMBERS (HOME) \_\_\_\_\_ (WORK) \_\_\_\_\_

CAN TESTIFY TO: \_\_\_\_\_

NAME: \_\_\_\_\_

ADDRESS \_\_\_\_\_

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CAN TESTIFY TO: \_\_\_\_\_

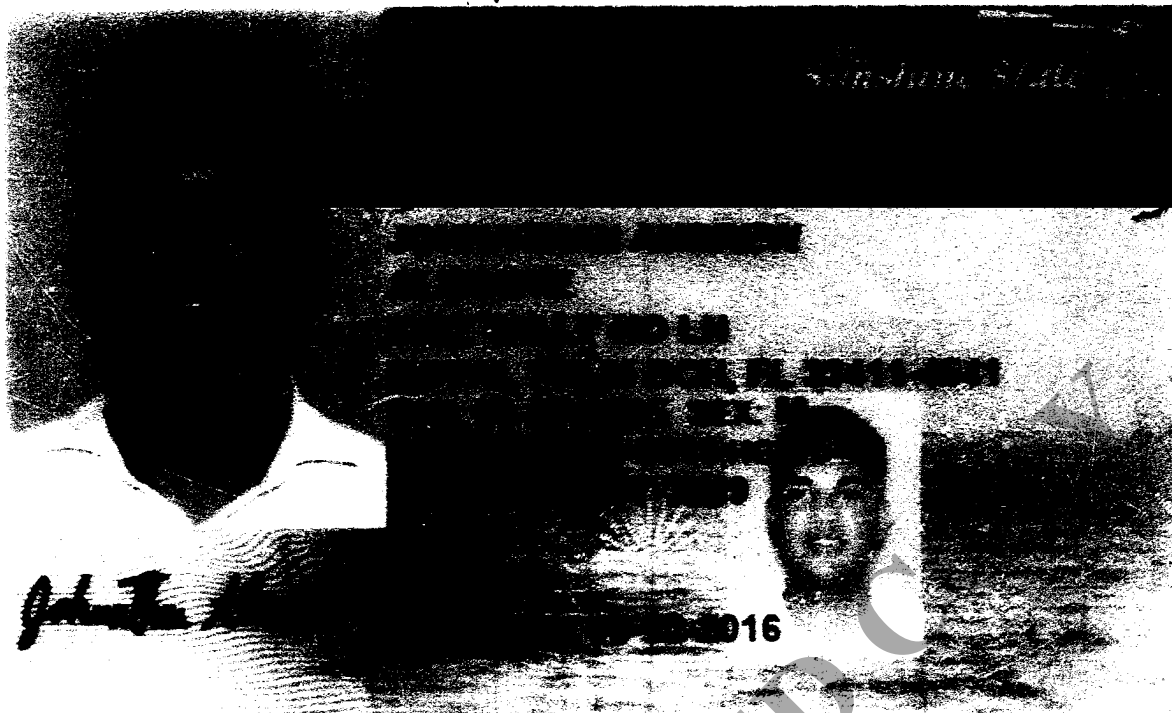
NAME: \_\_\_\_\_

ADDRESS \_\_\_\_\_

PHONE NUMBERS (HOME) \_\_\_\_\_ (WORK) \_\_\_\_\_

CAN TESTIFY TO: \_\_\_\_\_

**SCANNED**  
**FEB 06 2017**



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

SCANNED  
FEB 06 2017

SUBJECT: Almonte, Johnathan A. CASE NUMBER: 17-036034

## 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 Schneider 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) Read on 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.

SUSPECT'S SIGNATURE: (X) Read on Camera

**SCANNED**  
**FEB 06 2017**

SUBJECT: Almonte, Jonathan A CASE NUMBER: 17 036039

## 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? Home

WHAT STREET OR HIGHWAY WERE YOU ON? Southern Blvd @ FC Turnpike

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? Relaxed

HOW MUCH DO YOU WEIGH? \_\_\_\_\_ HAVE YOU BEEN DRINKING? Yes 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: \_\_\_\_\_

**SCANNED**  
**FEB 06 2017**

# TESTING FACILITY TASK REPORT

AGENCY: PBSO-SCHNEIDER

SUBJECT: ALMONTE, JOHNATHAN A

CASE NUMBER: 17-036034

DATE: Feb 6, 2017

VIDEO DVD NUMBER: 62090

BEGINNING TIME: 0029

ENDING TIME: 0033

BREATH TESTS RESULTS: 1) REF TIME 0031 A.M. ☒ P.M. ☐ 2) XX TIME XX A.M. ☐ P.M. ☐  
3) XX TIME XX A.M. ☐ P.M. ☐ 4) XX TIME XX A.M. ☐ P.M. ☐

BREATH OPERATOR: J Biggs# 7607

MAINTENANCE TECHNICIAN: D/S J Karkleck #6467

## TESTING OFFICER'S OBSERVATIONS

SPEECH: SLURRED AT TIMES

ATTITUDE: COOPERATIVE

CLOTHING: GRAY/BLACK SHIRT, BLACK SLACKS

MEDICAL CONDITIONS: NONE

MEDICATIONS: NONE

## OTHER:

EYES GLASSY

## COMMENTS:

THE ARRESTING OFFICER CONDUCTED THE 20 MINUTE OBSERVATION BEGINNING AT 0009  
SUBJECT REFUSED THE TEST INITIALLY  
SUBJECT WAS READ IMPLIED CONSENT  
SUBJECT REFUSED THE TEST ONCE AGAIN  
MIRANDA WAS READ AND UNDERSTOOD  
SUBJECT ANSWERED SOME OF THE QUESTIONS THEN STOPPED

SCANNED  
FEB 06 2017