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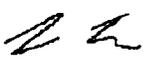
FCIC CHECK: <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO		<b>ARREST / NOTICE TO APPEAR JUVENILE REFERRAL 15TH JUDICIAL CIRCUIT</b>		1. Arrest <input type="checkbox"/> 4. Compl Affidavit <input type="checkbox"/> 2. Notice to Appear <input type="checkbox"/> 5. Request Capias <input type="checkbox"/> 3. Arrest Affidavit <input type="checkbox"/> 6. Juvenile Ref <input type="checkbox"/>	
OBTS # _____		Agency Name <b>SOUTH PALM BEACH POLICE DEPTME</b>		Agency Case # <b>17-11-0102</b>	
Agency ORI Number <b>FL0503000</b>		Agency Arrest # or Court Case #		City <b>SOUTH PALM BEACH</b>	
Check Type. Check as many as apply: <input checked="" type="checkbox"/> 3. Misdemeanor <input type="checkbox"/> 4. Traffic Misdemeanor <input type="checkbox"/> 5. Ordinance		1. Felony <input type="checkbox"/> 2. Traffic Felony <input type="checkbox"/> 6. Other/Capias <input type="checkbox"/>		Weapon Seized? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No Type <b>SMITH&amp;WESS ON .40 SHIELD</b>	
Location of Arrest (Include Name of Business) <b>3555 A1A</b>		City <b>PALM BEACH</b>		Business Name, Address <b>3555 A1A</b>	
Date of Arrest <b>11/28/2017</b>		Time of Arrest <b>10:31 PM</b>		Date of Booking <b>11/28/2017</b>	
Booking # _____		SPN # _____		Other ID # _____	
Name (Last, First, Middle, Suffix) <b>BORUM JONAH CLEMENTS</b>		Race: W-White I-American Indian B-Black A-Oriental/Asian O-Other <input checked="" type="checkbox"/> W <input type="checkbox"/> M		Sex <input checked="" type="checkbox"/> M <input type="checkbox"/> F	
Date Of Birth <b>7/27/1971</b>		Height <b>5'10"</b>		Weight <b>155</b>	
Eye Color <b>BRO</b>		Hair Color <b>BLK</b>		Complexion <b>TAN</b>	
Build <b>THIN</b>		SCARS/MARKS/TATOOS (Location/Describe) <b>CROSS ON UPPER BACK</b>		Indication of Alcohol Influence Drug Influence <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> Unk	
Local Address <b>820 CINDY CIRCLE LN</b>		City <b>WELLINGTON</b>		State <b>FL</b>	
Zip Code <b>33414</b>		Phone # _____		1.City 2.County 3.FL 4.Out-of-State <input checked="" type="checkbox"/> 1	
Permanent Address <b>820 CINDY CIRCLE LN</b>		City <b>WELLINGTON</b>		State <b>FL</b>	
Zip Code <b>33414</b>		Phone # _____		Address Source <b>DRIVERS LICENSE</b>	
Street Address _____		City _____		State _____	
DL # <b>B650423712670</b>		DL State <b>FL</b>		INS # _____	
Place Of Birth <b>TN</b>		Country of Citizenship <b>US</b>		Occupation _____	
Co-Defendant Name (Last, First, Middle) _____		Race _____ Sex _____		Date Of Birth _____	
Co-Defendant Name (Last, First, Middle) _____		Race _____ Sex _____		Date Of Birth _____	
Activity: S. Sell N. N/A P. Possess R. Smuggle D. Deliver E. Use K. Dispense/Distribute M. Manufacture/Produce/Cultivate Z. Other		Type: N. N/A A. Amphetamine B. Barbiturate C. Cocaine E. Heroin H. Hallucinogen M. Marijuana O. Opium/Orlv. P. Paraphernalia/Equipment S. Synthetic U. Unknown Z. Other		Counts <input checked="" type="checkbox"/> 1 <input type="checkbox"/> F.S.S. Ordinance <input type="checkbox"/> State Statute <input type="checkbox"/> Ordinance # _____	
Charge Description <b>DUI-UNLAW BLD ALCH - DUI ALCOHOL OR DRUGS</b>		State Attorney Number _____		Court Number _____	
Drug Activity <input checked="" type="checkbox"/> N <input type="checkbox"/> U		Drug Type <input checked="" type="checkbox"/> FW <input type="checkbox"/> Juv. PU		Drug Amount _____	
Offense/Issued Date <b>11/28/2017</b>		Writ. Att. <input type="checkbox"/> Injunction <input type="checkbox"/> Order of Arrest <input type="checkbox"/>		Bond Amount _____	
Charge Description _____		Counts _____ F.S.S. Ordinance _____		State Statute _____ Ordinance # _____	
Drug Activity _____		Drug Type _____		Drug Amount _____	
Offense/Issued Date _____		Writ. Att. <input type="checkbox"/> Injunction <input type="checkbox"/> Order of Arrest <input type="checkbox"/>		Bond Amount _____	
Charge Description _____		Counts _____ F.S.S. Ordinance _____		State Statute _____ Ordinance # _____	
Drug Activity _____		Drug Type _____		Drug Amount _____	
Offense/Issued Date _____		Writ. Att. <input type="checkbox"/> Injunction <input type="checkbox"/> Order of Arrest <input type="checkbox"/>		Bond Amount _____	
Mandatory Appearance in Court <input checked="" type="checkbox"/>		Location <b>12/19/17 South County</b>		Time <b>NOV 29 AM 5:20 4:30</b>	
You need not appear in Court, but must comply with attached instructions.		Date: <b>12/19/17</b>		Time: <b>NOV 29 AM 5:20 4:30</b>	
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.		Defendant/Juvenile Signature _____		Parent/Guardian Signature _____	
Released To: _____		Date _____		Time _____	
Bond Date _____		Bond Charge # _____		Bond Charge # _____	
Type: 1. ROR 2. Cash 3. Surety 4. Bail/Bond 5. Cert. 6. Other		Bond Type _____		Bond Type _____	
Return to Court _____		Date _____		Time _____	
Released _____		Date _____		Time _____	
Released by: _____		Date _____		Time _____	
Page 1 of 4		Page 1 of 4		Page 1 of 4	

**SCANNED**  
 Signature of Person Administering Oath  
**NOV 30 2017**

# PROBABLE CAUSE CONTINUATION

Agency ORI Number <b>FL0503000</b>	Agency Name <b>SOUTH PALM BEACH POLICE D</b>	Agency Case # <b>17-11-0102</b>	OBTS #		
Name (Last, First, Middle, Suffix) <b>BORUM JONAH CLEMENTS</b>			Date Of Birth <b>7/27/1971</b>		
WITNESS	First Name	Middle	Last Name	Suffix	Phone #1
	Street Address		City	State	Zip Code
WITNESS	First Name	Middle	Last Name	Suffix	Phone #1
	Street Address		City	State	Zip Code
DEFENDANT	Marital Status	# of Dependents	Length in County	Porperty Owner	Address of Property
	Place of Employment(Name and Address)		Length of Employment	Previous Employment(if current less than 2 years)	
<p>The Defendant named on the Arrest Notice to Appear document came before me for Advisory and Solvency hearing on the _____ day of _____, 20____, at _____ am/pm, and was advised by me on the chage against him, his right to remain silent, that any statements by him may be used against him, his right to counsel, and, if he is financially unable to afford counsel, that counsel forthwith will be appointed: of his right to communicate with his counsel, family or friends, and that reasonable implementation will be afforded him to contact the foregoing.</p> <p style="text-align: center;"><b>I FURTHER CERTIFY THAT:</b></p> <p><input type="checkbox"/> Defendant has advised the court that he has retained counsel, or will retain counsel.</p> <p><input type="checkbox"/> The court investigated the Defendant's solvency and found the Defendant solvent and financially able to secure counsel.</p> <p><input type="checkbox"/> The court investigated the Defendant's solvency and appointed the Public Defender to represent Defendant.</p> <p><input type="checkbox"/> The Defendant waived right to counsel at the first appearance only.</p> <p><input type="checkbox"/> The Court reviewed the Advisory and finds (there is / there is not) probable cause to hold the bind over the Defendant for trial.</p> <p><input type="checkbox"/> The probable cause determination is hereby passed 72 hours.</p> <p><input type="checkbox"/> Order of No Imprisonment(ONI)</p> <p><b>BOND ACTION TAKEN, if an _____ JUDGE: _____</b></p> <p><input type="checkbox"/> I, having been found solvent and financially able to secure counsel, hereby waive counsel until my attorney files and appearance in this case or until I file a written request for a review of my solvency and ability to secure counsel.</p> <p><input type="checkbox"/> I hereby waive right to counsel at the first appearance only. Defendant's Signature _____</p> <p><input type="checkbox"/> I hereby acknowledge receipt of a cop of the foregoing complaint and advisory</p> <p>Defendant's Signature _____ Defendant's Attorney Signature _____</p>					
ADVISORY AND SOLVENCY HEARING	<p><b>WAIVER</b></p> <p>I have been advised of my rights to a Preliminary Hearing in Case Number(s) _____ in which I am the defendant, and I desire to waive and do hereby waive my right to such Preliminary Hearing concerning all of the charges against me in said case(s).</p> <p>Defendant's Signature _____</p>				
	<p style="text-align: center;"><b>ARRAIGNMENT, JUDGMENT, SENTENCE, AND ORDER</b></p> <p>Said Defendant was arraigned for trial on _____ and entered a plea of _____ to the charge(s) as set forth herein. After hearing the evidence and duly considering the same, the Court finds you, the defendant _____ of said charge(s); AND IT IS ORDERED AND ADJUDGED that you, the Defendant, are _____ as charged of said offense(s) and set forth herein.</p> <p>IT IS, THEREFORE, the judgement, Order, and Sentence of the court that you, the Defendant, be imprisoned in the county jail of _____ County, FL, for the term of _____ days, and pay a fine of \$ _____ and \$ _____ the cost herein; and in default of such payment that you, the Defendant, stand committed to the County Jail of _____ County, FL, for a term of _____ days.</p> <p><b>DONE, ORDERED, AND ADJUDGED</b> in open Court at _____ County, FL, on _____.</p> <p>JUDGE _____ COUNTY COURT in and for _____ County, Florida.</p>				
FIRST APPEARANCE	Charge	Action	Date		
Bond Amount \$ _____ Cash/Surety: Receipt # _____					
ESTREATED BY(Judge): _____ Date: _____					

SCANNED

  
 \_\_\_\_\_  
 Officer's / Complainant's Signature

J **NOV 30 2017** CIRAOLLO 1950  
 \_\_\_\_\_  
 Name(Printed) ID NO.

# D.U.I. PROBABLE CAUSE AFFIDAVIT

ON THE 28 DAY OF November 2017, AT 2159 AM/PM  
SUBJECT: DUI CASE NUMBER: 17-11-0102  
AGENCY: SPBPD ARRESTING OFFICER: J.Ciraolo

## PERSONAL CONTACT

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

While conducting selective traffic enforcement in the area of 3560 S. Ocean blvd (A1A) which is located in Palm Beach County in the city of South Palm Beach, Florida 33480, I initiated a traffic stop on the defendants vehicle, a black Toyota Tacoma bearing the Florida tag 648UAY, for reasonable suspicion of DUI. Driver was driving 20-25mph in a 35mph zone.

## OBSERVATION OF DRIVER:

Identified by Florida Driver's License as Jonah Clements Borum. Borum was having trouble finding the window button and kept unlocking and locking the door. I immediately detected an obvious and strong odor of an unknown alcoholic beverage emitting from his person and face area. Borum had slurred speech, glassy eyes and seemed confused.

## DRIVER'S STATEMENTS:

Stated he had 50 drinks then said he didn't drink at all. He wanted me to put him in the grass and leave him there to be away from the world.

## ODORS:

A Strong odor of an unknown alcoholic beverage emitting from the subject.

## GENERAL OBSERVATIONS

SPEECH: slurred, stuttered.

ATTITUDE: argumentative, insulting, polite.

CLOTHING: White shirt, blue jeans, black shoes.

## MEDICAL / OTHER:

STATE OF FLORIDA  
COUNTY OF PALM BEACH

(Signature of Arresting / Investigative Officer)

The foregoing instrument was sworn to or affirmed and subscribed before me this 28 day of November 2017 by \_\_\_\_\_

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

Notary Public, Clerk of Court, Officer (F.S.S 1 17.10)



SHARLENE J. ...  
Notary Public - State of Florida  
Commission # FF 966854  
My Comm. Expires Jun 25, 2018  
Bonded through National Notary Assn

SCANNED

NOV 30 2017

SUBJECT: DUI CASE NUMBER: 17-11-0102

### 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:

Needed help getting out of the car and walking.

#### WALK & TURN:

I explained and demonstrated the instructions for the "Walk&Turn" to Borum who stated he understood. Borum would sway roughly in a side to side. Front to back pattern throughout the demonstration phase. Borum could not maintain his balance while listening to instructions. Borum stepped out of the instructional stance during the demonstration. Could not stay on line. Did not count out loud. Borum did not do the second set of 9 steps.

#### ONE LEG STAND:

I explained and demonstrated the instructions for the "One Leg Stand" to Borum who stated he understood. Borum started before I told him to do so and I had to read the instructions several times. Borum would sway roughly in a side to side, front to back pattern throughout the demonstration phase. Borum did not count out loud. He had to use his arms to balance.

#### FINGER TO NOSE :

I explained and demonstrated the instructions for the "Finger to Nose" task to Borum who stated he understood. Borum failed to use his index finger to touch the tip of his nose. Borum failed to complete the sequence of left, right, left, right, right, left.

#### ROMBERG / ALPHABET :

N/A

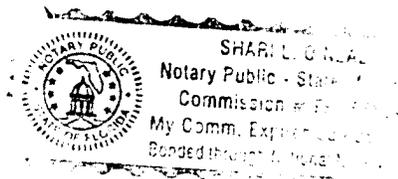
#### BREATH TEST RESULTS :

STATE OF FLORIDA  
COUNTY OF PALM BEACH

(Signature of Arresting / Investigative Officer)

The foregoing instrument was notarized or sworn before me this 29 day of November 20 17 by \_\_\_\_\_  
who is personally known to me and/or produced identification. Type of identification produced ID

S. O'Neal  
Notary Public, Clerk of Court, Officer F.S.S. 117(10)



SCANNED  
NOV 30 2017

While conducting selective traffic enforcement in the area of 3560 S. Ocean Blvd (A1A) which is located in Palm Beach County in the city of South Palm Beach, Florida 33480, I initiated a traffic stop on the defendant's vehicle, a black Toyota Tacoma bearing the Florida tag 648UAY, for reasonable suspicion of DUI, a Probable cause for one or more moving violations. The defendant almost T-Boned the complainant and was swerving all over the road. Then the vehicle stopped in the middle of the road and the driver got out and started looking around then got back in the car and headed south on A1A passing 3200 South Ocean Blvd (A1A). The complainant called the police and a BOLO (be on the lookout) was put out.

Upon making contact with the driver, identified by Florida Driver's License as Jonah Clements Borum, I knocked on the front window and asked Borum to put the window down. Borum was having trouble finding the window button and kept unlocking and locking the door. I opened the door and asked Borum if he was ok and if he needed medical attention; he responded "no". I immediately detected an obvious and strong odor of an unknown alcoholic beverage emitting from his person and face area. The odor intensified as I spoke to Borum. Borum had glassy, glazed, and blood shot eyes. Borum's speech was slurred, slow, thick and at times difficult to understand. Borum's movements were slow and deliberate. Borum was lethargic and his movements were poor with bad coordination. Borum had an unsteady gait while walking to my patrol vehicle and had difficulty following directions given to him. Borum was wearing a white shirt, blue jeans, camo hat and black boots. All clothing appeared to be clean. During my investigation, pre-miranda, Borum told me to put him in the bushes and leave him there to be away from the world. Borum stated he had fifty drinks then said he didn't have any drinks tonight. His attitude was friendly at first but he became annoyed, argumentative and insulting.

Ofc. Fernandez asked Borum to exit the vehicle. Borum agreed to complete DUI tasks. It should be noted that Borum had to use the restroom to perform the tasks so we changed our location to do the tasks at SPBPD (3577 S Ocean Blvd (A1A)) Borum was asked to do the following tasks: Walk and turn, one leg Stand and Finger to Nose. I explained and demonstrated the instructions for the "Walk&Turn" to Borum who stated he understood. Borum would sway roughly in a side to side. Front to back pattern throughout the demonstration phase. Borum could not maintain his balance while listening to instructions. Borum stepped out of the instructional stance during the demonstration to catch his balance. Borum on the first pass missed heel-to-toe steps and stepped off the line. Borum used his arms for balance by raising them more than six inches. Borum performed an improper turn. He lost his balance while turning, staggered, stumbled and turned other than which was demonstrated. Borum performed an incorrect number of steps because after making the turn, he did not walk back. Borum did not count out loud either.

I explained and demonstrated the instructions for the "One Leg Stand" to Borum who stated he understood. Borum started before I told him to do so and I had to read the instructions several times. Borum would sway roughly in a side to side, front to back pattern throughout the demonstration phase. Borum continued to sway while balancing on one leg. Borum used his arms to balance raising them

**SCANNED**

**NOV 30 2017**

more than 6 inches from his sides. Borum failed to count out loud. Borum had to put his foot down to re-gain balance.

I explained and demonstrated the instructions for the "Finger to Nose" task to Borum who stated he understood. Borum failed to use his index finger to touch the tip of his nose. Borum failed to complete the sequence of left, right, left, right, right, left.

Based to the results of the tasks, I believe Borum did drive or was in actual physical control of a vehicle, while under the influence of alcoholic beverages or chemical substances as set forth in Florida Statue 877.111, or a controlled substance as set forth in Florida Statue 893 or any combination thereof, and was affected to the extent that his/her normal faculties were impaired: or while having a blood or breath alcohol level of .08 or higher, contrary to Florida Statue 316.193(1) (MISD)

Also, to charge Borum with Reckless Driving because he did drive a vehicle in willful or wanton disregard for the safety of persons or property, contrary to Florida Statue 319.192(2)(a). (MISD).

NOT A CERTIFIED COPY

SCANNED

NOV 30 2017

# NOTICE TO APPEAR

15TH JUDICIAL CIRCUIT

SOUTH PALM BEACH POLICE DEPARTMENT

Agency Case #  
17-11-0102

Date  
11/28/2017

Time  
22:31

**Location of Offense**

Business Name, Address  
3555 A1A

City  
SOUTH PALM  
BEACH

**Defendant**

First Name  
JONAH

Middle  
CLEMENTS

Last Name  
BORUM

Date Of Birth  
7/27/1971

Gender  
M

Race  
WHITE

Height  
5'10"

Weight

**Street Address**

820 CINDY CIRCLE LN

City  
WELLINGTON

State  
FL

Zip Code  
33414

Phone #

I.D. Number  
B650423712670

I.D. State  
FL

See See #

**CHARGE # 1**

State Statute  
316.193(1)

DUI-UNLAW BLD ALCH - DUI ALCOHOL OR DRUGS

Victim First Name  
JONAH

Victim Last Name/Business Name  
BORUM

**PROBABLE CAUSE STATEMENT 1**

The undersigned certifies and swears that he/she has just and reasonable grounds to believe that the above named defendant committed the following violation on 11/28/2017 at 10:59 PM

**PROBABLE CAUSE STATEMENT 2**

The undersigned certifies and swears that he/she has just and reasonable grounds to believe that the above named defendant committed the following violation on 11/28/2017 at 11:59 PM

**Court Information**

COURT NAME COURT DATE COURT TIME

COURT ADDRESS COURT CITY COURT Z

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.

DEFENDANT/JUVENILE SIGNATURE PARENT/GUARDIAN SIGNATURE

**Arresting Officer**

FIRST MIDDLE LAST

J CIRAOLLO

RANK BADGE # OFFICER SIGNATURE

OFFICER 1950

SCANNED  
NOV 30 2017

# D.U.I. PROBABLE CAUSE AFFIDAVIT

ON THE 29 DAY OF November 20 17, AT \_\_\_\_\_ AM PM  
SUBJECT: DUI CASE NUMBER: 17-11-0102  
AGENCY: PALM BEACH COUNTY SHERIFF'S OFFICE ARRESTING OFFICER: J. Ciradolo

## PERSONAL CONTACT

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

While conducting selective traffic enforcement in the area \*\*\* which is located in the City of \*\*\* OR unincorporated Palm Beach County, Florida I initiated a traffic stop on the defendant's vehicle, a \*\*\* \*\*\* \*\*\* bearing FL tag \*\*\*, for reasonable suspicion of DUI, a ~~welfare check~~, or probable cause for one or more moving violations. The defendant ran a red light (southbound Military @ 10th Ave), was speeding (60/45), varying speed (20-30/45), swerving (right of the fog line, right and left of the lane lines, numerous times), driving at night without headlights, nearly struck another car, struck the curb, or made an improper stop, forward of the stop line and was blocking the cross walk. The driver was identified as \*\*\* \*\*\* \*\*\*, by their Florida driver license.

## OBSERVATION OF DRIVER:

Upon making contact with the driver who was identified by their Florida driver license as \*\*\*, \*\*\*, I immediately detected an obvious and strong odor of an unknown alcoholic beverage emitting from HIS/HER person and face area. This odor intensified as I spoke to \*\*\*. \*\*\* had glassy, glazed, and blood shot eyes. \*\*\*'s speech was slurred, slow, thick, and at times difficult to understand. \*\*\*'s movements were slow and deliberate. \*\*\* was lethargic in HIS/HER movements with poor coordination. \*\*\* had an unsteady gate while walking to my patrol vehicle and had difficulty following directions given to HIM/HER. \*\*\* was wearing a \*\*\* t-shirt, \*\*\* jeans, and \*\*\* shoes. All the clothing appeared \*\*\*.

## DRIVER'S STATEMENTS:

Pre-Miranda:

\*\*\* consented to breath and made post Miranda admissions that HE/SHE was driving after having \*\*\* drink(s) and was involved in an accident.  
\*\*\* REFUSED after Implied Consent, which HE/SHE stated HE/SHE understood. REFUSED Q&A.

## ODORS:

A strong and obvious odor of an unknown alcoholic beverage was emitting from his person and face area which intensified as I spoke to \*\*\*.

## GENERAL OBSERVATIONS

SPEECH: \*\*\*\* 's speech was slurred, slow, and thick, and at times difficult to understand.

ATTITUDE: jovial, talkative, indifferent, sleepy, polite, friendly, cooperative, flirtatious, annoyed, pleading, argumentative, belligerent, combative, resisted, threatening, insulting

CLOTHING: \_\_\_\_\_

MEDICAL/OTHER: none stated

STATE OF FLORIDA  
COUNTY OF PALM BEACH

(Signature of Arresting/Investigative Officer)

The foregoing instrument was sworn to or affirmed and subscribed before me this 29 day of November 20 17 by \_\_\_\_\_

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

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

SCANNED  
NOV 30 2017

SUBJECT: DUI CASE NUMBER 17-11-002

**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:**

\*\*\* would sway roughly in a side to side front to back pattern throughout the task. \*\*\* did/did not touch the tip of the pen as directed to positively identify the point to be tracked. \*\*\* was reminded numerous times to track the pen with HIS/HER eyes only. \*\*\* failed to keep HIS/HER head still while tracking the stimulus. \*\*\* had VGN / LOC.

**WALK & TURN:**

I explained and demonstrated the instructions for the "Walk & Turn" to \*\*\* who stated the HE/SHE understood. \*\*\* would sway roughly in a side to side, front to back pattern throughout the demonstration phase. \*\*\* could not maintain HIS/HER balance while listening to instructions. \*\*\* stepped out of the instructional stance during the demonstration to catch \*\*\* balance. \*\*\* started the task before being instructed to do so. \*\*\* would stop walking to steady HIMSELF/HERSELF, \*\*\* with pauses to regain balance. \*\*, on the first pass missed heel-to-toe steps and stepped off the line. \*\*\* used HIS/HER arms for balance by raising them more than six inches. \*\*\* performed an improper turn . HE/SHE (lost their balance while turning, staggered, stumbled, or turned other than which was demonstrated. Additionally, \*\*\* performed the incorrect number of steps. \*\*\* could not perform the task.

**ONE LEG STAND:**

I explained and demonstrated the instructions for the "One Leg Stand" to \*\*\* who stated that HE/SHE understood. \*\*\* would sway roughly in a side to side, front to back pattern throughout the demonstration phase. \*\*\* continued to sway while balancing on one leg. \*\*\* used HIS/HER arms to balance raising them more than 6 inches from HIS/HER sides. \*\*\* started hopping in an attempt to maintain balance. \*\*\* failed to count out loud OR by thousands as instructed. \*\*\* put HIS/HER foot down to regain balance numerous times before the 30 seconds had elapsed. \*\*\* put HIS/HER foot down three times all before counting to 30 seconds, thusly not being able to complete the task.

**FINGER TO NOSE:**

I explained and demonstrated the instructions for the "Finger to Nose" task to \*\*\* who stated that HE/SHE understood. \*\*\* would sway roughly in a side to side, front to back pattern throughout the demonstration phase. \*\*\* did not keep HIS/HER eyes closed and had to be reminded numerous times. \*\*\* failed to return HIS/HER arms down to HIS/HER sides as instructed after touching HIS/HER nose. \*\*\* index finger did not touch the nose on \* of \* attempts. \*\*\* hesitated/searched for the tip of HIS/HER nose prior to touching the tip. \*\*\* used the hand other than that which was called. \*\*\* was unable to perform the task. The sequence used for this task was L, R, L, R, R, L.

**ROMBERG ALPHABET:**

I explained and demonstrated the instructions for the "Rhomberg Alphabet" task to \*\*\* who stated that HE/SHE understood. \*\*\* would sway roughly in a side to side, front to back pattern throughout the demonstration phase. \*\*\* would not keep their eyes closed and had to be reminded numerous times. \*\*\* would sway more than 2 inches. \*\*\* would use HIS/HER arms for balance by raising them more than 6 inches. \*\*\* incorrectly recited the alphabet. \*\*\* was unable to perform the task.

**BREATH TEST RESULTS:** (1)  (2)  (3) N/A (4) N/A

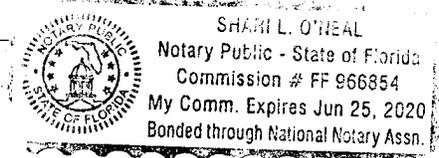
STATE OF FLORIDA  
COUNTY OF PALM BEACH

(Signature of Arresting/Investigative Officer)

The foregoing instrument was sworn to or affirmed and subscribed before me this 29 day of November 2017 by \_\_\_\_\_

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

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



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**NOV 30 2017**

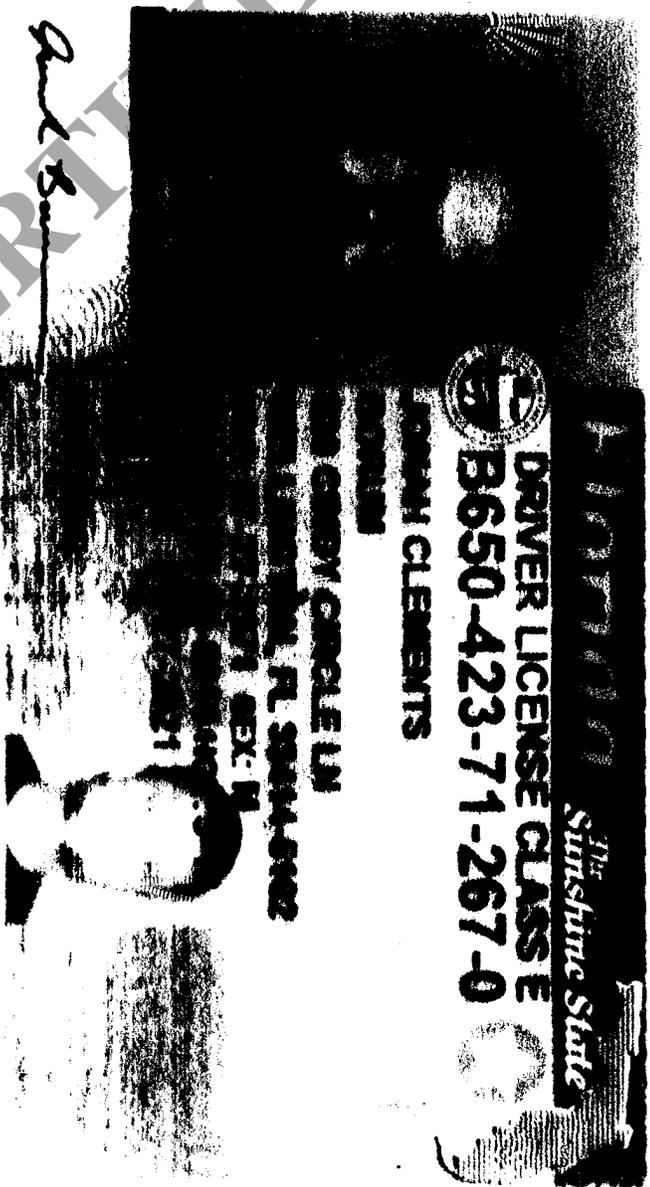
NOT A CERTIFIED COPY

*Paul B...*

ORGAN DONOR

SAFE DRIVER

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



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# WITNESS LIST

CASE NUMBER: 17-11-0102

ARRESTING OFFICER D. Liccardo

ADDRESS 3577 S. Ocean Blvd. South Palm Beach FL, 33480

PHONE NUMBERS (HOME) \_\_\_\_\_ (WORK) 561-319-7946

CAN TESTIFY TO: Accust

NAME: ofc. Fernandez

ADDRESS 3577 S. Ocean Blvd. South Palm Beach FL 33480

PHONE NUMBERS (HOME) \_\_\_\_\_ (WORK) 561-540-5757

CAN TESTIFY TO: Accust

NAME: Khall Stulce

ADDRESS 323 Pinewood st. Lantana FL, 33462

PHONE NUMBERS (HOME) \_\_\_\_\_ (WORK) 950-454-5629

CAN TESTIFY TO: Needless Driver.

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: \_\_\_\_\_

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: \_\_\_\_\_

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

ADDRESS \_\_\_\_\_

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

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

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NOV 30 2017

# TESTING FACILITY TASK REPORT

AGENCY: SPD Ofc. Ciccolo #1950  
SUBJECT: Borom, Jovan C. CASE NUMBER: 17-157220  
DATE: 11-29-17 VIDEO TAPE NUMBER: —  
BEGINNING TIME: 0142hrs ENDING TIME: 0147hrs  
BREATH TESTS RESULTS: TIME 0146 A.M./P.M. 2) TIME \_\_\_\_\_ A.M./P.M.  
TIME \_\_\_\_\_ A.M./P.M. 4) TIME \_\_\_\_\_ A.M./P.M.

**REFUSED**

BREATH OPERATOR: S. O'Neal #6212  
MAINTENANCE TECHNICIAN: DIS J. [unclear] #6967

TESTING OFFICER'S OBSERVATIONS  
SPEECH: \_\_\_\_\_

ATTITUDE: Calm, Cooperative, Slightly Nervous, Uncooperative on

CLOTHING: Short White T-shirt, Blue Jeans, [unclear]

MEDICAL CONDITIONS: Allergic to Penicillin

MEDICATIONS: None

OTHER: Eyes: Red + Glazy

COMMENTS: 20 min observation done by AIO Ciccolo #1950  
AIO requested the breath test.  
D refused the breath test.  
AIO read the Impaired Consent to sample.  
D understood the IIC of read.  
D refused the breath request.  
C/II read on sample.  
No QFF

**SCANNED**  
**NOV 30 2017**

SUBJECT: \_\_\_\_\_

DUC

CASE NUMBER: \_\_\_\_\_

17-11-0102

## 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 \_\_\_\_\_ of the \_\_\_\_\_

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) \_\_\_\_\_

## 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.

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**NOV 30 2017**

SUSPECT'S SIGNATURE: (X) \_\_\_\_\_

SUBJECT: DUE CASE NUMBER: 17-11-0102

# 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: \_\_\_\_\_

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**NOV 30 2017**