

19CT17044-ASB

ARREST / NOTICE TO APPEAR

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

1

JUVENILE

OBTS Number	Agency ORI Number <b>0502000</b>		Agency Name <b>Lantana Police Department</b>		Agency Report Number (N.T.A.'s only) <b>6   4   19-002168</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	If Weapon Seized Enter Type <b>None/not Applicable</b>		Multiple Clearance Indicator <b>1</b>
Location of Arrest (Including Name of Business) <b>I-95/ 6TH AVE S LAKE WORTH FL</b>			Location of Offense (Business Name, Address) <b>I-95/ HYPOLUXO RD, LANTANA, FL 33462</b>			
Date of Arrest <b>09/15/2019</b>	Time of Arrest <b>04:40</b>	Booking Date <b>09/15/2019</b>	Booking Time <b>04:50</b>	Jail Date	Jail Time	Location of Vehicle
Name (Last, First, Middle) <b>BLANDON RIVERA, JORGE ULISES</b>			Alias (Name, DOB, Soc. Sec. #, Etc.)			
Race W - White B - Black	1 - American Indian O - Oriental/Asian	Sex <b>M</b>	Date of Birth <b>08/26/1992</b>	Height <b>5'06</b>	Weight <b>162</b>	Eye Color <b>BROWN</b>
Hair Color <b>BLACK</b>		Complexion <b>MEDIUM</b>		Build <b>Medium</b>		
Scars, Marks, Tattoos, Unique Physical Features (Location, Type, Description)			Marital Status <b>S</b>	Religion <b>CATHOLIC</b>		Indication of Alcohol Influence Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> Unk. <input type="checkbox"/>
Local Address (Street, Apt. Number) <b>4611 EMPIRE WAY, GREEN ACRES, FL 33463</b>			(City)	(State)	(Zip)	Phone <b>(561) 388-9858</b>
Permanent Address (Street, Apt. Number) <b>4611 EMPIRE WAY, GREEN ACRES, FL 33463</b>			(City)	(State)	(Zip)	Phone <b>(561) 388-9858</b>
Business Address (Name, Street)			(City)	(State)	(Zip)	Phone
D/L Number, State <b>B453438923060 / FL</b>		Sec. Sec. Number	INS Number	Place of Birth (City, State) <b>Nicaragua</b>		Citizenship <b>US</b>
Co-Defendant Name (Last, First, Middle)		Race	Sex	Date of Birth		
Co-Defendant Name (Last, First, Middle)		Race	Sex	Date of Birth		
Parent <input type="checkbox"/> Other: _____ Local Custodian <input type="checkbox"/>			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 Department and Released 2. TOT JAC 3. Incarcerated		
Released To: (Name)		Relationship	Date	Time		
The above address was 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's Office (Phone 355-2526) informed of any change of address.			School Attended		Grade	
Property Crime? <input type="checkbox"/> Yes <input checked="" 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. Disperse/ 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. Synthetic		U. Unknown Z. Other
Charge Description <b>DUI-DRIVING UNDER THE INFLUENCE</b>			Statute Violation Number <b>316.193(1)</b>		Violation of ORD #	
Drug Activity	Drug Type	Amount / Unit	Offense #	Counts	Domestic Violence	Warrant / Capias Number
	<b>N</b>			<b>1</b>	<input type="checkbox"/> Y <input checked="" type="checkbox"/> N	
Charge Description			Statute Violation Number		Violation of ORD #	
Charge Description			Statute Violation Number		Violation of ORD #	
Charge Description			Statute Violation Number		Violation of ORD #	
Health / Apparent Physical Condition of Defendant			Any knowledge of the following: <input type="checkbox"/> Mental <input type="checkbox"/> Escape Risk <input type="checkbox"/> Medication <input type="checkbox"/> Deformities <input type="checkbox"/> Injuries			
Explain:						
Check which applies: <input type="checkbox"/> Released O.R. <input type="checkbox"/> Released to Parent/Guardian <input checked="" type="checkbox"/> T.O.T. County Jail		PROPERTY - Received By		Released By		Released To
<input type="checkbox"/> Posted Bond <input type="checkbox"/> South County Mental Health		Date Transported		Time Transported		Other
Transported By			Date Transported		Time Transported	
<input checked="" type="checkbox"/> INSTRUCTION NO. 1 - Mandatory appearance in court <input type="checkbox"/> INSTRUCTION NO. 2 - You need not appear in Court but must comply with instructions on Page 2.			Location (Court, Room) <b>200 W Atlantic Ave, DELRAY BEACH</b>		Court Date and Time <b>10/10/2019 08:30:00</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.			No Photo Available			
Signature of Defendant (or Juvenile and Parent/Custodian)			Date Signed			
HOLD for Other Agency			Signature of Arresting Officer		Name Verification (Printed by Arrestee)	
<input type="checkbox"/> Dangerous <input type="checkbox"/> Resisted Arrest <input type="checkbox"/> Suicidal <input type="checkbox"/> Other			Name of Arresting Officer (Print) <b>TUANG, NGIN SIAN</b>		I.D. # <b>839</b>	
I.D. #			Transporting Officer <b>OFC TUANG</b>		I.D. # <b>839</b>	
Pouch #			Agency <b>LPD</b>		PAGE <b>1 OF 1</b>	
Witness here if subject signed with an "X".						

COURT STATE ATTORNEY AGENCY

0459073

SEP 16 2019

885

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# D.U.I. PROBABLE CAUSE AFFIDAVIT

ON THE 15th DAY OF September 20 19, AT 0419 AM/PM  
SUBJECT: Jorge Rivera CASE NUMBER: 19002168  
AGENCY: Lantana PD ARRESTING OFFICER: Ofc Tuang #839

## PERSONAL CONTACT

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

Officer observed the vehicle (2019 white Honda Civic bearing FL tag# LRYA47) traveling 98 mph in 65 mph zone on I 95 NB MM 60 (Hypoluxo Rd). Prior to stopping the vehicle, I observed the vehicle swerving and failing to maintain a single lane.

## OBSERVATION OF DRIVER:

I then made contact with the driver, Jorge Rivera (DOB 08/26/92). While speaking to Jorge, I could smell an odor of unknown alcohol beverage emitting from Jorge's mouth. In addition, Jorge had bloodshot glassy eyes and his speech was slurred. Jorge was having a hard time locating his DL which was in his left hand. He provided his bank card which was in his right hand.

## DRIVER'S STATEMENTS:

He advised he was at his friend's house and went to a party afterwards.

## ODORS:

Unknown odor alcohol beverage emitting from Jorge's mouth.

## GENERAL OBSERVATIONS

SPEECH: Slurred speed

ATTITUDE: Calmed

CLOTHING: Green shirt, black pants.

## MEDICAL / OTHER:

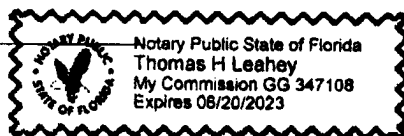
STATE OF FLORIDA  
COUNTY OF PALM BEACH

(Signature of Arresting / Investigative Officer)

The foregoing instrument was sworn to or affirmed and subscribed before me this 15th day of September 20 19 by Officer Tuang

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

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



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SUBJECT: Jorge Rivera CASE NUMBER: 19002168

## 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:

Constant sway while listening to instructions.

### WALK & TURN:

Constant sway while listening to instructions.  
Missed almost all the heel to toe steps and didn't count out loud.  
Used hands for balance numerous times.  
Stepped off the line and improper turn.  
Incorrect number of steps.

### ONE LEG STAND:

Constant sway while listening to instructions.  
Sways while balancing.  
Used arms to balance.  
Puts foot down numerous times.

### FINGER TO NOSE :

Constant sway while listening to instructions.  
Does not keep eyes closed and does not tilt his head back.  
Missed finger to nose touch every time.  
Used wrong hand for test.

### ROMBERG / ALPHABET :

Constant sway while listening to instructions.  
Does not keep eyes closed and does not tilt his head back.

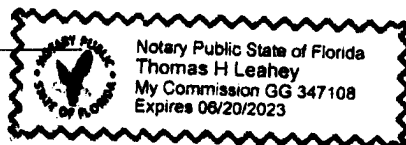
### BREATH TEST RESULTS :

STATE OF FLORIDA  
COUNTY OF PALM BEACH

(Signature of Arresting / Investigative Officer)  
The foregoing instrument was notarized or sworn before me this 15th day of September 20 19 by Officer Tuang

who is personally known to me and/or produced identification. Type of identification produced \_\_\_\_\_

T. July  
Notary Public, Clerk of Court, Officer F.S.S. 117-10)



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

PBSO CASE # 19-115286 PBSO ZONE Lantana Police Department

AGENCY CASE # 19-002168 CRASH CASE # \_\_\_\_\_

TIME OF STOP/CRASH 0419 DATE 09/15/2019 DAY Sunday

SUBJECT'S NAME Jorge Rivera RACE W SEX M

HGT 5' 06" WGT 162 DOB 08/26/1992

LOCATION I-95 NB Exit Ramp/ 6th Ave S. Lake Worth FL

ARRESTING OFFICER'S NAME & ID Ofc Tuang #839 AGENCY Lantana PD

DIVISION: Road Patrol

NOTIFIED BY COMMO 0440

ARRIVAL AT FACILITY 0459

BREATH RESULTS

ARREST TIME 0440

1. .225

2. .231

3. N/A

4. N/A

TESTING OFFICER'S ID 19183 PBSO VIDEOTAPE # N/A

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# TESTING FACILITY TASK REPORT

AGENCY: L'PD  
SUBJECT: Blandon Rivera, Jorge U CASE NUMBER: 19-115286  
DATE: 09/15/19 VIDEO TAPE NUMBER: N/A  
BEGINNING TIME: 05:21 ENDING TIME: 05:40  
BREATH TESTS RESULTS: 1) .225 TIME 05:25 (A.M.) P.M. 2) .231 TIME 05:29 (A.M.) P.M.  
3) N/A TIME --- A.M./P.M. 4) N/A TIME --- A.M./P.M.  
BREATH OPERATOR: T. Leahy #19183  
MAINTENANCE TECHNICIAN: J. Karlecke

## TESTING OFFICER'S OBSERVATIONS

SPEECH: thick, deliberate, slurred  
ATTITUDE: figity, talkative, cooperative.  
CLOTHING: black pants, green shirt, black sneakers.  
MEDICAL CONDITIONS: None  
MEDICATIONS: None  
OTHER: eyes glassy + bloodshot.  
odor of unknown alcoholic beverage on breath.  
Δ stated he had 3 drinks - 2 unknown + 1 rum + diet coke.  
COMMENTS: arrived at center A/O conducted 20 m  
observation period at 04:59 hrs

Δ agreed to perform breath test

Tech read breath test results + Δ stated he understood  
breath test results.

A/O read rights + Δ stated he understood right

A/O conducted Q+A

Δ answered questions

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# WITNESS LIST

CASE NUMBER: 19002168

ARRESTING OFFICER Officer Tuang

ADDRESS 901 N 8th St Lantana FL

PHONE NUMBERS (HOME) [REDACTED] (WORK) \_\_\_\_\_

CAN TESTIFY TO: PC Affidavit

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

ADDRESS \_\_\_\_\_

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

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

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

ADDRESS \_\_\_\_\_

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

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

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

ADDRESS \_\_\_\_\_

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

ADDRESS \_\_\_\_\_

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

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

NOT A CERTIFIED COPY

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SUBJECT: Blandon Rivera, Jorge U CASE NUMBER: \_\_\_\_\_

### 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 I was.

WHERE WERE YOU GOING? Cousins house.

WHAT STREET OR HIGHWAY WERE YOU ON? I-95

DIRECTION OF TRAVEL? N WHERE DID YOU START? Wilton Manors.

WHAT TIME DID YOU START? 0400 WHAT TIME IS IT NOW? I don't know.

WHAT IS TODAY'S DATE? 09/15 WHAT DAY OF THE WEEK IS IT? Sunday.

WHAT COUNTY AND CITY ARE YOU IN NOW? Palm Beach County.

WHEN DID YOU LAST EAT? Chinese at 9 PM WHAT DID YOU EAT? Chinese food.

WHAT HAVE YOU BEEN DOING FOR THE LAST THREE HOURS? Went out with cousins.

HOW MUCH DO YOU WEIGH? 158 HAVE YOU BEEN DRINKING? Yes. WHAT? Rum and oddnet

HOW MUCH? 3 drinks. WHERE? at club in Ft. Lauderdale. WITH WHOM? cousins, coke

WHEN DID YOU HAVE YOUR FIRST DRINK? 0230 AND YOUR LAST DRINK? 0330.

HOW DID YOU CONSUME YOUR LAST TWO DRINKS? Sipping.

CAN YOU FEEL THE EFFECTS OF THE ALCOHOL? Yes. ARE YOU UNDER THE INFLUENCE? Yes.

HAVE YOU CONSUMED ANY ALCOHOL SINCE THE ACCIDENT? \_\_\_\_\_ HOW MUCH? \_\_\_\_\_

WHAT? \_\_\_\_\_ WHERE? \_\_\_\_\_ WHEN? \_\_\_\_\_

WHAT LINE OF WORK ARE YOU IN? Retail. WHEN DID YOU LAST WORK? Last night.

DO YOU HAVE ANY PHYSICAL DEFECTS OR INJURIES? No. WHAT? \_\_\_\_\_

ARE YOU SICK OR INJURED? No. WHAT'S WRONG? \_\_\_\_\_

DO YOU LIMP? No. DID YOU RECEIVE A BUMP ON THE HEAD RECENTLY? \_\_\_\_\_

WERE YOU IN AN ACCIDENT TODAY? No.

HAVE YOU TAKEN ANY DRUGS OR SMOKED ANY MARIJUANA TODAY? No. WHEN? \_\_\_\_\_

HAVE YOU SEEN A DOCTOR OR DENTIST TODAY? No. WHO? \_\_\_\_\_ WHY? \_\_\_\_\_

ARE YOU TAKING ANY PRESCRIPTION MEDICINES? No. WHAT? \_\_\_\_\_ WHEN? \_\_\_\_\_

DO YOU HAVE:

- EPILEPSY? No
- GLASS EYE? No
- FALSE TEETH? No
- EAR INFECTION? No
- INNER EAR TROUBLE? No
- DIABETES? No.

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DO YOU HAVE ANY PROBLEMS WITH YOUR EYES THAT ARE NOT CORRECTED BY GLASSES? No.

DO YOU TAKE INSULIN? No. IF SO, WHEN WAS YOUR LAST INJECTION? \_\_\_\_\_

HAVE YOU EVER HAD A DRIVER'S LICENSE IN ANY OTHER STATE? SC. WHERE? South. Carol.

INTERVIEWER: \_\_\_\_\_

SUBJECT: Blandon Rivera, Jorge U CASE-NUMBER: \_\_\_\_\_

## 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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SUSPECT'S SIGNATURE: (X) Read on camera



**Palm Beach County Sheriff's Office – Arrests Only**

	X	Florida State Statute	Description	Page Number(s)
L/E Exemptions	<input type="checkbox"/>	119.071(2)(d)	Surveillance techniques, procedures and personnel; inventory of law enforcement resources, policies or plans pertaining to mobilization deployment or tactical operations.	
	<input type="checkbox"/>	943.053, 943.0525	NCIC/FCIC/FBI and in-state FDLE/DOC.	
	<input type="checkbox"/>	119.071(4)(c)	Undercover personnel.	
	<input type="checkbox"/>	119.071(2)(f)	Confidential informants (CIs).	
	<input type="checkbox"/>	119.071(2)(e)	Confession.	
Public Info. Exemptions	<input type="checkbox"/>	985.04(1)	Juvenile offender records.	
	<input type="checkbox"/>	119.071(h)(i)	Assets of a crime victim.	
	<input type="checkbox"/>	395.3025(7)(a), 456.057(7)(a)	Medical information.	
	<input type="checkbox"/>	394.4615(7)	Mental health information.	
	<input type="checkbox"/>	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)	<input checked="" type="checkbox"/>	(iii) 119.0714(1)(i)-(j), (2)(a)-(e)	Social Security, bank account, charge, debit, and credit card numbers.	2
	<input type="checkbox"/>	(viii) 394.4615(7)	Clinical records under the Baker Act.	
	<input type="checkbox"/>	(xii) 741.30(3)(b)	The victim's address in a domestic violence action on petitioner's request.	
	<input type="checkbox"/>	(xiii) 119.071(2)(h), 119.0714(1)(h)	Protected information regarding victims of child abuse or sexual offenses.	
	<input type="checkbox"/>			
	<input type="checkbox"/>			
	<input type="checkbox"/>			
	<input type="checkbox"/>			
Other	<input type="checkbox"/>		Other:	
	<input type="checkbox"/>		Other:	

**REVIEW COMPLETED BY**

Booking Number: 2019030114	Date: 09/16/2019
	Specialist Name/ID: AM/31562

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