

J#0407802

#2056

REPORT NUMBER  
FHP99ARR135301

# ARREST REPORT

Report Date / Time 06/23/2017 03:03 AM	Agency Case/Offense Number FHPL17OFF049700	OCA Number	Originating Agency Case Number	OBTS Number	Offender Based Transaction System	Jail Booking Number	Other Number LWRC17CAD110108
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## LOCATION OF OCCURRENCE

County PALM BEACH	Address BELVEDERE RD / MILITARY TRAIL , WEST PALM BEACH,
Range of Occurrence Date/Time 06/23/2017 02:25 AM to 06/23/2017 03:40 AM	Latitude N 26 40.1750 Longitude W 80 5.5348

## PERSON: SUSPECT

First Name KELLY	Middle Name MICHELLE	Last Name DICKERSON	Suffix	Date of Birth 12/23/1992	Age 24	Race W	Sex F	Height 503	Weight 135	Hair BRO	Eyes HAZ	
Master Name Index Number	Place of Birth BOYNTON BEACH	Nation USA	SSN	Driver's License or Other ID	State FL	Class or Type E						
Address 7519 OAKMONT DR	City LAKE WORTH	County PALM BEACH	State FL	Zip Code 33467	Phone							

## CHARGES

Counts 1	Charge Number 316.193.1	Charge DUI-UNLAW BLD ALCH
Charge Degree	Charge Level MISDEMEANOR	General Offense Code PRINCIPAL
DUI ALCOHOL OR DRUGS		<input type="checkbox"/> Hate Crime <input type="checkbox"/> Domestic Violence         Bond Amount \$0.00

## PROBABLE CAUSE

On the above date and time I was in service in Palm Beach County, FL. The weather was clear and traffic was moderate. I was traveling northbound on Military Trail (State Road 809) south of Belvedere Rd. At approximately 02:29 AM Tpr. G. Cleary #1667 conducted a traffic stop on a black in color SUV. The black in color SUV then pulled off into the Walmart parking lot located on the Northeast corner of Belvedere Rd. and Military Trail (State Road 809). Tpr. G. Cleary #1667 then turned over the traffic stop to myself in reference to the driver possibly being impaired. (See Witness Statement / Video). I then came into contact with the white female driver of the black in color SUV who was later identified, through her Florida driver license, as Kelly Michelle Dickerson 12/23/1992. I then advised Ms. Dickerson who I was and the reason I was speaking with her. I observed Ms. Dickerson to be off balance as she was standing outside of her vehicle along with red in color and glossy eyes. As Tpr. G. Cleary #1667 already advised her on the reasoning of the traffic stop I went on to ask Ms. Dickerson where it was she was coming from. Ms. Dickerson then advised me that she was coming from a bar. I could then smell the odor commonly associated with the smell of an unknown alcoholic beverage emitting from her breath as she spoke to me. Ms. Dickerson was then asked how many drinks did she have prior to driving her vehicle. Ms. Dickerson then advised me that she had four (4) mixed drinks and her last one being around 10:00 PM. Ms. Dickerson was then advised that I would now be requesting, with her consent, for her to perform a series of roadside exercises. Ms. Dickerson then advised me that she would perform the exercises that were requested of her. (See Roadside Tasks Sheet / Video).

The area for the following roadside exercises was level and free of debris. Subject agreed to use a solid straight white line provided by the roadway to perform the walk and turn. Subject was then asked if she had any problems with her eyes aside from corrective vision, or injuries that would prevent her from performing any of the exercises that will be requested of her to perform. Subject then advised me that she did not have either eye or physical body injuries or limitations and would be able to perform the exercises.

### 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

### Walk and Turn Exercise:

#### Interaction Phase:

- Subject had a hard time remaining in starting position. Subject swayed in starting position. Subject would keep speaking over me during instruction. The exercise was demonstrated and explained to the Subject. Subject advised she understood instructions and did not have any questions. Subject was not taking heel to toe steps. Subject used arms for balance. Subject lost balance. Subject did not count out loud as instructed. Subject did not turn around as instructed. Subject advised she gave up on the exercise because she knows she is unbalanced.

### One Leg Stand Exercise:

#### Interaction Phase:

- Subject was swaying while in starting position.  
- Subject advised she understood the instructions and did not have any questions. Subject did not count as instructed. Subject swayed throughout exercise. Subject lost count. Subject hopped. Subjects elevated foot touched the ground several times. Subject used arms for balance.

### Finger to Nose:

#### Interaction Phase:

- Subject was swaying while in starting position. This exercise was demonstrated to the subject. Subject advised she will be able to perform the exercise. Subject advised she understood the instructions and did not have any questions. Subject swayed during exercise. Subject missed nose on several attempts.

### Romberg Balance:

#### Interaction Phase:

- Subject was swaying while in starting position. This exercise was demonstrated to the subject. Subject advised she will be able to perform the exercise. Subject advised she understood the instructions and did not have any questions. Subject swayed during exercise. Subject stopped past the 20 sec mark on two separate attempts. Subject advised she was ready to fight.

Based on the totality of circumstances, Ms. Dickerson was placed under arrest for DUI pursuant to Florida Statute 316.193.1 at 02:47 AM. Ms. Dickerson

NR

SCAN

JUN 25 2017

Report Date / Time 06/23/2017 03:03 AM	Agency Case/Offense Number FHPL17OFF049700	OCA Number	Originating Agency Case Number	OBTs Number	Offender Based Transaction System	Jail Booking Number	Other Number LWRC17CAD110108
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was then placed in the back of Tpr. L. Tavares #1555 patrol vehicle and transported to the Palm Beach County Jail in which she arrived at 03:00 AM. After the defendants 20 min. observation she was then asked to provide a sample of her breath in which she refused to provide at approximately 03:26 AM.

Video of the traffic stop, roadside exercises and transport to the Palm Beach County Jail can be obtained through the FHP custodian. Video of the BAT facility can be obtained through the PBSO records department.

#### LEO BOND

Bond Amount \$	None	<input type="checkbox"/> ROR	<input type="checkbox"/> Cash	<input type="checkbox"/> Any	<input type="checkbox"/> Pre Trial If Qualify
	<input type="checkbox"/> Pro				<input type="checkbox"/>

#### COURT APPEARANCE INFORMATION

Court (COUNTY) PALM BEACH SOUTH COUNTY COURTHOUSE	Court Phone 561-274-1530	Court Date & Time 07/24/2017 08:30 AM
Court Address 200 WEST ATLANTIC AVE., DELRAY BEACH, FL 33444		
Instructions		

#### ARREST INFORMATION

Arrest Date / Time 06/23/2017 02:47 AM	Residency Within state	Injured None	Extent of Injury N/A	Resist Arrest No
Prior Arrests No	Arrest Jurisdiction Within state	Alcohol Yes	Drugs No	

#### ARREST LOCATION

County PALM BEACH	Address BELVEDERE RD / MILITARY TRAIL, WEST PALM BEACH,
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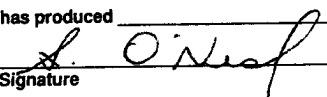
#### ARREST DELIVERED TO

Jail / Booking Facility PALM BEACH COUNTY CORRECTIONS	Location 3228 GUN CLUB ROAD, WEST PALM BEACH, FLORIDA 33406	Phone (561) 688-4400
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#### ARRESTING OFFICER

Officer Call Number 1498	Officer Name SAYIH R. A.	Officer Signature 
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Subscribed and sworn to (or affirmed) before me this 23 day of June A.D., 2017 by \_\_\_\_\_ who is ☒ personally known to me or has produced \_\_\_\_\_ as identification.

 Notary Public ☒ LEO ☐ CO Commission No: \_\_\_\_\_ My Commission Expires: \_\_\_\_\_

Signature

#### ARREST REPORT

FHP99ARR135301

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SCANNED  
JUN 25 2017

**Weld** Welding & Fabrication  
**WELDING & FABRICATION**

**KELLY M. WELLS**  
**DIPLOMA**  
**7500**  
**LAUREL**

**NOV 5 03**  
**2003-2004**




**Welding & Fabrication**  
**WELDER**

**SAFE DRIVER**  
 Completion of a motor vehicle course  
 subject to any sobriety test required by law.

NOT A CERTIFICATE

# TESTING FACILITY TASK REPORT

3

AGENCY: FHP Trp. Sayib #3822  
 SUBJECT: Dickerson, Kelly M. CASE NUMBER: 17-093674  
 DATE: 06-23-17 VIDEO TAPE NUMBER: 62835

BEGINNING TIME: 0324hrs ENDING TIME: 0327hrs

BREATH TESTS RESULTS: 1) R TIME 0326 A.M. P.M. 2) \_\_\_\_\_ TIME \_\_\_\_\_ A.M./P.M.  
 3) \_\_\_\_\_ TIME \_\_\_\_\_ A.M./P.M. 4) \_\_\_\_\_ TIME \_\_\_\_\_ A.M./P.M.

BREATH OPERATOR: S. O'Neal #6212

MAINTENANCE TECHNICIAN: D/S Horlecke #6467

## TESTING OFFICER'S OBSERVATIONS

SPEECH: Slurred

ATTITUDE: Calm at first, Agitated, Moodswings, Sarcastic

CLOTHING: Shirt- Multi-Print Shorts- Blue Jeans No Shoe

MEDICAL CONDITIONS: Allergic to Pencilin

MEDICATIONS: None

OTHER: Eyes: Red & Watery from Crying

Dexterity: Swaying

#3822

COMMENTS: 20 min. observation done by AIO Sayib  
AIO requested the breath test.

D refused the breath request.

AIO read the implied consent on camera.

D understood the I/C, D still refused the request.

CIW read on camera.

Q&A started then stopped.

SCAN

JUN 25 2017

SUBJECT: KELLY M. DICKERSON CASE NUMBER: FHPL170FF049700

## 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 TPR. R.A. SAY IT #3822 of the FHP

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

SCA

JUN 25

SUBJECT: KELLY M. DICKERSON CASE NUMBER: FAIPL17OFF049700

## 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? \_\_\_\_\_

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: TPR. R.A. SAYITH #3822

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JUN 25 2017