JF 0502047

ARREST / NOTICE TO APPEAR

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

1 JUVENILE

18CT18046

ADMINISTRATION

OBTS Number

Agency ORI Number: 0501700

Agency Name: Jupiter Police Department

Agency Report Number (N.T.A.'s only): 5 | 4 | 18-004934

Charge Type: Check as many as apply. ☐ 1. Felony ☐ 2. Traffic Felony ☐ 3. Misdemeanor ☒ 4. Traffic Misdemeanor ☐ 5. Ordinance ☐ 6. Other

If Weapon Seized: Enter Type: NONE

Multiple Clearance Indicator: 01

Location of Arrest (Including Name of Business): 300 BLK LEGARE CT, JUPITER, FL 33458

Location of Offense (Business Name, Address): 300 LEGARE CT/PARKSIDE DR, JUPITER, FL 33458

Date of Arrest	Time of Arrest	Booking Date	Booking Time	Jail Date	Jail Time	Location of Vehicle
10/06/2018	23:29	10/06/2018	23:39			ALL HOOKED UP TOWING

DEFENDANT

Name (Last, First, Middle): WALTON, KENDAL ELIZABETH

Alias (Name, DOB, Soc. Sec. #, Etc.): Alias: WALTON, KENDAL ELIZABETH

Race (W - White, B - Black, I - American Indian, O - Oriental/Asian)	Sex	Date of Birth	Height	Weight	Eye Color	Hair Color	Complexion	Build
W	F	12/26/1991	5'03	125	BLUE	BLONDE /	LIGHT	Thin

Scars, Marks, Tatoos, Unique Physical Features (Location, Type, Description):

Marital Status: S

Religion:

Indication of: Alcohol Influence ☒ Yes ☐ No ☐ Unk. Drug Influence ☐

Local Address (Street, Apt. Number) (City) (State) (Zip): 11024 LEGACY DR. 304, PALM BEACH GARDENS, FL 33410

Phone: (561) 568-9631

Residence Type: 1. City 2. County 3. Florida 4. Out of State: 2

Permanent Address (Street, Apt. Number) (City) (State) (Zip): 11024 LEGACY DR. 304, PALM BEACH GARDENS, FL 33410

Phone: (561) 568-9631

Address Source: DL

Business Address (Name, Street) (City) (State) (Zip):

Phone:

Occupation:

D/L Number, State	Soc. Sec. Number	INS Number	Place of Birth (City, State)	Citizenship
W435505919660 / FL	[redacted]		PITTSBURGH PA	

CO-DEF

Co-Defendant Name (Last, First, Middle) | Race | Sex | Date of Birth | ☐ 1. Arrested ☐ 2. At Large ☐ 3. Felony ☐ 4. Misdemeanor ☐ 5. Juvenile

Co-Defendant Name (Last, First, Middle) | Race | Sex | Date of Birth | ☐ 1. Arrested ☐ 2. At Large ☐ 3. Felony ☐ 4. Misdemeanor ☐ 5. Juvenile

JUVENILE

☐ Parent ☐ Other: ☐ Legal Custodian

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

School Attended: Grade:

The above address was provided by ☐ defendant and/or ☐ 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.

☐ Yes, by: ☐ No:

Property Crime? ☐ Yes ☒ No Description of Property: Value of Property:

CODE

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. Synthetic U. Unknown Z. Other

CHARGE

Charge Description	Statute Violation Number	Violation of ORD #
DUI - DRIVING WHILE UNDER INFLUENCE	316.193(1)	

Drug Activity	Drug Type	Amount / Unit	Offense #	Counts	Domestic Violence	Warrant / Capias Number	Bond
	N	/		1	☐ Y ☒ N		OR

CHARGE

Charge Description	Statute Violation Number	Violation of ORD #

Drug Activity	Drug Type	Amount / Unit	Offense #	Counts	Domestic Violence	Warrant / Capias Number	Bond
		/			☐ Y ☐ N		

CHARGE

Charge Description	Statute Violation Number	Violation of ORD #

Drug Activity	Drug Type	Amount / Unit	Offense #	Counts	Domestic Violence	Warrant / Capias Number	Bond
		/			☐ Y ☐ N		

INTAKE

Health / Apparent Physical Condition of Defendant

Any knowledge of the following: ☐ Mental ☐ Escape Risk ☐ Medication ☐ Deformities ☐ Injuries

Explain:

Check which applies: ☐ Released O.R. ☐ Posted Bond ☐ Released to Parent/Guardian ☐ South County Mental Health ☐ T.O.T. County Jail

PROPERTY - Received By | Released By | Released To

Transported By | Date Transported | Time Transported | Other

NOTICE TO APPEAR

☒ INSTRUCTION NO. 1 - Mandatory appearance in court

☐ INSTRUCTION NO. 2 - You need not appear in Court but must comply with instructions on Page 2.

Location (Court, Room): North County PALM BEACH GARD

Court Date and Time: 11/07/2018 08:30:00

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 COMTEMPT OF COURT AND A WARRANT FOR MY ARREST SHALL BE ISSUED.

X Kendal Walton
Signature of Defendant (or Juvenile and Parent/Custodian)

10/7/18
Date Signed

No Photo Available

ADMIN

HOLD for Other Agency

☐ Dangerous ☐ Resisted Arrest ☐ Suicidal ☐ Other

Intake Deputy: DS Cotton I.D. #: 7622 Pouch #:

Signature of Arresting Officer

Name of Arresting Officer (Print): BORROWS, ANDREW I.D. #: 1138

Transporting Officer: A BORROWS I.D. #: 380 Agency: JPD

Name Verification (Printed by Arrestee) (PRINT)

Witness here if subject signed with an "X".

PAGE 1 OF 1

☐ COURT ☒ STATE ATTORNEY ☐ AGENCY ☐ CENTRAL RECORDS ☐ JAIL ☐ CRIME ANALYSIS ☒ P.I.O. ☒ DEFENDANT

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PROBABLE CAUSE AFFIDAVIT

OBTS Number:

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

JUVENILE:

ADMIN

Agency ORI Number	Agency Name	Agency Report Number
FL 0501700	JUPITTER POLICE DEPARTMENT	5 4 18-004934

Charge Type: Check as many as apply. ☐ 1. Felony ☐ 2. Traffic Felony ☐ 3. Misdemeanor ☒ 4. Traffic Misdemeanor ☐ 5. Ordinance ☐ 6. Other

Special Notes:

DEF

Name (Last, First, Middle)	Alias	Race	Sex	Date of Birth
WALTON, KENDAL ELIZABETH	WALTON, KENDAL ELIZABETH	W	F	12/26/1991

CHARGES

Charge Description	Charge Description
DUI 316.193(1)	
Charge Description	Charge Description

VICTIM

Victim's Name (Last, First, Middle)	Race	Sex	Date of Birth
State Of Florida			

Local Address (Street, Apt. Number)	(City)	(State)	(Zip)	Phone	Address Source
Business Address (Name, Street)	**(City)**	**(State)**	**(Zip)**	**Phone**	**Occupation**

The undersigned certifies and swears that he/she has just and resonable grounds to believe, and does believe that the above named Defendant committed the following violation of law.

The Person taken into custody . . .

☒ committed the below acts in my presence.

☐ confessed to _____ admitting to the below facts.

☐ was observed by _____ who told _____ that he/she saw the arrested person committ the below acts.

☐ was found to have committed the below acts, resulting from my (described) investigation.

On the 6 day of October, 2018 at 23:02 (Specifically include facts constituting cause for arrest.)

PROBABLE CAUSE STATEMENT

On the above date at approximately 2302 hours, Officer Fandrey of the Jupiter Police Department conducted a traffic stop of a 2012 Infiniti bearing Florida license plate DBHY04 in the area of Legare Court and Greenway Drive in the Town of Jupiter, Palm Beach County, Florida.

Officer Fandrey verbally advised me he conducted the stop after observing the vehicle swerving while driving and failing to stop for a stop sign. Officer Fandrey also stated that the driver, identified to me as Kendal Walton, failed to stop in a timely manner for his lights and siren. After detecting signs of impairment, Officer Fandrey requested that I respond to the scene to conduct a DUI investigation. Please see Officer Fandrey`s forthcoming Supplemental Probable Cause Affidavit for further.

Upon my arrival Walton was still in the driver`s seat. I selected a nearby area to conduct a roadside investigation and asked Walton to exit her vehicle. Walton stated she`d consumed just one beer at the Square Grouper. Walton had bloodshot, glassy eyes and I could smell the odor of an unknown alcoholic beverage on her breath. Walton agreed to complete SFSTs.

I first conducted the Horizontal Gaze Nystagmus task. I am a certified Drug Recognition Expert and conducted the task in a manner consistent with my training. I observed all six clues of Horizontal Gaze Nystagmus: Lack of Smooth Pursuit, Distinct and Sustained Nystagmus at Maximum Deviation, and Onset prior to 45 degrees. I observed Vertical Gaze Nystagmus was also present. Walton was swaying during the task.

I next conducted the Walk and Turn task. During the task, Walton missed heel to toe on the third step. Walton stopped between each step. After taking nine steps, Walton asked if she should turn. I told Walton to continue as best as she could remember. Walton turned improperly by pivoting on the balls of her feet and then nearly losing her

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ADMINISTRATIVE

SWORN AND SUBSCRIBED BEFORE ME

NOTARY PUBLIC / CLERK OF COURT / OFFICER (F.S.S. 117.10) — JAMES G. BIGGS Commission # GG 165618 Expires December 5, 2021 Bonded Thru Troy Fain Insurance 800-385-7019

10/07/2018
DATE

SIGNATURE OF ARRESTING / INVESTIGATING OFFICER

BORROWS, ANDREW (1138)
NAME OF OFFICER (PLEASE PRINT)

10/07/2018
DATE

COURT STATE ATTORNEY CENTRAL RECORDS JAIL CRIME ANALYSIS P. I. O.

ADMIN

OBTS Number

PROBABLE CAUSE AFFIDAVIT
SUPPLEMENT

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

1

JUVENILE

Agency ORI Number	Agency Name	Agency Report Number
FL 0501700	JUPITER POLICE DEPARTMENT	54 18-004934

Charge Type: Check as many as apply.
☐ 1. Felony ☐ 2. Traffic Felony ☐ 3. Misdemeanor ☒ 4. Traffic Misdemeanor ☐ 5. Ordinance ☐ 6. Other

Special Notes:

DEF

Name (Last, First, Middle)	Alias	Race	Sex	Date of Birth
WALTON, KENDAL ELIZABETH	WALTON, KENDAL ELIZABETH	W	F	12/26/1991

PROBABLE CAUSE STATEMENT

balance, taking a step to her right. Walton did not count her first step. Walton stepped off the line on the third step. Walton again stopped between each step. Walton took 10 total steps but counted nine out loud.

I next conducted the One Leg Stand. Walton was swaying visibly during the task. Walton used her arms for balance at "1000-11".

I next conducted the Finger to Nose task. I observed the following: L1: Walton initially missed the tip of her nose then moved her finger to the tip. Walton forgot to put her hand back down to the side. I reminded her to do so. R2: Walton touched her nose over her right nostril before moving her finger to the tip. Walton again forgot to put her finger back down to the side. I reminded her again. L3: Walton used the pad of her finger to touch the tip of her nose. R4: Walton used the pad of her finger to touch the tip of her nose. R5: Walton used the pad of her finger to touch the tip of her nose. L6: Walton used the pad of her finger to touch the tip of her nose.

I then conducted the Romberg Alphabet task. Walton stated the alphabet correctly. Walton was swaying visibly during the task.

Based on the totality of my investigation and the circumstances, I arrested Walton for DUI. I advised Walton and secured her in handcuffs which I checked for spacing and double locked. I placed Walton in the rear of my patrol vehicle and fastened her seat belt. I then transported Walton to the Palm Beach County Breath Alcohol Testing Facility. I conducted a 20 minute observation period. I then requested Walton provide a sample of her breath. Walton refused. I then advised Walton of Implied Consent. Walton stated she understood and again refused to provide a sample of her breath. I then read Walton her Miranda Rights from a prepared text. Walton stated she understood and declined to be interviewed. I then secured Walton in a holding cell while I completed my paperwork. I subsequently booked Walton into the Palm Beach County Jail where I charged her with DUI per FSS 316.193(1).

My on scene investigation was captured on my issued body worn camera. Walton was polite and cooperative throughout my encounter with her.

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ADMINISTRATIVE

SWORN AND SUBSCRIBED BEFORE ME

NOTARY PUBLIC / CLERK OF COURT / OFFICER, F.S. 117.10

JAMES G. BIGGS
Commission # GG 165618
Expires December 5, 2021
Bonded Thru Troy Fain Insurance 800-385-7019

10/07/2018
DATE

SIGNATURE OF ARRESTING / INVESTIGATING OFFICER

BORROWS, ANDREW (1138)
NAME OF OFFICER (PLEASE PRINT)

10/07/2018
DATE

COURT STATE ATTORNEY CENTRAL RECORDS JAIL CRIME ANALYSIS P. I. O.

WITNESS LIST

CASE NUMBER: 18-004934

ARRESTING OFFICER: Ofc. A. Borrows 380 / 1138

ADDRESS: 210 Military Trail, Jupiter Fl 33458

PHONE NUMBERS (HOME): _____ (WORK) 561 746 6201

CAN TESTIFY TO: PC

NAME: Officer Christopher Fandrey 340

ADDRESS: 210 Military Trail, Jupiter Fl 33458

PHONE NUMBERS (HOME) _____ (WORK) 561 746 6201

CAN TESTIFY TO: Supp PC - Initial stop and contact

NAME: Officer John Matonti

ADDRESS 210 Military Trail, Jupiter Fl 33458

PHONE NUMBERS (HOME) _____ (WORK) 561 746 6201

CAN TESTIFY TO: _____

NAME: _____

ADDRESS _____

PHONE NUMBERS (HOME) 0 (WORK) 0

CAN TESTIFY TO: _____

NAME: _____

ADDRESS _____

PHONE NUMBERS (HOME) _____ (WORK) _____

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CAN TESTIFY TO: _____

NAME: _____

ADDRESS _____

PHONE NUMBERS (HOME) _____ (WORK) _____

CAN TESTIFY TO: _____

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TESTING FACILITY TASK REPORT

AGENCY: JPD-BORROWS

SUBJECT: WALTON, KENDAL E

CASE NUMBER: 18-130294

DATE: Oct 7, 2018

VIDEO DVD NUMBER: N/A

BEGINNING TIME: 0015

ENDING TIME: 0018

BREATH TESTS RESULTS: 1) REF TIME 0017 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 TECHNICAN: D/S J Karklecke #6467

TESTING OFFICER'S OBSERVATIONS

SPEECH: MUFFLED AT TIMES

ATTITUDE: COOPERATIVE

CLOTHING: YELLOW AND WHITE TOP, BLUE JEANS

MEDICAL CONDITIONS: NONE

MEDICATIONS: NONE

OTHER:

EYES GLASSY, RED, WATERY
ODOR OF AN UNKNOWN ALCOHOLIC BEVERAGE ON SUBJECT

COMMENTS:

ARRESTING OFFICER CONDUCTED THE 20 MINUTE OBSERVATION BEGINNING AT 2355
SUJECT REFUSED THE TEST INITIALLY
SUBJECT WAS READ IMPLIED CONSENT
SUBJECT ADVISED SHE UNDERSTOOD AND REFUSED
MIRANDA WAS READ TO THE SUBJECT
SUBJECT REFUSED QUESTIONS

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PALM BEACH COUNTY
SHERIFF'S OFFICE
Florida State Statute Exemption Sheet

Palm Beach County Sheriff's Office – Arrests Only

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

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REVIEW COMPLETED BY

Booking Number: 2018033552	**Date:** 10/7/2018
	Specialist Name/ID: M. Tooks #8557