

0268522

3450

ARREST / NOTICE TO APPEAR
Juvenile Referral Report

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

OBTS Number	Agency ORI Number FLO 500000		Agency Name PALM BEACH COUNTY SHERIFF'S OFFICE		Agency Report Number (N.T.A.'s only) 06-18-061952	
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
Location of Arrest (Including Name of Business) 1800 S. STATE RD 7 WELLINGTON, FL 33414				Location of Offense (Business Name, Address) 1800 S. STATE RD 7 WELLINGTON, FL 33414		
Date of Arrest 04/13/2018	Time of Arrest 0202	Booking Date	Booking Time	Jail Date	Jail Time	Location of Vehicle WEST WAY TOWING

Name (Last, First, Middle) BAILEY KENNETH F		Alias (Name, DOB, Soc. Sec. #, Etc.)				
Race W - White 1 - American Indian B - Black 0 - Oriental/Asian	Sex M	Date of Birth 03/18/1966	Height 5-10	Weight 190	Eye Color BLU	Hair Color BRN
Complexion FAIR		Build MED		Scars, Marks, Tattoos, Unique Physical Features (Location, Type, Description) SCARS ON EFT KNEE		
Local Address (Street, Apt. Number) 2295 GREENVIEW COVE DR		(City) WELLINGTON, FL	(State) 33414	(Zip)	Phone (561) 307-0897	Residence Type: 1. City 2. County 3. Florida 4. Out of State
Permanent Address (Street, Apt. Number)		(City)	(State)	(Zip)	Phone	Address Source FL DL
Business Address (Name, Street)		(City)	(State)	(Zip)	Phone	Occupation Disabled
D/L Number, State FL/B400-506-66-098-1		INS Number	Place of Birth (City, State) Ontario, Canada		Citizenship Canada	

Co-Defendant Name (Last, First, Middle)	Race	Sex	Date of Birth	<input type="checkbox"/> 1. Arrested	<input type="checkbox"/> 3. Felony
Co-Defendant Name (Last, First, Middle)	Race	Sex	Date of Birth	<input type="checkbox"/> 2. At Large	<input type="checkbox"/> 4. Misdemeanor
				<input type="checkbox"/> 5. Juvenile	<input type="checkbox"/> 5. Juvenile

<input type="checkbox"/> Parent	<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
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.			School Attended
Property Crime? <input type="checkbox"/> Yes <input type="checkbox"/> No			Grade
Description of Property	Value of Property		

Drug Activity S. Sell 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. Parapharmacia/ Equipment S. Synthetics	U. Unknown Z. Other
Charge Description DUI		Counts 1	Domestic Violence <input type="checkbox"/> Y <input type="checkbox"/> N	Statute Violation Number 316.193(1)		Violation of ORD #				
Drug Activity	Drug Type	Amount / Unit	Offense #	Warrant / Capias Number		Bond				
Charge Description		Counts	Domestic Violence	Statute Violation Number		Violation of ORD #				
Drug Activity	Drug Type	Amount / Unit	Offense #	Warrant / Capias Number		Bond				
Charge Description		Counts	Domestic Violence	Statute Violation Number		Violation of ORD #				
Drug Activity	Drug Type	Amount / Unit	Offense #	Warrant / Capias Number		Bond				

Location (Court Room Number, Address) PALM BEACH COUNTY COURTHOUSE CRIMINAL JUSTICE COMPLEX, 3228 GUN CLUB RD, WEST PALM BEACH, FL 33406 - PH: (561) 355-2996	
Court Date and Time Month 05 Day 03 Year 2018 Time 8:30 AM	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 04/13/2018

HOLD for other Agency Name:	Signature of Arresting Officer Walton	Name Verification (Printed by Arrestee) APR 13 2018 4:28
<input type="checkbox"/> Dangerous <input type="checkbox"/> Resisted Arrest <input type="checkbox"/> Suicidal <input type="checkbox"/> Other:	Name of Arresting Officer (Print) Cpl. Thomas Walton #6942 6942	(PRINT)
Initials of Deputy Honea/720	Transporting Officer ID # Agency Cpl. Thomas Walton 6942 PBSO	Witness here if subject signed with an "X" 1 OF 1

D.U.I. PROBABLE CAUSE AFFIDAVIT

ON THE 13 DAY OF APRIL 20 18, AT 0128 AM PM
SUBJECT: BAILEY KENNETH F CASE NUMBER: 18-061952
AGENCY: PALM BEACH COUNTY SHERIFF'S OFFICE ARRESTING OFFICER: Cpl. Thomas Walton #6942

PERSONAL CONTACT

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

On the above date and time while southbound State Rd 7 approaching Victoria Grove Blvd I noticed a Green Jeep Wrangler in the outside lane traveling at a slow speed. I noticed the vehicle traveling at 35 mph in a 50 mph zone. The Jeep was leaving its lane crossing the outside white solid line then back into the lane. The Jeep then went to the far left then back to the far right. The Jeep then left the lane to the right almost striking the outside curb. I conducted a traffic stop on the vehicle bearing FL tag 446 VLA as we approached Forest Hill Blvd. I was concerned the driver maybe impaired, medical condition or there was some type of vehicle malfunction. The Jeep pulled into the right turn lane to the Hospital and stopped. The Jeep then moved forward and kept moving so I had to hit my air horn to tell it to stop. The vehicle finally came to a complete stop.

OBSERVATION OF DRIVER:

I made contact with the def who was the sole occupant of the vehicle. I noticed that the def had a glazed look on his face and the odor of an unk alcoholic beverage was coming from his vehicle and person. I asked the def for his license, registration and insurance to the vehicle. The def provided me with his license only. The def was fumbling around for his documents and trying to use his body to conceal several beer cans on the passenger floorboard. I noticed that the def had slurred speech when I was talking to him. I asked the def where he was coming from and he stated to me Steak and Ale. I stated Steak and Ale because I haven't seen a Steak and Ale in years. The def then stated Steak and Shake. I asked the def if he had anything to drink tonight and he stated No he was a recovering alcoholic. I stated then why does he have beer cans on the floorboard and the cup holders with some type of fluid that appears to be alcohol. The def stated that he has fallen off the wagon before but is clean now. The def stated that he takes depocote for Bipolar. I asked the def to step out of the vehicle and he did. The def was slow getting out of the vehicle and I noticed that he was swaying while standing still. The def

DRIVER'S STATEMENTS:

was notified that I was going to conduct a DUI Investigation to see if he was to impaired to operate a motor vehicle. The def stated sure he has done this before. The def stated that he was arrested in 2001 and convicted and then again in 2016 he believes but got it reduced down to reckless driving. The def stated that he had knee surgery on the left knee and couldn't do the walk and turn but could do the one leg stand if he stood on his right leg.

ODORS:

Odor of an Unk Alcoholic beverage coming from his person

GENERAL OBSERVATIONS

SPEECH: Slurred speech

ATTITUDE: Cooperative, lethargic

CLOTHING: Blue pants, Blue jacket, blk

MEDICAL/OTHER: Knee problem and Bipolar
ALL ROADSIDES CAPTURED ON IN-CAR VIDEO

STATE OF FLORIDA
COUNTY OF PALM BEACH

Cpl. Thomas Walton #6942

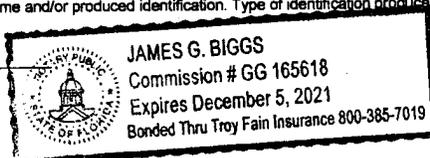
(Signature of Arresting/Investigative Officer)

The foregoing instrument was sworn to or affirmed and subscribed before me this 13 day of April 20 18 by Cpl. Thomas Walton #6942

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

James Biggs (#7607)

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



SCANNED
APR 15 2018

ROADSIDE TASKS

HORIZONTAL GAZE NYSTAGMUS:

- | | |
|--|--|
| <input type="checkbox"/> LT EYE-LACK OF SMOOTH PURSUIT | <input type="checkbox"/> RT EYE-LACK OF SMOOTH PURSUIT |
| <input type="checkbox"/> LT EYE-DISTINCT & SUSTAINED NYSTAGMUS AT MAX. DEVIATION | <input type="checkbox"/> RT EYE-DISTINCT & SUSTAINED NYSTAGMUS AT MAX. DEVIATION |
| <input type="checkbox"/> LT- EYE-ONSET OF NYSTAGMUS PRIOR TO 45 DEGREES | <input type="checkbox"/> RT- EYE-ONSET OF NYSTAGMUS PRIOR TO 45 DEGREES |

Other Observations:

The def was swaying during the task and had red glassy eyes. The def had LOC where his right eye tracked in and his left eye went out and up.

HAND COORDINATION:

THE DEF WAS PLACED INTO THE INSTRUCTIONAL STANCE FOR THE HAND COORDINATION TASK AND GIVEN INSTRUCTIONS. THE DEF STATED THAT HE UNDERSTOOD THE INSTRUCTIONS. THE DEF STARTED THE TASK BEFORE BEING TOLD TO. THE DEF ROTATED HANDS FORWARD FOUR TIMES RUBBING HANDS THEN CLAPPED ONE TIME. THE DEF THEN ROTATED HIS HANDS BACKWARDS COUNTING 3,2,1 THEN PAUSED. THE DEF THEN PUT HANDS TO CHEST AND FAILED TO PLACED HANDS ON LAP. THE INSTRUCTIONS WERE DONE TWICE TO SHOW THE DEF. THE DEF WAS EVEN REPEATING THEM TO ME.

ONE LEG STAND:

THE DEF WAS PLACED INTO THE INSTRUCTIONAL STANCE FOR THE ONE LEG STAND AND GIVEN INSTRUCTIONS. THE DEF STATED THAT HE UNDERSTOOD THE INSTRUCTIONS. THE DEF BEGAN THE TASK AND IMMEDIATELY SET HIS FOOT DOWN. THE DEF SET HIS FOOT DOWN SEVERAL MORE TIMES DURING THE TASK. THE DEF FAILED TO LOOK AT HIS FOOT AND USED HIS ARMS FOR BALANCE DURING THE TASK. THE DEF SWAYED DURING THE TASK. THE DEF STATED THAT IT IS VERY HARD TO BALANCE.

FINGER TO NOSE:

THE DEF WAS PLACED INTO THE INSTRUCTIONAL STANCE FOR THE FINGER TO NOSE AND GIVEN INSTRUCTIONS. THE DEF STATED THAT HE UNDERSTOOD THE INSTRUCTIONS. THE DEF MISSED THE TIP OF HIS NOSE THREE TIMES DURING THE TASK. FAILED TO RETURN HIS ARM TO THE SIDE ON ALL ATTEMPTS. THE DEF WAS SWAYING DURING THE TASK AND FAILED TO KEEP HEAD TILTED BACK THE ENTIRE TIME.

ROMBERG ALPHABET:

THE DEF WAS PLACED INTO THE INSTRUCTIONAL STANCE FOR THE ROMBERG ALPHABET AND GIVEN INSTRUCTIONS. THE DEF STATED THAT HE UNDERSTOOD THE INSTRUCTIONS. THE DEF WAS SWAYING DURING THE TASK. THE DEF RECITED THE ALPHABET BUT PAUSED SEVERAL TIMES AND WAS DOING THE ALPHABET IN GROUPS VERSE JUST SAYING THE ALPHABET.

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

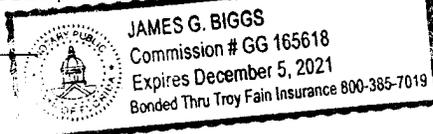
STATE OF FLORIDA
COUNTY OF PALM BEACH

Cpl. Thomas Walton #6942 *Thomas Walton*
(Signature of Arresting/Investigative Officer)

The foregoing instrument was sworn to or affirmed and subscribed before me this 13 day of April 2018 by Cpl. Thomas Walton #6942

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

James Biggs (#7607)
Notary Public, Clerk of Court, Officer (F.S.S 117.10)



SCANNED
APR 15 2018

Florida

DRIVER LICENSE



CLASS **E**



DOB [REDACTED]
JANILEY
JANILEY
12345678901234567890
SEX M
HT 5-10
HAIR [REDACTED] EYES [REDACTED]
12 RESE NONE 14 END NONE

ISS 02/15/2015

SDD X63102191021

REPLACED 02/15/2015

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



DONOR

NOT A CERTIFIED COPY

SCANNED
APR 15 2018