0503716

1191

ARREST / NOTICE TO APPEAR
Juvenile Referral Report

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

ADMINISTRATIVE

OBTS Number				Juvenile
			1	N

Agency ORI Number	Agency Name	Agency Report Number (N.T.A.'s only)
FLO 500000	PALM BEACH COUNTY SHERIFF'S OFFICE	06- 18154524

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

Weapon Seized / Type: 2 (1. Yes 2. No N/A)

Multiple Clearance Indicator: 1

Location of Arrest (Including Name of Business)	Location of Offense (Business Name, Address)
11800BLOCK S MILITARY TRAIL BOYNTON BEACH/ FL/ 33463	11800BLOCK S MILITARY TRAIL BOYNTON BEACH/ FL/ 33463

Date of Arrest	Time of Arrest	Booking Date	Booking Time	Jail Date	Jail Time	Location of Vehicle
12/11/2018	21:47					

DEFENDANT

Name (Last, First, Middle): DACUS KRISTEN NICOLE

Alias (Name, DOB, Soc. Sec. #, Etc.)

Race (W - White I - American Indian B - Black O- Oriental/Asian)	Sex	Date of Birth	Height	Weight	Eye Color	Hair Color	Complexion	Build
W	F	5/24/1991	5'6	140	BRN	BRN	MED	MED

Scars, Marks, Tatoos, Unique Physcal Features (Location, Type, Description): TATTOOS ON LEFT SIDE AND BACK

Marital Status: Single

Religion: NONE

Indication of: Alcohol Influence Y ☐ N ☒ Unk. ☐; Drug Influence Y ☐ N ☒ Unk. ☐

Local Address (Street, Apt. Number)	(City)	(State)	(Zip)	Phone	Residence Type: 1. City 2. County 3. Florida 4. Out of State
131 ENFIELD ST	BOCA RATON, FL, 33487			(407) 417-0972	2

Permanent Address (Street, Apt. Number)	(City)	(State)	(Zip)	Phone	Address Source
,				( )	DEFENDENT

Business Address (Name, Street)	(City)	(State)	(Zip)	Phone	Occupation
				( )	SALES REP.

D/L Number, State	Soc. Sec. Number	INS Number	Place of Birth (City, State)	Citizenship
D220514916840	[redacted]		COLLIERVILLE, TN	

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 ☐ Legal Custodian ☐ Other:

Residence Phone ( )

Address (Street, Apt. Number) (City) (State) (Zip)

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	Time

The above address provided by ☐ defendant and / or ☐ 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. ☐ Yes, by: (Name) ☐ No: (Reason)

School Attended | Grade

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. Synthetics U. Unknown Z. Other

CHARGE

Charge Description	Counts	Domestic Violence	Statute Violation Number	Violation of ORD #
DUI	1	☐Y ☒N	316.193(1)	

Drug Activity	Drug Type	Amount / Unit	Offense #	Warrant I Capias Number	Bond
N	N	N/A	18154524		OR

CHARGE

Charge Description	Counts	Domestic Violence	Statute Violation Number	Violation of ORD #
		☐Y ☒N		

Drug Activity	Drug Type	Amount / Unit	Offense #	Warrant / Capias Number	Bond
/	/	/			

CHARGE

Charge Description	Counts	Domestic Violence	Statute Violation Number	Violation of ORD #
		☐Y ☐N		

Drug Activity	Drug Type	Amount I Unit	Offense #	Warrant / Capias Number	Bond

CHARGE

Charge Description	Counts	Domestic Violence	Statute Violation Number	Violation of ORD #
		☐Y ☐N		

Drug Activity	Drug Type	Amount / Unit	Offense #	Warrant / Capias Number	Bond

NOTICE TO APPEAR

Location (Court, Room Number, Address)

3228 GUN CLUB RD WEST PALM BEACH FL 33406

Court Date and Time: Month 1 Day 3 Year 2019 Time 0830 AM X PM

9:52

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

12/11/2018
Date Signed

ADMIN

HOLD for other Agency Name:

☐ Dangerous ☐ Resisted Arrest ☐ Suicidal ☐ Other:

Intake Deputy | Pouch #

Signature of Arresting Officer X

Name of Arresting Officer (Print): INV. G. LYNCH 8568 I.D. #: 8568

Transporting Officer: INV. G. LYNCH 8568 ID #: 8568 Agency: PBSO

Name Verification (Printed by Arrestee)

(PRINT)

Witness here if subject signed with an -X"

PAGE 1 OF 1

DISTRIBUTION: WHITE - COURT COPY GREEN - STATE ATTORNEY YELLOW - AGENCY PINK - AGENCY GOLD - DEFENDANT (N.T.A.'s ONLY)

PBSO #148 REV. 8/97

08 0R26 8857 PJU

DEC 12 2018

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OBTS Number

PROBABLE CAUSE AFFIDAVIT

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

01 Juvenile ☐

Agency ORI Number	Agency Name	Agency Report Number
FLO 5 0 0 0 0 0	PALM BEACH COUNTY SHERIFF'S OFFICE	06 18-154524

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

Special Notes

Defendant Name (Last, First, Middle)	Race	Sex	Date of Birth
DACUS KIRSTEN	W	F	05/24/1991

Charge	Charge
DUI	
Charge	Charge

Victim 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 (Street, Apt. Number)	City	State	Zip	Phone	Occupation

The undersign swears that he/she has just and reasonable 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.

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

☐ confessed to admitting to the below facts.

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

On the 11 day of DECEMBER 20 18 at 2130 ☐ AM ☒ PM

On 12/11/2018 at approximately 2115 hours, I responded to a call of a person sleeping at the wheel in the 11800 blk of S. Military Trail.

I located the vehicle in the number 3 lane of travel in the southbound lanes. I made a driver side approach on the vehicle when I observed a white female Kirsten Dacus who was later identified through her FL driver's license sleeping at the wheel. The white mazda (bearing FL tag 746PYR) was running but the vehicle was in park. I had to knock on the driver side window several times to wake her. When speaking with Kirsten I observed her eyes to be bloodshot and I could smell the presence of an unknown alcohol emanating from the vehicle. Kirsten stated that she was coming from one of her clients and that she had some drinks. The DUI investigation was conducted by investigator Lynce 8568.

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The foregoing instrument was sworn to and affirmed before me this 11 day of DECEMBER 20 18, by:

INVESTIGATOR LYNCH 8568
Name of Notary Public / Clerk of Court / Officer (F.S.S. 117.00)

Signature of Notary Public / Clerk of Court / Officer (F.S.S. 117.00)

SEAN CAPOBIANCO 24738
Name of Arresting/Investigating Officer

Signature of Arresting/Investigating Officer

D.U.I. PROBABLE CAUSE AFFIDAVIT

ON THE 11 DAY OF DEC 20 18, AT 20:59 AM ✓ PM

SUBJECT: DACUS KRISTEN NICOLE CASE NUMBER: 18154524

AGENCY: PALM BEACH COUNTY SHERIFF'S OFFICE ARRESTING OFFICER: INV. G. LYNCH 8568

PERSONAL CONTACT

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

On 12/11/18 I responded to the 11800 block of S Military Trail, in Palm Beach County, in reference to a possibly impaired driver. Upon arrival I met with D/S Capobianco id 24738, who initially responded to the scene.
D/S Capobianco advised that he responded in reference to a person stopped in the roadway asleep behind the wheel. Upon his arrival he found the vehicle, a white Mazda CX5 bearing FL tag 746PYR, stopped in the outside lane of southbound traffic. Upon approaching the vehicle he found that it was running and in park. The driver, later identified as Kristen Dacus, was slumped forward asleep in the driver seat. It took knocking on the window several times to wake Kristen and it took her awhile to be able to unlock and open the door. D/S Capobianco immediately noticed that Kristen's eyes were bloodshot and there was a strong odor of an unknown alcoholic beverage coming from the vehicle. Kristen stated that she had been drinking with a client. Palm Beach County Fire Rescue responded to the scene to check Kristen and found she was not in need of medical treatment.

OBSERVATION OF DRIVER:

I met with Kristen, who was sitting in the driver seat of her car. I noticed a strong odor of an unknown alcoholic beverage coming from inside the vehicle. I had Kristen exit her car and stand in front of my patrol car. I noticed that Kristen's eyes were bloodshot and glassy and there was a strong odor of an unknown alcoholic beverage coming from her breath, which got stronger when she spoke. Kristen advised that she had been drinking earlier but would not advise how much she had to drink. Based on my observations and Kristen's admission to drinking I asked her to perform standard field sobriety tasks, which she refused. I advised Kristen of Taylor warnings, which she advised she understood. I then gave Kristen a second opportunity to perform standard field sobriety tasks to which she refused.

DRIVER'S STATEMENTS:

Kristen stated she had been drinking but refused to advise how much she had to drink.

ODORS:

STRONG ODOR OF AN UNKNOWN ALCOHOLIC BEVERAGE COMING FROM SUBJECT'S BREATH.

GENERAL OBSERVATIONS

SPEECH:

ATTITUDE: Calm/ cooperative

CLOTHING:

MEDICAL/OTHER:

STATE OF FLORIDA
COUNTY OF PALM BEACH

INV. G. LYNCH 8568
(Signature of Arresting/Investigative Officer)

The foregoing instrument was sworn to or affirmed and subscribed before me this 11 day of DEC 20 18 by INV. G. LYNCH 8568

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

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

Notary Public State of Florida
Samantha Palmer
My Commission GG 233762
Expires 10/28/2022

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SUBJECT: DACUS KRISTEN CASE NUMBER 18154524

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:

REFUSED

WALK & TURN:
REFUSED

ONE LEG STAND:
REFUSED

FINGER TO NOSE:
REFUSED

ROMBERG ALPHABET:
REFUSED

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BREATH TEST RESULTS: 1) .190 | 2) .164 | 3) .169 | 4)

STATE OF FLORIDA
COUNTY OF PALM BEACH

INV. G. LYNCH 8568
(Signature of Arresting/Investigative Officer)

The foregoing instrument was sworn to or affirmed and subscribed before me this 11 day of DEC 20 18 by INV. G. LYNCH 8568

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

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

Notary Public State of Florida
Samantha Palmer
My Commission GG 233762
Expires 10/28/2022

TESTING FACILITY TASK REPORT

AGENCY: PBSO/LYNCH

SUBJECT: DACUS, KRISTEN

CASE NUMBER: 18-154524

DATE: Dec 11, 2018

VIDEO DVD NUMBER: N/A

BEGINNING TIME: 2253

ENDING TIME: 2308

BREATH TESTS RESULTS: 1) .190 TIME 2257 A.M.☐ P.M.☒ 2) .164 TIME 2300 A.M.☐ P.M.☒

3) .169 TIME 2304 A.M.☐ P.M.☒ 4) XX TIME XX A.M.☐ P.M.☐

BREATH OPERATOR: S. PALMER #24520

MAINTENANCE TECHNICAN: J Karlecke #6467

TESTING OFFICER'S OBSERVATIONS

SPEECH: SLURRED

ATTITUDE: CALM, QUIET, CRYING

CLOTHING: GREY SWEATER, BLACK PANTS, BLACK BOOTS

MEDICAL CONDITIONS: ASTHMA

MEDICATIONS: NONE

OTHER:

EYES GLASSY AND BLOODSHOT, ODOR OF UNKNOWN ALCOHOLIC BEVERAGE COMING FROM BREATH

COMMENTS:

ARRESTING OFFICER CONDUCTED THE 20 MINUTE OBSERVATION BEGINNING AT 2230
SUBJECT AGREED TO TAKE BREATH TEST
TECH READ RESULTS
SUBJECT STATED SHE UNDERSTOOD RESULTS
A/O READ RIGHTS
SUBJECT STATED SHE UNDERSTOOD RIGHTS
A/O ATTEMTED Q&A
SUBJECT REFUSED QUESTIONING

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WITNESS LIST

CASE NUMBER: 18154524

ARRESTING OFFICER: INV. G. LYNCH 8568

ADDRESS: HQ

PHONE NUMBERS (HOME): _____ (WORK) 561 688 3000

CAN TESTIFY TO: FACTS OF CASE

NAME: D/S S. CAPOBIANCO 24738

ADDRESS: DIST 6

PHONE NUMBERS (HOME) _____ (WORK) 561 688 3000

CAN TESTIFY TO: INITAL RESPONSE/ IDENTIFY DRIVER

NAME: _____

ADDRESS _____

PHONE NUMBERS (HOME) _____ (WORK) _____

CAN TESTIFY TO: _____

NAME: _____

ADDRESS _____

PHONE NUMBERS (HOME) 0 (WORK) 0

CAN TESTIFY TO: _____

NAME: _____

ADDRESS _____

PHONE NUMBERS (HOME) _____ (WORK) _____

CAN TESTIFY TO: _____

NAME: _____

ADDRESS _____

PHONE NUMBERS (HOME) _____ (WORK) _____

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CAN TESTIFY TO: _____

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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: _____

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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	☐	119.014(3A)(13)(1-3C)	Other: Keep Separate - Court Documents/Official Records	
	☐	119.071(2c)	Other: Active Criminal intelligence information	

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REVIEW COMPLETED BY

Booking Number: 2018041064	**Date:** 12/12/2018
	Specialist Name/ID: WATSON/6665