



FLORIDA HIGHWAY PATROL

0489447

NR

368

REPORT NUMBER  
FHP99ARR117189

## ARREST REPORT

Report Date / Time 07/05/2017 02:32 PM	Agency Case/Offense Number FHPL17OFF053435	OCA Number	Originating Agency Case Number	OBTS Number	Offender Based Transaction System	Jail Booking Number	Other Number LWRC17CAD118963
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## LOCATION OF OCCURRENCE

County <b>PALM BEACH</b>	Address <b>SR9 NB I-95 , PALM BEACH GARDENS, FL 33418</b>		
Range of Occurrence Date/Time <b>07/05/2017 01:58 PM to 07/05/2017 01:58 PM</b>		Latitude <b>N 26 40.1886</b>	Longitude <b>W 80 5.5424</b>

## PERSON: SUSPECT

First Name <b>KURT</b>	Middle Name <b>R</b>	Last Name <b>ZIMMERMANN</b>	Suffix	Date of Birth <b>01/05/1981</b>	Age <b>36</b>	Race <b>W</b>	Sex <b>M</b>	Height <b>6'00"</b>	Weight <b>188</b>	Hair <b>BRO</b>	Eyes <b>HAZ</b>
Master Name Index Number	Place of Birth <b>BRIDGEPORT CT</b>	Nation <b>USA</b>	SSN <b>[REDACTED]</b>	Driver's License or Other ID <b>017078930</b>	State <b>CT</b>	Class or Type <b>E</b>					
Address <b>30 MEDOWBROOK DR</b>		City <b>SHELTON</b>	County <b>USA</b>		State <b>CT</b>	Zip Code <b>06484</b>	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 I was monitoring northbound traffic for speed. I clocked black vehicle in the left travel lane at 106 mph in a posted 70 mph zone. The vehicle left the roadway and drove onto the left paved shoulder where I was. The vehicle came inches from striking me and my vehicle. As I backed away to avoid being killed I fell to the ground and against the center median wall. I entered my Patrol Car and attempted to overtake the vehicle. As I approached I watched as the vehicle continued to travel at a high rate of speed. The vehicle then changed lanes to the right pushing two vehicles from the right center lane almost causing a crash. The vehicles ended up on the right paved shoulder trying to avoid being struck by Mr. Zimmermann. The vehicle then continued to the right crossing onto the northbound exit ramp where I made contact with it. I activated my emergency lights and siren pulling the vehicle to the right paved shoulder. As I approached the vehicle I could smell a strong odor of an alcoholic beverage. I made contact with the driver, later identified as Kurt Zimmermann with his Connecticut drivers license. I observed that he had red watery eyes and his face was flush. He spoke with a strong slur and not an accent. I asked him to exit the vehicle and asked asked him to do some roadside exercise.

All exercises were explained, acknowledged as understood and demonstrated prior to asking Mr. Zimmermann to perform them.

## Horizontal Gaze Nystagmus

While I observed Mr. Zimmermann's eyes they were extremely red and glossy. He would not follow the stimulus with his eyes and I told him we were going to start over. He had equal tracking and smooth pursuit. He allowed me to see both his left and right eyes at maximum deviation, which showed a strong Nystagmus at maximum deviation in both his right and left eye. Mr. Zimmermann then would not follow the stimulus and stated to get on with it dude.

## Walk and Turn

I offered him to remove his shoes and he stated it's too hot and he wanted to keep them on. I requested that Mr. Zimmermann stand in the the instructional stance while I explained to him the directions. He could not and stumbled to the right almost falling over. Then he stated come on let's just do this... I asked him to return to the stance and he stated again let's just do this bro. His posture and facial expression changed. Due to my experience with DUI's fist fighting me in the past I took note to the change and saw his fist ball up. His reluctance to do the exercises and before it turned into a hostile situation I placed handcuffs on Mr. Zimmermann and placed him under arrest for the suspicion of driving under the influence.

## One Leg Stand

Exercise was not done due to Mr. Zimmermann's request to let's just do this bro. I felt as if that was when he was completed with the exercises and I was not going to force him to continue if he was completed.

Mr. Zimmermann was transported to the Palm Beach County Breath Alcohol Testing Center and I requested that he provide a breath sample. He agreed and provided two breath samples... First was .252 and Second was .271. During the second sample Mr. Zimmermann would pretend to blow and was not. He would puff out his cheeks and sway as if he were blowing. He also would start a breath sample and stop blowing but pretending that he was. Mr. Zimmermann was turned over to the care and custody of the Sheriff of the County.

## LEO BOND

Bond Amount \$	None	<input type="checkbox"/> ROR	<input type="checkbox"/> Cash	<input type="checkbox"/> Any	<input type="checkbox"/> PreTrial If Quality
	<input type="checkbox"/> Pro				

## COURT APPEARANCE INFORMATION

Court (COUNTY) PALM BEACH NORTH COUNTY COURTHOUSE	Court Phone 561-624-6608	Court Date & Time 08/02/2017 10:00 AM
Court Address 3188 PGA BLVD., PALM BEACH GARDENS, FL 33410		
Instructions USE ABOVE UNLESS COURT SENDS ANOTHER DATE/TIME		

## ARREST INFORMATION

Arrest Date / Time 07/05/2017 02:02 PM	Residency Within state	Injured None	Extent of Injury N/A	Resist Arrest No
Prior Arrests Yes	Arrest Jurisdiction Within jurisdiction	Alcohol Yes	Drugs Unknown	

## ARREST LOCATION

County PALM BEACH	Address SR9 NB PALM BEACH GARDENS, FLORIDA, PALM BEACH GARDENS, FL 33410
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ARREST REPORT

FHP99ARR117189

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SCANNED  
JUL 5 PM 6:44  
JUL 10 2017

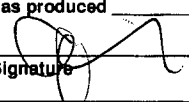
Report Date / Time 07/05/2017 02:32 PM	Agency Case/Offense Number FHPL17OFF053435	OCA Number	Originating Agency Case Number	OBTS Number	Offender Based Transaction System	Jail Booking Number	Other Number LWRC17CAD118963
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**ARREST DELIVERED TO**

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 999	Officer Name GUBISH M	Officer Signature 
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Subscribed and sworn to (or affirmed) before me this <u>5</u> day of <u>July</u> A.D., <u>2017</u> by _____ who is _____ personally known to me or	
has produced _____ as identification.	
Signature 	Notary Public <u>X</u> LEO <u>CO</u> Commission No: <u>3011</u> My Commission Expires: _____

NOT A CERTIFIED COPY

## Vehicle Tow

Page 1 of 1

CASE NUMBER  
FHPL17OFF053435

DATE / TIME 7/5/2017 2:16:41 PM	COUNTY PALM BEACH	CITY PALM BEACH GARDE	OTHER NUMBER	CITATION / REPORT
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NO HOLD - MAY BE RELEASED

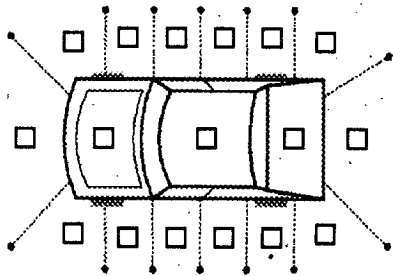
OWNER	FIRST NAME <b>KURT</b>	MIDDLE NAME <b>R</b>	LAST NAME <b>ZIMMERMANN</b>	SUFFIX NAME	TELEPHONE
	ADDRESS <b>30 MEADOWBROOK DRIVE</b>		CITY <b>SHELTON</b>	STATE <b>CT</b>	ZIP CODE <b>06484</b>
	<input type="checkbox"/> OWNER PRESENT OR <input type="checkbox"/> OWNER NOTIFICATION ATTEMPTED		OWNER NOTIFICATION ATTEMPTS: <input type="checkbox"/> OWNER NOTIFICATION SUCCESSFUL		

DRIVER	NAME FIRST <b>KURT</b>	NAME MIDDLE <b>R</b>	LAST NAME <b>ZIMMERMANN</b>	SUFFIX NAME	TELEPHONE
	ADDRESS <b>30 MEADOWBROOK DRIVE</b>		CITY <b>SHELTON</b>	STATE <b>CT</b>	ZIP CODE <b>06484</b>

VEHICLE / TRAILERS	YEAR <b>2017</b>	MAKE <b>NISSAN</b>	MODEL <b>PICKUP</b>	VEHICLE STYLE <b>4D</b>	VEHICLE COLOR <b>BLK</b>	TAG STATE / NUMBER <b>CT AJ69437</b>	VIN <b>1N6AA1E50HN539239</b>	ODOMETER	
	CIC ENTRY		RED TAG DATE / TIME		JD NUMBER		NAME		
	REASON VEHICLE TOWED <b>ARREST</b>								
	POWER UNIT	MAKE	YEAR	COLOR	UNIT NO.	VEHICLE IDENTIFICATION NO.	TAG NO.	STATE	EXP. DATE
	TRAILER 1	MAKE	YEAR	COLOR	UNIT NO.	VEHICLE IDENTIFICATION NO.	TAG NO.	STATE	EXP. DATE
TRAILER 2	MAKE	YEAR	COLOR	UNIT NO.	VEHICLE IDENTIFICATION NO.	TAG NO.	STATE	EXP. DATE	

TOW	TOW SELECTION TYPE <b>ROTATION WRECKER</b>	LOCATION VEHICLE INVENTORIED / TOWED FROM <b>I-95 NB EXIT RAMP TO DONALD ROSS ROAD</b>	
	TOWING SERVICE <b>KAUFF'S</b>	DAY TELEPHONE <b>(772)283-8997</b>	NIGHT TELEPHONE
	ADDRESS <b>2201 S.E. INDIAN ST STUART, FL 34990</b>	CITY / STATE / ZIP	

STORAGE	VEHICLE STORAGE LOCATION <b>KAUFF'S</b>	DAY TELEPHONE <b>(772)283-8997</b>	NIGHT TELEPHONE
	ADDRESS <b>2201 S.E. INDIAN ST STUART, FL 34990</b>	CITY / STATE / ZIP	

VEHICLE INVENTORY & DAMAGE	<input type="checkbox"/> CELLULAR PHONE (MAKE/MODEL)	<input checked="" type="checkbox"/> WHEEL COVERS QTY <b>4</b>	INDICATE VEHICLE DAMAGE 	MARK AREA OF DAMAGE <input type="checkbox"/> UNDERCARRIAGE <input type="checkbox"/> OVERTURN <input type="checkbox"/> WINDSHIELD <input type="checkbox"/> FIRE <input type="checkbox"/> TRAILER
	<input type="checkbox"/> RADAR DETECTOR (MAKE/MODEL)	<input type="checkbox"/> CUSTOM RIMS QTY		
	<input checked="" type="checkbox"/> STEREO SYSTEM (RADIO / CD / TAPE, ETC.)	NUMBER OF TIRES (INCLUDE SPARE)		
<input type="checkbox"/> CB RADIO / 2 WAY RADIO	<input type="checkbox"/> TRUNK ACCESSIBLE			
<input type="checkbox"/> TRAILER HITCH	<input type="checkbox"/> REAR SPOILER			
PROPERTY IN VEHICLE PHONE, BASEBALL BAT, CARSEAT, GREEN BAG, LUGGAGE CASE, MISC CLOTHING, MISC PAPERS				

OFFICER COMMENTS

NO HOLD - MAY BE RELEASED

WE THE UNDERSIGNED OFFICER(S) AND TOW DRIVER, HEREBY CERTIFY THAT THE ABOVE LISTED JOINT PROPERTY INVENTORY IS CORRECT TO THE BEST OF OUR KNOWLEDGE.

SIGNATURE OF TOW TRUCK DRIVER

PRINTED NAME OF TOW TRUCK DRIVER

DATE

SIGNATURE OF OFFICER

RANK AND NAME OF OFFICER  
TROOPER IV, ANDREW LORG / UNIT  
LI.D. NUMBER  
3651

# TESTING FACILITY TASK REPORT

AGENCY: FHP Tro. Gubish #2762

SUBJECT: Zimmerman, Vort R. CASE NUMBER: 17-098405

DATE: 07-05-17 VIDEO TAPE NUMBER: 02926

BEGINNING TIME: 1525 hrs ENDING TIME: 1550 hrs

BREATH TESTS RESULTS: 1) .252 TIME 1512 A.M./P.M. (P.M.) 2) .271 TIME 1547 A.M./P.M.  
3) \_\_\_\_\_ TIME \_\_\_\_\_ A.M./P.M. 4) \_\_\_\_\_ TIME \_\_\_\_\_ A.M./P.M.

BREATH OPERATOR: S. O'Neil #6212

MAINTENANCE TECHNICIAN: DIS J. Varkala #6467

## TESTING OFFICER'S OBSERVATIONS

SPEECH: Loud, clear, at times

ATTITUDE: Takative, cooperative, pleasant, friendly, no obvious

CLOTHING: Short Sleeve / Polo shirt

MEDICAL CONDITIONS: Several Allergies to Bacteria

MEDICATIONS: Several pills

OTHER: Eyes: Red & Glassy

Strong odor of unburned alcoholic beverage #2762

COMMENTS: 20 min. observation done by AIO Gubish

D was very polite and vulgar on and off

camera.

AIO requested the breath test.

D submitted to the request.

D was playing guitar on the second sample.

D eventually blew correctly and completed

the test.

CIW read on camera.

D refused QTAL.

SUBJECT: Zimmermann, Kurt R. CASE NUMBER: 17-098903

## **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.

SUSPECT'S SIGNATURE: (X) \_\_\_\_\_

SUBJECT: Conner, Mann, C. + C. CASE NUMBER: 17-093903

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

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: TPC 119 C. + C.

WHITE - STATE ATTY

YELLOW - DHSMV

PINK - CENTRAL RECORDS

GOLD - JAIL

**DL**

Class D

**DRIVER LICENSE**

**NOT FOR FEDERAL IDENTIFICATION**

9 Class: **D** 12 Restr: **NONE** 9a Endors: **NONE**

15 Sex: **M**

16 Ht: **72 in**

18 Eyes: **HAZ**

3 DOB: **01-05-1981** ♥

4b Expires: **01-05-2023**

1 **ZIMMERMANN**

2 **KURT R**

8 **30 MEADOWBROOK DR**  
**SHELTON CT 06484**

4a Issued: **01-03-2017**



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