



0489447

NR

368

REPORT NUMBER
FHP99ARR117189

ARREST REPORT

Report Date / Time 07/05/2017 02:32 PM	Agency Case/Offense Number FHPL17OFF053435	OCA Number	Operating Agency Case Number	OBTS Number	Offender Based Transaction System	Jail Booking Number	Other Number LWRC17CAD118963
---	---	------------	---------------------------------	-------------	--------------------------------------	---------------------	---------------------------------

LOCATION OF OCCURRENCE

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

PERSON: SUSPECT

First Name KURT	Middle Name R	Last Name ZIMMERMANN	Suffix	Date of Birth 01/05/1981	Age 36	Race W	Sex M	Height 6'00"	Weight 188	Hair BRO	Eyes HAZ
Master Name Index Number	Place of Birth BRIDGEPORT CT	Nation USA	SSN	017078930	Driver's License or Other ID	State CT	Class or Type E				
Address 30 MEDOWBROOK DR		City SHELTON	County USA		State CT	Zip Code 06484	Phone				

CHARGES

Counts 1	Charge Number 316.183.1	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 <input type="checkbox"/> 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 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 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 Qualify
	Pro				2017

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	27

ARREST LOCATION

County PALM BEACH	Address SR9 NB PALM BEACH GARDENS, FLORIDA, PALM BEACH GARDENS, FL 33410
----------------------	---

Report Date / Time 07/05/2017 02:32 PM	Agency Case/Offense Number FHPL17OFF053435	OCA Number	Oigrating Agency Case Number	OBTS Number	Offender Based Transaction System	Jail Booking Number	Other Number LWRC17CAD118963
---	---	------------	---------------------------------	-------------	--------------------------------------	---------------------	---------------------------------

ARREST DELIVERED TO

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

ARRESTING OFFICER

Officer Call Number 999	Officer Name GUBISH M	Officer Signature <i>fr m</i> <i>LR</i>
----------------------------	--------------------------	--

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 <u>8</u> personally known to me or has produced _____ as identification.
Notary Public <u>X</u> LEO <u>CO</u> Commission No: <u>3011</u> My Commission Expires: _____
Signature <u><i>John Gubish</i></u>

NOT A CERTIFIED COPY

FLORIDA HIGHWAY PATROL

AGENCY COPY

Vehicle Tow

Page 1 of 1

CASE NUMBER
FHPL17OFF053436

DATE / TIME 7/5/2017 2:16:41 PM	COUNTY PALM BEACH	CITY PALM BEACH GARDEI	OTHER NUMBER	CITATION / REPORT
------------------------------------	----------------------	---------------------------	--------------	-------------------

NO HOLD - MAY BE RELEASED

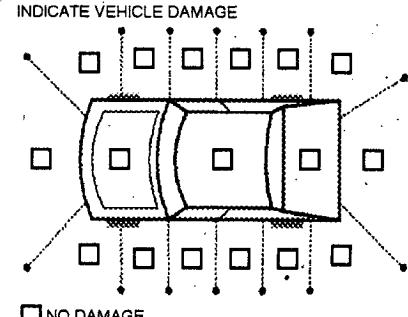
OWNER	FIRST NAME KURT	MIDDLE NAME R	LAST NAME ZIMMERMANN	SUFFIX NAME	TELEPHONE
	ADDRESS 30 MEADOWBROOK DRIVE		CITY SHELTON	STATE ZIP CODE CT 06484	OWNER NOTIFICATION ATTEMPTS: <input type="checkbox"/> OWNER NOTIFICATION SUCCESSFUL

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

VEHICLE / TRAILERS	YEAR 2017	MAKE NISSAN	MODEL PICKUP	VEHICLE STYLE 4D	VEHICLE COLOR BLK	TAG STATE / NUMBER CT AJ69437	VIN 1N6AA1E60HN539239	ODOMETER
	CIC ENTRY			RED TAG DATE / TIME		JD NUMBER	NAME	
REASON VEHICLE TOWED ARREST								
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 ROTATION WRECKER		LOCATION VEHICLE INVENTORIED / TOWED FROM I-95 NB EXIT RAMP TO DONALD ROSS ROAD	DAY TELEPHONE (772)283-8997	NIGHT TELEPHONE
	TOWING SERVICE KAUFF'S	ADDRESS 2201 S.E. INDIAN ST STUART, FL 34990	CITY / STATE / ZIP		

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

VEHICLE INVENTORY & DAMAGE	<input type="checkbox"/> CELLULAR PHONE (MAKE/MODEL)	<input checked="" type="checkbox"/> WHEEL COVERS QTY 4	INDICATE VEHICLE DAMAGE	MARK AREA OF DAMAGE
	<input type="checkbox"/> RADAR DETECTOR (MAKE/MODEL)	<input type="checkbox"/> CUSTOM RIMS QTY		<input type="checkbox"/> UNDERCARRIAGE
<input checked="" type="checkbox"/> STEREO SYSTEM (RADIO / CD / TAPE, ETC.)	NUMBER OF TIRES (INCLUDE SPARE)		<input type="checkbox"/> OVERTURN	
<input type="checkbox"/> CB RADIO / 2 WAY RADIO	<input type="checkbox"/> TRUNK ACCESSIBLE		<input type="checkbox"/> WINDSHIELD	
<input type="checkbox"/> TRAILER HITCH	<input type="checkbox"/> REAR SPOILER		<input type="checkbox"/> FIRE	
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 <i>R. R. Richardson</i>	DATE <i>7.6.17</i>	SIGNATURE OF OFFICER <i>Andrew L.</i>	ORG / UNIT L	I.D. NUMBER 3651
PRINTED NAME OF TOW TRUCK DRIVER Richardson		RANK AND NAME OF OFFICER TROOPER IV, ANDREW L		

TESTING FACILITY TASK REPORT

AGENCY: FHP Tr. Gahagan #2762

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

DATE: 07-05-17 VIDEO TAPE NUMBER: 62926

BEGINNING TIME: 1530 hrs ENDING TIME: 1556 hrs

BREATH TESTS RESULTS: 1) .252 TIME 1542 A.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'Neal #6212

MAINTENANCE TECHNICIAN: OIS J. York Jr. #6467

TESTING OFFICER'S OBSERVATIONS

SPEECH: Slurred, with slurs.

ATTITUDE: Tense, with some fear, sweating, perspiration, shaking.

CLOTHING: T-shirt (Blue/Print) T-shirt

MEDICAL CONDITIONS: Several, allergic to latex.

MEDICATIONS: Several (list)

OTHER: Eyes: Red + Glowy

Yellow color of urine due to diarrhea because #2762

COMMENTS: 20 min. observation done by ADG Gahagan.

He was very cooperative and very kind and oft
smiled.

He requested after breath test.

D committed to the request.

D was pleasant, cooperative and the breath sample

D requested. Like I usually did completed

the test.

QW had no concern.

D referred OAS.

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) _____

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: TJ WJ LC _____

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 MEDOWBROOK DR**
SHELTON CT 06494

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

K. R. Z.



NOT A CERTIFIED COPY