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 FIC109087NH

Report Date / Time 10/22/2017 02:17 AM	Agency Case/Offense Number FHPL17OFF086928	OCA Number	Originating Agency Case Number	OBTS Number	Offender Based Transaction System	Jail Booking Number	Other Number LWRC17CAD195065
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LOCATION OF OCCURRENCE

County PALM BEACH	Address I-95 NB XT RMP, BOCA RATON, FL 33486		
Range of Occurrence Date/Time 10/21/2017 11:44 PM to 10/21/2017 11:44 PM		Latitude N 26 21.0498	Longitude W 80 7.0860

PERSON: SUSPECT

First Name LARISSA	Middle Name MONTEIRO	Last Name METZKER	Suffix	Date of Birth 11/07/1987	Age 29	Race B	Sex F	Height 502	Weight 135	Hair BRO	Eyes BRO
Master Name Index Number	Place of Birth BRAZIL, BRAZIL	Nation SOUTH AMERICA	SSN	Driver's License or Other ID M326533879070		State FL	Class or Type				
Address 618 ANDERSON CIR #204		City DEERFIELD BEACH	County	State FL	Zip Code 33441	Phone					

CHARGES

Counts 1	Charge Number 316.193.1	Charge DUI-UNLAW BLD ALCH
Charge Degree	Charge Level MISDEMEANOR	General Offense Code PRINCIPAL
		<input type="checkbox"/> Hate Crime <input type="checkbox"/> Domestic Violence
DUI ALCOHOL OR DRUGS		Bond Amount \$0.00

PROBABLE CAUSE

On the above date and time, I was responding to a motor vehicle crash. The crash was located on the northbound exit ramp to Palmetto Park Road, from State Road 9 (I-95). Moments later I arrived on scene. Once out of my patrol vehicle, I began to speak with the involved parties. I approached a dark colored Jeep and began to speak with the driver; who was later identified by her Florida Driver's License number M-326-533-87-907-0 as LARISSA MONTEIRO METZKER. I introduced myself to Ms. Metzker and asked her was she okay. Ms. Metzker advised yes. I asked Ms. Metzker to explain what happened leading up to the crash. Ms. Metzker advised she was traveling on the exit ramp to turn west onto Palmetto Park Road when a vehicle slammed on its brakes for a green light. Ms. Metzker advised that she did not have time to stop resulting in the front of her vehicle to collide with the rear of the vehicle ahead. While speaking to Ms. Metzker I observed an odor of an unknown alcoholic beverage coming from the mouth and breath area of Ms. Metzker. I then approached the driver of the second vehicle and began to speak with her. The driver was identified by her Florida Driver's License number N-141-075-87-518-0 as BEVERLY PATRICIA NEWBALL PEREZ. I asked Ms. Perez to explain what happened leading up to the crash. Ms. Perez advised that she was stationary at the red traffic signal located at the intersection of I-95 exit ramp and Palmetto Park Road. Ms. Perez advised when the traffic signal turned to green, Ms. Perez began to travel forward when she felt an impact to the rear of her vehicle. I then gather all the required documents from both parties, then returned to my patrol vehicle to continue my crash investigation. Once I finished my crash investigation, I returned to Ms. Perez to give her the drivers exchange information and the consent to leave the scene. After, I then returned to Ms. Metzker and advised her to walk to my vehicle. Ms. Metzker complied and did so. Once there, I advised Ms. Metzker that I have completed my crash investigation and that I am now conducting a driving under the influence (DUI) investigation. Ms. Metzker advised she understood. I then advised Ms. Metzker of her constitutional rights. After doing so, Ms. Metzker advised she understood and would continue to cooperate through the investigation. I asked Ms. Metzker to explain what happened leading up to the crash. Ms. Metzker advised she was traveling on the exit ramp to turn west onto Palmetto Park Road when a vehicle slammed on its brakes for a green light. Ms. Metzker advised that she did not have time to stop resulting in the front of her vehicle to collide with the rear of the vehicle ahead. I then asked Ms. Metzker to advise what vehicle she was driving on scene. Ms. Metzker advised the jeep. I then asked Ms. Metzker was there any occupants in the vehicle other than herself. Ms. Metzker advised no. While speaking to Ms. Metzker I observed an odor of an unknown alcoholic beverage coming from the mouth and breath area of Ms. Metzker. I further observed Ms. Metzker to have red glassy eyes. I then asked Ms. Metzker if she consumed any alcoholic beverages prior to/while driving. Ms. Metzker advised that she had one glass of wine at home a long time ago. I then asked Ms. Metzker to submit to a series of field sobriety exercises. Ms. Metzker advised she would comply.

At this point, it began to rain. I provided an umbrella for Ms. Metzker convince.

Horizontal Gaze Nystagmus exercise

Prior to beginning the exercise it was determined Ms. Metzker was wearing contacts. Ms. Metzker eyes were checked and her eyes displayed equal tracking and her pupils were equal sizes. Ms. Metzker was instructed to following the stimulus with her eyes only, keeping her head still. After stating she understood the instructions Ms. Metzker attempted this exercise.

The results of this exercise displayed 6 of the 6 possible clues.

- A lack of Smooth Pursuit in her left eye.
- A lack of Smooth Pursuit in her right eye.
- A distinct and sustained nystagmus in the left eye at maximum deviation.
- A distinct and sustained nystagmus in the right eye at maximum deviation.
- An onset of nystagmus in the left eye prior to 45 degrees.
- An onset of nystagmus in the right eye prior to 45 degrees.

The exercise further revealed the presence of vertical nystagmus. Vertical nystagmus is an indicator of high doses of alcohol, other central nervous system (CNS) depressants or inhalants, and the consumption of the drug phencyclidine (PCP).

While performing the Horizontal Gaze Nystagmus exercise, it was observed that Ms. Metzker:

- Had difficulty following and responding to instructions.
- Moved her head from side to side during the exercise.
- Swayed while standing.

Walk and Turn exercise

Prior to attempting this exercise, Ms. Metzker indicated she did not have any medical problems that would have prevented her from performing the exercise. Ms. Metzker was instructed to put her left foot on the white line and her right foot in front of it with her right heel touching the toe of her left foot. She was instructed to stand in this manner with her hands to his sides until the exercise instructions were completed and the exercise demonstrated. Ms. Metzker was instructed not to begin the exercise until told to start. She was instructed to take nine steps along the white line in a heel-to-toe manner. After the ninth step she was to stop and turn around keeping her lead foot on the ground, taking several small steps with the other foot to turn around. After turning around she was to take nine steps in a heel-to-toe manner back along the white line, in the direction she had come from. Ms. Metzker was further instructed to watch her

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feet at all times while walking, keep her arms down to his side, and to count her steps out loud. After the exercise was demonstrated Ms. Metzker stated she understood the instructions and was instructed to begin the exercise

- After attempting the Walk and Turn exercise Ms. Metzker displayed 8 of 8 possible clues. Walk and Turn exercise observations:
- On the first set of steps Ms. Metzker failed to walk in a heel-to-toe manner on 1,3,4,6,7,8,9 steps,- On the second set of steps Ms. Metzker failed to walk in a heel-to-toe manner failing to walk heel-to-toe on steps 1, 2, 3, 4, 5, and 9.
- stepped off the line four times
- Was unable to stand in a heel-to-toe manner while the instructions to the exercise were given.
- Raised arms for balance during the exercise.
- Lost her balance while walking.
- Did not look down and watch her feet during the exercise.
- Did not count out loud
- Took to many steps both directions
- Turned incorrectly

One Leg Stand exercise

Prior to attempting this exercise, Ms. Metzker indicated she did not have any medical problems that would have prevented her from performing the exercise. Ms. Metzker was instructed to stand with her heels together and hands down to her sides while the instructions were given and during the exercise. Ms. Metzker was instructed not to begin the exercise until she was instructed to start, and after the exercise had been demonstrated. When instructed to start, she was to raise the foot of her choice off the ground approximately 6 inches. While her leg was raised she was to keep her leg straight, watch her raised foot, and to count out loud by thousands (one thousand one, one thousand two, one thousand three...) and to continue the exercise until told to stop (30 seconds). After this exercise was demonstrated and indicating she understood the instructions Ms. Metzker attempted this exercise. When Ms. Metzker attempted this exercise she raised her left foot. The result of this exercise displayed 3 of the 4 possible clues. During this exercise Ms. Metzker:

- Swayed during the exercise.
- Used arms for balance.
- Put her foot down (1 time(s) during the exercise).

Modified Finger to Nose

I asked Ms. Metzker to place her hands out to her side at a 45 degree angle close her palms, except her index finger. After doing so, I advised Ms. Metzker when asked, to close her eyes and lean her head back. I will then call out left, or right (hand). Once I call out left or right hand, she was to touch the tip of her nose. Not her nostril, or bridge of her nose. Once Ms. Metzker touched the tip of her nose, she was to return her hand to starting position (to the side at approximately 45 degrees) Ms. Metzker advised she understood. Once started, Ms. Metzker touched the bridge of her nose, sliding her index finger down to the tip of her nose. Also, Ms. Metzker had to be told to return her hand to starting position. Once I concluded the Finger to nose exercise, I asked Ms. Metzker to perform the Modified Romberg Balance. I then demonstrated to Ms. Metzker the Modified Romberg Balance exercise. I advised Ms. Metzker when asked to begin, to stand with her feet together, keep her hands down by her side, lean her head back and close her eyes. After doing so, Ms. Metzker was instructed to estimate the passage of 30 seconds in Ms. Metzker head without counting out loud, and when finished to open her eyes, bring her head back to a neutral position and say done. Ms. Metzker advised she understood. Ms. Metzker then began the exercise. Ms. Metzker advised she was done at approximately 43 seconds.

After I completed SFSE observations on Ms. Metzker, I then placed Ms. Metzker under arrest for suspected DUI of alcohol. I then escorted Ms. Metzker to the rear of my patrol vehicle and secured her in. I departed the scene enroute to the Palm Beach County Jail. Upon arrival at the jail, I escorted Ms. Metzker to the BAT center. There, I conducted a 20 minute observation period of Ms. Metzker. Once the 20 minutes were up, I escorted Ms. Metzker into the BAT room. Once there, I requested Ms. Metzker to submit to a lawful test of her breath for the purpose of determining its alcohol content. Ms. Metzker agreed to submit. Ms. Metzker provided an adequate breath sample of .237 another breath sample of .225. I then advised Ms. Metzker of her Constitutional Rights. After doing so, Ms. Metzker advised she understood. After a brief Q&A was conducted. Ms. Metzker was booked into the Palm Beach County jail on 316.193.1 Florida Statue Misdemeanor. All events occurred in Palm Beach County.

LEO BOND

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

COURT APPEARANCE INFORMATION

Court (CIRCUIT) PALM BEACH NORTH COUNTY COURTHOUSE	Court Phone 561-624-6608	Court Date & Time 11/24/2017 09:00 AM
Court Address 3188 PGA BLVD., PALM BEACH GARDENS, FL 33410		
Instructions		

ARREST INFORMATION

Arrest Date / Time 10/22/2017 12:47 AM	Residency Within jurisdiction	Injured None	Extent of Injury N/A	Resist Arrest No
Prior Arrests No	Arrest Jurisdiction Within jurisdiction	Alcohol Yes	Drugs No	

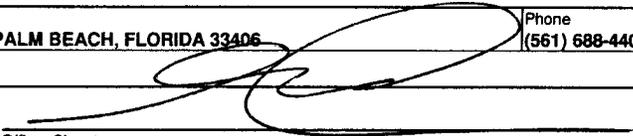
ARREST LOCATION

County PALM BEACH	Address I-95 NB XT RMP , BOCA RATON, FL 33486
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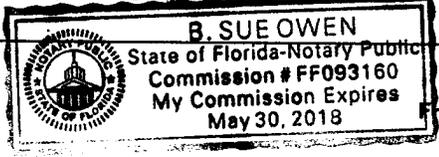
ARREST DELIVERED TO

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 1667	Officer Name CLEARY, GUS E JR	Officer Signature 
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Subscribed and sworn to (or affirmed) before me this 22ND day of October A.D. 2017 by Tracy who is personally known to me or has produced _____ as identification.
Signature: [Handwritten Signature] Notary Public LEO CO Commission No: _____ My Commission Expires: _____



ARREST REPORT

HP99ARR140216

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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? yes

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: _____

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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 Tpr. G. Cleary of the FHP

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) Read on Camera

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) Read on Camera

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TESTING FACILITY TASK REPORT

AGENCY: FHP
SUBJECT: Metzker, Larissa CASE NUMBER: 17-142251
DATE: 10/22/17 VIDEO TAPE NUMBER: N/A
BEGINNING TIME: 0152 ENDING TIME: 0202
BREATH TESTS RESULTS: 1) .237 TIME 0157 A.M./P.M. 2) .225 TIME 0200 A.M./P.M.
3) TIME A.M./P.M. 4) TIME A.M./P.M.

BREATH OPERATOR: S. Owen #3184
MAINTENANCE TECHNICIAN: J. Karlecki #6467

TESTING OFFICER'S OBSERVATIONS
SPEECH: _____
ATTITUDE: quiet, co-operative
CLOTHING: flip flops, floral dress
MEDICAL CONDITIONS: none
MEDICATIONS: none
OTHER: _____

COMMENTS: A/O arrived at 0132 hrs
A/O observed 20 minutes
A/O requested breath test, A agreed
No problem with test
A/O read c/w on scene & video
A understood rights
tech explained results
A answered 1 Q & A was she driving
car she said yes
Video was concluded so A could go
to bathroom

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