0503738 No Palms 3435 18CT22200 NB

ARREST / NOTICE TO APPEAR
Juvenile Referral Report

OBTS Number | 1. Arrest 2. N.T.A. 3. Request for Warrant 4. Request for Capias | 1 | Juvenile: N

ADMINISTRATIVE

Agency ORI Number: FLO 502600 | Agency Name: PALM BEACH GARDENS POLICE DEPARTMENT | Agency Report Number (N.T.A.'s only): 78- 18007540

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 | Multiple Clearance Indicator:

Location of Arrest (Including Name of Business): 11980 ALTERNATE A1A, PALM BEACH GARDENS, FL 33410 | Location of Offense (Business Name, Address): ALT A1A/ATLANTIC STREET, PALM BEACH GARDENS, FL 33410

Date of Arrest	Time of Arrest	Booking Date	Booking Time	Jail Date	Jail Time	Location of Vehicle: KAUFF'S TOWING & RECOVERY
12/12/2018	18:58					4301 East Avenue, West Palm Beach, FL 33405

DEFENDANT

Name (Last, First, Middle): GIAMBONA, LAURA, JEAN | Alias (Name, DOB, Soc. Sec. #, Etc.): N/A

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	08/11/1952	504	150	BLUE	BLONDE	LIGHT	SMALL

Scars, Marks, Tattoos, Unique Physical Features (Location, Type, Description): NONE | Marital Status: | Religion: NONE | Indication of Alcohol Influence / Drug Influence: Y ☐ N ☐ Unk ☒

Local Address (Street, Apt. Number) (City) (State) (Zip): 3630 GARDENS PKWY #1001, PALM BEACH GARDENS, FL 33410 | Phone: (561) 352-5214 | Residence Type: 1. City 2. County 3. Florida 4. Out of State: 1

Permanent Address (Street, Apt. Number) (City) (State) (Zip): 3630 GARDENS PKWY #1001, PALM BEACH GARDENS, FL 33410 | Phone: ( ) | Address Source: FL DRIVERS LICENCE

Business Address (Name, Street) (City) (State) (Zip): | Phone: ( ) | Occupation: REALTOR

DL Number, State	Soc. Sec. Number	INS Number	Place of Birth (City, State)	Citizenship
G-515-520-52-791-0 FL	[redacted]		MANCHESTER, CT	USA

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: Name (Last) (First) (Middle) | 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 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 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 #
Driving Under the Influence	1	☐Y ☒N	316.193(1)	

Drug Activity	Drug Type	Amount / Unit	Offense #	Warrant / Capias Number	Bond
N	N	N/A	1		

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 / 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

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

NORTH COUNTY COURTHOUSE, 3188 PGA BOULEVARD, PALM BEACH GARDENS, FL 33410 - PH: (561) 662-6700

Court Date and Time: Month JANUARY Day 16 Year 2019 Time 10:00 AM X 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: 12/12/2018

ADMIN

HOLD for other Agency / Items: ☐ Dangerous ☐ Resisted Arrest ☐ Suicidal ☐ Other:

Signature of Arresting Officer: X #471 | Name of Arresting Officer (Print): Ofc. Cameron Carver | I.D. #: #471

Name Verification (Printed by Arrestee) (PRINT):

Intake Deputy | I.D. # | Pouch #

Transporting Officer: Ofc. Cameron Carver | ID #: #471 | Agency: PBGPD

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)

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RECEIVED 8/07 00:6 AM

D.U.I. PROBABLE CAUSE AFFIDAVIT

ON THE 12 DAY OF December 20 18, AT 17:49 AM ✓ PM

SUBJECT: GIAMBONA, LAURA, JEAN CASE NUMBER: 18007540

AGENCY: PALM BEACH GARDENS POLICE DEPT. ARRESTING OFFICER: Ofc. Cameron Carver #471

PERSONAL CONTACT

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

Single vehicle crash and the driver hit the curb and the "Gardens Parkway Next Signal" sign and she was the only occupant in the vehicle. I observed a blue Mercedes bearing FL license plate RID130 stopped in the center median with extensive front-end damage. Refer to the Traffic Crash Report under the same case number.

OBSERVATION OF DRIVER:

While completing the driver's exchange form in my patrol vehicle I noticed Giambona stumble and need assistance as she was stepping off the curb onto the asphalt. I observed Giambona's clothing to be in a neat appearance. Giambona's speech was at times slurred and deliberate. I observed Giambona's eyes to be bloodshot and watery and her pupils constricted more than the average persons.

DRIVER'S STATEMENTS:

I read Giambona her Miranda Warnings for the criminal investigation. Giambona understood her rights and made the following Post-Miranda Statements: She was distracted by her cell phone when the crash occurred, but prior to the crash, she was at her "hair-dresser's" where she drank wine. I asked Giambona how much alcohol she consumed, which she replied one (1) glass of red wine.

ODORS:

Odor of the impurities of an alcoholic beverage emitting from her breath as she spoke.

GENERAL OBSERVATIONS

SPEECH: **slurred and deliberate.**

ATTITUDE: **Calm, Cooperative, Upset, Emotional**

CLOTHING: **Purple Long Sleeve Shirt, Black Pants, Gray Sneakers**

MEDICAL/OTHER: **Medications for high blood pressure and depression.**

STATE OF FLORIDA
COUNTY OF PALM BEACH

(Signature of Arresting/Investigative Officer)

The foregoing instrument was sworn to or affirmed and subscribed before me this 12 day of December 20 2018 by Ofc. Cameron Carver

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

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

BEVERLY SUE OWEN
MY COMMISSION # GG 188278
EXPIRES: May 30, 2022
Bonded Thru Notary Public Underwriters

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SUBJECT: GIAMBONA, LAURA, JEAN CASE NUMBER 18007540

ROADSIDE TASKS

HORIZONTAL GAZE NYSTAGMUS:

- [x] LT EYE-LACK OF SMOOTH PURSUIT
- [x] RT EYE-LACK OF SMOOTH PURSUIT
- [x] LT EYE-DISTINCT & SUSTAINED NYSTAGMUS AT MAX DEVIATION
- [x] RT EYE-DISTINCT & SUSTAINED NYSTAGMUS AT MAX DEVIATION
- [ ] LT- EYE-ONSET OF NYSTAGMUS PRIOR TO 45 DEGREES
- [x] RT- EYE-ONSET OF NYSTAGMUS PRIOR TO 45 DEGREES

Other Observations:

Refer to Agency PC Affidavit for further details of SFST's.

WALK & TURN:

I explained and demonstrated the instructions to Giambona, who stated she understood. Giambona was unable to keep balance and swayed during the instructional phase. Giambona started prior to being directed to. Giambona stepped out of the starting position multiple times. Giambona repeated back the instructions to me prior to starting. Giambona started on command, however stopped walking to regain balance. She stepped off the line on steps 1, 2, and 8. She did not turn as instructed and demonstrated causing her to lose balance and stumble. While walking back she stepped off the line on step 1 multiple times and restarted. While walking back, Giambona stopped to regain balance. Due to restarting, she took the incorrect number of steps. She raised her arms more than six-inches to regain balance. I observed 7 of 8 clues, indicating impairment.

ONE LEG STAND:

I explained and demonstrated the instructions to Giambona, who stated she understood. During the first attempt, Giambona swayed while balancing and stopped multiple times. She put her foot down 3 times before the 30 seconds elapsed and raised her arms over six inches to keep her balance. Giambona stated "I know I have better balance" and requested to perform the task a second time. Giambona started the second attempt prior to being told. During the second attempt, Giambona swayed while balancing and stopped. She put her foot down 1 time before the 30 seconds elapsed and raised her arms over six inches to keep her balance. Giambona attempted the task one more time During the third attempt, Giambona swayed while balancing and stopped multiple times. She put her foot down 2 times before the 30 seconds elapsed and raised her arms over six inches to keep her balance.

ROMBERG ALPHABET:

I explained and demonstrated the instructions to Giambona, who stated she understood. She swayed more than two inches to the left/right while performing the task. She did not recite the alphabet as instructed as Giambona did not keep a pause between each letter as instructed. She did not recite the alphabet correctly, stating H, I, G, then pausing and correcting herself by stating H, I, J, K and continuing on to Z.

FINGER TO NOSE:

I explained and demonstrated the instructions to Giambona, who stated she understood. She swayed more than two inches to the left/right while performing the task. She lowered her head during the task, otherwise had no issues performing the task.

BREATH TEST RESULTS: .124 .123

STATE OF FLORIDA
COUNTY OF PALM BEACH

(Signature of Arresting/Investigative Officer)

The foregoing instrument was sworn to or affirmed and subscribed before me this 12 day of December 20 2018 by Ofc. Cameron Carver

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

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

BEVERLY SUE OWEN
MY COMMISSION # GG 188278
EXPIRES: May 30, 2022
Bonded Thru Notary Public Underwriters

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SUBJECT: Giambona, Laura CASE NUMBER: 18-007540

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 ofc Carver of the PB Gardens P.D.

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 Scene

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SUBJECT: GiAmbONA, Laura CASE NUMBER: 18-007540

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? Home to Landmark at the Gardens

WHAT STREET OR HIGHWAY WERE YOU ON? Alternate A1A - South.

DIRECTION OF TRAVEL? S WHERE DID YOU START? Salon 29 - Tequesta / McDonalds on Donald Ross

WHAT TIME DID YOU START? Unsure WHAT TIME IS IT NOW? Unsure

WHAT IS TODAY'S DATE? 12/12/18 WHAT DAY OF THE WEEK IS IT? Wednesday

WHAT COUNTY AND CITY ARE YOU IN NOW? Palm Beach County, West Palm Beach, FL

WHEN DID YOU LAST EAT? 10:30 am (12.12.18) WHAT DID YOU EAT? Hamburger on English Muffin

WHAT HAVE YOU BEEN DOING FOR THE LAST THREE HOURS? Hairdressers @ 3:15, McDonalds, Crash

HOW MUCH DO YOU WEIGH? 150 HAVE YOU BEEN DRINKING? Yes WHAT? Red Wine

HOW MUCH? 1 Standard Glass WHERE? Hairdressers WITH WHOM? Other clients, no one she knows

WHEN DID YOU HAVE YOUR FIRST DRINK? upon arrival @ salon AND YOUR LAST DRINK? Unknown,

HOW DID YOU CONSUME YOUR LAST TWO DRINKS? Sipped

CAN YOU FEEL THE EFFECTS OF THE ALCOHOL? / ARE YOU UNDER THE INFLUENCE? Does not feel it

HAVE YOU CONSUMED ANY ALCOHOL SINCE THE ACCIDENT? NO HOW MUCH? /

WHAT? / WHERE? / WHEN? /

WHAT LINE OF WORK ARE YOU IN? Real Estate WHEN DID YOU LAST WORK? 12/12/18 3:00

DO YOU HAVE ANY PHYSICAL DEFECTS OR INJURIES? NO WHAT? /

ARE YOU SICK OR INJURED? NO WHAT'S WRONG? /

DO YOU LIMP? NO DID YOU RECEIVE A BUMP ON THE HEAD RECENTLY? NO

WERE YOU IN AN ACCIDENT TODAY? Yes

HAVE YOU TAKEN ANY DRUGS OR SMOKED ANY MARIJUANA TODAY? NO WHEN? /

HAVE YOU SEEN A DOCTOR OR DENTIST TODAY? No WHO? / WHY? /

ARE YOU TAKING ANY PRESCRIPTION MEDICINES? Yes WHAT? Citalopram - 12/12/18 Alprazolam - 12/12/18 Tramadol - 12/12/18 - 8:30am WHEN?

DO YOU HAVE:
- EPILEPSY? /
- GLASS EYE? /
- FALSE TEETH? /
- EAR INFECTION? /
- INNER EAR TROUBLE? NO
- DIABETES? /

DO YOU HAVE ANY PROBLEMS WITH YOUR EYES THAT ARE NOT CORRECTED BY GLASSES? Halo w/ Eyes / film on Rt eye

DO YOU TAKE INSULIN? NO IF SO, WHEN WAS YOUR LAST INJECTION? /

HAVE YOU EVER HAD A DRIVER'S LICENSE IN ANY OTHER STATE? Yes WHERE? New York, New Jersey, CT.

INTERVIEWER:

WHITE - STATE ATTY. YELLOW - DHSMV PINK - CENTRAL RECORDS GOLD - JAIL

PBSO #0128C REV. 8/93

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TESTING FACILITY TASK REPORT

AGENCY: Palm Beach Gardens P.D.

SUBJECT: GIAMBONA, Laura CASE NUMBER: 18-154856

DATE: 12/12/18 ~~VIDEO TAPE NUMBER~~: N/A

BEGINNING TIME: 2005 ENDING TIME: 2027

BREATH TESTS RESULTS: 1) .124 TIME 2010 ~~A.M.~~/(P.M.) 2) .123 TIME 2013 ~~A.M.~~/(P.M.)

3) ~~TIME~~ ~~A.M./P.M.~~ 4) ~~TIME~~ ~~A.M./P.M.~~

BREATH OPERATOR: S. Owen #3184

MAINTENANCE TECHNICIAN: J. Kerlecke #6467

TESTING OFFICER'S OBSERVATIONS

SPEECH:

ATTITUDE: crying, upset, husband died in April

CLOTHING: grey shiny black pants, purple top

MEDICAL CONDITIONS: high blood pressure, depression, anxiety

MEDICATIONS: meds for hbp, sindlepram, lorazepam (last night)

OTHER: Δ in accidents Telemarkson (AM)

COMMENTS: A/o's arrived at 1943 hrs
A/o observed 20 minutes
A/o requested breath test, asked consequences
A/o read T.C, Δ understood, Δ agreed
No problem with test, Tech explained results
C/w Read on scene & video, Δ understood rights. A answered Q's A
Δ admitted drink red wine at hairdresser's.

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WITNESS LIST

CASE NUMBER: 18007540

ARRESTING OFFICER: Ofc. Cameron Carver

ADDRESS: 10500 N. Military Trail, Palm Beach Gardens, FL 33410

PHONE NUMBERS (HOME): N/A (WORK) (561) 799-4445

CAN TESTIFY TO: Facts of Case

NAME: Ofc. Angel Rodruguez #448

ADDRESS: 10500 N. Military Trail, Palm Beach Gardens, FL 33410

PHONE NUMBERS (HOME) N/A (WORK) (561) 799-4445

CAN TESTIFY TO: Initial On-scene officer/Scene Safety Officer

NAME: MIKE OLAKIREGUI

ADDRESS FHP Off-Duty officer who reported incident.

PHONE NUMBERS (HOME) N/A (WORK) (561) 222-5944

CAN TESTIFY TO: Crash Scene

NAME:

ADDRESS

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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PHONE NUMBERS (HOME) (WORK)

CAN TESTIFY TO:

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CAN TESTIFY TO:

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

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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	☐		Other:	
	☐		Other:	

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REVIEW COMPLETED BY

Booking Number: 2018041190	**Date:** 12Dec18
	Specialist Name/ID: R Ehrenberg/6104