

ARREST / NOTICE TO APPEAR

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

JUVENILE

1
MCT 15735

OBTS Number	Agency ORI Number 0501700		Agency Name Jupiter Police Department		Agency Report Number (N.T.A.'s only) 5, 4 19-003794		Enter Type NONE		Multiple Clearance Indicator 3	
Charge Type: Check as many as apply <input type="checkbox"/> 1. Felony <input type="checkbox"/> 2. Traffic Felony <input type="checkbox"/> 3. Misdemeanor <input type="checkbox"/> 4. Traffic Misdemeanor <input type="checkbox"/> 5. Ordinance <input type="checkbox"/> 6. Other					If Weapon Seized		Location of Arrest (Including Name of Business) 860 CENTER ST JUPITER, FL 33458			
Location of Offense (Business Name, Address) 860 CENTER ST, JUPITER, FL 33458					Date of Arrest 08/18/2019		Time of Arrest 21:13		Booking Date 08/18/2019	
Name (Last, First, Middle) DELACRUZ-HERNANDEZ, LIBRADO					Alias:		Date of Birth 07/23/1977		Height 5'05	
Race W - White I - American Indian B - Black O - Oriental/Asian W M					Sex M		Weight 180		Eye Color BROWN	
Hair Color BLACK					Complexion MEDIUM		Build MED		Marital Status CATHOLIC	
Local Address (Street, Apt. Number) 860 CENTER ST 4, JUPITER, FL 33458					City JUPITER		State FL		Zip 33458	
Permanent Address (Street, Apt. Number) 860 CENTER ST 4, JUPITER, FL 33458					City JUPITER		State FL		Zip 33458	
Business Address (Name, Street) 860 CENTER ST 4, JUPITER, FL 33458					City JUPITER		State FL		Zip 33458	
D/L Number, State D426520772630 / FL					Sec. Sec. Number		INS Number		Place of Birth (City, State) GUATEMALA	
Co-Defendant Name (Last, First, Middle)					Race		Sex		Date of Birth	
Co-Defendant Name (Last, First, Middle)					Race		Sex		Date of Birth	
Parent <input type="checkbox"/> Other: _____ Name (Last, First, Middle)					Legal Custodian <input type="checkbox"/>		Residence Phone		Business Phone	
Address (Street, Apt. Number)					City		State		Zip	
Notified by: (Name)					Date		Time		JUVENILE DISPOSITION 1. Handled/Processed within Department and Released 2. TOT JAC 3. Incorporated	
Released To: (Name)					Relationship		Date		Time	
The above address was provided by <input type="checkbox"/> defendant and/or <input type="checkbox"/> defendant's parents. The child and/or parent was told to keep the Juvenile Court Clerk's Office (Phone 355-2526) informed of any change of address.					Property Crime? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		Description of Property		Value of Property	
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. Synthetic		U. Unknown Z. Other	
Charge Description DUI-DAMAGE TO PERSON/PROPERTY					Statute Violation Number 316.193(3)(C)(1)		Violation of ORD #		Bond OR	
Charge Description CRASH - HIT & RUN W/ PROPERTY DAMAGE					Statute Violation Number 316.061(1)		Violation of ORD #		Bond OR	
Charge Description DL - DRIVING WITHOUT A LICENSE					Statute Violation Number 322.03(1)		Violation of ORD #		Bond OR	
Health / Apparent Physical Condition of Defendant					Any knowledge of the following: Explain: <input type="checkbox"/> Mental <input type="checkbox"/> Escape Risk <input type="checkbox"/> Medication <input type="checkbox"/> Deformities <input type="checkbox"/> Injuries		Check which applies: <input type="checkbox"/> Released O.R. <input type="checkbox"/> Released to Parent/Guardian <input type="checkbox"/> T.O.T. County Jail		PROPERTY - Received By	
Transported By					Date Transported		Time Transported		Other	
<input checked="" type="checkbox"/> INSTRUCTION NO. 1 - Mandatory appearance in court <input type="checkbox"/> INSTRUCTION NO. 2 - You need not appear in Court but must comply with instructions on Page 2.					Location (Court, Room) North County PALM BEACH GARD		Court Date and Time 09/25/2019 08:30:00		No Photo Available	
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			
HOLD for Other Agency					Signature of Arresting Officer 385		Name Verification (Printed by Arrestee)			
<input type="checkbox"/> Dangerous <input type="checkbox"/> Resisted Arrest <input type="checkbox"/> Seizoidal <input type="checkbox"/> Other					Name of Arresting Officer (Print) YUCHUM, CRAIG		I.D. # 1185		(PRINT)	
Inmate Number					Pouch #		Transporting Officer OFC. C. YUCHUM		I.D. # 383	
							Agency JPD		PAGE 1 OF 1	
							Witness here if subject signed with an "X".			

SCANNED
AUG 20 2019
0676

141

PROBABLE CAUSE AFFIDAVIT

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

1 JUVENILE

ORIS Number	Agency ORI Number FL 0501700		Agency Name JUPITER POLICE DEPARTMENT	Agency Report Number 5 4 19-003794
-------------	--	--	---	--

Charge Type: 1. Felony 2. Traffic Felony 3. Misdemeanor 4. Traffic Misdemeanor 5. Ordinance 6. Other

Name (Last, First, Middle) **DELACRUZ-HERNANDEZ, LIBRADO** Alias _____ Race **W** Sex **M** Date of Birth **07/23/1977**

Charge Description **316.193(3)(C)(1) DUI-DAMAGE TO PERSON/PROPERTY** Charge Description **316.061(1) CRASH - HIT & RUN W/ PROPERTY DAMAGE**

Charge Description **322.03(1) DL - DRIVING WITHOUT A LICENSE** Charge Description _____

Victim's Name (Last, First, Middle) **MATEO, MARY** Race **W** Sex **F** Date of Birth **02/22/1988**

Local Address (Street, Apt. Number) (City) (State) (Zip) Phone Address Source
17202 FOUNDATION WAY, JUPITER, FL 33458 (561) 543-8644

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

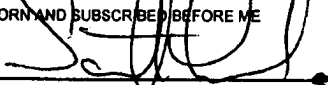
The undersigned certifies and swears that he/she has just and reasonable grounds to believe, and does believe that the above named Defendant committed the following violation of law.
The Person taken into custody...
 committed the below acts in my presence. was observed by _____ who told _____ that he/she 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 my (described) investigation.
On the **18** day of **August**, **2019** at **21:13** (Specifically include facts constituting cause for arrest.)


On 08/18/2019 at approximately 2038 hours, I responded to the intersection of Center St. and Philadelphia Dr. in the Town of Jupiter, Palm Beach County, FL in reference to a motor vehicle crash with unknown injuries. At the time, I was driving an unmarked Jupiter Police Department patrol vehicle (vehicle 1916), I was wearing a JPD uniform clearly identifying myself as a Jupiter Police Officer, and I was wearing my department-issued Axon body camera.

Upon arrival, I observed a silver 2011 Mazda bearing FL tag # IQFW60 stopped, facing east-northeast, with disabling front-end damage. The front airbags of the vehicle were deployed and there were multiple onlookers surrounding the intersection. I made contact with the driver of the vehicle, identified to me by her valid Class E Florida driver license to be Mary Mateo (h/f; 02/22/1988), and collected her information. I also made contact with a witness, identified to me by his name and date of birth to be Kristy Semini (h/m; 05/27/1995).

Semini advised he drove up to the crash scene and observed a silver SUV bearing FL tag # IL03HY stopped, facing west, in the grass. Semini advised the vehicle had matching damage which appeared to be consistent with damage to the Mazda. Semini stated the vehicle then took off, westbound on Center St. and he followed behind. He advised the vehicle pulled into the parking lot at 860 Center St. and he took a picture of the license plate. Semini advised a Hispanic male was crouching in front of the aforementioned vehicle, appearing to be hiding.

Officers located the suspect vehicle parked in the parking lot of 860 Center St. The vehicle was identified to be a silver 2005 Ford Explorer bearing FL tag # IL03HY. Officers also located Limbrado Delacruz-Hernandez (h/m; 07/23/1977) near his vehicle. A show-up was conducted and Semini positively identified Delacruz-Hernandez as the suspect involved in the hit-and-run.

SWORN AND SUBSCRIBED BEFORE ME

NOTARY PUBLIC/CLERK OF COURT / OFFICER (F.S. 117.09)
Samantha Palmer
My Commission GG 233762
Expires 10/28/2022
DATE **08/18/2019**

SIGNATURE OF ARRESTING/INVESTIGATING OFFICER

YOCUM, CRAIG (1185)
NAME OF OFFICER (PLEASE PRINT)
DATE **08/18/2019**

ANNEXED
JUG 20 2019

PROBABLE CAUSE AFFIDAVIT
SUPPLEMENT

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

1 JUVENILE

A D M I N I S T R A T I V E	OBTS Number	Agency ORI Number FL 0501700		Agency Name JUPITER POLICE DEPARTMENT	Agency Report Number 5 4 19-003794
	Change Type: Check as many as apply.	<input type="checkbox"/> 1. Felony	<input type="checkbox"/> 2. Traffic Felony	<input type="checkbox"/> 3. Misdemeanor	<input checked="" type="checkbox"/> 4. Traffic Misdemeanor

Name (Last, First, Middle) DELACRUZ-HERNANDEZ, LIBRADO	Alias	Race W	Sex M	Date of Birth 07/23/1977
--	-------	------------------	-----------------	------------------------------------

Delacruz-Hernandez` name was run through dispatch and it was determined he did not possess a valid driver license, although he had a driver license number assigned to him (FL DL # D426-520-77-263-0)

An additional witness to the crash, identified as Brittany Shepherd (w/f; 06/25/1986), advised she was traveling eastbound on Center St., approaching the intersection with Philadelphia Dr., behind the silver Mazda. Shepherd stated she observed the aforementioned Ford SUV traveling northbound on Philadelphia Dr. fail to come to a complete stop before pulling in front of the Mazda. She advised after the crash occurred, the Ford backed away from the Mazda, drove westbound around the vehicle on its passenger side (traveling westbound in the eastbound lane of Center St.) and fled the area.

I drove to the location of the suspect and his vehicle and observed damage to the Ford consistent with the manner of collision described in the crash. I made contact with Delacruz-Hernandez and observed he had bloodshot/glassy eyes and the strong odor of an unknown alcoholic beverage on his person. Delacruz-Hernandez had a disheveled appearance (stained black shirt and zipper down on his pants). I was advised by officers who first made contact with Delacruz-Hernandez that several bottles of Corona brand beer were observed inside the vehicle.

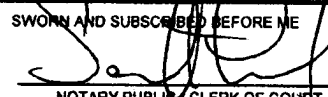

It should be noted that Delacruz-Hernandez did not speak fluent English and most of my conversation with him was translated by MPO Banegas, a fluent Spanish-speaking officer.

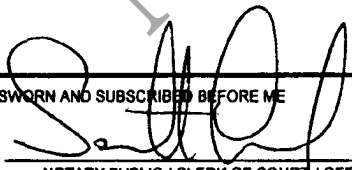


I advised Delacruz-Hernandez the crash investigation was over and I was beginning a criminal DUI investigation. Delacruz-Hernandez was read his Miranda Warnings (in Spanish) and shortly after advised he did not wish to speak with me.

Due to the fact that Delacruz-Hernandez was followed by a witness to the location officers found him, the witness positively identified Delacruz-Hernandez as the driver of the vehicle at the time of the crash, and my observations of Delacruz-Hernandez, I placed him under arrest for DUI - Damage to Property, and Driving without a Driver License.

I transported Delacruz-Hernandez to the Jupiter Medical Center for medical clearance and later to the Palm Beach County Breath Alcohol Testing Facility (BAT). I conducted a 20 minute observation period to ensure he did not ingest or regurgitate anything orally. At the conclusion of the observation period, I requested Delacruz-Hernandez provide a lawful sample of his breath for the purpose of determining the alcohol content. Delacruz-Hernandez read my request for a breath sample in Spanish.

Delacruz-Hernandez agreed to provide a breath sample and he provided two adequate

SWORN AND SUBSCRIBED BEFORE ME	SIGNATURE OF ARRESTING / INVESTIGATING OFFICER
 NOTARY PUBLIC / CLERK OF COURT / OFFICER (F.S. 117.01) Samantha Palmer My Commission GG 233762 Expires 10/28/2022	 Yochum, CRAIG (1185) NAME OF OFFICER (PLEASE PRINT)
08/18/2019 DATE	08/18/2019 DATE

OBT3 Number A D M I N D E F P R O B A B L E C A U S E S T A T E M E N T A D M I N I S T R A T I V E	PROBABLE CAUSE AFFIDAVIT SUPPLEMENT	1. Arrest 2. N.T.A. 3. Request for Warrant 4. Request for Capias	1	JUVENILE	
Agency ORI Number: FL 0501700		Agency Name: JUPITER POLICE DEPARTMENT		Agency Report Number: 5 4 19-003794	
Charge Type: Check as many as apply. <input type="checkbox"/> 1. Felony <input type="checkbox"/> 3. Misdemeanor <input type="checkbox"/> 5. Ordinance <input type="checkbox"/> 2. Traffic Felony <input checked="" type="checkbox"/> 4. Traffic Misdemeanor <input type="checkbox"/> 6. Other				Special Notes:	
Name (Last, First, Middle): DELACRUZ-HERNANDEZ, LIBRADO				Race: W	Sex: M
				Date of Birth: 07/23/1977	
<p>samples of .255 and .243.</p> <p>Due to the aforementioned facts resulting from my investigation, I find Probable Cause exists to charge Librado Delacruz-Hernandez with DUI - Damage to Property pursuant to FSS 316.193(3) (c) (1), Leaving the Scene of a Crash involving Property Damage pursuant to FSS 316.061(1), and Driving without A Driver license pursuant to FSS 322.03(1).</p>					
NOT A CERTIFIED COPY					
SWORN AND SUBSCRIBED BEFORE ME 		SIGNATURE OF ARRESTING INVESTIGATING OFFICER 			
NOTARY PUBLIC / CLERK OF COURT / OFFICER 08/18/2019 DATE				YCHUM, CRAIG (1185) NAME OF OFFICER (PLEASE PRINT) 08/18/2019 DATE	
PAGE 3 OF 3					

SUBJECT: Delacruz Hernandez, L. CASE NUMBER: 19 003794

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.

SCANNED
1/20/19

SUSPECT'S SIGNATURE: (X) READ ON SCENE - NOT READ IN JAIL (LANGUAGE BARRIER)

FLORIDA DEPARTMENT OF LAW ENFORCEMENT
ALCOHOL TESTING PROGRAM
BREATH ALCOHOL TEST AFFIDAVIT

Instrument Type: Intoxilyzer 8000
Instrument Registered To: PALM BEACH CO SO
Instrument Serial Number: 80-006240 Software: 8100.27
Date of Test: 08/18/2019

Date of Last Agency Inspection: 08/16/2019
Observation Period Began: 22:45
Subject's Name: LIBRADO DELACRUZ-HERNANDEZ DOB: 07/23/1977 Sex: M

The subject was observed for at least twenty-minutes prior to the administration of the breath test to ensure that the subject did not take anything orally and did not regurgitate.

Results:	Test	g/210L	Time
	Diagnostics Check	OK	23:10
	Air Blank	0.000	23:11
	Control Test	0.081	23:11
	Air Blank	0.000	23:11
	Subject Sample #1	0.255	23:13
	Air Blank	0.000	23:14
	Air Blank	0.000	23:16
	Subject Sample #2	0.243	23:16
	Air Blank	0.000	23:17
	Control Test	0.079	23:17
	Air Blank	0.000	23:18
	Diagnostics Check	OK	23:18

Cylinder Lot: 00919080A3
Exp: 03/05/2021

State of Florida, County of Palm Beach,

Personally appeared before me the undersigned authority, who () is personally known to me or () produced _____ as identification, and who after being placed under oath, states:

I SAMANTHA M PALMER, hold a valid Breath Test Operator permit issued by the Florida Department of Law Enforcement, I administered the above breath test to the subject named above in accordance with Chapter 11D-8, Florida Administrative Code, and this form is a true and accurate report of that breath test.

Breath Test Operator: _____ Date: 8/18/19
Signature

Sworn to (or affirmed) before me this 18 day of August, 2019

Signature of Notary Public-State of Florida: _____ Printed Name of Notary Public-State of Florida: Off. Yochum #383

Note: Pursuant to section 117.10, Florida Statutes, law enforcement officers, correctional officers, traffic accident investigation officers and traffic infraction enforcement officers are notaries public when engaged in the performance of official duties. In accordance with section 316.1934(5), F.S., this completed form is admissible without further authentication and is presumptive proof of the results herein. To be used in accordance with Section 316.1934(5), F.S., and in administrative proceedings pursuant to 322.2615, F.S.



**PALM BEACH COUNTY SHERIFF'S OFFICE
DUI TESTING FACILITY
INFORMATION SHEET**

PBSO CASE # 19-105635 PBSO ZONE 3-14

AGENCY CASE # 19-003794 CRASH CASE # 19-003794

TIME OF STOP/CRASH 2036 DATE 08/18/2019 DAY Sunday

SUBJECT'S NAME Delacruz-Hernandez Librado RACE W SEX M
LAST FIRST MID

HGT 5'05 WGT 180 DOB 07/23/1977

LOCATION 860 Center St. Jupiter, FL 33458

ARRESTING OFFICER'S NAME & ID Craig Yochum #383 AGENCY Jupiter PD

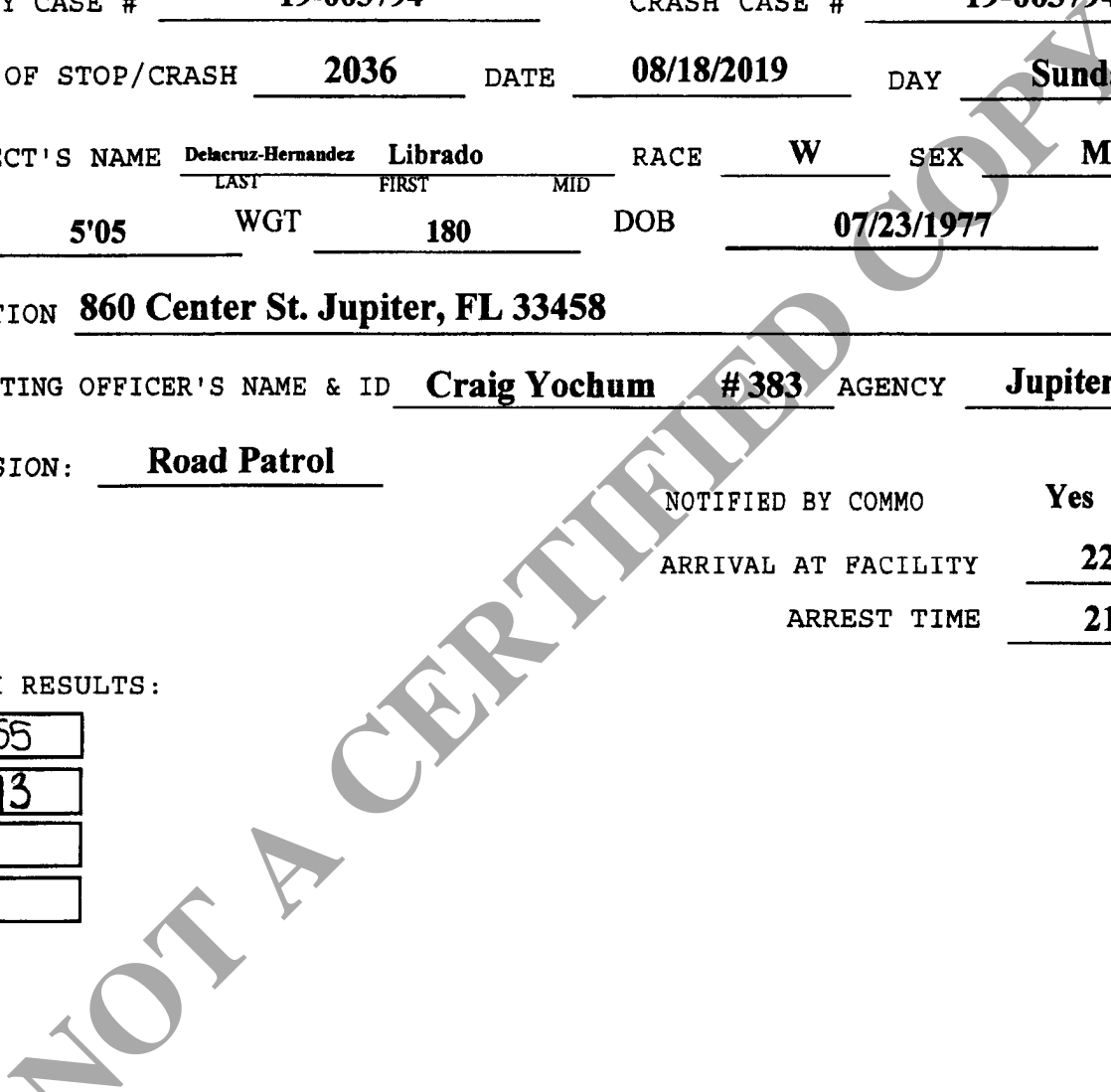
DIVISION: Road Patrol

NOTIFIED BY COMMO Yes
 ARRIVAL AT FACILITY 2245
 ARREST TIME 2113

BREATH RESULTS:

- 1) .255
- 2) .243
- 3)
- 4)

TESTING OFFICER'S ID 24520 PBSO VIDEOTAPE # N/A



TESTING FACILITY TASK REPORT

AGENCY: JPD/YOCHUM

SUBJECT: DELACRUZ-HERNANDEZ, LIBRATO

CASE NUMBER: 19-105635

DATE: Aug 18, 2019

VIDEO DVD NUMBER: N/A

BEGINNING TIME: 2306

ENDING TIME: 2319

BREATH TESTS RESULTS: 1) .255 TIME 2313 A.M. P.M. 2) .243 TIME 2316 A.M. P.M.
3) XX TIME XX A.M. P.M. 4) XX TIME XX A.M. P.M.

BREATH OPERATOR: S. PALMER #24520

MAINTENANCE TECHNICIAN: J Karlecke #6467

TESTING OFFICER'S OBSERVATIONS

SPEECH: BROKEN ENGLISH

ATTITUDE: CALM, QUIET, DOZING OFF

CLOTHING: BLACK SHIRT, GREY PANTS, WHITE SHOES

MEDICAL CONDITIONS: NONE

MEDICATIONS: NONE

OTHER:

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

COMMENTS:

ARRESTING OFFICER CONDUCTED THE 20 MINUTE OBSERVATION BEGINNING AT 2245
SUBJECT AGREED TO TAKE BREATH TEST
AND PROVIDED TWO ADEQUATE SAMPLES SUCCESSFULLY
A/O READ RIGHTS AT SCENE
SUBJECT INVOKED RIGHT TO COUNSEL ON SCENE
A/O DID NOT CONDUCT Q&A
A/O READ TEST RESULTS
SUBJECT STATED HE UNDERSTOOD RESULTS

WITNESS LIST

CASE NUMBER: 19-003794

ARRESTING OFFICER: Craig Yochum

ADDRESS: 210 Military Trl. Jupiter, FL 33458

PHONE NUMBERS (HOME): _____ (WORK) (561) 746-6201

CAN TESTIFY TO: PC

NAME: Kristy Semini

ADDRESS: 5653 SE Orange Blossom Trl. Hobe Sound, FL 33455

PHONE NUMBERS (HOME) (772) 485-5576 (WORK) _____

CAN TESTIFY TO: BWC Witness Statement

NAME: Brittany Shepherd

ADDRESS 19696 Harbor Rd. N Jupiter, FL 33469

PHONE NUMBERS (HOME) (561) 779-9150 (WORK) _____

CAN TESTIFY TO: Witness to crash

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: _____

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: _____

NAME: _____

ADDRESS _____

PHONE NUMBERS (HOME) _____ (WORK) _____

CAN TESTIFY TO: _____

NAME: _____

ADDRESS _____

PHONE NUMBERS (HOME) _____ (WORK) _____

CAN TESTIFY TO: _____

SCRIPPS

NOT A CERTIFIED COPY