048848 2016CT005748AMB 2678

FLORIDA HIGHWAY PATROL

REPORT NUMBER
FHP99ARR067540

ARREST REPORT

Report Date / Time	Agency Case/Offense Number	OCA Number (Originating Agency Case Number)	OBTS Number (Offender Based Transaction System)	Jail Booking Number	Other Number
09/06/2016 02:09 AM	FHPK16OFF059227				LWRC16CAD153765

LOCATION OF OCCURRENCE

County	Address		
PALM BEACH	SR91 NB FLORIDAS TURNPIKE , BOCA RATON, FL 33433		
Range of Occurrence Date/Time		Latitude	Longitude
09/06/2016 12:55 AM to 09/06/2016 04:55 AM		N 26 21.9534	W 80 10.2372

PERSON: SUSPECT

First Name	Middle Name	Last Name	Suffix	Date of Birth	Age	Race	Sex	Height	Weight	Hair	Eyes
LISA	MARIE	RICCIARDELLI		09/23/1962	53	W	F	503	140	BRO	BRO

Master Name Index Number	Place of Birth	Nation	SSN	Driver's License or Other ID	State	Class or Type
	FLORIDA	UNITED STATED	[redacted]	R263533628431	FL	E

Address	City	County	State	Zip Code	Phone
2730 NE 30 PLACE	FTL	BROWARD	FL	33306	

CHARGES

Counts	Charge Number	Charge
1	316.193.1	DUI ALCOHOL OR DRUGS

Charge Degree	Charge Level	General Offense Code		Hate Crime	Domestic Violence	Bond Amount
	MISDEMEANOR	PRINCIPAL	OR	☐	☐	$0.00

DUI ALCOHOL OR DRUGS

Counts	Charge Number	Charge
1	316.1939.1	DUI-UNLAW BLD ALCH

Charge Degree	Charge Level	General Offense Code		Hate Crime	Domestic Violence	Bond Amount
FIRST DEGREE	MISDEMEANOR	PRINCIPAL	OR	☐	☐	$0.00

REFUSE TO SUBMIT DUI TEST AFTER LIC SUSP

PROBABLE CAUSE

On the above date and time I was traveling northbound State Road 91 (Florida's Turnpike) in the center travel lane. As I approached a vehicle in the right travel lane I noticed that it was swerving between the right and center travel lanes. I slowed to avoid a collision with the vehicle and the vehicle accelerated and change to the center travel lane. Due to it's driving pattern I initiated a traffic stop on the vehicle. I approached the passengers side and spoke with the driver, late identified as Lisa Ricciardelli with Florida Driver's License number R263-533-62-843-1. As I spoke with her I could smell a strong odor of an alcoholic beverage. I noticed that she had red glassy eyes and that she fumbled through the same paperwork several times. As she went through the paperwork she passed the necessary documents several times. Due to a suspicion of impairment I requested that she do a series of roadside exercises. She was on a cell phone and told the person what I asked of her and then asked me what did I want her to do. I explained to her that it's exactly what she just explained to the person on the phone. I had to ask several times that she stop talking on the phone and step out of her vehicle.

All Exercises were explained and demonstrated prior to requesting her to perform them. All exercises were performed on in car video. Video will be submitted to the States Attorney Office showing all below.

Horizontal Gaze Nystagmus:
She would not follow the stimulus with her eyes. I stopped the exercise twice and reiterated the instructions to her. She would not allow me to perform the exercise. During my close proximity I did see that her eyes were glassy and red and her face was flush (rouge).

Walk and Turn:
During this exercise her first nine steps she walked in a normal stride. She did not walk heal to toe, she did not keep her hands to her side, she did not count aloud and would hop like a ballerina. She did not turn and do the nine steps back, but walked around and I asked her to return to the starting area.

One Leg Stand:
As I explained the exercise to her and asked her to remain in the directional stance, she refused and would lift her leg and wave her arms. I asked her to begin the exercise and she did her own exercise and followed none of the instructions I gave her.

I arrested Ms. Ricciardelli for suspicion of Driving Under the Influence and had her walk to the front of my vehicle. I attempted to remove her necklace and she begun to speak aggressive and turned around on me and we were face to face. I turned her around to avoid spitting, head-butt or any type of attack on me. As I turned her around I felt her foot in between my legs approaching my groin area. I pushed her forward against the hood of my vehicle in an attempt to avoid getting struck in the groin. I held her for a moment and asked her if she was done. She moved her head in a yes motion and I stood her back up. I then directed her to my backseat and when we arrived at the back door she pulled away and attempted to turn around I held her shoulders so she couldn't turn and directed her into the backseat. I strapped the seat belt across her and transported her to the Palm Beach County Breath Alcohol Testing Center (B.A.T.) for processing. During the ride over she made very hostile and drunken statements. I avoided conversation in an attempt to keep her calm, but it didn't work and she was on a drunken emotional roller coaster.

She was processed in the Breath Alcohol Testing Center and refused to submit. She was hostile at the B.A.T. and gave the Breath Tech a hard time and had to be shackled. I then delivered her to the Palm Beach County Jail and into the care and custody of the Sheriff of the County.

SEP 6 AM 5:19

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LEO BOND

Bond Amount $					
_____	None ☐ Pro	☐ ROR	☐ Cash	☐ Any	☐ PreTrial If Qualify ☐

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COURT APPEARANCE INFORMATION

Court	Court Phone	Court Date & Time
(COUNTY) PALM BEACH NORTH COUNTY COURTHOUSE	561-624-6608	09/28/2016 10:00 AM

Court Address: 3188 PGA BLVD., PALM BEACH GARDENS, FL 33410

Instructions:

[redacted]

	Residency	Injured	Extent of Injury	Resist Arrest
[redacted]	Within jurisdiction	None	N/A	Yes

Prior Arrests	Arrest Jurisdiction	Alcohol	Drugs
Unknown	Within jurisdiction	Yes	Unknown

ARREST LOCATION

County	Address
PALM BEACH	FLORIDAS TPKE , BOCA RATON, FL 33433

ARREST DELIVERED TO

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

ARRESTING OFFICER

Officer Call Number	Officer Name
1096	GUBISH M

Officer Signature: Tpr M Gubish

Subscribed and sworn to (or affirmed) before me this 6th day of Sept A.D. 2016 by Tpr Gubish who is ✓ personally known to me or has produced _____ as identification.

Signature: [signature] X Notary Public __LEO __CO Commission No: _____ My Commission Expires: _____

B. SUE OWEN
State of Florida-Notary Public
Commission # FF093160
My Commission Expires
May 30, 2018

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Florida The Sunshine State

DRIVER LICENSE CLASS E

[redacted]

LISA MARIE
RICCIARDELLI
538 MARINER WAY
HOLLYWOOD, FL 33019-5016
DOB: 09-23-1962 SEX: F
ISSUED: 12-06-2011 HGT: 5-03
EXPIRES: 09-23-2020
REST: A
ENDORSE:
REPLACED: 01-29-2015

ORGAN DONOR

SAFE DRIVER

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

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Rough Arrest Form

Name: (Last)	(First)	Middle
Lisa Ricciardelli		

Race	Sex	D.O.B.	P.O.B	Hgt.	Wgt.	Hair	Eye
White	*Female*	*09/23/1962*	*Florida*	*507*	*145*	*BRO*	*BRO*

Alias Name: (Last)	(First)	Middle

Social Security #	Occupation	Scars/Marks/Tattoos	Religion	Married / Comp
[redacted]				

Local Street Address	Street Name	City	State	Zip Code
2730 NE 30 PLACE		*Fort Lauderdale*	*Florida*	*33306*

Permanent Street Address	Street Name	City	State	Zip Code

Date of Arrest	Time of Arrest	Place of Arrest
9/6/16	*1:06 AM*	*SR91- Floridas Turnpike- @75mm (Boca Raton)*

Arresting Officer	ID Number	Arresting Agency
Trooper Matthew Gubish	*2763*	Florida Highway Patrol

Transporting Officer	ID Number	Arresting Agency
Trooper Matthew Gubish	*2763*	Florida Highway Patrol

Detainers,	Drivers License Number	State
P.B.C. Jail	*R263533628431*	*Florida*

Next of Kin	Address	City	State	Zip Code	Telephone Numbers

Employer (Name) Address	City	State	Zip Code	Telephone Numbers

Suicidal	Mental	Violent

Charges	Statue	NCIC	Offense	Warrant / Capias
DRIVING UNDER THE INFLUENCE	*316.193(1)*			

Bond Information	Location of Vehicle
	Sisters Towing

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SUBJECT: _____ CASE NUMBER: _____

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: _____

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SUBJECT: _____ CASE NUMBER: _____

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)_____

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TESTING FACILITY TASK REPORT

SUBJECT: RICCIARDELLI, LISA Marie AGENCY: FHP-K

DATE: 09/06/16 CASE NUMBER: 16-123456

BEGINNING TIME: 0214 VIDEO TAPE NUMBER: DVD # 61342

BREATH TESTS RESULTS: REFUSED ENDING TIME: 0224

1) TIME 0216 A.M./P.M. 2) TIME A.M./P.M.

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

BREATH OPERATOR: S. Owen #3184

MAINTENANCE TECHNICIAN: J. Karledge #6467

TESTING OFFICER'S OBSERVATIONS

SPEECH:

ATTITUDE: talkative, didn't like dlo, came in screaming

CLOTHING: Flip Flops, tan shorts, black tank top

MEDICAL CONDITIONS: none

MEDICATIONS: none

OTHER: Kept asking all officers name in B.A.T.
Δ loud & repetitive

COMMENTS: Δ/o & Δ arrived at 0146 hrs
Δ/o observed 20 minutes
Δ/o request breath test, Δ refused
Δ/o read DL, Δ understood, still refused
Δ/o read DL, Δ understood rights.
Δ answered Q & A
Δ admitted hving 3 beers & glass of wine.
Couldn't feel effects, not under influence.
No drugs or marijuana tdy

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YELLOW