



Arrest Report

19CT-14677
J# 05/0036
p# 1438

FLORIDA HIGHWAY PATROL
P.O. BOX 16007, LAKE WORTH, FL 33416

Report Date / Time 8/8/2019 03:17 AM	Report Number FHP99ARR784917	Case Number/Cad Number FHP19OFF045960	Reporting Officer Name DERISSIER, BEATRICE
Originating Agency ORI	Occur Date Time Range 08/06/2019 00:00:00 - 08/09/2019 00:00:00	Jurisdiction	Clearance

Location of Occurrence

County PALM BEACH	Location Type PUBLIC PLACE	Location Description	
Street Number	Street FLORIDAS TPKE	Apt/Lot/Bldg	City LAKE WORTH
		State FL	Zip Code 33467

Defendant

First Name LORNA	Middle Name GRACE	Last Name NUNEZ	Suffix	Race HW	Sex FEMALE	Height 504	Weight 150	Hair BROW	Eyes BROWN
MNI #	SSN	Date of Birth 05/16/1978	Age	Place of Birth NICARAGUA	Drivers License or other ID N520527786760	State FL	ID Type E	Address * RESIDENCE / 294 NE 47TH ST , POMPAÑO BEACH, FL 33064 /	

Arrest

Arrest Date/Time 8/8/2019 3:09:13 AM	Arrest Location Type PUBLIC PLACE	Arrest Location Description	
Street Number	Street FLORIDAS TPKE	Apt/Lot/Bldg	County PALM BEACH
		City LAKE WORTH	State FL
		Zip Code 33467	

Charge : S

Counts 1	Charge 316.193.1	Bond Amount \$0.00	<input checked="" type="checkbox"/> No Bond
Charge Degree N	Charge Level MISDEMEANOR	General Offense Code DUI-UNLAW BLD ALCH	
Charge Description DUI ALCOHOL OR DRUGS			

Bond Set by Court

Bond Amount	<input type="checkbox"/> No Bond
Bond Type(s)	

Probable Cause

On August 8, 2019, at approximately 2:23 AM, I dispatched to assist another officer with a traffic stop. It was reported that Broward County Sheriff's Office Sergeant Zehler (ID# 11258) conducted a traffic stop on State Road 91 (Florida's Turnpike) northbound mile marker 93 and that he was requesting a trooper. When I arrived on scene, I made contact with Sergeant Zehler who advised me that he was traveling northbound on the Florida's Turnpike when he noticed a black Honda traveling in the center (middle) lane at a high rate of speed. The driver of the vehicle abruptly swerved to the left shoulder, almost striking

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SCANED
AUG 11 2019

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the concrete median wall. The vehicle came back to the middle lane and started to speed up and slow down. The vehicle was in and of lanes and almost struck the guardrail on the right shoulder. Finally, Sergeant Zehler pulled the vehicle over, in fear of the safety of the public and the driver.

I approached the vehicle on the driver side and made contact with the driver. She identified herself as Lorna Grace Nunez. I immediately noticed that Ms. Nunez had red, bloodshot, and watery eyes. I asked her for her driver's license, registration, and insurance. Ms. Nunez looked very confused and had difficulty locating her driver's license and I could smell a strong odor of an unknown alcoholic beverage on her breath. I then contacted Lake Worth Regional Communication Center (LWRCC) and had them run her credentials on NCIC/FCIC. I asked Ms. Nunez if she had been drinking that night. She stated that she was drinking with some friends at Seminole. I asked Ms. Nunez how many drinks did she have. She stated that she had two glasses of wine. Ms. Nunez said that she was trying to go back home to Pompano Beach. I explained to her that she was in Lake Worth, FL and that she was far away from home. I asked Ms. Nunez to submit to some voluntary roadside field sobriety. I asked if she had anything wrong with her medically and she stated no. we relocated to the West Palm Beach Service Plaza parking lot.

The evaluation location was smooth concrete. Lighting conditions consisted of my patrol vehicle headlights, spotlights, overhead lights, and my flashlight. No surface defects were noted and claimed. This traffic stops and the road side sobriety evaluations were captured on my patrol vehicle's mobile video/audio recording equipment (MVR).

I explained and demonstrated the following Standardized Field Sobriety Exercises / Evaluations to Ms. Nunez.

I observed the following indicators of Ms. Nunez's impairment as a result of the Horizontal Gaze Nystagmus, Walk and Turn and One Leg Stand.

Horizontal Gaze Nystagmus:

Ms. Nunez could not keep her hands by her side while listening to the instructions. There was equal pupil size, no resting nystagmus, and equal tracking. Ms. Nunez had lack of smooth pursuit in both eyes. She had distinct and sustained nystagmus at maximum deviation in both eyes. She had nystagmus prior to 45 degrees in both eyes. I had to tell Ms. Nunez to stop moving her head several times during the exercise.

Walk and Turn:

Ms. Nunez couldn't maintain balance and starting position while giving instructions. During the first nine steps of this exercise, Ms. Nunez lost her balance on step number seven and took 11 steps. During the second nine steps of the exercise Ms. Nunez lost her balance on step number one and elevated her arms for balance.

One Leg Stand:

Ms. Nunez started the exercise with her right leg. At the beginning of the exercise, she lost her balance

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then switched her left leg. Ms. Nunez stopped the exercise before I told her to.

At 3:09AM, Ms. Nunez was placed under arrest for DUI and read his Miranda Rights. Ms. Nunez was transported to the Palm Beach County Central Breath testing for a breath test. Upon arrival, Ms. Nunez was observed for (20) minutes. I then asked her to provide a Breath Test. Ms. Nunez refused to provide a Breath Test then I read Implied Consent. She refused again at 4:08 AM. Ms. Nunez was taken Palm Beach County Jail for booking.

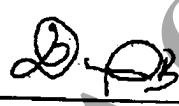
Court

Court County PALM BEACH	Court Location 3228 GUN CLUB ROAD WEST PALM BEACH, FL 33406		
Court CRIMINAL JUSTICE COMPLEX	Court Phone 561-355-2994	Court Appearance Date / Time 9/5/19 8:30am	Court Fine
Comments			

Officer Name Rank / ID # DERISSIER, BEATRICE TROOPER	4005	Involvement On Report / Reporting Role REPORTING OFFICER	Officer Agency Org/Unit FLORIDA HIGHWAY PATROL FHPKILWRCCWPBISR91 73-88
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The undersigned certifies and swears that he/she has just and reasonable grounds to believe that the above named Defendant, committed violation(s), of law, on the below date(s) and time(s), as listed in the probable cause associated with this report:

Reporting Officer

Officer Name DERISSIER, BEATRICE	Office Rank TROOPER	Officer ID No 4005	Sworn and subscribed before me, the undersigned authority This the _____ day of _____ DEPUTY OF THE COURT, NOTARY OR LAW ENFORCEMENT
Officer Agency FLORIDA HIGHWAY PATROL	Officer Signature 		



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

PBSO CASE # 19-101707 PBSO ZONE 1-44

AGENCY CASE # FHPK19OFF045960 CRASH CASE # _____

TIME OF STOP/CRASH 2:23 AM DATE 8/8/19 DAY Thursday

SUBJECT'S NAME Lorna Grace Nunez RACE H SEX F

HGT 504 WGT 150 DOB 5/16/78

LOCATION Florida's turnpike

ARRESTING OFFICER'S NAME & ID Trooper Perissier / 1369 AGENCY FHP

DIVISION: _____

NOTIFIED BY COMMO ✓

ARRIVAL AT FACILITY 0345 hrs

BREATH RESULTS: Arrest Time _____

1. _____
2. _____
3. _____
4. _____

TESTING OFFICER'S ID 6212 PBSO VIDEOTAPE # N/A

NOT A CERTIFIED COPY

SCANNED
 AUG 11 2019

WITNESS INTERVIEW / STATEMENT

Name	<u>Sergeant Jason Zehler #11258</u>	Date/Time	<u>08/08/2019 0255</u>
Address	<u>200 NW 27th Ave Ft Lauderdale</u>		
Place of Employment	<u>Broward Sheriff's Office</u>		
Phone Number(s):	Home <u>(954) 321-4800</u>	Work	<u>(954) 321-4800</u>
Interview Conducted By:	<u>Trooper Derissier</u>		
Identification Produced:	<u>Police ID</u>		

I was traveling N/B on the FL Turnpike, just north of Boynton Beach Blvd, when I observed the defendant driving a black vehicle. The vehicle was traveling in the center lane and abruptly swerved to the left emergency lane, almost striking the wall. She then swerved back into the center lane. She would speed up to an excess of 90 mph and then slow down to as slow as 45 mph. She then swerved numerous times into the right lane of travel. Once we approached the toll plaza, she swerved from the left to right lanes several times. She then entered the far right side of the plaza, not stopping for a ticket. As she proceeded N/B, she again swerved left to right. Approx 1 mile north of the toll plaza, she swerved so far to the right, she almost struck the guard rail. Fearing for the safety of the public as well as the defendant, I conducted a traffic stop utilizing my marked patrol vehicle. Upon making contact with the defendant, I noticed bloodshot glassy eyes, slow speech, she had trouble locating her documents, and appeared confused. I then stood by for FHP to respond. No further at this time.

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Sworn to me this 8 day of 8

2019

[Signature]

(Law Enforcement Officer Signature)
Section 117.10 Florida Statute

Tpr. Derissier / 4005

(Print Name / PIN)

Statement Page 1 of 2

I swear/affirm that this statement is true and correct

Sgt. [Signature] 11258
(Witness Signature)
Jason Zullo

Case Number: _____

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