

0476519

3725

ARREST / NOTICE TO APPEAR
Juvenile Referral Report

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

1 Juvenile N

OBTS Number	Agency ORI Number FLO 500000		Agency Name PALM BEACH COUNTY SHERIFF'S OFFICE		Agency Report Number (N.T.A.'s only) 06- 17132743	
Charge 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	<input type="checkbox"/> 5. Ordinance	<input type="checkbox"/> 6. Other
Location of Arrest (Including Name of Business) 11370 Palmetto Park Rd, Boca Raton, FL 33428				Location of Offense (Business Name, Address) 11370 Palmetto Park Rd, Boca Raton, FL 33428		
Date of Arrest 09/28/2017	Time of Arrest 0521	Booking Date	Booking Time	Jail Date	Jail Time	Location of Vehicle 11370 Palmetto Park Rd, Boca Raton, FL 33428

Name (Last, First, Middle) Dunning, Madeline, Mitsui						Alias (Name, DOB, Soc. Sec. #, Etc.)		
Race W - White I - American Indian B - Black O - Oriental/Asian	Sex W	Date of Birth 05/02/1997	Height 5'10	Weight 127	Eye Color brown	Hair Color brown	Complexion light	Build thin small
Scars, Marks, Tattoos, Unique Physical Features (Location, Type, Description) various tattoos (arms and shoulder)				Marital Status Single	Religion NONE	Indication of Alcohol Influence Y <input type="checkbox"/> N <input type="checkbox"/> Unk. <input type="checkbox"/>		
Local Address (Street, Apt. Number) (City) (State) (Zip) 100 Royal Palm Way, Boca Raton, FL 33432				Phone (954) 567-9452		Residence Type: 1. City 2. County 3. Florida 4. Out of State 1		
Permanent Address (Street, Apt. Number) (City) (State) (Zip) 100 Royal Palm Way, Boca Raton, FL 33432				Phone ()		Address Source Drivers license/verbal		
Business Address (Name, Street) (City) (State) (Zip)				Phone ()		Occupation bartender		
D/L Number, State D552553976620, FL		Soc. Sec. Number [REDACTED]		INS Number		Place of Birth (City, State) Miami, FL		Citizenship USA

Co-Defendant Name (Last, First, Middle)	Race	Sex	Date of Birth	<input type="checkbox"/> 1. Arrested	<input type="checkbox"/> 2. At Large	<input type="checkbox"/> 3. Felony	<input type="checkbox"/> 4. Misdemeanor	<input type="checkbox"/> 5. Juvenile
Co-Defendant Name (Last, First, Middle)	Race	Sex	Date of Birth	<input type="checkbox"/> 1. Arrested	<input type="checkbox"/> 2. At Large	<input type="checkbox"/> 3. Felony	<input type="checkbox"/> 4. Misdemeanor	<input type="checkbox"/> 5. Juvenile

<input type="checkbox"/> Parent <input type="checkbox"/> Legal Custodian <input type="checkbox"/> Other:	Name (Last) (First) (Middle)	Residence Phone () () ()
Address (Street, Apt. Number) (City) (State) (Zip)		Business Phone () () ()
Notified by: (Name)	Date	Time
Released To: (Name)	Relationship	Date
The above address 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 (Phone 355-2526) informed of any change of address. <input type="checkbox"/> Yes, by: (Name) <input type="checkbox"/> No. (Reason)		School Attended
Property Crime? <input type="checkbox"/> Yes <input 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	F. Hallucinogen M. Marijuana O. Opium/Deriv.	P. Paraphernalia/ Equipment S. Synthetics	U. Unknown Z. Other
Charge Description Driving Under The Influence (DUI)			Counts 1	Domestic Violence <input type="checkbox"/> Y <input checked="" type="checkbox"/> N	Statute Violation Number 316.193(1)	Violation of ORD #				
Drug Activity U	Drug Type U	Amount / Unit N/A	Offense # 17132743	Warrant / Capias Number		Bond				
Charge Description			Counts	Domestic Violence <input type="checkbox"/> Y <input checked="" type="checkbox"/> N	Statute Violation Number	Violation of ORD #				
Drug Activity	Drug Type	Amount / Unit	Offense #	Warrant / Capias Number		Bond				
Charge Description			Counts	Domestic Violence <input type="checkbox"/> Y <input checked="" type="checkbox"/> N	Statute Violation Number	Violation of ORD #				
Drug Activity	Drug Type	Amount / Unit	Offense #	Warrant / Capias Number		Bond				
Charge Description			Counts	Domestic Violence <input type="checkbox"/> Y <input checked="" type="checkbox"/> N	Statute Violation Number	Violation of ORD #				
Drug Activity	Drug Type	Amount / Unit	Offense #	Warrant / Capias Number		Bond				

Location (Court, Room Number, Address) South County Courthouse, Courtroom #1, 200 W. Atlantic Ave., Delray Beach, FL 33444 - Ph: (561) 355-2996	
Court Date and Time Month Oct Day 23 Year 2017 Time 5:0830 AM <input checked="" type="checkbox"/> PM <input type="checkbox"/>	
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) <i>[Signature]</i>	Date Signed 09/28/2017

<input type="checkbox"/> Dangerous <input type="checkbox"/> Resisted Arrest <input type="checkbox"/> Suicidal <input type="checkbox"/> Other:	Signature of Arresting Officer <i>[Signature]</i> Name of Arresting Officer (Print) D/S Jacob Frey	Name Verification (Printed by Arrestee) (PRINT) _____
I.D. # 9658	I.D. # 9658	Agency PBSO
Witness here if subject signed with an "X" _____	PAGE OF	

D.U.I. PROBABLE CAUSE AFFIDAVIT

ON THE 28 DAY OF Sep 20 15, AT 0505 AM PM

SUBJECT: Dunning, Madeline, Mitsui CASE NUMBER: 17132743

AGENCY: PALM BEACH COUNTY SHERIFF'S OFFICE ARRESTING OFFICER: D/S Jacob Frey

PERSONAL CONTACT

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

On 28Sep17 at approximately 0505hrs I was on patrol in my marked patrol vehicle in the area of intersection of Palmetto Park Rd and Ponderosa Dr (11370 Palmetto Park Rd), Boca Raton, in unincorporated Palm Beach County.

On the southwest corner of the intersection, I observed a white Toyota Solara (FL tag 591PJS) parked facing southbound on the paved sidewalk. As I approached the vehicle I observed a white female kneeling on the driver's seat facing the rear of the vehicle bent over with her head between the front seats. Her body was swaying. The keys were in the ignition and the vehicle was running. In the back seat on the passenger's side floorboard I observed an empty large bottle of Patron.

OBSERVATION OF DRIVER:

I attempted to speak to her but she did not respond. I also identified myself as a Deputy Sheriff. I attempted several times. Her body rocked back and forth and she moaned. During this time, for scene safety, I reach in the vehicle and turn the vehicle off. After several minutes she finally responded. She slowly turned around and sat in the driver's seat. She appeared very sleepy, dazed, and disorientated. The belt to her shorts was undone and her cloths were disorderly. I could smell the heavy odor of an unknown alcoholic beverage coming from inside the vehicle. I asked for her driver's license. She appeared confused. I asked her again. She slowly looked around the vehicle. She then began to look inside her purple purse on the passenger's seat. She removed a dark colored wallet. She began to look slowly through her wallet. Several times she would space out (lose focus) and I would have to remind her of what I was requesting. She very slowly fumbled through her wallet several times. Again I requested her driver's license. She then began to fumble through the glovebox. Again she would space out (lose focus) and have to be reminded of retrieving her driver's license. She then began to fumble through her wallet and purse still unable to find her driver's license. I asked her what her name was she mumbled "Madeline". I asked her what her last name was and she mumbled again and I was unable to understand what she said. I had to ask her again to clarify and she mumbled and slurred "Dunning". During this time her body swayed while in the sitting position. I was able to observe her eyes and they appeared watery and glassy. She began to fumble through the glovebox again for her driver's license and I asked her if she kept her driver's license in the glovebox and she mumbled "yes". She then began to fumble through her wallet again. I asked again for her driver's license. She pulled out a "Cigna" medical card and a several bills of money (crumbled up) and attempted to hand them to me. During this whole encounter, every couple seconds she would space out and I would have to remind her what I was asking for.

I asked her to exit the vehicle. As she exited the vehicle she used the door for support. She began to fall over and I had to support her to keep from falling to the ground. At this point I could smell the odor of an unknown alcoholic beverage coming from her breath and body. I asked her to walk to the front of my marked patrol vehicle to perform Standard Field Sobriety Tasks (SFST). As she walked to my vehicle she had a staggered and stumbled. She began to fall several more times and I had to catch her and support her each time. I had her stand at the front of my marked patrol vehicle. She had to stand with a wide stance to maintain her balance and her body swayed. She appeared to have difficulty staying awake.

I began to read to her the constitutional right. While I was reading them she appeared to have difficulty standing and without being prompted or instructed, she sat on the ground.

DRIVER'S STATEMENTS:

She had difficulty responding to my requests and questions and would answered them with responses that didn't make sense to me.

ODORS:

Very Strong odor of an unknown alcoholic beverage coming from her breath and person.

GENERAL OBSERVATIONS

SPEECH: mumbled and slurred

ATTITUDE: confused, uncooperative, relaxed, carefree, dazed, sleepy, disoriented

CLOTHING: Black leotard, torn short jean shorts with black belt (unbuckled), clothing and hair disorderly

MEDICAL/OTHER: None stated

STATE OF FLORIDA
COUNTY OF PALM BEACH

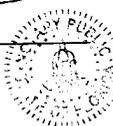
D/S Jacob Frey

(Signature of Arresting/Investigative Officer)

The foregoing instrument was sworn to or affirmed and subscribed before me this 28 day of Sep 20 17 by D/S Jacob Frey

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

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

 Samantha Palmer
Commission # 00112877
EXPIRES OCT 27, 2018
BOBBY THRU
1ST FLORIDA NOTARY, LLC

SUBJECT: Dunning, Madeline, Mitsui CASE NUMBER 17132743

ROADSIDE TASKS

HORIZONTAL GAZE NYSTAGMUS:

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

Other Observations:

Eyes were watery and glassy. Refused to do task after Taylor Warning.

WALK & TURN:

Refused to do task after Taylor Warning.

ONE LEG STAND:

Refused to do task after Taylor Warning.

FINGER TO NOSE:

Refused to do task after Taylor Warning.

ROMBERG ALPHABET:

Refused to do task after Taylor Warning.

BREATH TEST RESULTS: refusal refusal

STATE OF FLORIDA
COUNTY OF PALM BEACH

D/S Jacob Frey

(Signature of Arresting/Investigative Officer)

The foregoing instrument was sworn to or affirmed and subscribed before me this 28 day of Sep 2017 by D/S Jacob Frey

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

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



Samantha Palmer
Commission # BP171577
Expires 01/25/2018
BUNDLED THROUGH
1ST FLORIDA NOTARY, LLC

NOT A CERTIFIED COPY

STATE OF FLORIDA
DEPARTMENT OF HIGHWAY SAFETY & MOTOR VEHICLES
AFFIDAVIT OF REFUSAL TO SUBMIT TO
BREATH AND/OR URINE TEST

17132743

I, D/S Jacob Frey, a duly certified Law Enforcement Officer or Correctional Officer,
(Name of Officer reading Implied Consent Warning)
am a member of PBSO, and I do swear
(Name of law enforcement agency)

or affirm that on or about the 28 day of September, 20 17, at 0521 P.M. A.M.

DRIVER Madeline Mitsui Dunning
(Type or Print) FIRST NAME MIDDLE OR MAIDEN NAME LAST NAME

DL# D552553976620, FL, state of Florida, appeared for treatment at a hospital,
clinic, or other medical facility pursuant to s. 316.1932(1)(c), Florida Statutes, and a breath or urine test was impossible or impractical.

That on or about the 28 day of Sep, 20 17, at 0706 P.M. A.M.
in Palm Beach County.

I requested that the driver submit to a **breath and/or** **urine** test to determine his or her blood alcohol level and/or the presence of chemical or controlled substances. I informed the driver that the refusal to submit to such test(s) would result in the suspension of his or her driving privilege for a period of one (1) year for a first refusal, or for a period of eighteen (18) months if his or her driving privilege had been previously suspended for refusing to submit to a breath, urine or blood test. I also informed the driver that he or she commits a misdemeanor by refusing to submit to a lawful test as requested above if his or her driving privilege has been previously suspended for refusal to submit to a lawful test of his or her breath, urine, or blood. Additionally, I informed the driver that if he or she holds a CDL, or was operating a CMV, refusal will result in the disqualification of the Commercial Driver's License/driving privilege for a period of one (1) year in the case of a first refusal or permanently if he or she has previously been disqualified as a result of a refusal to submit to any such lawful test. Nonetheless, the driver refused to submit to the test(s) requested.

Signature of Law Enforcement Officer or
Correctional Officer

Samantha Palmer
Commissioner # FF172577
EXPIRES OCT 29, 2018
EMBEDDED
1ST FLORIDA NOTARY, LLC

THE AFFIDAVIT MUST BE NOTARIZED OR ATTESTED TO (F.S. 117.10)

The foregoing instrument was sworn and subscribed before me:

(AFFIX SEAL)
The foregoing instrument was sworn and subscribed before
me this 28 day of Sep, 20 17,

by D/S Jacob Frey,
who is personally known to me or who has produced
Known as identification
Notary Public [Signature]

Signature of Attesting Officer

Title

Date

Note: Mail or hand deliver to the designated
Bureau of Administrative Reviews office,
Department of Highway Safety and Motor
Vehicles, with the driver's license, the
appropriate copy of the UTC, and the
probable cause affidavit.