C501155

384

Arrest Report

FLORIDA FISH AND WILDLIFE CONSERVATION COMMISSION
3440 SE 19TH STREET
HOLLYWOOD, FL. 33316

Report Date / Time	Report Number	Case Number/Cad Number	Reporting Officer Name
4/28/2019 08:27 PM	C-5001AA	FWSA19OFF004829 /FWLR19 CAD008061	NALL, COREY

Originating Agency ORI	Occur Date Time Range	Jurisdiction	Clearance
FL0488000	04/28/2019 19:13:18 -		

Location of Occurrence

County	Location Type	Location Description
PALM BEACH	PUBLIC PLACE	LAKE BOCA RATON

Street Number	Street	Apt/Lot/Bldg	City	State	Zip Code
	LAKE BOCA	FWC	BOCA RATON	FL	33432

Defendant

First Name	Middle Name	Last Name	Suffix	Race	Sex	Height	Weight	Hair	Eyes
MATTHEW	ALEXANDER	TEUCHERT		WHITE	MALE	506	200	bro	bro

MNI #	SSN	Date of Birth	Age	Place of Birth	Drivers License or other ID	State	ID Type
		04/19/1991	28	US UNITED STATES Ft. Lauderdale, FL	T263541911390	FL	E

Address
* / 1560 NE 47 CT , BOCA RATON, FL 33064 / 954-821-6920

Arrest

Arrest Date/Time	Arrest Location Type	Arrest Location Description
4/28/2019 7:13:30 PM	PUBLIC PLACE	LAKE BOCA

Street Number	Street	Apt/Lot/Bldg	County	City	State	Zip Code
	Lake Boca		PALM BEACH	BOCA RATON	FL	

Charge : STATE STATUTE

Counts	Charge	Bond Amount	No Bond
1	327.35(1)(a)	$0.00	☐

Charge Degree	Charge Level	General Offense Code
FIRST DEGREE	MISDEMEANOR	DUI-UNLAW BLD ALCH

Charge Description
OPERATING A VESSEL WHILE NORMAL FACULTIES IMPAIRED

Bond Set by Court

Bond Amount	No Bond?
$0.00	No

Bond Type(s)

Probable Cause

Who: Matthew A Teuchert (DOB: 4/19/1991)
What: BUI
Where: Lake Boca West Side
When: On 4/28/19 at approximately 1913 hours

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SCANNED
APR 29 2019

2019 APR 29 PM 8:19

Report Date / Time	Report Number	Case Number/Cad Number	Reporting Officer Name
4/28/2019 08:27 PM	C-5001AA	FWSA19OFF004829 /FWLR19 CAD008061	NALL, COREY

Originating Agency ORI	Occur Date Time Range	Jurisdiction	Clearance
FL0488000	04/28/2019 19:13:18 -		

Phase One: Vessel in Motion

On 4/28/19 at approximately 1913 hours, I, Florida Fish and Wildlife Conservation Commission (FWC) Officer Corey Nall was on water patrol in a marked FWC vessel with FWC Officers Steven Hart and Taryn Stanton in Lake Boca (Palm Beach County). While on patrol, Matthew A. Teuchert (DOB: 4/19/1991) yelled at our patrol vessel, "Get the fuck out of here! We aint even fishing." Teuchert was aboard vessel FL9542HE. Approximately 5 minutes later, Teuchert was observed operating the vessel northbound through Lake Boca.

Phase Two: Personal Contact with the Operator

Upon conducting a vessel stop on Florida vessel FL9542HE, I and Officer Stanton conducted a vessel safety inspection. I asked Teuchert to provide me with the vessel registration since he was the one operating the vessel. Teuchert advised me that it was not his boat. I advised him that since he was the operator of the vessel he would need to retrieve the registration for me and not the owner. Teuchert handed me a stack of paperwork for the vessel which included a bill of sale in it. I asked Teuchert what exactly he had handed me. He stated he did not know. During the safety inspection Teuchert was able to locate all safety equipment after time and fumbling with the equipment. Teuchert dropped and fumbled with the horn located on the vessel during the inspection. It was at this time, that I smelled the strong odor of an alcoholic beverage. I asked Teuchert how much he had to drink during the day. He stated between six and eight over a 12 hour day. I then asked what time he had been out on the boat since. He stated, "Since like 12:30".

Phase Three: Pre-Arrest Screening (Seated Field Sobriety Tasks, SFSTs)

The seated field sobriety tasks performed were validated by Southern California Research Institute (SCRI) in conjunction with the United States Coast Guard (USCG) and the National Association of State Boating Law Administrator (NASBLA). All tasks performed were done from a seated position and consisted of the horizontal gaze nystagmus (HGN), finger to nose, palm pat, and hand coordination. All of the instructions for the SFSTs performed by Teuchert were read verbatim from the Seated Battery of SFSTs card.

After finishing the safety inspection, I asked Teuchert to board my vessel to take part in seated battery Standardized Field Sobriety Tasks (SFSTs) to which he consented. I escorted Teuchert to have a seat at the front of the vessel. Reading from a seated battery of Standardized Field Sobriety Task (SFST) Card, I read the general instructions and pre-task questions to Teuchert. There was no ambient noise, the water was fairly calm

From this proximity to Teuchert the strong odor of alcohol was even more apparent. Reading from the SFSTs card I asked Teuchert the following pre-task questions. Do you have any physical defects or disabilities, do you have any defects with your eyes, are you sick or injured, are you under the care of a

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doctor or dentist and are you taking any medication or drugs? All to which Teuchert replied "no".

The first task I conducted was Horizontal Gaze Nystagmus (HGN). Prior to conducting (HGN), I used a small flashlight as my stimulus and asked Teuchert to touch the light of the flashlight which he did. I asked Teuchert to follow my pen with his eyes only. I observed equal tracking and equal pupil size. I did not observe resting nystagmus. During the performance stage, I observed a lack of smooth pursuit in both eyes and distinct and sustained nystagmus at max deviation in both eyes, for a minimum of 4 seconds. I observed sustained nystagmus prior to 45 degrees in both eyes, for a minimum of 4 seconds. I observed 6 total clues for HGN. Criteria for the minimum of this task is 4 or more clues, to prove an indication of impairment.

The second task I conducted was the Finger to Nose task. Reading from an SFST card, I explained and Officer Hart demonstrated the task instructions for the finger to nose task to Teuchert. During the instruction phase Teuchert was asked to remain in the position of making a fist with both hands with index finger extended while palms faced forward. Officer Hart demonstrated this to Teuchert and I asked him if he understood. He replied "Yes". During the task Teuchert opened his eyes and tilted his head forward. On the first left finger to nose Teuchert did not use his fingertip. On the first right finger to nose he missed the tip of his nose. On the second left finger to nose Teuchert missed the tip of his nose. On the second right finger to nose Teuchert missed the tip of his nose. On the third left finger to nose Teuchert missed the tip of his nose and did not bring his hand down. I observed a total of 7 clues. Evaluation criteria for this task is 9 or more clues.

The third task I conducted was the Palm Pat task. Reading from an SFST card, I explained and Officer Hart demonstrated the task instructions for the palm pat task to Teuchert. Officer Hart instructed Teuchert saying "Place both hands palm to palm with one hand up and one hand down, like this." Teuchert was unable to follow instructions, did not increase speed, rotated his hands, chopped pat, and rolled hands. I observed a total of 5 clues. Evaluation for this task is 2 or more clues.

The fourth task I conducted was the Hand Coordination task. Reading from an SFST card, I explained and Officer Hart demonstrated the task instructions for the hand coordination task to Teuchert. I asked him if he understood he replied "Yes". Teuchert had one improper touch during task one. I observed a total of 1 clue. Evaluation for this task is 3 or more clues.

Phase 4: Arrest of the Operator

Once completing the SFSTs and recording the results performed by Teuchert, I asked him to stand up, and I placed him under arrest. Based on my observations, Teuchert's normal faculties were impaired. Teuchert was taken into custody at 1933 hours. Teuchert was brought to the Silver Palms boat ramp. Teuchert was read implied consent and refused to submit a sample of his breath. There he was turned over to Boca Police Department for transport to jail.

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Report Date / Time	Report Number	Case Number/Cad Number	Reporting Officer Name
4/28/2019 08:27 PM	C-5001AA	FWSA19OFF004829 /FWLR19 CAD008061	NALL, COREY

Originating Agency ORI	Occur Date Time Range	Jurisdiction	Clearance
FL0488000	04/28/2019 19:13:18 -		

Court

Court County	Court Location
PALM BEACH	205 NORTH DIXIE HIGHWAY WEST PALM BEACH, FLORIDA 33401

Court	Court Phone	Court Appereance Date / Time	Court Fine
PALM BEACH COUNTY COURT	(561) 355-2996	05/29/2019 1:30 PM	

Comments

Officer Name	Officer Rank	Involvement On Report	ID #	Org/Unit	Officer Agency
STANTON, TARYN	OFFICER	ASSISTING	WP173	FWSB\SO REGION B\DADE	FLORIDA FISH AND WILDLIFE CONSERVATION COMMISSION

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	Office Rank	Officer ID No
NALL, COREY	OFFICER	WP165

Officer Agency

FLORIDA FISH AND WILDLIFE CONSERVATION COMMISSION

Officer Signature

Sworn and subscribed before me, the undersigned authority

This the 28 day of Apr, 2019

DEPUTY OF THE COURT, NOTARY OR LAW ENFORCEMENT

E McDonald M947

Transport: Ofc. Bohan

Bohan 810

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FLORIDA FISH AND WILDLIFE CONSERVATION COMMISSION
DIVISION OF LAW ENFORCEMENT

FLORIDA BUI/DUI
IMPLIED CONSENT WARNING

DEFENDANT'S NAME: Matthew A Teuchert CASE NO.: FWSA19OFF4829

READ ONLY THE PARAGRAPH APPLICABLE TO THE TYPE OF TEST YOU ARE REQUESTING

You are under arrest for operating a vessel or vehicle while under the influence of alcoholic beverages or chemical or controlled substance.

☐ I am now requesting that you submit to a lawful test of your **BREATH** for the purpose of determining its alcohol content. Will you submit to a **BREATH** test?

☐ 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. Will you submit to a **URINE** test?

☐ I am now requesting that you submit to a lawful test of your **BLOOD** for the purpose of determining its alcohol content and the presence of chemical or controlled substances. Will you submit to a **BLOOD** test?

IF THE SUBJECT REFUSES TO SUBMIT TO TESTING, READ ONE OF THE FOLLOWING:

I am Corey Nall (Officer's Name) of the FWC (Agency)

☒ **VESSEL**

If you fail to submit to the test I have requested of you, it will result in a civil penalty of $500.00. Additionally, if you refuse to submit to the test I have requested of you and have previously been fined for 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.

Will you submit to the test? ☐ YES ☒ NO

☐ **VEHICLE**

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 privileges have been previously suspended for 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.

Will you submit to the test? ☐ YES ☐ NO

4-28-19	7:33 PM	In Custody
DATE	TIME	DEFENDANT'S SIGNATURE
Corey Nall	Corey Nall P165	
OFFICER'S NAME (PRINTED)	OFFICER'S SIGNATURE	

FWCDLE 108D (09/05)

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STATE OF FLORIDA
FLORIDA FISH AND WILDLIFE CONSERVATION COMMISSION
DIVISION OF LAW ENFORCEMENT

REFUSAL TO SUBMIT TO BREATH, URINE OR BLOOD TESTING

In the County Court of the 15th Judicial Circuit in and for Palm Beach County, Florida

STATE OF FLORIDA
(PLAINTIFF)

V.

Matthew A Teuchert
DEFENDANT

Uniform Boating Citation No. _____

AFFIDAVIT

I, Corey Nall, a law enforcement officer, who having been duly sworn, certify and state the following:

1. That on Sunday (Day of Week), 4-28 (Date (Month & Day)), 2019 (Year) at 7:33 (Time) ☐ AM ☒ PM probable cause existed to arrest the above named Defendant for a violation of section 327.35, Florida Statutes, as set forth in the attached narrative which is incorporated by references as if set forth fully herein.
2. That on that date and that time:
   ☐ The Defendant was under lawful arrest for an offense committed while the Defendant was operating a vessel while under the influence of alcoholic beverages, chemical substances, or controlled substances, and the Defendant was requested to submit to a ☐ breath test, ☐ urine test, or ☐ both a breath and a urine test; or
   ☐ The Defendant had appeared for treatment at a hospital, clinic, or other medical facility, the administration of a breath or urine test was impractical or impossible, and the Defendant was requested to submit to a blood test.
3. The Defendant was advised of both the penalties for a failure to submit to the blood, breath or urine test and the procedure for requesting a hearing.
4. The Defendant refused to submit to the ☐ blood, ☒ breath, or ☐ urine test(s).

FURTHER AFFIANT SAYETH NOT.

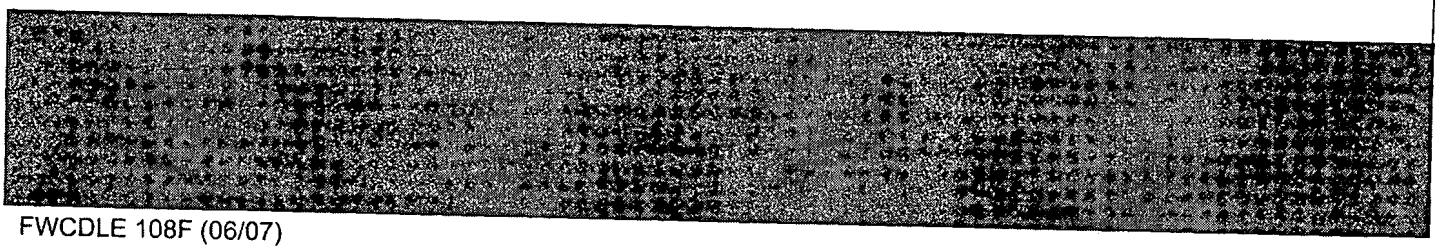
Corey Nall — Officer's Signature
P165 — ID No
FWC — Law Enforcement Agency
8535 Northlake Blvd — Mailing Address
West Palm Beach FL 33412 — City, State, Zip Code

SWORN TO AND SUBSCRIBED BEFORE ME THIS 28 DAY OF Apr., 2019

L McDonald — Notary Public or Attesting Officer
M947

☒ Personally known to me
☐ Produced _____ as Identification

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Incident Summary Report

FLORIDA FISH AND WILDLIFE CONSERVATION COMMISSION
3440 SE 19TH STREET
HOLLYWOOD, FL. 33316

Report Date / Time	Report Number	Report Case/Cad Number	Reporting Officer Rank / ID	Reporting Officer Name
4/28/2019 8:27:35 PM	ISR057687 (01)	FWSA19OFF004829 /F WLR19CAD008061	OFFICER / WP165	NALL, COREY

Originating Agency ORI	Reported to Agency Date	Occur Date Range	Jurisdiction	Status: Clearance:
FL0508000		04/28/2019 19:13:18 -	State Waters	

Offense Description
S1B BUI - BOAT

LOCATION(S)

County	Location Type	Location Description
PALM BEACH	INCIDENT LOCATION	LAKE BOCA RATON

Street Number	Street	Apt/Lot/Bldg	City	State	Zip Code	Phone Number	Ext.
	LAKE BOCA	FWC	BOCA RATON	FL	33432		

Person: DEFENDANT

First Name	Middle Name	Last Name	Suffix	Race	Sex	Height	Weight	Hair	Eyes
MATTHEW	ALEXANDER	TEUCHERT		WHITE	MALE	506			

MNI #	SSN	Date of Birth	Age	Place of Birth	Drivers License or other ID	State	ID Type
		04/19/1991	28	, US, UNITED STATES	T263541911390	FL	E

Addresses
- / 1560 NE 47 CT, BOCA RATON, FL 33064 / 954-821-6920

Charge: STATE STATUTE

Counts	Charge	Arrest Offense Code Description
1	327.35215(1)	INFRACTION

Charge Degree	Charge Level	General Offense Code
N/A	INFRACTION COURT NOT REQUIRED	

Charge Description
REFUSAL TO SUBMIT TO BLOOD/BREATH/URINE TO PURSUANT TO FS327.352

UCR Code / UCR Description

Charge: STATE STATUTE

Counts	Charge	Arrest Offense Code Description
1	327.35(1)(a)	DUI-UNLAW BLD ALCH

Charge Degree	Charge Level	General Offense Code
FIRST DEGREE	MISDEMEANOR	

Charge Description
OPERATING A VESSEL WHILE NORMAL FACULTIES IMPAIRED

UCR Code / UCR Description

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SHARON R. BOCK, CLERK
PALM BEACH COUNTY
2019 MAY -3 PM 2:59

Report Date / Time	Report Number	Report Case/Cad Number	Reporting Officer Rank / ID	Reporting Officer Name
4/28/2019 8:27:35 PM	ISR057687 (01)	FWSA19OFF004829 /FWLR19CAD008061	OFFICER / WP165	NALL, COREY

Originating Agency ORI	Reported to Agency Date	Occur Date Range	Jurisdiction	Status:
FL0508000		04/28/2019 19:13:18 -	State Waters	Clearance:

Offense Description
S1B BUI - BOAT

Vessel: SUBJECT VESSEL

Year	Make	Type	Color	Hull Material
1991	PRO LINE	OPEN MOTORBOAT	OFFWHITE	FIBERGLASS

Vessel Name	State	Registration Number	Tag Expiration	Vessel HIN	Vessel Doc Number
	FL	FL9542HE	03/07/2019	PLCSE073B191	

Owner Type	Vessel Value ($)	Length	Fuel Type	Propulsion	Number of Engines / Type	Total HP
NOT APPLICABLE		20	GAS	Propeller	1 /	

Vessel Owner	Vessel Released To Person	Vessel Released By Officer

Narrative: INITIAL

Narrative Date/Time	Narrative Synopsis
4/29/2019 2:03:12 AM	

Reporting Officer	Officer Rank	Officer ID No	Officer Org/Unit
NALL, COREY	OFFICER	WP165	FWSA\SO REGION A\BROWARD

Officer Signature	Officer Agency
Corey Nall	FLORIDA FISH AND WILDLIFE CONSERVATION COMMISSION

Who: Matthew A Teuchert (DOB: 4/19/1991)
What: BUI
Where: Lake Boca West Side
When: On 4/28/19 at approximately 1913 hours

Phase One: Vessel in Motion

On 4/28/19 at approximately 1913 hours, I, Florida Fish and Wildlife Conservation Commission (FWC) Officer Corey Nall was on water patrol in a marked FWC vessel with FWC Officers Steven Hart and Taryn Stanton in Lake Boca (Palm Beach County). While on patrol, Matthew A. Teuchert (DOB: 4/19/1991) yelled at our patrol vessel, "Get the fuck out of here! We aint even fishing." Teuchert was aboard vessel FL9542HE. Approximately 5 minutes later, Teuchert was observed operating the vessel northbound through Lake Boca. Teuchert was later identified by his name, date of birth and Driver's License Photo (T263541911390).

Phase Two: Personal Contact with the Operator

Upon conducting a vessel stop on Florida vessel FL9542HE, I and Officer Stanton conducted a vessel safety inspection. I asked Teuchert to provide me with the vessel registration since he was the one

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operating the vessel. Teuchert advised me that it was not his boat. I advised him that since he was the operator of the vessel, he would need to retrieve the registration for me and not the owner. Teuchert was told by the owner of the vessel, where the registration was located. Teuchert handed me a stack of paperwork for the vessel, which included a bill of sale in it. I asked Teuchert what exactly he had handed me. Teuchert stated he did not know and leaned over towards my vessel to look at the paperwork he had just looked at and handed me. It was at this time that I smelled the strong odor of an alcoholic beverage coming from Teuchert. During the safety inspection Teuchert was able to locate all safety equipment after time and fumbling with the equipment. Teuchert dropped and fumbled with the horn located on the vessel during the inspection. Teuchert also tried to hand Officer Stanton a horn that was not assembled during the inspection. It was at this time, that I smelled the strong odor of an alcoholic beverage again. I asked Teuchert how much he had to drink during the day. He responded that he had been drinking beer moderately throughout the day. I then asked again, "How much did you have to drink today?" He stated between six and eight over a 12 hour day. I then asked what time he had been out since. He stated, "Since like 12:30" that afternoon. The current time was approximately 1915 hours.

Phase Three: Pre-Arrest Screening (Seated Field Sobriety Tasks, SFSTs)

The seated field sobriety tasks performed were validated by Southern California Research Institute (SCRI) in conjunction with the United States Coast Guard (USCG) and the National Association of State Boating Law Administrator (NASBLA). All tasks performed were done from a seated position and consisted of the horizontal gaze nystagmus (HGN), finger to nose, palm pat, and hand coordination. All of the instructions for the SFSTs performed by Teuchert were read verbatim from the Seated Battery of SFSTs card.

After finishing the safety inspection, I asked Teuchert to board my vessel to take part in seated battery Standardized Field Sobriety Tasks (SFSTs) to which he consented. Before boarding my patrol vessel, Teuchert removed his hat and hung it on a half filled beer bottle sitting on the center console. Teuchert failed to notice that in the process of hanging his hat on the beer bottle, he knocked down the bottle which then spilled beer all into his hat. I escorted Teuchert to have a seat at the front of my vessel. Reading from a seated battery of Standardized Field Sobriety Task (SFST) Card, I read the general instructions and pre-task questions to Teuchert. There was no ambient noise, the water was fairly calm.

From this proximity to Teuchert, the strong odor of alcohol was even more apparent. Reading from the SFSTs card, I asked Teuchert the following pre-task questions. Do you have any physical defects or disabilities, do you have any defects with your eyes, are you sick or injured, are you under the care of a doctor or dentist and are you taking any medication or drugs? All to which Teuchert replied “no”.

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The first task I conducted was Horizontal Gaze Nystagmus (HGN). Prior to conducting (HGN), I used a small flashlight as my stimulus and asked Teuchert to touch the light of the flashlight which he did. I asked Teuchert to follow my pen with his eyes only. I observed equal tracking and equal pupil size. I did not observe resting nystagmus. During the performance stage, I observed a lack of smooth pursuit in both eyes and distinct and sustained nystagmus at max deviation in both eyes, for a minimum of 4 seconds. I observed sustained nystagmus prior to 45 degrees in both eyes, for a minimum of 4 seconds. I observed 6 total clues for HGN. Criteria for the minimum of this task is 4 or more clues, to prove an indication of impairment.

The second task I conducted was the Finger to Nose task. Reading from an SFST card, I explained and Officer Hart demonstrated the task instructions for the finger to nose task to Teuchert. During the instruction phase Teuchert was asked to remain in the position of making a fist with both hands with index finger extended while palms faced forward. Officer Hart demonstrated this to Teuchert and I asked him if he understood. He replied "Yes". During the task Teuchert opened his eyes and tilted his head forward. On the first left finger to nose Teuchert did not use his fingertip. On the first right finger to nose he missed the tip of his nose. On the second left finger to nose Teuchert missed the tip of his nose. On the second right finger to nose Teuchert missed the tip of his nose. On the third left finger to nose Teuchert missed the tip of his nose and did not bring his hand down. I observed a total of 7 clues. Evaluation criteria for this task is 9 or more clues.

The third task I conducted was the Palm Pat task. Reading from an SFST card, I explained and Officer Hart demonstrated the task instructions for the palm pat task to Teuchert. Officer Hart instructed Teuchert saying "Place both hands palm to palm with one hand up and one hand down, like this." Teuchert was unable to follow instructions, did not increase speed, rotated his hands, chopped pat, and rolled hands. I observed a total of 5 clues. Evaluation for this task is 2 or more clues.

The fourth task I conducted was the Hand Coordination task. Reading from an SFST card, I explained and Officer Hart demonstrated the task instructions for the hand coordination task to Teuchert. I asked him if he understood he replied "Yes". Teuchert had one improper touch during task one. I observed a total of 1 clue. Evaluation for this task is 3 or more clues.

Phase 4: Arrest of the Operator

Once completing the SFSTs and recording the results performed by Teuchert, I asked him to stand up, and I placed him under arrest. Teuchert was placed in double locking handcuffs and told to sit back down on the cooler. Based on my observations, Teuchert's normal faculties were impaired. Teuchert was taken into custody at 1933 hours. Teuchert was brought to the Silver Palms boat ramp. Teuchert was read implied consent and refused to submit a sample of

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Report Date / Time	Report Number	Report Case/Cad Number	Reporting Officer Rank / ID	Reporting Officer Name
4/28/2019 8:27:35 PM	ISR057687 (01)	FWSA19OFF004829 /FWLR19CAD008061	OFFICER / WP165	NALL, COREY

Originating Agency ORI	Reported to Agency Date	Occur Date Range	Jurisdiction	Status:
FL0508000		04/28/2019 19:13:18 -	State Waters	Clearance:

Offense Description
S1B BUI - BOAT

his breath. There he was turned over to Boca Police Department for transport to jail.

---BODY CAM FOOTAGE WAS USED DURING THIS INCIDENT---

Sup #	Officer Name	Officer Rank	Involvement On Report	Reporting Role	ID #	Org/Unit	Officer Agency
01	HART, STEVEN	OFFICER	ASSISTING OFFICER		WP157	FWSA\SO REGION A\BROWARD	FLORIDA FISH AND WILDLIFE CONSERVATION COMMISSION
01	NALL, COREY	OFFICER		REPORTING OFFICER	WP165	FWSA\SO REGION A\BROWARD	FLORIDA FISH AND WILDLIFE CONSERVATION COMMISSION
01	STANTON, TARYN	OFFICER	ASSISTING OFFICER		WP173	FWSB\SO REGION B\DADE	FLORIDA FISH AND WILDLIFE CONSERVATION COMMISSION

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 narratives associated with this report:

Officer: Reporting Officer (Supplement01)

Officer Name	Office Rank	Officer ID No
NALL, COREY	OFFICER	WP165

Officer Agency
FLORIDA FISH AND WILDLIFE CONSERVATION COMMISSION

Officer Signature: Corey Nall

Sworn and subscribed before me, the undersigned authority
This the 2 day of May, 2019
DEPUTY OF THE COURT, NOTARY OR LAW ENFORCEMENT OFFICER

L. McDonald 11947

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Field Sobriety Task Performance Report

Subject Name Matthew Texter Start time 1925

PRE-TASK QUESTIONS (select)

	Y	N	Notes:
Do you have any physical defects or disabilities?	☐	☑	
Do you have any defects with your eyes?	☐	☑	
Are you sick or injured?	☐	☑	
Are you under the care of a doctor or dentist?	☐	☑	
Are you taking any medication or drugs?	☐	☑	

GENERAL INSTRUCTIONS:

Please sit straight at the front edge of your seat. Put your arms down at your sides. Place your feet shoulder-width apart so you are comfortable and stable. Are you stable? *(Response)* **Do not move your feet until the tasks are over. Stay in this position and do not do anything else until I tell you to do so. Do you understand?** *(Response)*

HORIZONTAL GAZE NYSTAGMUS

Have the subject remove their eyeglasses, if worn.

Are you wearing contact lenses? ☐ *Yes* ☑ *No*

I am going to check your eyes. Hold your head still and follow the stimulus with your eyes only. Do you understand? *(Response)*

Elevate the stimulus about 12-15" from the subject's nose. Check for equal pupil size, resting nystagmus and equal tracking.

Lack of smooth pursuit	☑	☑
Distinct & sustained nystagmus at max. deviation	☑	☑
Onset of nystagmus prior to 45-degrees	☑	☑

6

Vertical nystagmus: **Yes** ☐ **No** ☐

FINGER TO NOSE

- **Make a fist with both hands, extend your index fingers and turn your palms forward. Remain in this position while I explain the task.** *(Demonstrate)* **Do you understand?** *(Response)*
- **When I say begin, tilt your head back to about a 45° angle and close your eyes.** *(Demonstrate)*
- **When I tell you to, touch the tip of your nose with the tip of your index finger and immediately return it to your side.** *(Demonstrate and explain the fingertip, pad and side of fingers and demonstrate touching tip of the nose)*
- **When I say right, you must touch your right index finger to your nose; when I say left, you must touch your left index finger to your nose. Do you understand?** *(Response)*
- **Begin.** *(After head tilt...)* **Left...Right...Left...Right...Right...Left** *(After performance...)* **Open your eyes and straighten your head.**

Unable to follow instructions	☐	Did not close eyes	☐	Wrong hand	☐	☐	☐	☐	☐	☐	☐	☐	Wrong hand
		Did not tilt head	☐										
Started at wrong time	☐	Opened eyes during task	☑	Hesitated	☐	☐	☐	☐	☐	☐	☑		Hesitated
		Moved head during task (1"+)	☑	Not fingertip	☑	☐	☐	☐	☐	☐	☐		Not fingertip
						☑	☑	☑	☐	☐	☐		
				Did not bring down	☐	☐	☐	☐	☐	☐	☐		Did not bring down

7

PALM PAT

- **Place your hands palm to palm with one hand up and one hand down, like this.** *(Demonstrate)* **Remain in this position while I explain the task. Do you understand?** *(Response)*
- **When I tell you to begin, turn the top hand over and count out loud "one," then turn the hand back over and count out loud "two," counting only when the hands make contact, like this.** *(Demonstrate at least two sets)*
- **Repeat this, speed up as you go, and do not stop until told. Make sure to keep your hands and fingers parallel during each pat, like this.** *(Demonstrate)*
- **Do you understand?** *(Response)* **Begin.** *(If necessary, tell to speed up)*

Unable to follow instructions	☑
Started at wrong time	☐
Did not count as instructed	☐
Rolled hands	☑
Double pat	☐
Chopped pat	☑
Other improper pat (document)	☐
Did not increase speed	☑
Rotated hands	☑
Stopped before told	☐

5

HAND COORDINATION

- **Make fists with both hands, place your left fist at the center of your chest and your right fist against your left fist, like this.** *(Demonstrate)*
- **Remain in this position while I explain the tasks. Do you understand?** *(Response)*
- **When I say begin, you must perform four tasks.**
- **The first task is to count out loud from one to four while you move your fists in a step-like fashion, making contact between your fists at each step.** *(Demonstrate while counting out loud 1, 2, 3, 4)*
- **The second task is to memorize the position of your fists after you have counted to four, clap your hands three times and return your fists to the memorized position.** *(Demonstrate)*
- **The third task is to move your fists in a step-like fashion in reverse order; counting out loud from five to eight and returning your left fist to your chest.** *(Demonstrate while counting out loud 5, 6, 7, 8)*
- **The fourth task is to open your hands with palms down and place them in your lap.** *(Demonstrate)*
- **Do you understand?** *(Response)* **Begin.**

Unable to follow instructions	☐
Started at wrong time	☐
Improper count	☐
Improper touch	☑
Did not perform	☐
Improper count	☐
Improper touch	☐
Improper return	☐
Did not perform	☐
Improper count	☐
Improper touch	☐
Did not return left fist to chest	☐
Did not perform	☐
Improper position	☐
Did not perform	☐

1

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FLORIDA FISH AND WILDLIFE CONSERVATION COMMISSION
DIVISION OF LAW ENFORCEMENT

FLORIDA BUI/DUI
IMPLIED CONSENT WARNING

DEFENDANT'S NAME TEUCHERT, MATTHEW ALEXANDER CASE NO: FWSA19OFF004829

READ ONLY THE PARAGRAPH APPLICABLE TO THE TYPE OF TEST YOU ARE REQUESTING

You are under arrest for operating a vessel or vehicle while under the influence of alcoholic beverages or chemical or contraolled substances.

☒ I am now requesting that you submit to a lawful test of your **BREATH** for the purpose of determining its alcohol content. Will you submit to a **BREATH** test?

☐ 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. Will you submit to a **URINE** test?

☐ I am now requesting that you submit to a lawful test of your **BLOOD** for the purpose of determining its alcohol content and the presence of chemical or controlled substances. Will you submit to a **BLOOD** test?

IF THE SUBJECT REFUSES TO SUBMIT TO TESTING, READ ONE OF THE FOLLOWING:

I am NALL, COREY (OFFICER'S NAME) of the Florida Fish and Wildlife Conservation Commission

☒ **VESSEL**

If you fail to submit to the test I have requested of you, it will result in a civil penalty of $500.00. Additionaly , if you refuse to submit to the test I have requested of you and have previously been fined for 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.

Will you submit to the test? ☐ YES ☒ NO

☐ **VEHICLE**

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 privileges have been previously suspended for 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

Will you submit to the test? ☐ YES ☐ NO

4/28/19 (DATE) 1933 (TIME) In Custody (DEFENDANT'S SIGNATURE)

Corey Nall (OFFICER'S NAME (PRINTED)) Corey Nall P/65 (OFFICER'S SIGNATURE)

FWCDLE 108D (09/05)

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STATE OF FLORIDA
FLORIDA FISH AND WILDLIFE CONSERVATION COMMISSION
DIVISION OF LAW ENFORCEMENT

REFUSAL TO SUBMIT TO BREATH, URINE OR BLOOD TESTING

In the County Court of the 15th Judicial Circuit in and for Palm Beach County, Florida

STATE OF FLORIDA
(PLAINTIFF)

V.

Matthew A Teuchert
DEFENDANT

Uniform Boating Citation No.
VC605002

AFFIDAVIT

I, Corey Noll, a law enforcement officer, who having been duly sworn, certify and state the following:

1. That on Sunday (Day of Week), 4-28 (Date Month & Day), 2019 (Year) at 7:33 (Time) ☐ AM ☒ PM probable cause existed to arrest the above named Defendant for a violation of section 327.35, Florida Statutes, as set forth in the attached narrative which is incorporated by references as if set forth fully herein.
2. That on that date and that time:
   ☒ The Defendant was under lawful arrest for an offense committed while the Defendant was operating a vessel while under the influence of alcoholic beverages, chemical substances, or controlled substances, and the Defendant was requested to submit to a ☒ breath test, ☐ urine test, or ☐ both a breath and a urine test; or
   ☐ The Defendant had appeared for treatment at a hospital, clinic, or other medical facility, the administration of a breath or urine test was impractical or impossible, and the Defendant was requested to submit to a blood test.
3. The Defendant was advised of both the penalties for a failure to submit to the blood, breath or urine test and the procedure for requesting a hearing.
4. The Defendant refused to submit to the ☐ blood, ☒ breath, or ☐ urine test(s).

FURTHER AFFIANT SAYETH NOT.

Corey Noll — Officer's Signature
P165 — ID No
FWC — Law Enforcement Agency
8535 Northlake Blvd — Mailing Address
West Palm Beach FL 33142 33412 — City / State / Zip Code

SWORN TO AND SUBSCRIBED BEFORE ME THIS 28 DAY OF Apr. 1, 2019

L McDonald — Notary Public or Attesting Officer M947

☒ Personally known to me
☐ Produced _____ as Identification

[redacted]

FWCDLE 108F (06/07)

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