

ARREST REPORT

Report Date / Time 02/18/2017 12:36 AM	Agency Case/Offense Number FHPL17OFF012821	OCA Number	Organizing Agency Case Number	OBTS Number	Offender Based Transaction System	Jail Booking Number	Other Number LWRC17CAD028335
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LOCATION OF OCCURRENCE

County PALM BEACH	Address NB INTERSTATE 95 / EXT TO SR 706 , PALM BEACH GARDENS, FL 33418
Range of Occurrence Date/Time 02/18/2017 12:17 AM to 02/18/2017 03:05 AM	Latitude N 26 52.9836

Longitude
W 80 7.6902

PERSON: SUSPECT

First Name MATTHEW	Middle Name JASON	Last Name WOHLLEB	Suffix	Date of Birth 08/04/1983	Age 33	Race W	Sex M	Height 507	Weight 210	Hair BRO	Eyes GRN
Master Name Index Number	Place of Birth NEW YORK	Nation USA	SSN		Driver's License or Other ID W410550832840	State FL	Class or Type E				
Address 5049 ASHLEY LAKE DR 1122	City BOYNTON BEACH	County PALM BEACH	State FL	Zip Code 33437	Phone						

CHARGES

Counts 1	Charge Number 316.193.1	Charge DUI-UNLAW BLD ALCH	OK
Charge Degree	Charge Level MISDEMEANOR	General Offense Code NOT APPLICABLE	<input type="checkbox"/> Hate Crime <input type="checkbox"/> Domestic Violence \$0.00
DUI ALCOHOL OR DRUGS			

PROBABLE CAUSE

On the above date and time I was in service in Palm Beach County, FL. I was traveling northbound on Interstate 95 (State Road 9) south of 45th St. when I was dispatched to a call located on the northbound Interstate 95 (State Road 9) exit ramp to Indiantown Rd. (State Road 706). The call involved a vehicle that was described to be all over the roadway unable to maintain a single lane. An off duty police officer was the caller and witness to the reckless vehicle (See Witness Statement). When I arrived on scene I observed a marked patrol car and a grey in color vehicle on the right paved emergency shoulder just north of Indiantown Rd (State Road 706). I approached the witness who was identified to be Sgt. Farrell #837 of Palm Beach County School Board and explained to me what she witnessed and observed when she conducted the traffic stop. I then approached the grey in color vehicle on its passenger side and observed a white male in the driver seat who was later identified, through his Florida Drivers License as Matthew Jason Wohlleb 08/04/1983. I advised Mr. Wohlleb who I was and the reason I was on scene. I asked Mr. Wohlleb if there was a reason behind his driving pattern. I then observed Mr. Wohlleb's eyes to be glossy and red in color. Mr. Wohlleb then advised me that he thinks it was because he was on his phone and does not recall not being able to not maintain a single lane. I then asked Mr. Wohlleb where he was coming from and where he was heading to. Mr. Wohlleb then advised me that he was hanging out with some friends at the Twisted Trunk (a Brewing Company in Palm Beach Gardens). Mr. Wohlleb then advised that he was heading home to Boynton Beach. I then asked Mr. Wohlleb if he knew where he was now and he responded that he was in Boynton Beach. I then acknowledged Mr. Wohlleb that he was traveling northbound and is currently in Jupiter, FL. Mr. Wohlleb then stated that he was an uber driver and was going to pick up some drivers. I questioned Mr. Wohlleb on why he would be going to pick up drivers, he then stated that they all needed a ride. I then requested Mr. Wohlleb to remove the keys from the ignition and to please step out of the vehicle. When I met with Mr. Wohlleb outside of the vehicle I advised him the reasoning of why I requested him to step out. Mr. Wohlleb then advised me that he understood. It was then when I could smell the odor commonly associated with the smell of an unknown alcoholic beverage emitting from his breath as he spoke. I then asked Mr. Wohlleb what he had to drink prior to driving. Mr. Wohlleb then advised me that he had a couple of beers. I then asked Mr. Wohlleb when his last beer was consumed, he then advised me that he last had a drink two hours ago. I then advised Mr. Wohlleb that I would now, with his consent, be requesting him to perform a series of roadside exercises. Mr. Wohlleb then advised me that he is normally wobbly on days other than now that he's been drinking. Mr. Wohlleb then agreed and consented to perform the exercises that I have requested of him to perform. (See Roadside Tasks Sheet).

The area for the following roadside exercises was level and free of debris. Subject agreed to use a straight solid white line on the roadway to perform the Walk and Turn.

Horizontal Gaze Nystagmus:

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

Walk and Turn Exercise:

Interaction Phase:

- Subject advised he did not feel comfortable doing walk and turn.

One Leg Stand Exercise:

Interaction Phase:

- This exercise was demonstrated to the subject. Subject advised that he will be able to perform the exercise. Subject advised he understood instructions and did not have any questions. Subject did not perform exercise as instructed. Subject continued to touch the floor and lose balance during exercise.

Finger to Nose:

- This exercise was demonstrated to the Subject. Subject advised that he will be able to perform the exercise. Subject did not bring finger down immediately as instructed. Subject touched lip instead of nose several times.

Romberg Balance:

- This exercise was demonstrated to the Subject. Subject advised that he will be able to perform the exercise. Subject swayed throughout exercise. Subject exceeded 30 secs.

Based on the totality of circumstances, Mr. Wohlleb was placed under arrest for DUI pursuant to Florida Statute 316.193.1 at 12:41 AM. Mr. Wohlleb then

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FEB 18 AM 2:31

searched and placed in my patrol vehicle and transported to the Palm Beach County Jail in which he arrived at 01:09 AM. After the defendant's 20 min. observation, the defendant was then given the opportunity to provide a sample of his breath in which he consented to provide. The defendant provided his first breath sample at 01:30 AM in which resulted to be a .130. The defendants second breath sample was then provided at 01:34 AM and resulted to be a .127.

Video of the BAT room facility can be obtained through the Palm Beach County Sheriffs Office Central Records Department.

LEO BOND

Bond Amount \$	None	<input type="checkbox"/> ROR	<input type="checkbox"/> Cash	<input type="checkbox"/> Any	<input type="checkbox"/> PreTrial If Qualify
		<input type="checkbox"/> Pro			<input type="checkbox"/>

COURT APPEARANCE INFORMATION

Court (COUNTY) PALM BEACH SOUTH COUNTY COURTHOUSE	Court Phone 561-274-1530	Court Date & Time 03/14/2017 08:30 AM
Court Address 200 WEST ATLANTIC AVE., DELRAY BEACH, FL 33444		
Instructions		

ARREST INFORMATION

Arrest Date / Time 02/18/2017 12:41 AM	Residency Within state	Injured None	Extent of Injury N/A	Resist Arrest No
Prior Arrests No	Arrest Jurisdiction Within jurisdiction		Alcohol Yes	Drugs No

ARREST LOCATION

County PALM BEACH	Address NB INTERSTATE 95 EXT TO SR706, JUPITER, FL 33458
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ARREST DELIVERED TO

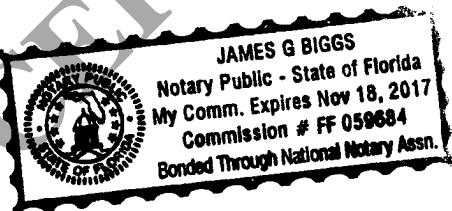
Jail / Booking Facility PALM BEACH COUNTY CORRECTIONS	Location 3228 GUN CLUB ROAD, WEST PALM BEACH, FLORIDA 33406	Phone (561) 688-4400
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ARRESTING OFFICER

Officer Call Number 1498	Officer Name SAYIH R. A.	Officer Signature AF822
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Subscribed and sworn to (or affirmed) before me this _____ day of _____ A.D., _____ by _____ who is _____ personally known to me or
has produced _____ as identification.

Signature _____ Notary Public _____ LEO _____ CO Commission No: _____ My Commission Expires: _____



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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 TPR. R. A. SAYIH #3822 of the FHP.

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) READ ON CAMERA

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.

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SUSPECT'S SIGNATURE: (X) READ ON CAMERA

TESTING FACILITY TASK REPORT

AGENCY: FHP-SAYIH

CASE NUMBER: 17-041250

VIDEO DVD NUMBER: 62153

BEGINNING TIME: 0130

ENDING TIME: 0144

BREATH TESTS RESULTS: 1) .130 TIME 0134 A.M. P.M. 2) .127 TIME 0137 A.M. P.M.
3) XX TIME XX A.M. P.M. 4) XX TIME XX A.M. P.M.

BREATH OPERATOR: J Biggs# 7607

MAINTENANCE TECHNICIAN: D/S J Karklecke #6467

TESTING OFFICER'S OBSERVATIONS

SPEECH: SLURRED

ATTITUDE: COOPERATIVE

CLOTHING: TEAL SHIRT, KAHKI SHORTS

MEDICAL CONDITIONS: NONE

MEDICATIONS: NONE

OTHER:

EYES GLASSY

STRONG ODOR OF AN UNKNOWN ALCOHOLIC BEVERAGE ON SUBJECT
UNSTEADY ON FEET

COMMENTS:

ARRESTING OFFICER CONDUCTED THE 20 MINUTE OBSERVATION BEGINNING AT 0109
SUBJECT ADVISED HE WOULD SUBMIT TO THE TEST
SUBJECT WAS GIVEN THE INSTRUCTIONS FOR THE TEST
SUBJECT COMPLETED BOTH SAMPLES SUCCESSFULLY
SUBJECT WAS READ MIRANDA WARNINGS
SUBJECT SUBMITTED TO THE QUESTIONS ASKED
RESULTS GIVEN TO SUBJECT

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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? YES

WHERE WERE YOU GOING? HOME / BOYNTON

WHAT STREET OR HIGHWAY WERE YOU ON? 195

DIRECTION OF TRAVEL? S WHERE DID YOU START? TWISTED TRUNK

WHAT TIME DID YOU START? 1:00 A WHAT TIME IS IT NOW?

WHAT IS TODAY'S DATE? 2/18/17 WHAT DAY OF THE WEEK IS IT? SATURDAY

WHAT COUNTY AND CITY ARE YOU IN NOW?

WHEN DID YOU LAST EAT? 10:00 P WHAT DID YOU EAT? PIZZA

WHAT HAVE YOU BEEN DOING FOR THE LAST THREE HOURS? HANGING AT BAR

HOW MUCH DO YOU WEIGH? 200 HAVE YOU BEEN DRINKING? YES WHAT? BEER

HOW MUCH? 3 WHERE? TWISTED TRUNK WITH WHOM? FRINEDS

WHEN DID YOU HAVE YOUR FIRST DRINK? 6:00 P AND YOUR LAST DRINK? 9-10 P

HOW DID YOU CONSUME YOUR LAST TWO DRINKS? DRANK

CAN YOU FEEL THE EFFECTS OF THE ALCOHOL? NO ARE YOU UNDER THE INFLUENCE? YES

HAVE YOU CONSUMED ANY ALCOHOL SINCE THE ACCIDENT? NO HOW MUCH?

WHAT? WHERE? WHEN?

WHAT LINE OF WORK ARE YOU IN? UNIFORM CO. WHEN DID YOU LAST WORK? THURS.

DO YOU HAVE ANY PHYSICAL DEFECTS OR INJURIES? NO WHAT?

ARE YOU SICK OR INJURED? NO WHAT'S WRONG?

DO YOU LIMP? NO DID YOU RECEIVE A BUMP ON THE HEAD RECENTLY? NO

WERE YOU IN AN ACCIDENT TODAY? NO

HAVE YOU TAKEN ANY DRUGS OR SMOKED ANY MARIJUANA TODAY? NO WHEN?

HAVE YOU SEEN A DOCTOR OR DENTIST TODAY? NO WHO? WHY?

ARE YOU TAKING ANY PRESCRIPTION MEDICINES? NO WHAT? WHEN?

DO YOU HAVE: EPILEPSY? NO

GLASS EYE?

FALSE TEETH?

EAR INFECTION?

INNER EAR TROUBLE?

DIABETES?

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DO YOU HAVE ANY PROBLEMS WITH YOUR EYES THAT ARE NOT CORRECTED BY GLASSES? NO

DO YOU TAKE INSULIN? NO IF SO, WHEN WAS YOUR LAST INJECTION?

HAVE YOU EVER HAD A DRIVER'S LICENSE IN ANY OTHER STATE? YES WHERE? NEW YORK

INTERVIEWER: TPR. R. A. SAYH #3822

WHITE - STATE ATTY.

YELLOW - DHSMV

PINK - CENTRAL RECORDS

GOLD - JAIL



Operation of a motor vehicle is subject to any sobriety test required by law.

NOT A CERTIFICATE

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