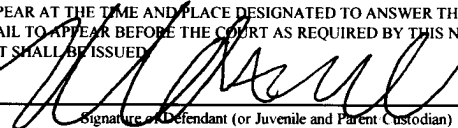


0484833

2674

ARREST / NOTICE TO APPEAR

OBTS Number	Agency ORI Number 050800		Agency Name West Palm Beach Police Department		Agency Report Number (N.T.A.'s only) 9, 4 2017-0001721		1. Arrest 2. N.T.A. 3. Request for Warrant 4. Request for Capias 1		JUVENILE	
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) 3300-BLK AUSTRALIAN AVE		Location of Offense (Business Name, Address) 3300 AUSTRALIAN AVE, WEST PALM BEACH, FL 33409		If Weapon Seized Enter Type		Multiple Clearance Indicator			
Date of Arrest 01/27/2017	Time of Arrest 2:35 PM	Booking Date	Booking Time	Jail Date	Jail Time	Location of Vehicle				
Name (Last, First, Middle) MOHAMMADI, MATTHEW MAJID		Alias:		Alias (Name, DOB, Soc. Sec. #, Etc.)						
Race W - White B - Black O - Oriental/Asian W	Sex M	Date of Birth 11/06/1993	Height 5'09	Weight 230	Eye Color BROWN	Hair Color BROWN	Complexion LIGHT	Build Large		
Scars, Marks, Tattoos, Unique Physical Features (Location, Type, Description)					Marital Status S	Religion	Indication of: Alcohol Influence Drug Influence Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> Unk. <input type="checkbox"/>			
Local Address (Street, Apt. Number) 10437 EMERALD WOODS AVE, ORLANDO, FL 32836					Phone (407) 202-4378		Residence Type: 1. City 2. County 3. Florida 4. Out of State 3			
Permanent Address (Street, Apt. Number) 10437 EMERALD WOODS AVE, ORLANDO, FL 32836					Phone (407) 202-4378		Address Source FL DL			
Business Address (Name, Street) Self					Phone		Occupation Self			
D/L Number, State MS30553934060 / FL		Soc. Sec. Number		INS Number		Place of Birth (City, State) LOUIEVILLE, KY,		Citizenship US		
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 Name (Last, First, Middle) Address (Street, Apt. Number) (City) (State) (Zip)					Residence Phone		Business Phone			
Notified by: (Name)					Date	Time	JUVENILE DISPOSITION 1. Handled/Processed within Department and Released 2. TOT JAC 3. Incarcerated			
Released To: (Name)					Relationship	Date	Time			
The above address was 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's Office (Phone 355-2526) informed of any change of address.					School Attended		Grade			
<input type="checkbox"/> Yes, by: <input type="checkbox"/> No:					Property Crime? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	Description of Property		Value of Property		
Drug Activity S. Sell N. N/A P. Possess T. Traffic R. Snuggle D. Deliver E. Use K. Disperses/ Distribute M. Manufacture/ Produce/ Cultivate Z. Other					Drug Type N. N/A A. Amphetamine B. Barbiturate C. Cocaine E. Heroin H. Hallucinogen M. Marijuana O. Opium/Deriv. P. Paraphernalia/ Equipment S. Synthetic U. Unknown Z. Other					
Charge Description DRIVING WHILE UNDER INFLUENCE					Statute Violation Number 316.193(1)		Violation of ORD #			
Drug Activity	Drug Type	Amount / Unit	Offense #	Counts	Domestic Violence	Warrant / Capias Number		Bond		
N	N	/	2017-0001721	1	<input type="checkbox"/> Y <input checked="" type="checkbox"/> N			OK		
Charge Description					Statute Violation Number		Violation of ORD #			
Drug Activity	Drug Type	Amount / Unit	Offense #	Counts	Domestic Violence	Warrant / Capias Number		Bond		
/	/	/	/	/	<input type="checkbox"/> Y <input type="checkbox"/> N			JAN 27 AM 6:14		
Health / Apparent Physical Condition of Defendant					Any knowledge of the following:		<input type="checkbox"/> Mental <input type="checkbox"/> Escape Risk <input type="checkbox"/> Medication <input type="checkbox"/> Deformities <input type="checkbox"/> Injuries			
Check which applies:					PROPERTY - Received By		Released By		Released To	
<input type="checkbox"/> Released O.R. <input type="checkbox"/> Released to Parent/Guardian <input type="checkbox"/> T.O.T. County Jail <input type="checkbox"/> Posted Bond <input type="checkbox"/> South County Mental Health										
Transported By					Date Transported	Time Transported	Other			
<input checked="" type="checkbox"/> INSTRUCTION NO. 1 - Mandatory appearance in court <input type="checkbox"/> INSTRUCTION NO. 2 - You need not appear in Court but must comply with instructions on Page 2.					Location (Court, Room) Criminal Justice CRIMINAL JUSTICE COMPLEX		Court Date and Time 02/23/2017 08:30:00			
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) 		Date Signed		No Photo Available 2017 JAN 27 AM 3:31	
HOLD for Other Agency					Signature of Arresting Officer Donde		Name Verification (Printed by Arrestee) (PRINT) Matthew Majid		PAGE 1 OF 1	
<input type="checkbox"/> Dangerous <input type="checkbox"/> Suicidal <input type="checkbox"/> Resisted Arrest <input type="checkbox"/> Other					Name of Arresting Officer (Print) DONDE, JAY		I.D. # 01530			
Intake Deputy Wef/009					Pouch #		Transporting Officer Donde		I.D. # 17300000	
							Witness here if subject signed with an "X".			

☐ COURT ☐ STATE ATTORNEY ☐ AGENCY ☐ CENTRAL RECORDS ☐ JAIL ☐ CRIME ANALYSIS ☐ P.I.O. ☐ DEFENDANT

SCANNED

JAN 27 2017

DUI PROBABLE CAUSE AFFIDAVIT

Subject:

Mohammadi, Matthew

Case Number:

17-0001721

Roadside Tasks

Horizontal Gaze Nystagmus

- | | |
|--|---|
| <input checked="" type="checkbox"/> Left Eye Does Not Follow Smoothly | <input checked="" type="checkbox"/> Right Eye Does Not Follow Smoothly |
| <input checked="" type="checkbox"/> Left Eye Jerks at 45 Degree Angle or Less | <input checked="" type="checkbox"/> Right Eye Jerks at 45 Degree Angle or Less |
| <input checked="" type="checkbox"/> Distinct Jerking Left Eye at Maximum Deviation | <input checked="" type="checkbox"/> Distinct Jerking Right Eye at Maximum Deviation |

Brown eyes

Upon starting this task, I showed him how I wanted him to follow the light. The driver did follow the pen. I also had to warn the driver not to move his head. Began to talk to me during task and lost focus. Re attempted onsetl observed the driver swaying during the exercise.

Walk and Turn Task

- Began task WITHOUT instructions took approx 12 steps and then asked should I go back. "I feel that its the right thing to do" "I watched cops" I instructed the driver to stand with his left on the line with his right foot directly in front of the left touching heal to toe with his hands/arms down by his sides. The line was a chalk line. The driver was told to remain in this position until told to begin. I explained and demonstrated the exercise and he said he understood the instructions. He stepped out of position wanted a lot of explanations I explained the road sides through his interruptions Stepped out of position at least two more times before start. Driver removed shoes willing. Instructions re explained told not to practice driver began 1st step post balance foot not on line step 6 was off line and repositioned on line turn was correct 9 steps back.

One Leg Stand

Was explained instructions refused to preform "task is unfair" "I don't like it". Thought the count 1001-1005 and until I tell you stop "would be for ever".

Finger To Nose

- I had the driver stand with his feet together, arms/hands down at his sides and index fingers pointed out. I explained and demonstrated the exercise and he stated he understood the instructions. I asked the driver to tilt his head back and close his eyes. On the first left, he held his finger on the tip after re positioning it to tip. Asked how long should keep finger to nose. Driver mentioned he believed the instruction were to hold his nose "did not know if I wanted him to put hos finger down" reexplained and conducted again the driver brought up his left finger to under his tip of his nose and the motion was similar to a flick of the finger the 1st right was to the nostril area of the nose not the tip and a rib motion. 2nd left tip of nostril 2 right was tip 3rd right left arm moved slightly and a quick motion of right arm and a rub to the bridge of his nose. I observed the driver swaying. "I was shitty" on this.

Romberg Alphabet

I explained the exercise and he stated he understood the instructions. Preformed annunciated each letter with a pause between several.

Breath Results from Instrument

1st Result

refused

2nd Result

3rd Result

If Applicable

State of Florida

County of Palm Beach

The Following Instrument was notarized or sworn before me this

☒ Personally Known

☐ Produced Identification

☐ Notary Public

(DATE)

Notary / Clerk of Courts / Officer (FSS: 117.10)

Signature of Arresting Officer

SCANNED

JAN 27 2017

DUI PROBABLE CAUSE AFFIDAVIT

On the 27th Day of January at 0211 A.M. P.M.
Subject: Mohammadi, Matthew Case Number: 17-0001721
Agency: West Palm Beach Police Department Arresting Officer: Donde 1530

Personal Contact

Driving Pattern

Actual physical control (physical evidence putting the driver behind the wheel)

Subject was driving his car and was stopped by Officer Nichols for speeding 60mph -35mph was a 2014 Merz FI tag Y84BNT.

Observation of Driver

Subject was sitting in car upon arrival had glassy eyes slightly disheveled clothing.

Drivers Statements:

"Yes I was speeding" I feel forced to do this SAID MANY TIMES "I'm not trying to be difficult" During WAT wanted the instructions explained before standing in position At one point during . Believed WAT was ridiculous. During Finger to nose Driver believed he was being "segregated" "that does not make sense"

Odors:

Clear distinct slight odor of unknown alcoholic beverage coming from person in car More during tasks

General Observations

Speech: slightly slurred

Attitude: cooperative though questioned EVERYTHING

Clothing: tan pants button down shirt with print

Medical Problems/Medications: NONE /NONE

Other: Had refused to exit car was asked and explained options

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JAN 27 2017

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

I, Donde 1530, a duly certified Law Enforcement Officer or Correctional Officer, am a member of THE WEST PALM BEACH POLICE DEPARTMENT, and I do swear or affirm that on or about the 27 day of January at 0305 P.M. A.M.

NAME: Mohammadi, Matthew

(Type or Print) LAST FIRST MIDDLE OR MAIDEN
DL#: m530553934060, state of Florida, was placed under lawful arrest for the offense of DUI by Donde 1530 issued Citation a56o1ae.

That on or about the 27th day of January at 0449 P.M. A.M.

In **Palm Beach County** (PLEASE CHECK THE BOX OR BOXES THAT APPLY) I did request said person to submit to a ☒ **breath** ☐ **urine**, or ☐ **blood** test to determine the content of alcohol in his or her blood or breath or the presence chemical or controlled substances therein. I did inform said person that any refusal to submit to such test or tests would result in the suspension of his or her privilege to operate a motor vehicle for a period of one (1) year for a first refusal, or for a period of eighteen (18) months if the driving privilege of such person has been suspended previously for refusing to submit to such test or tests. I did inform said person that he or she commits a misdemeanor, if said person refuses to submit to a lawful test as requested above, and his or her driving privilege has been previously suspended for a prior refusal to submit to a lawful test of his or her breath, urine, or blood. If driver holds a CDL or is operating a CMV, I did inform the driver that this refusal will result in the disqualification of the driver's Commercial Driver's License/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 such test.

Said person did at that time and place *refuse* to submit to such test or tests.

[Signature]
Signature of Law Enforcement or Correctional Officer

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

The foregoing instrument was sworn and subscribed before me:

(AFFIX SEAL)

[Signature]
Signature of Attesting Officer

The foregoing instrument was sworn and subscribed before

Title Officer

Me this day of , ,

Date: 01/27/17

by ,

who is personally known to me or who has produced
 as identification.

Notary Public

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. If no DUI arrest is made, attach HSMV 78005 (Notice of Commercial Driver's License/Privilege Disqualification)



West Palm Beach Police Department
Breath Testing Facility Report



Defendant: Mohammadi, Matthew Case #: 17-0001721
Arresting Officer: Donde 1530 Date: 1/27/17

Breath Test Results: refused g/210L 0449 Time g/210L Time
 g/210L Time g/210L Time
Note: Times are in Military Time

Breath Operator: Donde 1530
Maintenance Technician Ofc. R. Secord #1639

Testing Officer Observations:

Speech: Clear
Attitude: cooperative asked many questions
Clothing: Tan pants brown loafer shoes red button down shirt
Medical Conditions: none
Medications: none
Other: na

Arrival Time at Facility/ Time Twenty (20) Minute Observation Started: 0410/0421

Comments:

Implied consent read before request and after due to driver asking "what if" questions
confusion.

SCANNED
JAN 27 2017

SUBJECT: Mohammadi, Matthew

CASE NUMBER: 17-0001721

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 determining its alcohol content.

OR

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

NOTE: READ ONLY IF THE SUBJECT DOES NOT COMPLY WITH YOUR REQUEST.

I am Donde 1530 of the West Palm Beach Police Department. 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.

SUBJECTS SIGNATURE: _____

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 can not 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.

SUBJECTS SIGNATURE: _____

SCANNED
JAN 27 2017

**600 Banyan Blvd
West Palm Beach, Florida 33401
(561)822-1900**

Arresting Officer: _____ **Donde 1530** **Case Number:** 17-0001721
Address: _____
 (West Palm Beach Police Department) 600 Banyan Blvd, West Palm Beach, FL 33401
Phone Number Home: _____ **Cell:** _____ **Work:** (561)822-1900
Can Testify to: _____

Witness Name: Ofc Ryan Secord **Case Number:** 17-0001721

Address: West Palm Beach Police Department - 600 Banyan Blvd, West Palm Beach, FL 33401

Phone Number **Home:** **Cell:** **Work:** 561-822-1869

Can Testify to: Agency Intox Inspector

Witness Name: Officer Nichols **Case Number:** 17-0001721

Address: West Palm Beach Police Department - 600 Banyan Blvd, West Palm Beach, FL 33401

Phone Number **Home:** **Cell:** **Work:** 822-1900

Can Testify to:

Witness Name: _____ **Case Number:** 17-0001721

Address: _____

Phone Number **Home:** _____ **Cell:** _____ **Work:** _____

Can Testify to: _____

Witness Name: _____ **Case Number:** 17-0001721
Address: _____
Phone Number **Home:** _____ **Cell:** _____ **Work:** _____
Can Testify to: _____

Witness Name: _____ **Case Number:** 17-0001721

Address: _____

Phone Number **Home:** _____ **Cell:** _____ **Work:** _____

Can Testify to: _____

Item(s): _____

Date will be furnished: _____

Why not supplied at filing: _____

Note: It is the responsibility of the officer filing the case to insure that the foregoing list is complete and correct

Date:

JAN 27 2017

DEFENDANT: Mohammadi, Matthew

CASE NUMBER: 17-0001721

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 OPERATION A MOTOR VEHICLE AT THE TIME OF THE STOP/ACCIDENT: yes sir

WHERE WERE YOU GOING? to my hotel

WHAT STREET OR HIGHWAY WERE YOU ON? to be honest not form this area

DIRECTION OF TRAVEL? no sir using map WHERE DID YOU START FROM? dropping friends off

WHAT TIME DID YOU START? no sir WHAT TIME IS IT NOW? no comment

WHAT IS TODAY'S DATE? no comment WHAT DAY OF THE WEEK IS IT? not answering question

WHAT COUNTY AND CITY ARE YOU IN NOW? west palm beach dont know county

WHEN DID YOU LAST EAT? no answer WHAT DID YOU EAT? no answer

WHAT HAVE YOU BEEN DOING FOR THE LAST THREE(3) HOURS? no comment officer

HOW MUCH DO YOU WEIGHT? 245 HAVE YOU BEEN DRINKING? no WHAT? nothing officer

HOW MUCH? na WHERE? na WITH WHOM? na

WHEN DID YOU HAVE YOUR FIRST DRINK? na AND YOUR LAST DRINK? na

HOW DID YOU CONSUME YOUR LAST TWO DRINKS? na

CAN YOU FEEL THE EFFECTS OF THE ALCOHOL? have not drank any alcohol officer

ARE YOU UNDER THE INFLUENCE? no comment

HAVE YOU CONSUMED ANY ALCOHOL SINCE THE ACCIDENT? no HOW MUCH? na

WHAT? na WHERE? na WHEN? na

WHAT LINE OF WORK ARE YOU IN? build arcade games

WHEN DID YOU LAST WORK? today

DO YOU HAVE ANY PHYSICAL DEFECTS OR INJURIES? yes WHAT? just being fat

ARE YOU SICK OR INJURED? no WHAT'S WRONG? na

DO YOU LIMP? noa DID YOU RECEIVE A BUMP ON YOUR HEAD RECENTLY? no

WERE YOU IN AN ACCIDENT TODAY? no

HAVE YOU TAKEN ANY DRUGS OR SMOKED ANY MARIJUANA TODAY? no WHEN? na

HAVE YOU SEEN A DOCTOR OR DENTIST TODAY? no WHO? na WHEN? na

ARE YOU TAKING ANY PRESCRIPTION MEDICINES? no WHAT? na WHEN? na

DO YOU HAVE:

EPILEPSY?	<u>no</u>
GLASS EYE?	<u>no</u>
FALSE TEETH?	<u>no</u>
EAR INFECTION?	<u>no</u>
INNER EAR TROUBLE?	<u>had tubes 1yr ago</u>
DIABETES?	<u>no</u>

DO YOU HAVE ANY PROBLEMS WITH YOUR EYES THAT ARE NOT CORRECTABLE BY GLASSES? no

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

HAVE YOU EVER HAD A DRIVER'S LICENSE IN ANY OTHER STATE? no WHERE? na

INTERVIEWER: [Signature]

SCANNED
JAN 27 2017