

0494194

17CT 22507

193

ARREST / NOTICE TO APPEAR  
Juvenile Referral Report

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

OBTS Number	Agency ORI Number <b>FLO 500000</b>		Agency Name <b>PALM BEACH COUNTY SHERIFF'S OFFICE</b>		Agency Report Number (N.T.A.'s only) <b>06-17-164486</b>	
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) <b>LANTANA ROAD WEST OF JOG ROAD</b>			Location of Offense (Business Name, Address) <b>LANTANA ROAD WEST OF JOG ROAD</b>			
Date of Arrest <b>12/17/2017</b>	Time of Arrest <b>0219</b>	Booking Date	Booking Time	Jail Date	Jail Time	Location of Vehicle

Name (Last, First, Middle) <b>TROESSER MICHAEL J</b>		Alias (Name, DOB, Soc. Sec. #, Etc.)				
Race W - White I - American Indian B - Black O - Oriental/Asian	Sex <b>W</b>	Date of Birth <b>9/24/1976</b>	Height <b>5'11</b>	Weight <b>170</b>	Eye Color <b>HAZ</b>	Hair Color <b>BRO</b>
Scars, Marks, Tattoos, Unique Physical Features (Location, Type, Description)		Marital Status <b>Married</b>	Religion <b>CATHOLIC</b>	Indication of: Alcohol Influence <input type="checkbox"/> Y <input type="checkbox"/> N <input type="checkbox"/> Unk. Drug Influence <input type="checkbox"/> Y <input type="checkbox"/> N <input type="checkbox"/> Unk.		
Local Address (Street, Apt. Number) <b>6769 FINAMORE CIRCLE</b>		(City) <b>LAKE WORTH FL</b>	(State) <b>FL</b>	(Zip) <b>33467</b>	Phone <b>(561) 657-1367</b>	Residence Type: 1. City 3. Florida 2. County 4. Out of State <b>2</b>
Permanent Address (Street, Apt. Number)		(City)	(State)	(Zip)	Phone	Address Source <b>FL ID</b>
Business Address (Name, Street)		(City)	(State)	(Zip)	Phone	Occupation <b>UNEMPLOYED</b>
D/L Number, State <b>T-626-550-76-344-1 FL</b>	Soc. Sec. Number	INS Number	Place of Birth (City, State) <b>PEORIA, IL</b>		Citizenship <b>US</b>	

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

<input type="checkbox"/> Parent <input type="checkbox"/> Legal Custodian <input type="checkbox"/> Other:	Residence Phone ( ) ( )				
Address (Street, Apt. Number)	Business Phone ( ) ( )				
Notified by: (Name)	Date	Time	Juvenile Disposition 1. Handled/processed within Dept. and Released.	2. TOT HRS / DYS	3. Incarcerated
Released To: (Name)	Relationship		Date	Time	
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 355-2528) informed of any change of address.			School Attended	Grade	
<input type="checkbox"/> Yes, by: (Name) <input type="checkbox"/> No: (Reason)			Value of Property		
Property Crime? <input type="checkbox"/> Yes <input type="checkbox"/> No	Description of Property		Value of Property		

Drug Activity S. Sell 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	H. Hallucinogen M. Marijuana O. Opium/Deriv.	P. Paraphernalia/ Equipment S. Synthetics	U. Unknown Z. Other
Charge Description <b>DUI</b>	Counts	Domestic Violence <input type="checkbox"/> Y <input type="checkbox"/> N	Statute Violation Number <b>316.193(1)</b>		Violation of ORD #					
Drug Activity	Drug Type	Amount / Unit	Offense #	Warrant / Capias Number	Bond					
/	/	N/A	<b>17-164486</b>							
Charge Description	Counts	Domestic Violence <input type="checkbox"/> Y <input 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 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 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) <b>3228 GUN CLUB RD WEST PALM BEACH FL 33406</b>
Court Date and Time Month <b>JANUARY</b> Day <b>11</b> Year <b>2017</b> Time <b>0830</b> AM <input checked="" type="checkbox"/> PM
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 <b>12/17/2017</b>

HOLD for other Agency Name: <input type="checkbox"/> Dangerous <input type="checkbox"/> Resisted Arrest <input type="checkbox"/> Suicidal <input type="checkbox"/> Other:	Signature of Arresting Officer <b>INV. E. K. WHITE 7209</b> I.D. # <b>7209</b>	Name Verification (Printed by Arrestee) <b>SCANNED</b>
Transporting Officer <b>E. K. WHITE</b> ID # <b>7209</b> Agency <b>PBSO</b>	Witness hereon certified to be true and correct "X" <b>DEC 18 2017</b>	PAGE _____ OF _____

DISTRIBUTION: WHITE - COURT COPY GREEN - STATE ATTORNEY YELLOW - AGENCY PINK - AGENCY GOLD - DEFENDANT (N.T.A.'s ONLY)

# D.U.I. PROBABLE CAUSE AFFIDAVIT

ON THE 17 DAY OF DECEMBER, 20 17, AT 0206  AM  PM

SUBJECT: TROESSER MICHAEL J CASE NUMBER: 17-164486

AGENCY: PALM BEACH COUNTY SHERIFF'S OFFICE ARRESTING OFFICER: INV. E. K. WHITE 7209

## PERSONAL CONTACT

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

On Sunday, December 17, 2016, while conducting speed enforcement on Lantana Road just East of Jog Road, in the City of Lantana, County of Palm Beach, Florida, I stopped a BMW M6 for excessive speed in a posted 45 miles per hour (mph) zone. I was patrolling Eastbound in the inside lane with a patrol speed of 45 miles per hour on Lantana Road. I saw a Westbound vehicle traveling in the middle lane at a high rate of speed. I visually estimated the vehicle speed to be 70 miles per hour, at which time I heard a loud and steady high pitched sound from my radar's Audio Doppler, displaying a speed of 72 miles per hour. As the vehicle passed by me in the opposite direction, the Audio Doppler ceased in sounding and the target speed of 72 miles per hour vanished from the target window. I made a U-turn and began to overtake the vehicle that I observed committing the speeding violation. We reached the intersection of Lantana and Jog where we stopped for the red light. The light cycled green and the vehicle proceeded Westbound through the intersection as I followed. While following the vehicle, it increased its speed to 70 miles per hour in the same 45 miles per hour zone. I activated my emergency lights to conduct a traffic stop on the vehicle. The vehicle pulled into the paved turn around portion of the roadway at Pine Needle Lane South. I approached the vehicle from the passenger side as D/S E. Graveran ID 30562 made his approach from the driver's side. D/S E. Graveran smelled an odor of an unknown alcoholic beverage coming from the inside of the vehicle that was mixed with an unknown fragrance. When D/S E. Graveran asked him for his license, registration and proof of insurance, he stated that he lives just down the street. I asked D/S E. Graveran to ask the driver to lower the passenger side window. When the window lowered, I could smell the odor of an unknown alcoholic beverage coming from the inside of the vehicle. I walked over to the driver's side of the vehicle where I also made contact with the driver.

### OBSERVATION OF DRIVER:

I made contact with the driver who was sitting in the driver seat of a BMW M6. I also noticed that there was a female passenger in the front passenger seat. The defendant would later say that the female subject was his wife. The driver was later identified as Michael J. Troesser by his Florida driver license. During my interview, the driver did not make any eye contact as I spoke to him. He continued to look down as he was trying to find the vehicle's registration. After looking at me, I noticed the driver's eyes were red, watery and glossy. His cheeks were flushed and his mouth was dry. I told the driver I had a suspicion that he had been drinking an unspecified amount of alcoholic beverages. He responded by saying "we haven't been drinking". I asked if he would consent to performing Standardized Field Sobriety Evaluations (SFSTs) for the purpose of determining if he was impaired while operating a motor vehicle. He responded by asking me "what is that?" He later told me that he was not doing anything. I explained Taylor Warnings that informed him the SFSTs were voluntary and he did not have to comply. However if he did not comply, I would only be left with the evidence before me {no eye contact, flushed cheeks, red and glossy eyes, strong odor of an unknown alcoholic beverage} would be strong basis for him being placed under arrest for DUL. He did not consent to performing the SFSTs. I based on him being lawfully stopped for excessive speed, coupled with the evidence of him consuming alcohol and my observation of personal indicators of impairment exhibited by him, probable cause was established for DUL. I told the driver he was placed under lawful arrest for DUL. He was searched and handcuffed (double locked and checked for proper fit) prior to being seated into the rear of my patrol car. I made contact with his wife who told me they had been drinking.

### DRIVER'S STATEMENTS:

I live just down the street. We haven't been drinking.

### ODORS:

STRONG ODOR OF AN UNKNOWN ALCOHOLIC BEVERAGE COMING FROM SUBJECT'S BREATH.

## GENERAL OBSERVATIONS

SPEECH: slow and slightly slurred

ATTITUDE: uncooperative, argumentative

CLOTHING: brown suit, brown shoes, red socks, grey/red shirt

MEDICAL/OTHER: none

STATE OF FLORIDA  
COUNTY OF PALM BEACH

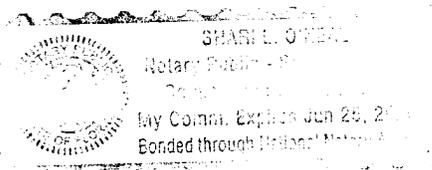
INV. E. K. WHITE 7209

(Signature of Arresting/Investigative Officer)

The foregoing instrument was sworn to or affirmed and subscribed before me this 17 day of December, 2017 by INV. E. K. WHITE 7209

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

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



SCANNED  
DEC 18 2017

SUBJECT: TROESSER

MICHAEL

CASE NUMBER 17-164486

ROADSIDE TASKS

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

Other Observations:

Subject was asked to stand with their feet together and place their hands by their side. They were asked to focus on the stimulus and follow it with their eyes. Lastly they were told not to move their head to assist in following the stimulus with their eyes. Subject showed equal pupil size that tracked equally. Both eyes lacked a smooth pursuit. I saw distinct and sustained Nystagmus at maximum deviation. Subject turned his head during this task and not focusing on the red light. Subject later became argumentative.

WALK & TURN:

Refused

ONE LEG STAND:

Refused

FINGER TO NOSE:

Refused

ROMBERG ALPHABET:

Refused

BREATH TEST RESULTS: refused

STATE OF FLORIDA  
COUNTY OF PALM BEACH

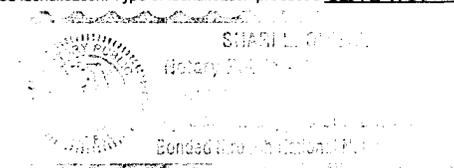
INV. E. K. WHITE 7209

(Signature of Arresting/Investigative Officer)

The foregoing instrument was sworn to or affirmed and subscribed before me this 17 day of December 20 17 by INV. E. K. WHITE 7209

(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)



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DEC 18 2017

# WITNESS LIST

CASE NUMBER: 17-164486

ARRESTING OFFICER: INV. E. K. WHITE 7209

ADDRESS: HQ

PHONE NUMBERS (HOME): \_\_\_\_\_ (WORK) 561 688 3000

CAN TESTIFY TO: FACTS

NAME: D/S E. GRAVERAN 30562

ADDRESS: HQ

PHONE NUMBERS (HOME) \_\_\_\_\_ (WORK) 561 688 3000

CAN TESTIFY TO: FACTS

NAME: \_\_\_\_\_

ADDRESS \_\_\_\_\_

PHONE NUMBERS (HOME) \_\_\_\_\_ (WORK) \_\_\_\_\_

CAN TESTIFY TO: \_\_\_\_\_

NAME: \_\_\_\_\_

ADDRESS \_\_\_\_\_

PHONE NUMBERS (HOME) 0 (WORK) 0

CAN TESTIFY TO: \_\_\_\_\_

NAME: \_\_\_\_\_

ADDRESS \_\_\_\_\_

PHONE NUMBERS (HOME) \_\_\_\_\_ (WORK) \_\_\_\_\_

CAN TESTIFY TO: \_\_\_\_\_

NAME: \_\_\_\_\_

ADDRESS \_\_\_\_\_

PHONE NUMBERS (HOME) \_\_\_\_\_ (WORK) \_\_\_\_\_

CAN TESTIFY TO: \_\_\_\_\_

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NAME: \_\_\_\_\_

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CAN TESTIFY TO: \_\_\_\_\_

NAME: \_\_\_\_\_

ADDRESS \_\_\_\_\_

PHONE NUMBERS (HOME) \_\_\_\_\_ (WORK) \_\_\_\_\_

CAN TESTIFY TO: \_\_\_\_\_

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DEC 18 2017

# TESTING FACILITY TASK REPORT

4

AGENCY: INOC Inc. Waste #7209  
 SUBJECT: Trooper, Michael J. CASE NUMBER: 17-104436  
 DATE: 12-17-17 VIDEO TAPE NUMBER: —  
 BEGINNING TIME: 0311P ENDING TIME: 0311P  
 BREATH TESTS RESULTS: **REFUSED** TIME 0311 A.M./P.M. 2) — TIME — A.M./P.M.  
 3) — TIME — A.M./P.M. 4) — TIME — A.M./P.M.

BREATH OPERATOR: S. O'Neil #6212  
 MAINTENANCE TECHNICIAN: M.D. J. Kuczyk #6767

### TESTING OFFICER'S OBSERVATIONS

SPEECH: Muffled  
 ATTITUDE: Agitated, Talkative at times, Irritable, Argumentative  
 CLOTHING: Jacket - Plaid / Multi. Colored, Shirt - Plaid / Multi  
 MEDICAL CONDITIONS: — Teeth: Plaid / Multi  
 MEDICATIONS: —  
 OTHER: Eyes: Very Red & Glazy

Order of unknown alcoholic beverage. #7209  
 COMMENTS: 20 min. observation done by AIO White  
AIO requested the breath test on camera.  
D refused the request.  
AIO read the implied consent on camera once  
the once.  
D was being difficult.

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DEC 18 2017

SUBJECT: T. ... CASE NUMBER: 17-104426

## 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 T. ... of the ...

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) ...

## 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.

SUSPECT'S SIGNATURE: (X) ...

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**DEC 18 2017**

SUBJECT: Tractor, Michael J. CASE NUMBER: 17-164426

## 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? \_\_\_\_\_

WHERE WERE YOU GOING? \_\_\_\_\_

WHAT STREET OR HIGHWAY WERE YOU ON? \_\_\_\_\_

DIRECTION OF TRAVEL? \_\_\_\_\_ WHERE DID YOU START? \_\_\_\_\_

WHAT TIME DID YOU START? \_\_\_\_\_ WHAT TIME IS IT NOW? \_\_\_\_\_

WHAT IS TODAY'S DATE? \_\_\_\_\_ WHAT DAY OF THE WEEK IS IT? \_\_\_\_\_

WHAT COUNTY AND CITY ARE YOU IN NOW? \_\_\_\_\_

WHEN DID YOU LAST EAT? \_\_\_\_\_ WHAT DID YOU EAT? \_\_\_\_\_

WHAT HAVE YOU BEEN DOING FOR THE LAST THREE HOURS? \_\_\_\_\_

HOW MUCH DO YOU WEIGH? \_\_\_\_\_ HAVE YOU BEEN DRINKING? \_\_\_\_\_ WHAT? \_\_\_\_\_

HOW MUCH? \_\_\_\_\_ WHERE? \_\_\_\_\_ WITH WHOM? \_\_\_\_\_

WHEN DID YOU HAVE YOUR FIRST DRINK? \_\_\_\_\_ AND YOUR LAST DRINK? \_\_\_\_\_

HOW DID YOU CONSUME YOUR LAST TWO DRINKS? \_\_\_\_\_

CAN YOU FEEL THE EFFECTS OF THE ALCOHOL? \_\_\_\_\_ ARE YOU UNDER THE INFLUENCE? \_\_\_\_\_

HAVE YOU CONSUMED ANY ALCOHOL SINCE THE ACCIDENT? \_\_\_\_\_ HOW MUCH? \_\_\_\_\_

WHAT? \_\_\_\_\_ WHERE? \_\_\_\_\_ WHEN? \_\_\_\_\_

WHAT LINE OF WORK ARE YOU IN? \_\_\_\_\_ WHEN DID YOU LAST WORK? \_\_\_\_\_

DO YOU HAVE ANY PHYSICAL DEFECTS OR INJURIES? \_\_\_\_\_ WHAT? \_\_\_\_\_

ARE YOU SICK OR INJURED? \_\_\_\_\_ WHAT'S WRONG? \_\_\_\_\_

DO YOU LIMP? \_\_\_\_\_ DID YOU RECEIVE A BUMP ON THE HEAD RECENTLY? \_\_\_\_\_

WERE YOU IN AN ACCIDENT TODAY? \_\_\_\_\_

HAVE YOU TAKEN ANY DRUGS OR SMOKED ANY MARIJUANA TODAY? \_\_\_\_\_ WHEN? \_\_\_\_\_

HAVE YOU SEEN A DOCTOR OR DENTIST TODAY? \_\_\_\_\_ WHO? \_\_\_\_\_ WHY? \_\_\_\_\_

ARE YOU TAKING ANY PRESCRIPTION MEDICINES? \_\_\_\_\_ WHAT? \_\_\_\_\_ WHEN? \_\_\_\_\_

DO YOU HAVE:

- EPILEPSY? \_\_\_\_\_
- GLASS EYE? \_\_\_\_\_
- FALSE TEETH? \_\_\_\_\_
- EAR INFECTION? \_\_\_\_\_
- INNER EAR TROUBLE? \_\_\_\_\_
- DIABETES? \_\_\_\_\_

DO YOU HAVE ANY PROBLEMS WITH YOUR EYES THAT ARE NOT CORRECTED BY GLASSES? \_\_\_\_\_

DO YOU TAKE INSULIN? \_\_\_\_\_ IF SO, WHEN WAS YOUR LAST INJECTION? \_\_\_\_\_

HAVE YOU EVER HAD A DRIVER'S LICENSE IN ANY OTHER STATE? \_\_\_\_\_ WHERE? \_\_\_\_\_

INTERVIEWER: \_\_\_\_\_

WHITE - STATE ATTY.    YELLOW - DHSMV    PINK - CENTRAL RECORDS    GOLD - JAIL

SCANNED

DEC 18 2017

Florida *The Sunshine State*



**DRIVER LICENSE CLASS E**  
**T626-550-76-344-1**



**MICHAEL JOSEPH**  
**PROFESSOR**  
**1700 FINNMORE CIRCLE**  
**LAKE WORTH, FL 33467-0000**  
**DOB: 03-24-1975 SEX: M**  
**EXPIRES: 03-2015 HGT: 5-11**  
**HAIR: BRN EYES: BRN**

**EXPIRES: 11-06-2015**

*ml*

ORGAN DONOR

**SAFE DRIVER**

Operation of a motor vehicle constitutes consent to any sobriety test required by law.

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