050 3982

2718 RC 182752

ARREST / NOTICE TO APPEAR
Juvenile Referral Report

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

Juvenile: N

ADMINISTRATIVE

OBTS Number:

Agency ORI Number: FLO 500000

Agency Name: PALM BEACH COUNTY SHERIFF'S OFFICE

Agency Report Number (N.T.A.'s only): 06- 18158458

Charge Type: Check as many as apply. ☐ 1. Felony ☐ 2. Traffic Felony ☐ 3. Misdemeanor ☒ 4. Traffic Misdemeanor ☐ 5. Ordinance ☐ 6. Other

Weapon Seized / Type: 2 (1. Yes 2. No) NONE

Multiple Clearance Indicator: 01

Location of Arrest (Including Name of Business): 7233 SEACREST BLVD. LANTANA, FL. 33462

Location of Offense (Business Name, Address): 7233 SEACREST BLVD LANTANA, FL. 33462

Date of Arrest	Time of Arrest	Booking Date	Booking Time	Jail Date	Jail Time	Location of Vehicle
12/22/2018	0319					CAMEL TOWING

DEFENDANT

Name (Last, First, Middle): VILLANOVA MICHAEL

Alias (Name, DOB, Soc. Sec. #, Etc.):

Race (W - White I - American Indian B - Black O- Oriental/Asian)	Sex	Date of Birth	Height	Weight	Eye Color	Hair Color	Complexion	Build
W	M	5/27/62	6'00"	220	BROWN	GRAY	MED	MED

Scars, Marks, Tatoos, Unique Physical Features (Location, Type, Description): TATTOO - LEFT CALF. BOAT

Marital Status: Married

Religion: CATHOLIC

Indication of: Alcohol Influence [Y] Drug Influence [Y] — N: [ ] [ ] — Unk.: [ ] [ ]

Local Address (Street, Apt. Number): 9 BERKLEY CT. (City): BRIARCLIFF MANOR, NY. (State) (Zip): 10510

Phone: (914) 609-4512

Residence Type: 1. City 2. County 3. Florida 4. Out of State: 4

Permanent Address (Street, Apt. Number): , (City) (State) (Zip)

Phone: ( ) —

Address Source: NEW YORK D/L

Business Address (Name, Street): 561 (City) (State) (Zip)

Phone: ( ) 561

Occupation: CAB DRIVER

D/L Number, State	Soc. Sec. Number	INS Number	Place of Birth (City, State)	Citizenship
693-091-616, NEW YORK	[redacted]		BRONX, NEW YORK	U.S.

CO-DEF

Co-Defendant Name (Last, First, Middle)	Race	Sex	Date of Birth		
				☐ 1. Arrested ☐ 2. At Large	☐ 3. Felony ☐ 4. Misdemeanor ☐ 5. Juvenile
Co-Defendant Name (Last, First, Middle)	Race	Sex	Date of Birth		
				☐ 1. Arrested ☐ 2. At Large	☐ 3. Felony ☐ 4. Misdemeanor ☐ 5. Juvenile

JUVENILE

☐ Parent ☐ Legal Custodian ☐ Other:

Residence Phone: ( )

Address (Street, Apt. Number) (City) (State) (Zip)

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 ☐ defendant and / or ☐ 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. ☐ Yes, by: (Name) ☐ No: (Reason)

School Attended Grade

Property Crime? ☐ Yes ☐ No

Description of Property

Value of Property

CODE

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 H. Hallucinogen M. Marijuana O. Opium/Deriv. P. Paraphernalia/ Equipment S. Synthetics U. Unknown Z. Other

CHARGE

Charge Description	Counts	Domestic Violence	Statute Violation Number	Violation of ORD #
DRIVING UNDER THE INFLUENCE	1	☐Y ☐N	316.193(1)	

Drug Activity	Drug Type	Amount / Unit	Offense #	Warrant / Capias Number	Bond
N	N	NONE	18158458		

CHARGE

Charge Description	Counts	Domestic Violence	Statute Violation Number	Violation of ORD #
		☐Y ☐N		

Drug Activity	Drug Type	Amount / Unit	Offense #	Warrant / Capias Number	Bond
					DEC 22 AM 6:29

CHARGE

Charge Description	Counts	Domestic Violence	Statute Violation Number	Violation of ORD #
		☐Y ☐N		

Drug Activity	Drug Type	Amount / Unit	Offense #	Warrant / Capias Number	Bond

CHARGE

Charge Description	Counts	Domestic Violence	Statute Violation Number	Violation of ORD #
		☐Y ☐N		

Drug Activity	Drug Type	Amount / Unit	Offense #	Warrant / Capias Number	Bond

NOTICE TO APPEAR

Location (Court, Room Number, Address):

CRIMINAL JUSTICE COMPLEX / 3228 GUN CLUB ROAD, WPB, FL 33406

Court Date and Time: Month JANUARY Day 17 Year 2019 Time 8:30 AM [X] 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: 12/22/2018

ADMIN

HOLD for other Agency Name:

☐ Dangerous ☐ Resisted Arrest ☐ Suicidal ☐ Other:

Intake Deputy I.D. # Pouch #

Signature of Arresting Officer: X

Name of Arresting Officer (Print): INV. ZEITZ I.D. #: 24970

Transporting Officer: INV. ZEITZ ID #: 24970 Agency: PBSO

Name Verification (Printed by Arrestee) (PRINT)

Witness here if subject signed with an -X"

PAGE 1 OF 1

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

PBSO 9148 REV. 8/97

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ADMIN

OBTS Number	PROBABLE CAUSE AFFIDAVIT	1. Arrest 2. N.T.A. 3. Request for Warrant 4. Request for Capias	01	Juvenile	N

Agency ORI Number	Agency Name	Agency Report Number
FLO 500000	PALM BEACH COUNTY SHERIFF'S OFFICE	06- 18-158458

Charge Type: Check as many as apply. ☐ 1. Felony ☐ 2. Traffic Felony ☒ 3. Misdemeanor ☒ 4. Traffic Misdemeanor ☐ 5. Ordinance ☐ 6. Other

Special Notes: **Supplemental PC**

DEF

Name (Last, First, Middle)	Alias	Race	Sex	Date of Birth
Villanova, Michael,		W	M	05/27/1962

CHARGES

Charge Description	Charge Description
DUI 316.193(1)	
Charge Description	Charge Description

VICTIM

Victim's Name (Last, First, Middle)	Race	Sex	Date of Birth
State of Florida, ,			

Local Address (Street, Apt. Number)	(City)	(State)	(zip)	Phone	Address Source
,				( )	
Business Address (Name, Street)	**(City)**	**(State)**	**(zip)**	**Phone**	**Occupation**
				( )	

The undersigned certifies and swears that he/she has just and reasonable grounds to believe, and does believe that the above named Defendant committed the following violation of law.
The Person taken into custody

☐ committed the below acts in my presence.
☐ confessed to _____ admitting to the below facts.
☐ was observed by _____ who told _____ that he/she saw the arrested person commit the below acts.
☒ was found to have commited the below acts, resulting from my (described) investigation.

On the 22 day of December 20 18 at 2:15 ☒ A.M. ☐ P.M. (Specifically include facts constituting cause for arrest.)

PROBABLE CAUSE STATEMENT

I was dispatched to a 911 hang up call near the address of 7233 Seacrest Blvd, Lantana FL 33462 in unincorporated Palm Beach County. I was looking for a 911 caller whose phone had "pinged" at the above address, possibly in the parking lot of the Sam's Club.

While in the parking lot, I observed a yellow Chevrolet Camaro (South Carolina tag: PPI446) in the vacant parking lot, with the headlights on and engine running. I approached the vehicle without my lights on and made a consensual encounter with the occupant of the vehicle. As I walked to the driver's side window, the driver (and sole occupant) turned the vehicle off.

I asked the driver if he had called 911 or was in need of help. The driver, later identified via his New York DL as Mr. Michael Villanova, informed me that he had not called 911. As he spoke to me, I could smell the strong odor of alcoholic beverage coming from his breath. His speech was heavily slurred and mumbled, and his eyes were bloodshot/watery. I told him that this parking lot was off limits due to the business being closed. I asked what he was doing back here in this vacant parking lot, and he stated that he was just relaxing. He further stated that he was coming from Delray and was headed back up north. I asked to where and he said that he was going back to New York.

I asked Mr. Villanova if he was on any medication and if he was a diabetic; to which he confirmed that he was not on any medication nor was he diabetic. Due to the indicators of impairment that I had observed during my encounter with Mr. Villanova, along with the fact that he was in actual physical control of the motor vehicle, I asked him if he would mind letting me hold onto the car keys. He fumbled with the contents of the center console and looked on the floorboard for them. When they were not located, he then felt his pockets. Mr. Villanova pulled the vehicle key fob (push-to-start vehicle) out of his front right pocket and handed it to me.

Based on the indicators of impairment that I had observed, along with Mr. Villanova's varied responses and demeanor, I asked dispatched to check for an on-duty DUI Unit to come to the scene. Shortly thereafter, Dui Investigator Zeitz #24970 arrived on scene. I briefed him on how I came into contact with Mr. Villanova and explained the indicators of impairment that I had observed. Investigator Zeitz then took over the DUI investigation.

That concluded my involvement in this case. This report is for supplemental purposes only.

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ADMINISTRATIVE

STATE OF FLORIDA
COUNTY OF PALM BEACH

_____
(Signature of Arresting/Investigative Officer)

The foregoing instrument was sworn to or affirmed and subscribed before me this 22 day of December 20 18 by D/S Ryan Dalton #32421

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

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

DEC 27 2018

PAGE 01 OF 01

PBSO #0004 REV. 04/01 DISTRIBUTION: WHITE - COURT COPY GREEN - STATE ATTORNEY YELLOW - AGENCY PINK - AGENCY

D.U.I. PROBABLE CAUSE AFFIDAVIT

ON THE 22nd DAY OF December 20 18, AT 0243 ✓ AM PM

SUBJECT: VILLANOVA MICHAEL CASE NUMBER: 18158458

AGENCY: PALM BEACH COUNTY SHERIFF'S OFFICE ARRESTING OFFICER: INV. ZEITZ

PERSONAL CONTACT

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

On 12/22/2018, I was called to Sam's Club located at 7233 Seacrest Blvd in the City of Lantana, FL. 33462 (Closed business.) D/S Dalton #32421 stated that he was in the area looking for someone involved in a 911 hangup when he stepped out with a yellow Chevrolet Camaro that was parked at the rear of the business. He stated that the vehicle was parked diagonally across 2 parking spots with its headlights on with the engine running. He made contact with the subject in the driver's seat who was the sole occupant of the vehicle. D/S Dalton advised that he checked on the subject to see if he was the one who possibly called 911 in reference to his 911 hangup. The subject, later identified by his New York driver's license as Michael Villanova, advised that he did not call 911.

D/S Dalton informed me that he observed articulable signs of impairment. Due to his observations, he called for a DUI unit to respond and conduct a DUI assessment. I took over the investigation upon my arrival to the scene.

OBSERVATION OF DRIVER:

Upon making contact with the driver who was identified by his New York driver license as Michael Villanova, I immediately detected an obvious and strong odor of an unknown alcoholic beverage emitting from his person and breath. This odor became stronger as our conversation continued. Villanova had glassy, glazed, and blood shot eyes. Villanova's speech was slurred, slow, thick, and at times difficult to understand. His movements were slow and deliberate, and lethargic with poor coordination. Villanova had an unsteady gait while walking to my patrol vehicle. He was wearing a gray jacket, khaki shorts, and black sandals.

DRIVER'S STATEMENTS:

Pre-Miranda: Villanova stated that he was not driving. Stated that he had been drinking wine earlier in the night.

Villanova stated that he had a bad back. He stated that he went to the doctor. I asked if he takes medication for it and he said no. I asked if the injury was serious, and Villanova stated that it was not.

Villanova consented to breath and made post Miranda admissions that he was sleeping in his vehicle because he was too intoxicated to drive.

ODORS:

A strong and obvious odor of an unknown alcoholic beverage was emitting from his person and breath. This odor became stronger as our conversation continued.

GENERAL OBSERVATIONS

SPEECH: **Villanova's speech was slurred, slow, and thick, and at times difficult to understand.**

ATTITUDE: **Sleepy, polite, friendly, cooperative.**

CLOTHING: **Gray jacket with khaki shorts and black sandals**

MEDICAL/OTHER: **See BAT report.**

STATE OF FLORIDA
COUNTY OF PALM BEACH

INV. ZEITZ
(Signature of Arresting/Investigative Officer)

The foregoing instrument was sworn to or affirmed and subscribed before me this 22nd day of DECEMBER 20 18 by INV. ZEITZ

(Print name of Arresting/Investigative Officer), who is personally known to me and/or [illegible] Type of Identification Produced: PERSONALLY KNOWN LEO

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

KERIANE MARIE MOYNIHAN
Notary Public - State of Florida
Commission # GG 036116
My Comm. Expires Oct 5, 2020
Bonded through National Notary Assn

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SUBJECT: VILLANOVA MICHAEL CASE NUMBER 18158458

ROADSIDE TASKS

HORIZONTAL GAZE NYSTAGMUS:

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

Other Observations:

Villanova would sway roughly in a side to side front to back pattern throughout the task. He did not touch the tip of the pen as directed to positively identify the point to be tracked.

WALK & TURN:

I explained and demonstrated the instructions for the "Walk & Turn" to Villanova who stated that he understood. During the task, I observed Villanova to sway roughly in a side to side, front to back pattern throughout the demonstration phase. He could not maintain his balance while listening to instructions. He stepped out of the instructional stance during the demonstration to catch his balance. Villanova started the task before being instructed to do so. He would stop walking to steady himself with pauses to regain balance. Villanova stepped off the line. He used his arms for balance by raising them more than six inches. Villanova stopped the task and stated that he could not complete it.

ONE LEG STAND:

I explained and demonstrated the instructions for the "One Leg Stand" to Villanova who stated that he understood. During the task, I observed Villanova to sway roughly in a side to side, front to back pattern throughout the demonstration phase. He continued to sway while balancing on one leg. Villanova used his arms to balance raising them more than 6 inches from his/her sides. Villanova put his foot down to regain balance numerous times before the 30 seconds had elapsed.

FINGER TO NOSE:

I explained and demonstrated the instructions for the "Finger to Nose" task to Villanova who stated that he understood. During the task, I observed him to sway roughly in a side to side, front to back pattern throughout the demonstration phase. Vllanova's index finger did not touch the tip of the nose on 4 of 6 attempts. He searched for the tip of his nose using the finger to find their nose prior to touching the tip. The sequence used for this task was L, R, L, R, R, L.

ROMBERG ALPHABET:

I explained and demonstrated the instructions for the "Rhomberg Alphabet" task to Villanova who stated that he understood. During the task, I observed Villanova to sway roughly in a side to side, front to back pattern throughout the demonstration phase. Villanova would sway more than 2 inches. Villanova correctly recited the alphabet as instructed.

BREATH TEST RESULTS: .122 .123

STATE OF FLORIDA
COUNTY OF PALM BEACH

INV. ZEITZ
(Signature of Arresting/Investigative Officer)

The foregoing instrument was sworn to or affirmed and subscribed before me this 22nd day of DECEMBER 20 18 by INV. ZEITZ

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

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

KERIANE MARIE MOYNIHAN
Notary Public - State of Florida
Commission # GG 036116
My Comm. Expires Oct 5, 2020
Bonded through National Notary Assn.

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FLORIDA DEPARTMENT OF LAW ENFORCEMENT
ALCOHOL TESTING PROGRAM
BREATH ALCOHOL TEST AFFIDAVIT

Instrument Type: Intoxilyzer 8000
Instrument Registered To: PALM BEACH CO SO
Instrument Serial Number: 80-006238 Software: 8100.27
Date of Test: 12/22/2018

Date of Last Agency Inspection: 12/14/2018
Observation Period Began: 03:44
Subject's Name: MICHAEL VILLANOVA DOB: 05/27/1962 Sex: M

The subject was observed for at least twenty-minutes prior to the administration of the breath test to ensure that the subject did not take anything orally and did not regurgitate.

Results:

Test	g/210L	Time
Diagnostics Check	OK	04:12
Air Blank	0.000	04:12
Control Test	0.079	04:13
Air Blank	0.000	04:13
Subject Sample #1	0.122	04:15
Air Blank	0.000	04:16
Air Blank	0.000	04:17
Subject Sample #2	0.123	04:18
Air Blank	0.000	04:19
Control Test	0.079	04:19
Air Blank	0.000	04:19
Diagnostics Check	OK	04:20

Cylinder Lot: 13518080A5
Exp: 08/05/2020

State of Florida, County of Palm Beach.

Personally appeared before me the undersigned authority, who (✓) is personally known to me or (__) produced _____ as identification, and who after being placed under oath, states:

I KERIANE M MOYNIHAN, hold a valid Breath Test Operator permit issued by the Florida Department of Law Enforcement, I administered the above breath test to the subject named above in accordance with Chapter 11D-8, Florida Administrative Code, and this form is a true and accurate report of that breath test.

Breath Test Operator: Keriane M Moynihan Date: 12/22/18
Signature

Sworn to (or affirmed) before me this 22 day of December, 2018

Signature of Notary Public-State of Florida

Inv. P. Zeitz
Printed Name of Notary Public-State of Florida

Note: Pursuant to section 117.10, Florida Statutes, law enforcement officers, correctional officers, traffic accident investigation officers and traffic infraction enforcement officers are notaries public when engaged in the performance of official duties. In accordance with section 316.1934(5), F.S., this completed form is admissible without further authentication and is presumptive proof of the results herein. To be used in accordance with Section 316.1934(5), F.S., and in administrative proceedings pursuant to 322.2615, F.S.

FDLE/ATP FORM 38 - MARCH 2004, Ref. 11D-8.007

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WITNESS LIST

CASE NUMBER: 18158458

ARRESTING OFFICER: INV. ZEITZ

ADDRESS: 3228 GUN CLUB ROAD WEST PALM BEACH, FL 33406

PHONE NUMBERS (HOME): _____ (WORK) (561) 688-4001

CAN TESTIFY TO: SEE DUI PROBABLE CAUSE AFFIDAVIT & OFFENSE REPORT

NAME: D/S DALTON # 32421

ADDRESS: 3228 GUN CLUB RD. WEST PALM BEACH, FL. 33406

PHONE NUMBERS (HOME) 561-688-3000 (WORK) _____

CAN TESTIFY TO: SEE SUPPLEMENTAL PROBABLE CASUE AFFIDAVIT

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: _____

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PHONE NUMBERS (HOME) _____ (WORK) _____

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PHONE NUMBERS (HOME) _____ (WORK) _____

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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TESTING FACILITY TASK REPORT

AGENCY: PBSO

SUBJECT: Villanova, Michael CASE NUMBER: 18-158458

DATE: 12/22/18 VIDEO TAPE NUMBER: N/A

BEGINNING TIME: 04:01 ENDING TIME: 04:29

BREATH TESTS RESULTS: 1) .132 TIME 04:15 (A.M.)/P.M. 2) .133 TIME 04:18 (A.M.)P.M.

3) N/A TIME — A.M./P.M. 4) N/A TIME — A.M./P.M.

BREATH OPERATOR: K. Moynihan #22079

MAINTENANCE TECHNICIAN: J. Vanlecke #6467

TESTING OFFICER'S OBSERVATIONS

SPEECH: Slurred, mumbled

ATTITUDE: Calm, Quiet, Cooperative, Sleeping

CLOTHING: Light Tan Cargo Shorts, Grey Jacket over Pink shirt, Black Slides

MEDICAL CONDITIONS: Blood Pressure

MEDICATIONS: Labetalol

OTHER: Eyes glossy and Blood shot. Admitted to drinking 2-3 glasses of wine (O+A)

COMMENTS: Arrived at Testing Center, A/O began 20 minute observation Period at 03:41 hrs.

Δ agreed to take test

- Δ asked "What if I refuse" after Tech gave instructions. A/O read I/C. Δ stated he understood I/C and agreed again to take test.

Tech read Breath Test Results and explained, Δ stated he understood his results

A/O read Rights

Δ stated he understood his Rights

A/O conducted O+A

Δ answered Questions

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SUBJECT: Villanova, Michael CASE NUMBER: 15-158458

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 _____ 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) 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.

SUSPECT'S SIGNATURE: (X) Read on Camera

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SUBJECT: Villanova, Michael CASE NUMBER: 18-158458

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? No

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? 2/3 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? 240 HAVE YOU BEEN DRINKING? _____ WHAT? _____

HOW MUCH? _____ WHERE? _____ WITH WHOM? _____

WHEN DID YOU HAVE YOUR FIRST DRINK? 7pm 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? No

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? No
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: _____

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PALM BEACH COUNTY
SHERIFF'S OFFICE
Florida State Statute Exemption Sheet

Palm Beach County Sheriff's Office – Arrests Only

	X	Florida State Statute	Description	Page Number(s)
L/E Exemptions	☐	119.071(2)(d)	Surveillance techniques, procedures and personnel; inventory of law enforcement resources, policies or plans pertaining to mobilization deployment or tactical operations.	
	☐	943.053, 943.0525	NCIC/FCIC/FBI and in-state FDLE/DOC.	
	☐	119.071(4)(c)	Undercover personnel.	
	☐	119.071(2)(f)	Confidential informants (CIs).	
	☐	119.071(2)(e)	Confession.	
Public Info. Exemptions	☐	985.04(1)	Juvenile offender records.	
	☐	119.071(h)(i)	Assets of a crime victim.	
	☐	395.3025(7)(a), 456.057(7)(a)	Medical information.	
	☐	394.4615(7)	Mental health information.	
	☐	119.071(4)(d)(2)(a)	Home address, telephone, Social Security number, date of birth, or photos of active/former LE personnel, spouses, and children.	
Florida Rules of Judicial Administration 2.420 (Rule of 23)	☒	(iii) 119.0714(1)(i)-(j), (2)(a)-(e)	Social Security, bank account, charge, debit, and credit card numbers.	2
	☐	(viii) 394.4615(7)	Clinical records under the Baker Act.	
	☐	(xii) 741.30(3)(b)	The victim's address in a domestic violence action on petitioner's request.	
	☐	(xiii) 119.071(2)(h), 119.0714(1)(h)	Protected information regarding victims of child abuse or sexual offenses.	
	☐			
	☐			
	☐			
	☐			
	☐			
Other	☐		Other:	
	☐		Other:	

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REVIEW COMPLETED BY

Booking Number: 2018042204	**Date:** 12/23/2018
	Specialist Name/ID: AM/31562