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FLORIDA HIGHWAY PATROL

REPORT NUMBER  
FHP99ARR137504

## ARREST REPORT

Report Date / Time 07/08/2017 10:47 PM	Agency Case/Offense Number FHPL17OFF054437	OCA Number	Originating Agency Case Number	OBTS Number	Offender Based Transaction System	Jail Booking Number	Other Number LWRC17CAD121346
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## LOCATION OF OCCURRENCE

County PALM BEACH	Address I-95 SB , WEST PALM BEACH, FL 33405
Range of Occurrence Date/Time 07/08/2017 08:12 PM to 07/08/2017 08:12 PM	Latitude N 26 40.5798

## PERSON: SUSPECT

First Name MICHELLE	Middle Name ANN	Last Name PANGRATZ	Suffix	Date of Birth 02/13/1986	Age 31	Race W	Sex F	Height 508	Weight 150	Hair BLK	Eyes GRN
Master Name Index Number	Place of Birth PALM BEACH COUNTY, FL	Nation USA	SSN	P526541865530	Driver's License or Other ID P526541865530	State FL	Class or Type				
Address 2202 NW 14TH WAY LOT 548	City BOYNTON BEACH	County	State FL	Zip Code 33436	Phone						

## CHARGES

Counts ► 1	Charge Number 316.193.3c1	Charge DUI-UNLAW BLD ALCH	
Charge Degree FIRST DEGREE	Charge Level MISDEMEANOR	General Offense Code PRINCIPAL	<input checked="" type="checkbox"/> Hate Crime <input type="checkbox"/> Domestic Violence <input type="checkbox"/> Bond Amount \$0.00

Counts ► 1	Charge Number 318.14.3	Charge RESIST OFFICER	
Charge Degree SECOND DEGREE	Charge Level MISDEMEANOR	General Offense Code PRINCIPAL	<input checked="" type="checkbox"/> Hate Crime <input type="checkbox"/> Domestic Violence <input type="checkbox"/> Bond Amount \$0.00
REFUSE TO ACCEPT SIGN CITATION OR POST BOND			

## PROBABLE CAUSE

On the above date and time, I was dispatched to a motor vehicle crash southbound on State Road 9 (I-95), just north of State Road 882 (Forest Hill Blvd). As I was approaching the scene, I observed a light skinned females on the right paved median on I-95, walking northbound away from the crash scene just south of her location. I traveled from the inside travel lane, onto the paved median on I-95, just ahead of the light skinned female and came to a controlled stop. I then exited my patrol vehicle as the light skinned female attempted to walk around my patrol vehicle. I then identified myself to the light skinned female and asked her why she was walking on the Interstate. The light skinned female advised me that she was just involved in a motor vehicle crash, and was trying to do home. I asked the light skinned female what happened. The light skinned female advised me that she was driving southbound on I-95 headed to Boynton Beach when she lost control of her vehicle and collided with the concrete median barrier wall on the right paved median on I-95. The weather conditions at the time were rainy, so advised the light skinned female to get into the rear of my patrol vehicle so I can escort her back to the crash scene to conduct a crash investigation. I then asked the light skinned female for her driver's license. The light skinned female driver was then identified by her Florida Driver's License number P-526-541-86-553-0 as MICHELLE PANGRATZ. I then escorted Ms. Pangratz back to the crash scene, approximately 100 yards south of our location. While traveling back to crash scene, I observed a strong odor of an unknown alcoholic beverage coming from the rear seat of my patrol vehicle, where Ms. Pangratz was sitting.

Once on scene, I observed a green Lexus four (4) door vehicle on the southbound right paved median on I-95. The vehicle displayed a Florida License plate number "Y75NJL". I then let Ms. Pangratz out of my patrol vehicle. Once out of my patrol vehicle, I began my crash investigation. I began by asking Ms. Pangratz what happened. Ms. Pangratz advised me that she was that she was driving southbound on I-95 headed to Boynton Beach when she lost control of her vehicle and collided with the concrete median barrier wall on the right paved median on I-95. Ms. Pangratz became very emotional and concerned about a passenger that was inside the vehicle at the time of the motor vehicle crash. I then asked Ms. Pangratz did she consume any alcoholic beverages prior to driving. Ms. Pangratz advised me no. While speaking to Ms. Pangratz, I observed her to have glassy eyes, an odor of an unknown alcoholic beverage coming from her mouth and breath area, add to be very unbalanced with an intoxicated behavior. I then instructed Ms. Pangratz to get back into the rear of my patrol vehicle due to the rain so we can continue the crash investigation. Ms. Pangratz complied and did so.

Once back inside my patrol vehicle, I then advised Ms. Pangratz that I have completed my crash investigation, and that I am now conducting a Driving Under the Influence (DUI) investigation. Ms. Pangratz became very upset. I then advised Ms. Pangratz of her Constitutional Rights. Ms. Pangratz advised she understood but became more upset. I asked Ms. Pangratz what happened leading up to the crash. Ms. Pangratz advised that she did not know. I then asked Ms. Pangratz who was in the vehicle at the time of the crash. Ms. Pangratz advised me that it was her and her friend Adrian Logan. I asked Ms. Pangratz where Adrian Logan was sitting at the time of the crash. Ms. Pangratz advised me that she was in the front right passenger. I then asked Ms. Pangratz where she was sitting at the time of the crash, Ms. Pangratz advised me that she was in the driver seat, driving the vehicle. Tpr. Parent then became the primary crash investigator on scene while I conducted my DUI investigation.

I then let Ms. Pangratz out of my patrol vehicle. Once outside my patrol vehicle, I asked Ms. Pangratz to participate in a series of Standardized Field Sobriety Tests. When asked, Ms. Pangratz agreed to submit to a series of field sobriety exercises.

## Horizontal Gaze Nystagmus exercise

Prior to beginning the exercise it was determined Ms. Pangratz was wearing contacts. Ms. Pangratz eyes were checked and her eyes displayed equal tracking and her pupils were equal sizes. Ms. Pangratz was instructed to following the stimulus with her eyes only, keeping her head still. After stating she understood the instructions Ms. Pangratz attempted this exercise.

The results of this exercise displayed 6 of the 6 possible clues.

- A lack of Smooth Pursuit in her left eye.
- A lack of Smooth Pursuit in her right eye.
- A distinct and sustained nystagmus in the left eye at maximum deviation.
- A distinct and sustained nystagmus in the right eye at maximum deviation.
- An onset of nystagmus in the left eye prior to 45 degrees.
- An onset of nystagmus in the right eye prior to 45 degrees.

The exercise further revealed the presence of vertical nystagmus. Vertical nystagmus is an indicator of high doses of alcohol, other central nervous system (CNS) depressants or inhalants, and the consumption of the drug phencyclidine (PCP).

While performing the Horizontal Gaze Nystagmus exercise, it was observed that Ms. Pangratz:

- Had difficulty following and responding to instructions.
- Moved her head from side to side during the exercise.
- Swayed while standing.

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11 7:34

SPRN 8/1

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#### Walk and Turn exercise

Prior to attempting this exercise, Ms. Pangratz indicated she did not have any medical problems that would have prevented her from performing the exercise. Ms. Pangratz was instructed to put her left foot on the imaginary line and her right foot in front of it with her right heel touching the toe of her left foot. She was instructed to stand in this manner with her hands to his sides until the exercise instructions were completed and the exercise demonstrated. Ms. Pangratz was instructed not to begin the exercise until told to start. She was instructed to take nine steps along the imaginary line in a heel-to-toe manner. After the ninth step she was to stop and turn around keeping her lead foot on the ground, taking several small steps with the other foot to turn around. After turning around she was to take nine steps in a heel-to-toe manner back along the imaginary line, in the direction she had come from. Ms. Pangratz was further instructed to watch her feet at all times while walking, keep her arms down to his side, and to count her steps out loud. After the exercise was demonstrated Ms. Pangratz stated she understood the instructions and was instructed to begin the exercise.

- After attempting the Walk and Turn exercise Ms. Pangratz displayed 4 of 8 possible clues. Ms. Pangratz displayed 4 of 8 possible clues.

#### Walk and Turn exercise observations:

- On the first set of steps Ms. Pangratz failed to walk in a heel-to-toe manner on 7 steps, failing to walk heel-to-toe on steps 2, 3, 4, 5, 6, 7, and 8. - On the second set of steps Ms. Pangratz failed to walk in a heel-to-toe manner on 8 steps, failing to walk heel-to-toe on steps 1, 2, 3, 4, 5, 6, 7, and 9.
- Was unable to stand in a heel-to-toe manner while the instructions to the exercise were given.
- Raised arms for balance during the exercise.
- Lost her balance while walking.
- Did not look down and watch her feet during the exercise.
- Started the exercise before instructed to.

#### One Leg Stand exercise

Prior to attempting this exercise, Ms. Pangratz indicated she did not have any medical problems that would have prevented her from performing the exercise. Ms. Pangratz was instructed to stand with her heels together and hands down to her sides while the instructions were given and during the exercise. Ms. Pangratz was instructed not to begin the exercise until she was instructed to start, and after the exercise had been demonstrated. When instructed to start, she was to raise the foot of her choice off the ground approximately 6 inches. While her leg was raised she was to keep her leg straight, watch her raised foot, and to count out loud by thousands (one thousand one, one thousand two, one thousand three...) and to continue the exercise until told to stop (30 seconds). After this exercise was demonstrated and indicating she understood the instructions Ms. Pangratz attempted this exercise.

When Ms. Pangratz attempted this exercise she raised her right foot.

The result of this exercise displayed 4 of the 4 possible clues.

During this exercise Ms. Pangratz:

- Swayed during the exercise.
- Used arms for balance.
- Hopped during the exercise
- Put her foot down (2 time(s) during the exercise).

Additionally, during the One Leg Stand exercise, Ms. Pangratz was observed to:

- End the exercise before she was told to put her foot down. Then switch legs. (She was to keep her leg raised for 30 seconds).
- Fail to watch her raised foot during the exercise as instructed.
- Fail to keep her raised leg straight.
- Fail to count out loud by thousands as instructed.

After I completed the Standardize Field Sobriety Exercise observations on Ms. Pangratz, I then placed Ms. Pangratz under arrest for suspected driving under the influence (DUI) of alcohol. I then had female Tpr. Denis arrive on scene and attempt to search Ms. Pangratz for any weapons and or contraband. The search led to the discovery of an orange pharmaceutical bottle located in a pocket of Ms. Pangratz jeans shorts, containing a small amount of marijuana inside. Also, an open alcohol beverage container was found in the driver side door panel. I then escorted Ms. Pangratz to the rear of my patrol vehicle and secured her in. Shortly after, I departed the scene enroute to the Palm Beach County Jail. Upon arrival at the jail, I escorted Ms. Pangratz to the BAT center. There, I conducted a 20 minute observation period of Ms. Pangratz. Once the 20 minutes were up, I escorted Ms. Pangratz into the BAT room. Once there, I requested Ms. Pangratz to submit to a lawful test of her breath for the purpose of determining its alcohol content. Ms. Pangratz agreed to submit at 9:50PM. Ms. Pangratz provided an adequate breath sample of .162 at 9:55PM and another breath sample of .160 at 9:58PM. I then advised Ms. Pangratz of her Constitutional Rights. After doing so, Ms. Pangratz advised she understood. A brief Q&A was conducted, Ms. Pangratz was booked into the Palm Beach County jail on 316.193.1 and 318.14.3 Florida Statue Misdemeanor. All events occurred in Palm Beach County.

#### LEO BOND

Bond Amount \$	<input type="checkbox"/> 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 (CIR) PALM BEACH NORTH COUNTY COURTHOUSE	Court Phone 561-624-6608	Court Date & Time 07/08/2017 09:00 AM
Court Address 3188 PGA BLVD., PALM BEACH GARDENS, FL 33410		
Instructions		

#### ARREST INFORMATION

Arrest Date / Time 07/08/2017 08:53 PM	Residency Within jurisdiction	Injured Arrestee	Extent of Injury Minor (treated in hospital)	Resist Arrest No
Prior Arrests Yes	Arrest Jurisdiction Within jurisdiction	Alcohol Yes	Drugs Yes	

#### ARREST LOCATION

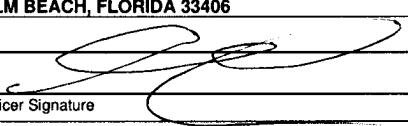
County PALM BEACH	Address I-95 SB , WEST PALM BEACH, FL 33405
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**ARREST DELIVERED TO**

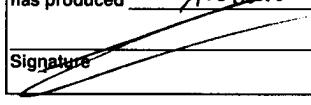
Jail / Booking Facility <b>PALM BEACH COUNTY CORRECTIONS</b>	Location <b>3228 GUN CLUB ROAD, WEST PALM BEACH, FLORIDA 33406</b>	Phone <b>(561) 688-4400</b>
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**ARRESTING OFFICER**

Officer Call Number 1667	Officer Name <b>CLEARY, GUS E JR</b>	Officer Signature 
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Subscribed and sworn to (or affirmed) before me this 08 day of JULY A.D., 2017 by JPA. Cleary who is ✓ personally known to me or

has produced X Knows as identification.

Signature 

Notary Public  LEO  CO Commission No.  Notary Public State of Florida  
Gary J Parent  
My Commission GG 085488  
Expires 06/21/2021

**ARREST REPORT**

FHP99ARR137504

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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? Driving /yes

WHERE WERE YOU GOING? Home

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

## 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. G. Cleary 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.

SUSPECT'S SIGNATURE: (X) Read on Camera

# TESTING FACILITY TASK REPORT

AGENCY: FHP-L  
SUBJECT: PANGRATZ, MICHELLE A. CASE NUMBER: 17-100230  
DATE: 07/08/17 VIDEO TAPE NUMBER: 62952  
BEGINNING TIME: 2150 ENDING TIME: 2201  
BREATH TESTS RESULTS: 1) .162 TIME 2155 A.M./P.M. 2) .160 TIME 2158 A.M./P.M.  
3) N/A TIME — A.M./P.M. 4) N/A TIME — A.M./P.M.  
BREATH OPERATOR: G. PARENT #7909  
MAINTENANCE TECHNICIAN: KARLECKE #6467

## TESTING OFFICER'S OBSERVATIONS

SPEECH: MUMBLED, SLURRED

ATTITUDE: UPSET, CRYING, TALKATIVE, CO OPERATIVE

CLOTHING: JEAN SHORTS, ORANGE STRAPPED TANK TOP, SILVER SANDALS

MEDICAL CONDITIONS: NONE

MEDICATIONS: NONE

OTHER: EYES WATERY AND BLOODSHOT, SWAYING, ODOR OF AN UNKNOWN ALCOHOLIC BEVERAGE ON BREATH

COMMENTS: ARRIVED AT CENTER A/I BEGAN THE 20 MINUTE OBSERVATION PERIOD AT 2125 HRS.

A AGREED TO TAKE TEST

A/I REMINDED A THAT RIGHTS WERE READ AT SCENE AND READ THEM AGAIN

A ACKNOWLEDGED SHE UNDERSTOOD RIGHTS

A/I CONDUCTED Q+A

A ANSWERED 2 QUESTIONS THEN STOPPED

TECH. READ BREATH TEST RESULTS A STATED SHE UNDERSTOOD TEST RESULTS