

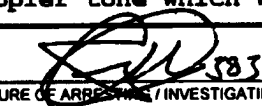
ARREST / NOTICE TO APPEAR

☐ COURT ☐ STATE ATTORNEY ☐ AGENCY ☐ CENTRAL RECORDS ☐ JAIL ☐ TIME ANALYSIS ☐ T.F.O. ☐ PERS. UNIT

0509086

1161

25

OBTS Number		PROBABLE CAUSE AFFIDAVIT		1 Arrest 2 NTA		3 Request for Warrant 4 Request for Capias		1	JUVENILE
A D M I N I S T R A T I V E	Agency ORI Number FL 0501700		Agency Name JUPITER POLICE DEPARTMENT		Agency Report Number 5 4 19-003101				
	Charge Type Check as many as apply ☐ 1 Felony ☐ 2 Traffic Felony		☐ 3 Misdemeanor ☒ 4 Traffic Misdemeanor		☐ 5 Ordinance ☐ 6 Other		Special Notes		
D E F E N D A N T	Name (Last, First, Middle) RICE, MICHELLE NICOLE					Race W	Sex F	Date of Birth 05/16/1986	
	Charge Description 316.193(1) DUI - DRIVING WHILE UNDER INFLUENCE					Charge Description			
C H A R G E S	Charge Description					Charge Description			
	Charge Description					Charge Description			
V I C T I M	Victim's Name (Last, First, Middle) State Of Florida					Race	Sex	Date of Birth	
	Local Address (Street, Apt. Number) (City) (State) (Zip)					Phone		Address Source	
P R O B A B L E	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 ☐ was observed by _____ who told _____ that he/she saw the arrested person commit the below acts ☐ confessed to _____ admitting to the below facts ☒ was found to have committed the below acts, resulting from my (described) investigation On the <u>30</u> day of <u>June</u>, <u>2019</u> at <u>02:38</u> (Specifically include facts constituting cause for arrest)								
C A U S E	On 06/30/2019 at approximately 0218 hours, I was conducting routine patrols in the area of S.R. 706 (W Indiantown Rd.) and S.R. 811 (N Alternate A1A) in the Town of Jupiter, Palm Beach County, FL. At the time I was driving an unmarked Jupiter Police Department patrol vehicle (vehicle 1916), I was wearing a JPD uniform clearly identifying myself as a Jupiter Police Officer, and I was wearing my department-issued Axon body camera.								
	I observed a white 2012 Nissan Sentra bearing FL tag # 1I36ZV traveling westbound on S.R. 706, in the inside lane. I observed this vehicle weaving within its lane (traveling from the inside extreme to the outside extreme of the lane lines) while it traveled westbound on S.R. 706 from C.R. 809 (Military Trl.). I followed the vehicle and observed it pull into the left turn lane at the intersection of S.R. 706 and the Shoppes of Jupiter Creek (near 1150 W Indiantown Rd.).								
S T A T E M E N T	I drove westbound, past the aforementioned vehicle and observed the vehicle sit in the turn lane for approximately 20 seconds and not execute a left turn or u-turn. It should be noted that there was no traffic coming the opposite direction and the vehicle could have turned at any point during the approximate 20 second time period in which it was stopped.								
	I made a u-turn at the intersection of S.R. 706 and S Delaware Blvd. to continue following the vehicle, at which point the white Nissan had already made a u-turn and was traveling back eastbound on S.R. 706. The vehicle was approximately one-half mile in front of me, in the outside eastbound lane, and it appeared as though the vehicle was traveling above the posted 45 MPH speed limit.								
A D M I N I S T R A T I V E	I activated the front antenna of my Raptor RP-1 vehicle-mounted radar unit, in moving mode, and received a digital speed readout of 54 MPH in a posted 45 MPH speed zone. The radar unit also emitted a clear and constant audio Doppler tone which was consistent								
	SWORN AND SUBSCRIBED BEFORE ME _____ NOTARY PUBLIC / CLERK OF COURT / OFFICER (F.S. 117.10) <u>06/30/2019</u> DATE  Notary Public State of Florida Gary J Parent My Commission GQ 085486 Expires 06/21/2021  SIGNATURE OF ARRESTING / INVESTIGATING OFFICER <u>GYOCHUM, CRAIG (1185)</u> NAME OF OFFICER (PLEASE PRINT) <u>06/30/2019</u> DATE								
PAGE 1 of 3									

COURT

STATE ATTORNEY

CENTRAL RECORDS

JAIL

CRIME ANALYSIS

P.I.O.

A D M I N I S T R A T I V E	OETS Number	PROBABLE CAUSE AFFIDAVIT SUPPLEMENT		1 Arrest 2 NTA	3 Request for Warrant 4 Request for Capias	1	JUVENILE
	Agency ORI Number FL 0501700	Agency Name JUPITER POLICE DEPARTMENT		Agency Report Number 5 4 19-003101			
	Charge Type ☐ 1 Felony ☐ 3 Misdemeanor ☐ 5 Ordinance ☐ 2 Traffic Felony ☒ 4 Traffic Misdemeanor ☐ 6 Other		Special Notes				
	Name (Last, First, Middle) RICE, MICHELLE NICOLE		Alias		Race W	Sex F	Date of Birth 05/16/1986

with a vehicle traveling the aforementioned speed. I also confirmed that the patrol vehicle speed displayed on my radar unit matched the speed of my patrol vehicle's certified digital speedometer.

In addition to the speed violation, I observed the vehicle continue the pattern of weaving within its lane as it traveled eastbound. As the Nissan neared the intersection of S.R. 706 and C.R. 809, I observed the brake lights activate for no apparent reason as it passed through the green light at the intersection.

I continued following the vehicle and observed it make 2 quick lane changes (from the outside to inside eastbound lane of S.R. 706) on the east side of S.R. 811. The vehicle utilized its turn signal for this maneuver. The vehicle made another u-turn at the intersection of S.R. 706 and Intracoastal Pointe Dr., again traveling westbound on S.R. 706.

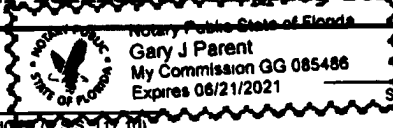
I activated my patrol vehicle's overhead interior emergency lights and siren to conduct a traffic stop. The vehicle continued for a short period of time, eastbound on S.R. 706 and pulled into the parking lot of 71 E Indiantown Rd (Johnny Mango's - Concourse Plaza). The vehicle passed at least one suitable stopping location in the parking lot and continued for approximately 300 feet, parking in a seemingly random parking space on the east side of the plaza parking lot.

I approached the vehicle on the driver side and observed a white female and sole occupant of the vehicle. The window was closed and the driver appeared to be quickly drinking out of a large stainless steel "YETI"-like cup. I had to knock on the window before the driver rolled the window down and I made contact with her. I identified the driver to be Michelle Rice (w/f; 05/16/1986) by her valid Class E Florida driver license.

Rice had glassy, somewhat bloodshot eyes, slurred speech, and the odor of an unknown alcoholic beverage on her breath. I advised Rice of the reason for the traffic stop and she produced her registration and insurance information upon demand. Rice admitted to drinking a couple of beers at Johnny Mango's prior to my contact with her.

I asked Rice to estimate her level of impairment on a scale of 1 (being completely sober) to 10 (being the most intoxicated she had ever been in her life). Rice advised she was "probably like a 3" but stated she did not feel as though she was under the influence.

Due to my observations of the vehicle's driving pattern and my observations made during the Personal Contact phase of the traffic stop, I requested Rice exit the vehicle. Rice complied and took several steps to the front when exiting the vehicle (appearing to subtly disguise losing her balance by stepping forward).

SWORN AND SUBSCRIBED BEFORE ME  NOTARY PUBLIC / CLERK OF COURT / OFFICER (F.S.S. 117.10) 06/30/2019 DATE	SIGNATURE OF ARRESTING / INVESTIGATING OFFICER  YUCHUM, CRAIG (1185) NAME OF OFFICER (PLEASE PRINT) 06/30/2019 DATE
--	--

PAGE
2 of 3

COURT

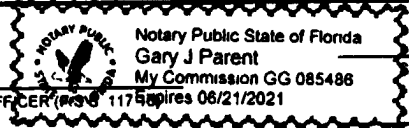
STATE ATTORNEY

CENTRAL RECORDS

JAIL

CRIME ANALYSIS

P.I.O.

OBS Number		PROBABLE CAUSE AFFIDAVIT SUPPLEMENT		1 Arrest 2 NTA	3 Request for Warrant 4 Request for Capias	1	JUVENILE
A D M I N I S T R A T I V E	Agency ORI Number FL 0501700		Agency Name JUPITER POLICE DEPARTMENT		Agency Report Number 5 4 19-003101		
	Charge Type Check as many as apply ☐ 1 Felony ☐ 3 Misdemeanor ☐ 5 Ordinance ☐ 2 Traffic Felony ☒ 4 Traffic Misdemeanor ☐ 6 Other		Special Notes				
Name (Last, First, Middle) RICE, MICHELLE NICOLE				Race W	Sex F	Date of Birth 05/16/1986	
I requested Rice perform Standardized Field Sobriety Tasks. Rice looked around, shrugged her shoulders, and replied "I guess so, yeah." Rice advised she did not have any medical conditions and did not take any medications. She also stated she did not wear glasses or contacts. I gave the instructions for the Horizontal Gaze Nystagmus task and began. I checked for Equal Tracking and Lack of Smooth Pursuit before Rice looked away and put her hands on her hips. Rice slurred something to the effect of "I already know I failed it" and I explained to her that the tasks were not a pass or fail and asked if she would like to continue. Rice stated she did not know and I advised her of her Taylor Warnings. I confirmed Rice understood her Taylor Warnings and again asked if she wished to continue. Rice stated she did. I resumed the HGN task, attempting to check for Distinct and Sustained Nystagmus at Maximum Deviation in both her eyes. Before the task was complete, Rice again looked away and started walking away from me. I asked where she was going and she advised that I "might as well just handcuff [her] and take [her] to jail." I asked if Rice wanted to complete the tasks and she ultimately stated she did not. Due to my observations, I placed Rice under arrest for DUI. I secured her in handcuffs behind her back which were checked for proper spacing and double-locked to prevent tightening. I sat Rice in the rear passenger seat of my patrol vehicle and transported her to the Palm Beach County Breath Alcohol Testing Facility. I conducted a 20 minute observation period to ensure she did not ingest or regurgitate anything orally. At the conclusion of the observation period, I requested Rice provide a lawful sample of her breath for the purpose of determining the alcohol content. Rice refused. I read Rice Implied Consent (excluding the CDL portion of Implied Consent) and explained it in laymen's terms for her. Rice advised she understood and ultimately refused to provide a breath sample. I secured Rice in a holding cell while I completed the arrest paperwork. When the arrest paperwork was complete, I escorted Rice to the Palm Beach County Jail where she was booked for DUI without incident.							
SWORN AND SUBSCRIBED BEFORE ME  NOTARY PUBLIC / CLERK OF COURT / OFFICER (P.S.) 1175 Expires 06/21/2021 06/30/2019 DATE				 SIGNATURE OF ARRESTING / INVESTIGATING OFFICER YUCHUM, CRAIG (1185) NAME OF OFFICER (PLEASE PRINT) 06/30/2019 DATE			
							PAGE 3 OF 3

COURT

STATE ATTORNEY

CENTRAL RECORDS

JAIL

CRIME ANALYSIS

P.I.O.

YOCUM
(1185)

19003101



FLORIDA DUI UNIFORM TRAFFIC CITATION

AATBKEE

COUNTY OF PALM BEACH		☐ (1) FNP ☒ (2) PD ☐ (3) SO ☐ (4) OTHER	
CITY IF APPLICABLE JUPITER		AGENCY NAME JUPITER POLICE	
		AGENCY # 54	
IN THE COURT DESIGNATED BELOW THE UNDERSIGNED CERTIFIES THAT HE/SHE HAS JUST AND REASONABLY BROUGHT TO BELIEVE AND DOES BELIEVE THAT ON			
COMPLAINT (RETAINED BY COURT)			
DAY OF WEEK SUNDAY	MONTH 06	DAY 30	YEAR 2019
TIME 02:23			
NAME (PRINT FIRST) MICHELLE NICOLE RICE			
STREET 825 CENTER STREET - 23B			
CITY JUPITER			
STATE FL			
ZIP CODE 33458			
DATE OF BIRTH 05 16 1986			
RACE W			
SEX F			
MOT 501			
DRIVER LICENSE NUMBER R 2 0 0 5 5 4 8 6 6 7 6 0			
STATE FL			
CLASS E			
TR LICENSE EXP 2027			
COMMERCIAL VEHICLE ☐ YES ☒ NO			
PLACARDED HAZARDOUS MATERIAL ☐ YES ☒ NO			
TR VEHICLE 2012			
NAME NISS			
STYLE 4D			
COLOR WHI			
VEHICLE LICENSE NO 1136ZV			
TRAILER TAG NO			
STATE FL			
YEAR TAG EXPIRES 2020			
2-16 PASSENGERS ☐ YES ☒ NO			
MOTORCYCLE ☐ YES ☒ NO			
COMPANION CITATIONS ☒ YES ☐ NO			
UPON A PUBLIC STREET OR HIGHWAY, OR OTHER LOCATION, NAMELY 899 W INDIANTOWN RD/S PENNOCK LN, JUPITER			
FT _____ INCH _____ OF NOSE _____			

DID UNLAWFULLY COMMIT THE OFFENSE OF DRIVING UNDER THE INFLUENCE OF ALCOHOLIC BEVERAGES, CHEMICAL OR CONTROLLED SUBSTANCES; DID DRIVE, OR WAS IN ACTUAL PHYSICAL CONTROL OF A VEHICLE, WHILE UNDER THE INFLUENCE OF AN ALCOHOLIC BEVERAGE/CHEMICAL SUBSTANCE/CONTROLLED SUBSTANCE TO THE EXTENT NORMAL FACULTIES WERE IMPAIRED, OR WITH A BLOOD OR BREATH ALCOHOL LEVEL OF .08 OR ABOVE OF

ADDITIONAL REASONS TO OFFENSE (SEE AND CHECK AND CHECK)
DUI - DRIVING WHILE UNDER INFLUENCE

☐ AGGRESSIVE DRIVER	☐ PASSENGER IN VEHICLE	STATE STATUTE	SECTION	316.193	CLASS SECTION	(1)
☐ CHASE	☐ DAMAGE TO OTHER PROPERTY	☐ BATTERY TO ANOTHER	☐ BATTERY TO ANOTHER	☐ BATTERY TO ANOTHER	☐ BATTERY TO ANOTHER	☐ BATTERY TO ANOTHER
☐ THIS IS A CRIMINAL VIOLATION, COURT APPEARANCE REQUIRED, AS INDICATED BELOW.						

08/07/2019 08:30 AM AATBKEE
COURT DATE
NORTH COUNTY GOVERNMENT CENTER
3188 PGA Boulevard PBG, FL 33410

ARREST DELIVERED TO _____ DATE _____
I HEREBY AND PROMISE TO COMPLY AND ADHERE TO THE CHARGES AND INSTRUCTIONS SPECIFIED IN THIS CITATION. WILLFUL REFUSAL TO ACCEPT AND SIGN THIS CITATION MAY BE HELD IN ARREST. I UNDERSTAND MY SIGNATURE IS NOT AN ADMISSION OF GUILT OR WAIVER OF RIGHTS. IF YOU NEED REASONABLE ASSISTANCE TO COMPLY WITH THIS CITATION, CONTACT THE CLERK OF THE COURT.

SIGNATURE OF VIOLATOR
EFFECTIVE IMMEDIATELY, YOUR DRIVING PRIVILEGE IS SUSPENDED/DISQUALIFIED FOR:
☐ DRIVING WITH AN UNLAWFUL BLOOD OR BREATH ALCOHOL LEVEL. THIS SUSPENSION IS FOR A PERIOD OF SIX MONTHS IF THIS IS THE FIRST VIOLATION OR ONE YEAR IF PREVIOUSLY SUSPENDED FOR DRIVING WITH AN UNLAWFUL BLOOD OR BREATH ALCOHOL LEVEL. IF YOU HOLD A CDL OR YOU ARE OPERATING A CMV, YOUR COMMERCIAL DRIVER LICENSE/PRIVILEGE WILL ALSO BE DISQUALIFIED FOR ONE YEAR FOR THE FIRST OFFENSE OR PERMANENTLY DISQUALIFIED FOR A SUBSEQUENT OFFENSE.

☒ REFUSAL TO SUBMIT TO LAWFUL BREATH, BLOOD OR URINE TEST SECTION 322.2615, F.S. THIS SUSPENSION IS FOR A PERIOD OF ONE YEAR IF THIS IS A FIRST REFUSAL OR 18 MONTHS IF PREVIOUSLY SUSPENDED FOR THIS OFFENSE. IF YOU HOLD A CDL OR YOU ARE OPERATING A CMV, YOUR COMMERCIAL DRIVER LICENSE/PRIVILEGE WILL ALSO BE DISQUALIFIED FOR A PERIOD OF ONE YEAR FOR A FIRST REFUSAL OR PERMANENTLY DISQUALIFIED FOR A SUBSEQUENT REFUSAL.

LICENSE SURRENDERED? ☒ YES ☐ NO REASON **REFUSAL**
ELIGIBLE FOR PERMIT? ☒ YES ☐ NO REASON

UNLESS INELIGIBLE, THIS CITATION SHALL SERVE AS A TEMPORARY DRIVER LICENSE AND WILL EXPIRE AT MIDNIGHT ON THE 16TH DAY FOLLOWING THE DATE OF SUSPENSION
AT THE **LAUDERDALE LAKES 33311-1151** BUREAU OF ADMINISTRATIVE REVIEWS OFFICE, YOU MAY REQUEST, WITHIN 10 DAYS AFTER THE DATE OF SUSPENSION, A REVIEW OF SUSPENSION BY THE DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES OR A REVIEW TO DETERMINE ELIGIBILITY FOR A RESTRICTED LICENSE. IF THIS IS YOUR FIRST DUI RELATED OFFENSE SEE REVERSE SIDE

NAME - SIGNATURE OF OFFICER *[Signature]* BADGE NO. **583/1195** ID NO. _____ TRUCK UNIT _____
ISSUED 12/00/99 REV 10/14

COMPLAINT

CASE NO. _____ DOCKET NO. _____ PAGE NO. _____

DATE	COURT ACTION AND OTHER ORDERS
	BAIL FIXED AT \$ _____ OR CASH DEPOSIT OF \$ _____ SIGNATURE OF PERSON GIVING BAIL _____ SIGNATURE OF PERSON TAKING BAIL _____
	FINE IN THE AMOUNT OF \$ _____ RECEIVED AS REQUIRED BY COURT SCHEDULE. SIGNATURE OF CLERK _____
	CONTINUANCE TO _____ REASON _____
	CONTINUANCE TO _____ REASON _____
	BOND ESTREATED _____
	WARRANT ISSUED _____
	VIOLATOR FAILED TO APPEAR-DRIVER LICENSE SUSPENDED
	VIOLATOR ARRAIGNED ON _____ (DATE) PLEA _____ FINDING _____ ADJUDICATION _____ SENTENCE FINE _____ COST _____ JAILED _____ DAYS DRIVER IMPROVEMENT SCHOOL _____ OTHER _____ DRIVER LICENSE SUSPENDED OR REVOKED FOR _____ DAYS RECOMMEND DRIVER LICENSE SUSPENSION FOR _____ DAYS RECOMMEND RE-TEST _____
	SIGNATURE OF JUDGE _____
	TESTIMONY - JUDGE'S NOTES (OR OTHER COURT ORDERS)
	APPEAL BOND OF \$ _____
	VIOLATOR'S FINGERPRINT WHEN APPLICABLE _____

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

I, Officer Craig Yochum, a duly certified Law Enforcement Officer or Correctional Officer,
 (Name of Officer reading Implied Consent Warning)

am a member of Jupiter Police Department, and I do swear
 (Name of law enforcement agency)

or affirm that on or about the 30th day of June, 20 19, at 2:38 ☐ P.M. ☒ A.M.

DRIVER Michelle N Rice
 (Type or Print) FIRST NAME MIDDLE OR MAIDEN NAME LAST NAME

DL# R200-554-86-676-0, state of Florida, was placed under lawful arrest for

the offense of DUI by Officer Craig Yochum and
 (Name of Arresting Officer)

issued Citation # AATBKEE.

That on or about the 30th day of June, 20 19, at 3:39 ☐ P.M. ☒ A.M.

in Palm Beach County.

I requested that the driver submit to a ☒ breath and/or ☐ urine test to determine his or her blood alcohol level and/or the presence of chemical or controlled substances. I informed the driver that the refusal to submit to such test(s) would result in the suspension of his or her driving privilege for a period of one (1) year for a first refusal, or for a period of eighteen (18) months if his or her driving privilege had been previously suspended for refusing to submit to a breath, urine or blood test. I also informed the driver that he or she commits a misdemeanor by refusing to submit to a lawful test as requested above if his or her driving privilege has been previously suspended for refusal to submit to a lawful test of his or her breath, urine, or blood. Additionally, I informed the driver that if he or she holds a CDL, or was operating a CMV, refusal will result in the disqualification of the Commercial Driver's License/driving 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 any such lawful test. Nonetheless, the driver refused to submit to the test(s) requested.

[Signature]
 Signature of Law Enforcement Officer or
 Correctional Officer

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



(AFFIX SEAL)

The foregoing instrument was sworn and subscribed before

me this 30th day of June, 20 19,

by Officer Craig Yochum # 383,

who is personally known to me or who has produced

Personally Known as identification

Notary Public Gary Parent (#7909)

The foregoing instrument was sworn and subscribed before me:

Signature of Attesting Officer

Title _____

Date 06/30/2019

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.



**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.	
	☐	(xi) 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:	

REVIEW COMPLETED BY

Booking Number: 2019021363

Date: 07/01/2019

Specialist Name/ID: AM/31562