

0481825

## ARREST / NOTICE TO APPEAR

10CT19077ASB 589

A D M I N I N I A T I O N			OBTS Number 0500200 Agency ORI Number			Agency Name Boca Raton Police Department			Agency Report Number (N.T.A. only) 3   2   2016-014969			1 JUVENILE														
S T R A T I O N			Charge Type: <input type="checkbox"/> 1. Felony <input type="checkbox"/> 3. Misdemeanor <input type="checkbox"/> 5. Ordinance <input type="checkbox"/> 2. Traffic Felony <input checked="" type="checkbox"/> 4. Traffic Misdemeanor <input type="checkbox"/> 6. Other			If Weapon Seized Enter Type <b>None/not Applicable</b>			Multiple Clearance Indicator																	
Location of Arrest (Including Name of Business) 100 N DIXIE HWY			Location of Offense (Business Name, Address) 100 N DIXIE HWY, BOCA RATON, FL 33432																							
Date of Arrest 10/14/2016 Time of Arrest 03:18 Booking Date 10/14/2016 Booking Time 03:28			Jail Date 10/14/2016 Jail Time 03:29			Location of Vehicle NONE																				
Name (Last, First, Middle) <b>POWELL, MIRANDA NICOLE</b>																										
Alias: Alias (Name, DOB, Soc. Sec. #, Etc.)																										
<table border="1"> <tr> <td>Race W - White B - Black</td> <td>Sex W F</td> <td>Date of Birth 08/06/1994</td> <td>Height 5'09</td> <td>Weight 184</td> <td>Eye Color GREEN</td> <td>Hair Color BLONDE</td> <td>Complexion LIGHT</td> <td>Build Small</td> </tr> </table>												Race W - White B - Black	Sex W F	Date of Birth 08/06/1994	Height 5'09	Weight 184	Eye Color GREEN	Hair Color BLONDE	Complexion LIGHT	Build Small						
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Scars, Marks, Tattoos, Unique Physical Features (Location, Type, Description)																										
<table border="1"> <tr> <td>Local Address (Street, Apt. Number) 135 NW 20TH ST A34, BOCA RATON, FL 33431</td> <td>(City)</td> <td>(State)</td> <td>(Zip)</td> <td>Marital Status S</td> <td>Religion NONE</td> <td>Phone (813) 770-9529</td> <td>Indication of: Alcohol Influence Yes <input type="checkbox"/> No <input type="checkbox"/> Unk <input type="checkbox"/></td> </tr> </table>												Local Address (Street, Apt. Number) 135 NW 20TH ST A34, BOCA RATON, FL 33431	(City)	(State)	(Zip)	Marital Status S	Religion NONE	Phone (813) 770-9529	Indication of: Alcohol Influence Yes <input type="checkbox"/> No <input type="checkbox"/> Unk <input type="checkbox"/>							
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D/L Number, State P400554947860 / FL			Soc. Sec. Number			INS Number			Place of Birth (City, State) LANDSTUHL, GE			Citizenship US														
Co-Defendant Name (Last, First, Middle)						Race	Sex	Date of Birth			<input type="checkbox"/> 1. Arrested <input type="checkbox"/> 3. Felony <input type="checkbox"/> 5. Juvenile <input type="checkbox"/> 2. At Large <input type="checkbox"/> 4. Misdemeanor															
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HOLD for Other Agency			Signature of Arresting Officer 769			Name Verification (Printed by Arrestee)																				
<input type="checkbox"/> Dangerous <input type="checkbox"/> Resisted Arrest			Name of Arresting Officer (Print) ALVAREZ, AMANDA			ID # 769			(PRINT)																	
<input type="checkbox"/> Suicidal <input type="checkbox"/> Other			Transporting Officer ID # 779			Agency BRPD																				
Intake Deputy ID # (We/825)			Pouch # Rafaikd						Witness here if subject signed with an "X".																	

SCANNED

OCT 14 2016

PAGE 1 OF 1

<b>A</b> <b>D</b> <b>M</b> <b>I</b> <b>N</b>	<b>OBTS Number</b>  <b>Agency ORI Number</b> <b>FL 0500200</b>	<b>PROBABLE CAUSE AFFIDAVIT</b>  <b>1. Arrest</b> <b>3. Request for Warrant</b> <b>2. N.T.A.</b> <b>4. Request for Capias</b> <b>1</b> <b>JUVENILE</b>
<b>Agency Name</b> <b>BOCA RATON POLICE DEPARTMENT</b>		<b>Agency Report Number</b> <b>3   2   2016-014969</b>
<b>Charge Type:</b> Check as many as apply. <input type="checkbox"/> 1. Felony <input type="checkbox"/> 3. Misdemeanor <input type="checkbox"/> 5. Ordinance <input type="checkbox"/> 2. Traffic Felony <input checked="" type="checkbox"/> 4. Traffic Misdemeanor <input type="checkbox"/> 6. Other		<b>Special Notes:</b>
<b>D</b> Name (Last, First, Middle) <b>POWELL, MIRANDA NICOLE</b>		<b>Alias</b>  <b>Race</b> <b>Sex</b> <b>Date of Birth</b> <b>W</b> <b>F</b> <b>08/06/1994</b>
<b>C</b> Charge Description <b>316.193(1) DUI</b>		<b>Charge Description</b>
<b>H</b> Charge Description		<b>Charge Description</b>
<b>V</b> Victim's Name (Last, First, Middle) <b>STATE OF FLORIDA,</b>		<b>Race</b> <b>Sex</b> <b>Date of Birth</b> <b>U</b>
<b>T</b> Local Address (Street, Apt. Number) <b>100 NW 2ND AVE, BOCA RATON, FL 33432</b>		<b>(City)</b> <b>(State)</b> <b>(Zip)</b> <b>Phone</b> <b>(561) -</b> <b>Address Source</b>
<b>M</b> Business Address (Name, Street) 		<b>(City)</b> <b>(State)</b> <b>(Zip)</b> <b>Phone</b> <b>(561) -</b> <b>Occupation</b>
<p>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 . . .</p> <p><input type="checkbox"/> committed the below acts in my presence.   <input type="checkbox"/> was observed by _____ who told _____ that he/she saw the arrested person commit the below acts.</p> <p><input type="checkbox"/> confessed to _____ admitting to the below facts.   <input checked="" type="checkbox"/> was found to have committed the below acts, resulting from my (described) investigation.</p> <p>On the <b>14</b> day of <b>October</b>, <b>2016</b> at <b>03:18</b> (Specifically include facts constituting cause for arrest.)</p> <p>On 10/14/16 at approximately 0249 hours, I conducted a traffic stop on a 2015 white Ford Fusion bearing Florida tag #CTAV01 for failing to make a complete stop at a stop sign exiting SE 3rd St northbound onto S Dixie Hwy. I also observed the vehicle slightly swerving within the inside straight lane when coming to a stop at the red traffic signal at the intersection of Dixie Hwy and Palmetto Park Rd. The vehicle came to a complete stop but started slowly moving forward into the intersection while the traffic signal was still red. I activated my lights and siren and the vehicle came to a stop at 100 N Dixie Hwy.</p> <p>Approaching the vehicle, the driver briefly lowered the rear right passenger window at which time I smelled the odor of alcoholic beverages emanating from within the vehicle. I made contact with the driver W/F Miranda Powell. Powell stated that she was driving her mother home with her from Biergarten. I explained that I observed that she failed to make a complete stop at the stop sign. I requested for her driver license, registration, and proof of insurance. She originally gave me a receipt for a car wash and an enterprise card. She was eventually able to provide me with the car registration and insurance. I observed the smell of an alcoholic beverage emanating from her breath when she spoke to me. I also observed her red and watery eyes. I asked her if she has had anything alcoholic beverages this evening to which she stated "no".</p> <p>Officer Reilly arrived on scene as my back-up. I approached the vehicle again and explained to Powell my observations such as her driving pattern, the odor of an alcoholic beverage coming from her breath and her watery eyes. I then asked her if she would like to dispel my alarm that she was driving impaired. She stated "yes". I set up Officer Reilly's vehicle and I used the white line on the right side of the road where it was well illuminated with a flat level surface. I allowed Powell to take off her sandals because she stated she would feel more comfortable.</p> <p>SWORN AND SUBSCRIBED BEFORE ME</p> <p><b>KENNEY, RYAN B</b>  NOTARY PUBLIC / CLERK OF COURT / OFFICER (F.S.S. 117.10)</p> <p><b>10/14/2016</b>  DATE</p> <p><b>ALVAREZ, AMANDA (769)</b>  NAME OF OFFICER (PLEASE PRINT)</p> <p><b>10/14/2016</b>  DATE</p> <p><b>PAGE</b>  <b>1 OF 2</b></p>		

COURT

STATE ATTORNEY

CENTRAL RECORDS

JAIL

CRIME ANALYSIS

P. I. O.

PROBABLE CAUSE AFFIDAVIT  
SUPPLEMENT

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

**1**

JUVENILE

OBTS Number			
A	Agency ORI Number	Agency Name	Agency Report Number
D	<b>FL 0500200</b>	<b>BOCA RATON POLICE DEPARTMENT</b>	<b>3   2   2016-014969</b>
M	Charge Type: Check as many as apply.	<input type="checkbox"/> 1. Felony <input type="checkbox"/> 3. Misdemeanor <input type="checkbox"/> 5. Ordinance <input checked="" type="checkbox"/> 4. Traffic Misdemeanor <input type="checkbox"/> 6. Other	Special Notes:
N	Name (Last, First, Middle)		Alias
D	<b>POWELL, MIRANDA NICOLE</b>		Race
E			Sex
F			Date of Birth
			<b>W F 08/06/1994</b>

The first task was the horizontal gaze nystagmus. She was swaying side to side while standing. There was a lack of smooth pursuit in each eye. There was distinct and sustained nystagmus at maximum deviation in each eye and also an onset of nystagmus prior to 45 degrees in each eye.

The second task was the walk and turn. She left the starting position. She was using her arms for balance and did not touch heel to toe on each step. She stopped briefly to catch her balance and she stepped off the line with her left foot. She did not turn as instructed.

The third task was the one leg stand. She was swaying from side to side. She was using her arms and began hopping to regain balance. She also did not count as instructed but instead counted "one one thousand, two one thousand...etc" instead of the instructions of "one thousand and one, one thousand and two...etc".

The fourth task was the finger to nose (L-R-L-R-R-L). She was swaying side to side at times. She also missed the tip of her nose on each movement.

The final task was the rhomberg alphabet. She was swaying back and forth at times. She also incorrectly recited the alphabet twice by having to repeat letters like "J" and skipping other letters altogether.

At 0318 hours on 10/14/16, I placed Powell under arrest. The vehicle belongs to her mother W/F Tiffany Powell. Tiffany called a friend to drive her the rest of the way home without incident. I transported Miranda Powell to the BRPD.

Officer Crawford conducted The Intoxilyzer 8000 testing. He provided the breath samples of .169% and .186% BrAC.

She was charged with DUI FSS 316.193(1). She was given the court date of 11/20/2016 at 8:30am. The video was submitted into property. After processing she was transported to the PBCJ.

AND SUBSCRIBED BEFORE ME

**KENNEY, RYAN B**  
RY PUBLIC / CLERK OF COURT / OFFICER (F.S.S. 17.10)

**10/14/2016**

DATE

SIGNATURE OF ARRESTING / INVESTIGATING OFFICER

**ALVAREZ, AMANDA (769)**

NAME OF OFFICER (PLEASE PRINT)

**10/14/2016**

DATE

PAGE  
**2 OF 2**

STATE ATTORNEY

CENTRAL RECORDS

JAIL

CRIME ANALYSIS

P.I.O.

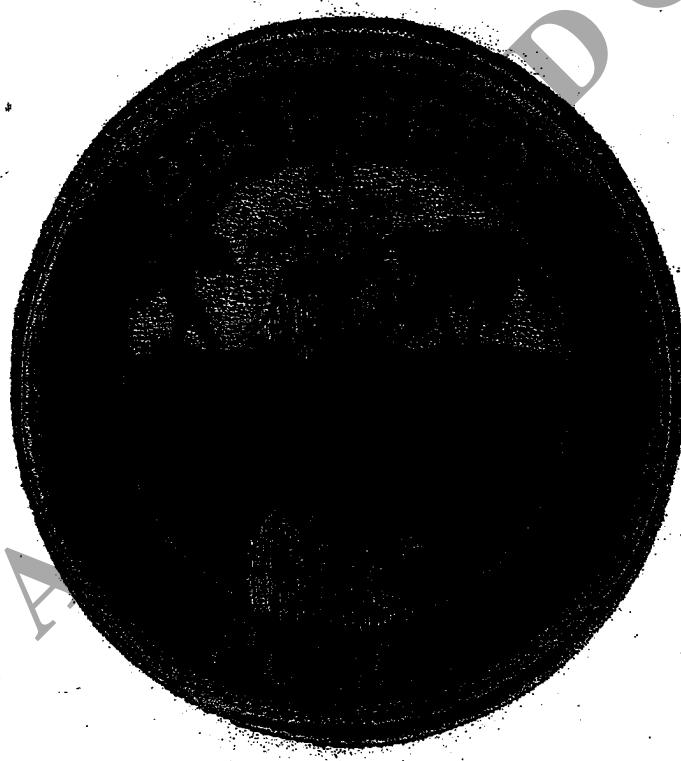
16-14969

10-15 0318

fb 0330

# **D. U. I. INFLUENCE**

# **REPORT**



NOT A  
REPRODUCTION COPY

**Boca Raton Police Services Department**

**100 Northwest Second Avenue**

**Boca Raton, Florida 33432**

WITNESS LIST

ARRESTING OFFICER: Alvarez

Name: Otc. Canfield Phone # Home - Work -

Address: -

Can testify to: Breath test

Name: Otc. Reilly Phone # Home - Work -

Address: -

Can testify to: see report

Name:  Phone # Home  Work

Address:

Can testify to:

Name:  Phone # Home  Work

Address:

Can testify to:

Name:  Phone # Home  Work

Address:

Can testify to:

Name:  Phone # Home  Work

Address:

Can testify to:

Name:  Phone # Home  Work

Address:

Can testify to:

BOCA RATON POLICE DEPARTMENT

Agency Case# 16-14969

PART II D.U.I. REPORT  
To be filled out at testing facility

I. INTRODUCTION

(Instrument Operator faces video camera)

A. The day is: Friday (day) October (month) 14th (date) 2016 (year)

B. The time is now approximately 3:50 AM PM

C. The following is in reference to case number 2016-14969

D. Present at this time is Officer Alvarado of the Boca Raton Police Department. (Officer's Name)

E. Officer Alvarado, Have you arrested Miranda Powell (Defendant's name)  
In violation of Florida State Statute 316.193?

F. Did this violation occur within the City of Boca Raton, Palm Beach County, Florida?

G. Mr./Mrs./Ms. Miranda Powell, I am required to  
Inform you these proceedings are being video taped.

Operator Note: Video tape breath request, breath sample, and interview

BOCA RATON POLICE DEPARTMENT

Agency Case # 2016-14969

**H. AT THIS TIME THE ARRESTING OFFICER WILL REQUEST A BREATH SAMPLE.**

*Note: Read only the paragraph applicable to the type of test you are requesting.*

1.  A. I am now requesting that you submit to a lawful test of your BREATH for the purpose of determining its alcohol content.
- B. I am now requesting that you submit to a lawful test of your URINE for the purpose of determining its alcohol content.
- C. I am now requesting that you submit to a lawful test of your BLOOD for the purpose of determining its alcohol content and the presence of chemical controlled substances.

**IMPLIED CONSENT WARNINGS**

*Note: Read only if the subject does not comply with your request.*

2. 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 signature: \_\_\_\_\_

**ALSO READ FOR CDL HOLDERS**

IN ADDITION, your refusal to submit will result in the loss of your commercial privileges for **one year from today**. If this is your **SECOND REFUSAL**, you will be **permanently disqualified** from operating a commercial motor vehicle.

After reading the implied consent warning, the arresting officer must request a breath sample again.

**(IF REFUSAL THEN)**

At this time Mr/Mrs/Ms. \_\_\_\_\_ has refused to submit to a breath test.

The date is \_\_\_\_\_ (Month) \_\_\_\_\_ (Day) \_\_\_\_\_ (Year) and the time \_\_\_\_\_ AM/PM

A refusal form will be completed by the arresting officer.

BOCA RATON POLICE DEPARTMENT  
TESTING FACILITY TASK REPORT

SUBJECT: Powell, Miranda

CASE #: 16-14969 DATE: 10/14/16

BREATH TESTS RESULTS:

1) TIME 169 / 3:55 AM/PM 2) TIME 186 / 3:59 AM/PM

3) TIME — AM/PM 4) TIME — AM/PM

BREATH OPERATOR: Off. Canfield

MAINTENANCE TECHNICIAN: Off. Brock

TESTING OFFICER'S OBSERVATIONS

SPEECH: Slightly slurred

ATTITUDE: upset, crying, tears

CLOTHING: black dress

MEDICAL CONDITIONS: None

OTHER: —

COMMENTS: I can smell a strong of an alcoholic beverage emanating from her breath. Her eyes are glassy & bloodshot.

BOCA RATON POLICE DEPARTMENT

Agency Case # 16-14969

ADULT CONSTITUTIONAL WARNINGS  
(Juvenile warning on reverse side)

"I am required to warn you before you make any statement that you have the following rights":

- 1) You have the right to remain silent and not answer any questions.
- 2) Any statement you make must be freely and voluntarily given.
- 3) You have the right to the presence of a lawyer and representation 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 statement 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 be and will be used against you in a court of law.

DO YOU UNDERSTAND THESE RIGHTS AS I HAVE READ THEM TO YOU AND DO YOU WISH TO SPEAK TO ME?

(X)

*Read on tape*

QUESTIONS AND ANSWERS

Were you operating a motor vehicle at the time of the accident/stop? Yes

Where were you going? Home 135 NW 20th St

What street or highway were you on? ~~Home~~ Federal or Dixie

Direction of travel? North

Where did you start driving from? ~~Biergarten~~ Biergarten

What City (County) were you stopped in? Boca Raton

What time did you start? I don't know AM/PM What time is it now No idea

What is today's date? 10/13 What day of the week is it? Friday

## BOCA RATON POLICE DEPARTMENT

Agency Case # 16-14969When did you last eat? 2008 PM What did you eat? Peanut Butter/Banana SandwichWhat have you been doing the past three hours prior to this stop/accident? Blue MartiniHow much do you weigh? 160 Have you been drinking? Yes What were you drinking? Vodka cranberryHow much? 2 cups Where? Blue Martini With whom were you drinking? FriendsWhen did you have your first drink? 1130 AM/PM When did you stop drinking? Unknown AM/PMHow did you consume your last two drinks? sippingAre you under the influence of alcohol now? Yes  No Can you feel the affects of alcohol? Yes  No Have you consumed alcohol since the accident? Yes  No  N/ACan you feel the affects of alcohol? Yes  No Have you consumed alcohol since the accident? Yes  No  traffic stop How much? \_\_\_\_\_ What? \_\_\_\_\_

Where? \_\_\_\_\_

What line of work are you in? server - Gary Rocks KitchenWhen did you last work? earlier about 1030-1100 PMDo you have any physical defects or injuries? Yes  No  If yes, explain: \_\_\_\_\_Are you sick or injured? Yes  No  If yes explain: \_\_\_\_\_Do you limp? No Did you get a bump on the head? NoWere you involved in an accident today? NoHave you taken any drugs or smoked marijuana today? No

What? \_\_\_\_\_ When? \_\_\_\_\_

Have you seen a doctor or dentist today? No Who? \_\_\_\_\_Are you taking any prescription medicines? Yes  No  What? \_\_\_\_\_ When? \_\_\_\_\_Do you have: Epilepsy? Yes  No  Inner ear trouble? Yes  No Glass Eye? Yes  No  Ear Infection? Yes  No False Teeth? Yes  No  Diabetes? Yes  No Any eye problems not correctable by glasses or contact lenses? NODo you take insulin? Yes  No  If yes, when was your last injection? \_\_\_\_\_Have you ever had a driver's license in any other state? NOI am now ending this videotaping. The time now is approximately 0409 AM/PMThe date is: October (month) 14th (day) 2016 (year).

NOT A CERTIFIED

