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ARREST / NOTICE TO APPEAR

A D M I N I S T R A T I O N	OBTS Number		Agency ORI Number <b>0500200</b>		Agency Name <b>Boca Raton Police Department</b>		Agency Report Number (N.T.A.'s only) <b>3   2   2017-017224</b>		1. Arrest 2. N.T.A. 3. Request for Warrant 4. Request for Capias		1 JUVENILE											
	Charge Type: Check as many as apply		1. Felony 2. Traffic Felony		3. Misdemeanor 4. Traffic Misdemeanor		5. Ordinance 6. Other		If Weapon Seized		Multiple Clearance Indicator N											
	Location of Arrest (Including Name of Business) <b>4200 N DIXIE HWY BOCA RATON FL 33431</b>		Location of Offense (Business Name, Address) <b>4200 N DIXIE HWY, BOCA RATON, FL 33431</b>		Date of Arrest <b>12/16/2017</b>		Time of Arrest <b>00:16</b>		Booking Date <b>12/16/2017</b>		Booking Time <b>00:26</b>		Jail Date <b>12/16/2017</b>		Jail Time <b>00:00</b>		Location of Vehicle <b>WESTWAY TOWING</b>					
D E F E N D A N T	Name (Last, First, Middle) <b>CAVOUR, NICHOLAS GOMES</b>											Alias (Name, DOB, Soc. Sec. #, Etc.)										
	Race W - White B - Black		I - American Indian O - Oriental/Asian		Sex W M		Date of Birth <b>11/23/1978</b>		Height <b>5'06</b>		Weight <b>155</b>		Eye Color <b>BROWN</b>		Hair Color <b>BLACK</b>		Complexion <b>LIGHT</b>		Build <b>Medium</b>			
	Scars, Marks, Tattoos, Unique Physical Features (Location, Type, Description) <b>SCAR UR EYEBROW / APPROXIMATELY 1 INCH SCAR; TATT U</b>											Marital Status <b>U</b>		Religion <b>CHRISTIAN</b>		Indication of Alcohol Influence Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> Unk. <input type="checkbox"/>		Indication of Drug Influence Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> Unk. <input type="checkbox"/>				
	Local Address (Street, Apt. Number) <b>14896 WILDFLOWER LN, DELRAY BEACH, FL 33446</b>						(City) <b>DELRAY BEACH</b>		(State) <b>FL</b>		(Zip) <b>33446</b>		Phone <b>(954) 204-6822</b>		Residence Type: 1. City 2. County 3. Florida 4. Out of State		2					
	Permanent Address (Street, Apt. Number) <b>14896 WILDFLOWER LN, DELRAY BEACH, FL 33446</b>						(City) <b>DELRAY BEACH</b>		(State) <b>FL</b>		(Zip) <b>33446</b>		Phone <b>(954) 204-6822</b>		Address Source <b>FL DL</b>							
	Business Address (Name, Street) <b>BETTER HOUSE PAINTERS, LLC, 14896 WILDFLOWER LANE</b>						(City) <b>DELRAY BEACH</b>		(State) <b>FL</b>		(Zip) <b>33446</b>		Phone <b>(954) 204-6822</b>		Occupation <b>Self Employed</b>							
	D/L Number, State <b>C160627784230 / FL</b>		Soc. Sec. Number		INS Number		Place of Birth (City, State) <b>LONG ISLAND/ NY</b>		Citizenship <b>US</b>													
	Co-Defendant Name (Last, First, Middle)				Race		Sex		Date of Birth		<input type="checkbox"/> 1. Arrested <input type="checkbox"/> 2. At Large		<input type="checkbox"/> 3. Felony <input type="checkbox"/> 4. Misdemeanor		<input type="checkbox"/> 5. Juvenile							
	Co-Defendant Name (Last, First, Middle)				Race		Sex		Date of Birth		<input type="checkbox"/> 1. Arrested <input type="checkbox"/> 2. At Large		<input type="checkbox"/> 3. Felony <input type="checkbox"/> 4. Misdemeanor		<input type="checkbox"/> 5. Juvenile							
	J U V E N I L E	<input type="checkbox"/> Parent <input type="checkbox"/> Other: _____ Name (Last, First, Middle)											Residence Phone									
<input type="checkbox"/> Legal Custodian											Business Phone											
Address (Street, Apt. Number)				(City)		(State)		(Zip)														
Notified by: (Name)				Date		Time		JUVENILE DISPOSITION 1. Handled/Processed within Department and Released 2. TOT JAC 3. Incarcerated														
Released To: (Name)				Relationship		Date		Time														
The above address was 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's Office (Phone 355-2526) informed of any change of address.											School Attended		Grade									
<input type="checkbox"/> Yes, by: _____				<input type="checkbox"/> No		Property Crime? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		Description of Property		Value of Property												
Drug Activity N. N/A P. Possess		S. Sell B. Buy T. Traffic		R. Smuggle D. Deliver E. Use		K. Disperses/ 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. Synthetic		U. Unknown Z. Other		
Charge Description <b>DUI</b>											Statute Violation Number <b>316.193(1)</b>		Violation of ORD #									
Drug Activity		Drug Type		Amount / Unit		Offense #		Counts		Domestic Violence <input type="checkbox"/> Y <input checked="" type="checkbox"/> N		Warrant / Capias Number		Bond								
Charge Description											Statute Violation Number		Violation of ORD #									
Drug Activity		Drug Type		Amount / Unit		Offense #		Counts		Domestic Violence <input type="checkbox"/> Y <input type="checkbox"/> N		Warrant / Capias Number		Bond								
Charge Description											Statute Violation Number		Violation of ORD #									
Drug Activity		Drug Type		Amount / Unit		Offense #		Counts		Domestic Violence <input type="checkbox"/> Y <input type="checkbox"/> N		Warrant / Capias Number		Bond								
Health / Apparent Physical Condition of Defendant <b>GOOD</b>											Any knowledge of the following: <input type="checkbox"/> Mental <input type="checkbox"/> Escape Risk <input type="checkbox"/> Medication <input type="checkbox"/> Deformities <input type="checkbox"/> Injuries		Explain:									
Check which applies: <input type="checkbox"/> Released O.R. <input type="checkbox"/> Posted Bond				<input type="checkbox"/> Released to Parent/Guardian <input type="checkbox"/> South County Mental Health				<input checked="" type="checkbox"/> T.O.T. County Jail				PROPERTY - Received By <b>SAAVEDRA</b>		Released By <b>SAAVEDRA</b>		Released To <b>PBCJ</b>						
Transported By				Date Transported		Time Transported		Other														
<input checked="" type="checkbox"/> INSTRUCTION NO. 1 - Mandatory appearance in court <input type="checkbox"/> INSTRUCTION NO. 2 - You need not appear in Court but must comply with instructions on Page 2.											Location (Court, Room) <b>South County 200 W Atlantic Ave Delray Beach, FL 33444</b>		Court Date and Time <b>01/08/2018 08:30:00</b>									
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									
HOLD for Other Agency				Signature of Arresting Officer				Name Verification (Printed by Arrestee)														
<input type="checkbox"/> Dangerous <input type="checkbox"/> Resisted Arrest <input type="checkbox"/> Suicidal				Name of Arresting Officer (Print) <b>SAAVEDRA, ALONSO</b>				ID. # <b>777</b>														
Intake # <b>D/S J. THOMAS #7956</b>				Pouch #				Transferring Officer <b>De N M G 740</b>				Agency <b>BRPD</b>										
D/S J. THOMAS #7956											Witness		PAGE 1 OF 1									

SCANNED

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PROBABLE CAUSE AFFIDAVIT

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

1

JUVENILE

OBTS Number	Agency ORI Number <b>FL 0500200</b>		Agency Name <b>BOCA RATON POLICE DEPARTMENT</b>		Agency Report Number <b>3   2   2017-017224</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
Name (Last, First, Middle) <b>CAVOUR, NICHOLAS GOMES</b>					Race <b>W</b>	Sex <b>M</b>
Charge Description <b>316.193(1) DUI</b>					Date of Birth <b>11/23/1978</b>	
Victim's Name (Last, First, Middle) <b>STATE OF FLORIDA,</b>					Race	Sex
Local Address (Street, Apt. Number) <b>100 NW 2ND AVE, BOCA RATON, FL 33432</b>			(City)	(State)	(Zip)	Phone <b>(561) -</b>
Business Address (Name, Street)			(City)	(State)	(Zip)	Phone <b>(56) -</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.</p> <p>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>16</b> day of <b>December</b>, <b>2017</b> at <b>00:16</b> (Specifically include facts constituting cause for arrest.)</p> <p>On 12/15/2017 at 2344 hours, I responded to 10 S. Dixie Hwy in reference to a possible impaired driver. The complainant Matthew Barber advised BRPD dispatch that he observed a white Dodge Ram traveling northbound on Dixie Hwy from SE10th St in Deerfield Beach FL. Barber stated that he observed the vehicle hit the curb at the overpass at 3200 S. Dixie Hwy. Barber continued following the vehicle and observed the vehicle swerving from lane to lane. Barber stopped following the vehicle at 10 S. Dixie Hwy.</p> <p>I was driving southbound from 3200 N. Dixie Hwy, when I observed a white 2015 Dodge Ram bearing FL tag CYKL57 traveling northbound on N. Dixie Hwy. The vehicle matched the description provided by Barber. As the vehicle passed me, I observed the driver side taillight was non-operational. I then followed behind the vehicle and conducted a traffic stop at 4200 N. Dixie Hwy. I then made contact with the sole occupant and driver W/M Nicholas Cavour. I informed Cavour the reason for my stop and he stated he is aware that his taillight was not working. As I was speaking with Cavour, I was able to detect a strong odor of alcohol emitting from the vehicle. Cavour eyes were also red and glassy. I asked Cavour where was he coming from and he stated from Capoeira class in Pompano Beach.</p> <p>I then asked Cavour to step out of the vehicle, which he did. I asked Cavour if he had anything to drink tonight and he stated one Corona. I asked Cavour, how long ago did he had that drink and he stated two hours ago. I then asked Cavour if was taking any medication and he stated yes Ibuprofen 950MG for his back and neck pain. I asked Cavour how long ago did he take his medication and he stated two and half hours ago. I then asked Cavour if he is supposed to mix alcohol with his medication and he stated not really. I then asked Cavour if he had any other injuries and he stated no. I then asked him if he had any problems or injuries with his knees and he stated no. As I continue speaking with Cavour the odor of alcohol emitting from his breath became stronger. I then asked Cavour if he would consent to some field sobriety task, which</p>						
<p>SWORN AND SUBSCRIBED BEFORE ME</p> <p><b>GRAHAM, KEITH T</b> #714 NOTARY PUBLIC / CLERK OF COURT / OFFICER (F.S.S. 117.10) DATE <b>12/16/2017</b></p> <p>_____ SIGNATURE OF ARRESTING / INVESTIGATING OFFICER <b>SAAVEDRA, ALONSO (777)</b> NAME OF OFFICER (PLEASE PRINT) DATE <b>12/16/2017</b></p>						

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COURT

STATE ATTORNEY

CENTRAL RECORDS

JAIL

CRIME ANALYSIS

P. I. O.

<b>OBTS Number</b>	<b>PROBABLE CAUSE AFFIDAVIT SUPPLEMENT</b>		1. Arrest 2. N.T.A.	3. Request for Warrant 4. Request for Capias	<b>1</b>	JUVENILE
<b>Agency ORI Number</b> <b>FL 0500200</b>	<b>Agency Name</b> <b>BOCA RATON POLICE DEPARTMENT</b>	<b>Agency Report Number</b> <b>3   2   2017-017224</b>				
Charge Type: 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				Special Notes:		
<b>Name (Last, First, Middle)</b> <b>CAVOUR, NICHOLAS GOMES</b>			<b>Alias</b>	<b>Race</b> <b>W</b>	<b>Sex</b> <b>M</b>	<b>Date of Birth</b> <b>11/23/1978</b>

he consented.

I explained and demonstrated each task to Cavour before he performed them.

The first task was Horizontal Gaze Nystagmus. While performing the task Cavour showed equal pupil size and no resting nystagmus. Cavour had lack of smooth pursuit and distinct and sustained nystagmus at maximum deviation in both eyes. Cavour displayed onset of nystagmus prior to forty five degrees in both eyes.

The second task was the Walk and Turn. Cavour was unable to maintain the starting position. He was swaying side to side. He was unable to keep his balance. As I was done explaining the task Cavour stated he cannot walk a straight line because he has an injury on his right knee. I then asked Cavour, why he didn't mentioned that injury earlier and he stated he did not think about it because it happen ten years ago. I then asked if Cavour think he could complete this task and he stated no because of his knee. The walk and turn was not continue because of his injury.

The third task is the One Leg Stand. I then asked Cavour if he would be able to stand in one leg and he stated yes. I asked him if he could stand on his strong leg and he stated yes his left one. He was unable to maintain his balance. He dropped his foot and used his arms for balance while counting 1002. He then dropped his foot while counting numbers 1006 and 1007. He then stopped at 1010 and looked at me. Cavour instead of continue counting in the following sequence (1011, 1012...) he picked his leg back up and started counting from 1001 again. He then dropped his foot while counting for a second time on numbers 1001, 1004 and 1005.

The fourth task was the Finger to Nose. The sequence is (L-R-L-R-R-L). While performing this task, Cavour was swaying side to side. L-held his finger for 2 seconds and then brought it back down. R- Missed the tip of his nose and touched right under his nose. He then corrected to the tip of his nose and held his finger for 3 seconds then brought it back down. L- Missed the tip of his nose and touched right under his nose. He held his finger for 2 seconds then brought it back down. R- Missed the tip of his nose and touched the bridge of his nose. He then held his finger for 3 seconds and then brought it back down. R- He held his finger for 3 seconds and then brought it back down. L- Held his finger for two seconds and then brought it back down.

The fifth task was the Rhomberg Balance. He counted aloud until 30. The Rhomberg Alphabet was not attempted because Cavour stated he did not know the full English Alphabet.

At 0015 hours, Nicholas Cavour was placed under arrest for DUI per F.S.S. 316.193(1). He was transported to Boca Raton Police Department for processing. Officer Pare conducted the Intoxilyzer Testing. Cavour became uncooperative while he was in

SWORN AND SUBSCRIBED BEFORE ME  <b>GRAHAM, KEITH T</b> #114 NOTARY PUBLIC / CLERK OF COURT / OFFICER (F.S.S. 117.10)  <b>12/16/2017</b> DATE	SIGNATURE OF ARRESTING / INVESTIGATING OFFICER  <b>SAAVEDRA, ALONSO (777)</b> NAME OF OFFICER (PLEASE PRINT)  <b>12/16/2017</b> DATE
<b>SCANNED</b>	
PAGE <b>2 OF 3</b>	

PROBABLE CAUSE AFFIDAVIT  
SUPPLEMENT

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

1

JUVENILE

A D M I N I S T R A T I V E	OBTS Number		Agency ORI Number <b>FL 0500200</b>		Agency Name <b>BOCA RATON POLICE DEPARTMENT</b>		Agency Report Number <b>3   2   2017-017224</b>	
	Charge Type: Check as many as apply.		Special Notes:		Name (Last, First, Middle) <b>CAVOUR, NICHOLAS GOMES</b>		Race <b>W</b>	Sex <b>M</b>

booking. I then asked Cavour to provide a breath sample of his breath. Cavour then stated "is the breathalyzer accurate?, I informed him I could not answer that question. Cavour then stated "well since is not accurate I will not provide a breath sample. I then read Cavour Implied Consent. Cavour then continued talking over us and would not provide an answer. Officer Pare then asked Cavour if he had been arrested for DUI in the past and he stated yes. Officer Pare then asked if he had refused to submit to a breath test in the past and he also stated yes. I then read again Implied Consent and ask him if he understood. Cavour continued asking us if the test was accurate. Cavour then stated he understood Implied Consent and still refused to provide a breath sample. At 0055 hours, Cavour was issued a refusal. Cavour was given a court date of 01/08/2017 at 0830 hours. The video was classified and submitted into BRPD evidence. The vehicle was towed to Westway Towing. Cavour was transported to Palm Beach County jail for final disposition.

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A D M I N I S T R A T I V E	SWORN AND SUBSCRIBED BEFORE ME		SIGNATURE OF ARRESTING / INVESTIGATING OFFICER	
	<b>GRAHAM, KEITH T</b> #14		<b>SAAVEDRA, ALONSO (777)</b>	
	NOTARY PUBLIC / CLERK OF COURT / OFFICER (F.S.S. 117.10)		NAME OF OFFICER (PLEASE PRINT)	
	12/16/2017 DATE		12/16/2017 DATE	

SCANNED