

2017CT16786

OBTS Number		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	Agency ORI Number FLO 500000		Agency Name PALM BEACH COUNTY SHERIFF'S OFFICE				Agency Report Number (N.T.A.'s only) 06- 17126740															
	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		Weapon Seized / Type 2. No		Multiple Clearance Indicator 1											
	Location of Arrest (Including Name of Business) 6100 SW 18th St, Boca Raton, FL 33433						Location of Offense (Business Name, Address) 6100 SW 18th St, Boca Raton, FL 33433															
	Date of Arrest 09/13/2017		Time of Arrest 21:30		Booking Date		Booking Time		Jail Date		Jail Time		Location of Vehicle 6100 SW 18th St, Boca Raton, FL 33433									
DEFENDANT	Name (Last, First, Middle) Hammond, Nicholas, Russell Eugene												Alias (Name, DOB, Soc. Sec. #, Etc.)									
	Race W - White 1 - American Indian B - Black 0 - Oriental/Asian		Sex W M		Date of Birth 10/07/1981		Height 5'07		Weight 165		Eye Color blue		Hair Color Brown		Complexion light		Build thin					
	Scars, Marks, Tattoos, Unique Physical Features (Location, Type, Description) Various tattoos						Marital Status Single		Religion CATHOLIC		Indication of: Alcohol Influence <input type="checkbox"/> Y <input type="checkbox"/> N <input type="checkbox"/> Unk. Drug Influence <input type="checkbox"/> Y <input type="checkbox"/> N <input type="checkbox"/> Unk.											
	Local Address (Street, Apt. Number) (City) (State) (Zip) 10562 Marina Way, Boca Raton, FL 33428						Phone (561) 674-3318				Residence Type: 1. City 2. County 3. Florida 4. Out of State 2											
	Permanent Address (Street, Apt. Number) (City) (State) (Zip) 10562 Marina Way,						Phone ()				Address Source Driver's license											
	Business Address (Name, Street) (City) (State) (Zip) ()						Phone ()				Occupation Fiber Optic Tech											
	D/L Number, State H553636813670, FL				Soc. Sec. Number ()				INS Number				Place of Birth (City, State) Okinawa, Japan		Citizenship USA							
	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							
	CO-DEF	<input type="checkbox"/> Parent Name (Last) (First) (Middle) <input type="checkbox"/> Legal Custodian <input type="checkbox"/> Other:												Residence Phone ()								
Address (Street, Apt. Number) (City) (State) (Zip) ()												Business Phone ()										
Notified by: (Name) 1						Date		Time		Juvenile Disposition 1. Handled/ processed within Dept. and Released. 2. TOT HRS / DYS 3. Incarcerated												
Released To: (Name)						Relationship						Date		Time								
JUVENILE	The above address 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 (Phone 355-2526) informed of any change of address. <input type="checkbox"/> Yes, by: (Name) <input type="checkbox"/> No. (Reason)												School Attended		Grade							
	Property Crime? <input type="checkbox"/> Yes <input 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. 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 Description Driving Under the Influence (DUI)						Counts 1		Domestic Violence <input type="checkbox"/> Y <input checked="" type="checkbox"/> N		Statute Violation Number 316.193(1)				Violation of ORD #							
CHARGE	Drug Activity N		Drug Type N		Amount / Unit N/A		Offense # 17126740		Warrant / Capias Number				Bond									
	Charge Description						Counts		Domestic Violence <input type="checkbox"/> Y <input checked="" type="checkbox"/> N		Statute Violation Number				Violation of ORD #							
CHARGE	Drug Activity		Drug Type		Amount / Unit		Offense #		Warrant / Capias Number				Bond									
	Charge Description						Counts		Domestic Violence <input type="checkbox"/> Y <input checked="" type="checkbox"/> N		Statute Violation Number SEP 14 AM 1:33				Violation of ORD #							
CHARGE	Drug Activity		Drug Type		Amount / Unit		Offense #		Warrant / Capias Number				Bond									
	Charge Description						Counts		Domestic Violence <input type="checkbox"/> Y <input checked="" type="checkbox"/> N		Statute Violation Number				Violation of ORD #							
CHARGE	Drug Activity		Drug Type		Amount / Unit		Offense #		Warrant / Capias Number				Bond									
	Location (Court, Room Number, Address) South County Courthouse, Courtroom #1, 200 W. Atlantic Ave., Delray Beach, FL 33444 - Ph: (561) 355-2996																					
NOTICE TO APPEAR	Court Date and Time Month Oct Day 16 Year 2017 Time 0830 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) (Signature)												Date Signed 09/13/2017									
ADMIN	HOLD for other Agency				Signature of Arresting Officer (Signature)				Name Verification (Printed by Arrestee) (PRINT)				PAGE									
	<input type="checkbox"/> Dangerous <input type="checkbox"/> Suicidal				<input type="checkbox"/> Resisted Arrest <input type="checkbox"/> Other:				Name of Arresting Officer (Print) D/S Jacob Frey				I.D. # 9658									
	Intake Deputy				I.D. #				Pouch #				Transporting Officer D/S Jacob Frey				ID # 9658					
													Agency PBSO				Witness here if subject signed with an "X" ()					

D.U.I. PROBABLE CAUSE AFFIDAVIT

ON THE 13 DAY OF Sep 20 17, AT 20:12 ☒ AM ☐ PM

SUBJECT: Hammond, Nicholas, Russell Eugene CASE NUMBER: 17126740

AGENCY: PALM BEACH COUNTY SHERIFF'S OFFICE ARRESTING OFFICER: D/S Jacob Frey

PERSONAL CONTACT

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

On 13Sep17 at approximately 2030hrs I arrived at the intersection of SW 18th St and Palm D'Oro Rd in reference to a traffic crash investigation.

Upon arrival I spoke to William Dubois. William told me he was traveling westbound on SW 18th St in the inside lane. He told me he approached the intersection with Palm D'Oro Rd. He said the traffic lights were inoperable and stopped at the intersection. He told me he heard "tires screeching and then felt (his) car lunge forward". After the crash he exited the vehicle and was instructed by deputies on the scene to sit on the median next to Nicholas Hammond while being treated by Palm Beach County Fire Rescue. He stated while sitting there he "heard the other guy that caused the accident (Nicholas) say to a paramedic that 'he (Nicholas) didn't see me (William) and that yes I (William) was stopped at the intersection'". William told me he heard Nicholas admit he was driving and that it was all his fault. William completed and signed a sworn witness statement.

I spoke to Douglas Levy. Douglas told me he was at the intersection when he heard "loud screech" and "saw a white pickup rear-end white sedan". Douglas completed and signed a sworn witness statement.

In the vehicle with Douglas was Roberto Young. Roberto spoke to deputies on the scene and completed a sworn witness statement. He stated he heard "a car slam on breaks and crash into another car". The car "slamming on the breaks was a white pickup truck with a camper top"

Deputies on scene spoke to Christopher Jordan. He completed a signed sworn statement. He stated he was in the plaza near the intersection when he "heard a crash and saw 2 vehicles collided down 18th west @ Palm D'oro Street". Christopher exited the plaza and got behind the first vehicle (white pickup truck). He "approached the driver and asked if he was injured then preceded to the lead vehicle". He stated the driver of the "pickup that hit the other vehicle appeared disoriented and had him sit on the grass". He stated the driver of the pickup (Nicholas) had a "laceration on his nose".

OBSERVATION OF DRIVER:

I made contact with Nicholas. I immediately smelled the strong odor of an unknown alcoholic beverage coming from his breath and person (sweat). He had a bleeding laceration on his nose. He was slightly swaying while talking to him. He made a spontaneous utterance that he had been drinking and had two drinks.

DRIVER'S STATEMENTS:

He made several spontaneous utterances that he had 2 drinks earlier. Post-Miranda he told me he had two drinks that were given to him by a client.

ODORS:

Strong odor of an unknown alcoholic beverage coming from his breath and person (sweat).

GENERAL OBSERVATIONS

SPEECH: slightly slurred

ATTITUDE: overly cooperative, polite, talkative, excited, relaxed

CLOTHING: brown sandals, no shirt, white shorts

MEDICAL/OTHER: none stated

STATE OF FLORIDA
COUNTY OF PALM BEACH

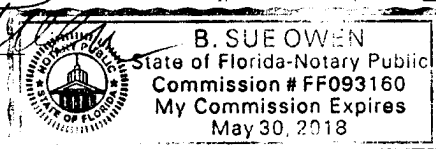
D/S Jacob Frey

(Signature of Arresting/Investigative Officer)

The foregoing instrument was sworn to or affirmed and subscribed before me this 13th day of Sep 20 2017 by D/S Jacob Frey

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

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



SUBJECT: Hammond, Nicholas, Russell Eugene CASE NUMBER 17126740

ROADSIDE TASKS

HORIZONTAL GAZE NYSTAGMUS:

- | | |
|--|--|
| <input type="checkbox"/> LT EYE-LACK OF SMOOTH PURSUIT | <input type="checkbox"/> RT EYE-LACK OF SMOOTH PURSUIT |
| <input type="checkbox"/> LT EYE-DISTINCT & SUSTAINED NYSTAGMUS AT MAX. DEVIATION | <input type="checkbox"/> RT EYE-DISTINCT & SUSTAINED NYSTAGMUS AT MAX. DEVIATION |
| <input type="checkbox"/> LT- EYE-ONSET OF NYSTAGMUS PRIOR TO 45 DEGREES | <input type="checkbox"/> RT- EYE-ONSET OF NYSTAGMUS PRIOR TO 45 DEGREES |

Other Observations:

HGN was not completed at the scene. He had watery eyes.

WALK & TURN:

I instructed and demonstrated the walk and turn. He acknowledged he understood. He began to walk before being instructed to do so and had difficulty standing in the instructional stance. His body swayed while standing. He walked 8 steps forward and stepped off the line. He lifted his arms from his for balance. He walked 9 steps back. He stepped off the line and failed to maintain heel to toe and several steps. He raised his arms from his side for balance. The task was completed on a dry and level surface using a painted line in a parking lot.

ONE LEG STAND:

I instructed and demonstrated the one leg stand. He acknowledged he understood. He lifted his right foot approximately 1 inch off the ground and placed it down several times. He swayed and bounced on his left leg. His body swayed during the task. The task was completed on a dry and level surface.

FINGER TO NOSE:

I instructed and demonstrated the finger to nose. He acknowledged he understood. His body swayed during the task. On each command he used the pad of his finger to touch the underside of his nose. On the first command he attempted to use the wrong hand. The task was completed on a dry and level surface.

ROMBERG ALPHABET:

He told me his highest level of education was 11 grade and Tech schools. He acknowledged he understood the English alphabet and English was his primary language. His body swayed during the task. He ended the alphabet with "... Y, and, Y, Z". The task was completed on a dry and level surface.

I instructed the modified Rhomberg. He acknowledged he could estimate 30 seconds by the response "fuck yea." During the task his body swayed. His estimate of 30 seconds was about 20 seconds. He had difficulty counting and repeated and skipped numbers. The task was completed on a dry and level surface.

BREATH TEST RESULTS: .172 .176

STATE OF FLORIDA
COUNTY OF PALM BEACH

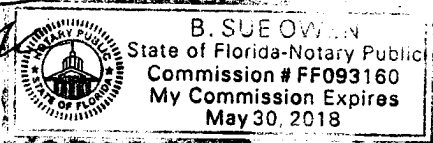
D/S Jacob Frey

(Signature of Arresting/Investigative Officer)

The foregoing instrument was sworn to or affirmed and subscribed before me this 13 day of Sep 20 2017 by D/S Jacob Frey

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

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



TESTING FACILITY TASK REPORT

AGENCY: PBSO
SUBJECT: Hammond, Nicholas Russell E CASE NUMBER: 17-126740
DATE: 9/13/17 VIDEO TAPE NUMBER: N/A
BEGINNING TIME: 2250 ENDING TIME: 2307
BREATH TESTS RESULTS: 1) .172 TIME 2255 A.M./P.M. (P.M.) 2) .176 TIME 2258 A.M./P.M. (P.M.)
3) TIME A.M./P.M. 4) TIME A.M./P.M.

BREATH OPERATOR: S. Dwen #3184

MAINTENANCE TECHNICIAN: J. Karlecke #6467

TESTING OFFICER'S OBSERVATIONS

SPEECH:

ATTITUDE: Co-operative, friendly

CLOTHING: Flip Flops, white shorts

MEDICAL CONDITIONS: none

MEDICATIONS: none

OTHER: piercings on both nipples
35 YOA

COMMENTS: Afo & A arrived at 2230 hrs

Afo observed 20 minutes

Afo requested breath test, A Agreed to test

No problem with test, tech explained results

Afo read c/w A understood RIGHTS

A answered Q & A

Admitted to drinking 2 cans of beer

Couple hours ago.

SEARCHED

SEP 15 2017

SUBJECT: Hammond, Nicholas Russell E CASE NUMBER: 17-126740

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) _____

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

WHITE - STATE ATTY. YELLOW - DHSMV PINK - CENTRAL RECORDS GOLD - JAIL

SUBJECT: Hammons, Nicholas Russell E CASE NUMBER: 17-126740

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? Yes

WHERE WERE YOU GOING? Home

WHAT STREET OR HIGHWAY WERE YOU ON? 18th St

DIRECTION OF TRAVEL? W WHERE DID YOU START? Federal Hwy

WHAT TIME DID YOU START? No idea WHAT TIME IS IT NOW? Don't know

WHAT IS TODAY'S DATE? 13th WHAT DAY OF THE WEEK IS IT? Wed.

WHAT COUNTY AND CITY ARE YOU IN NOW? Palm Beach County

WHEN DID YOU LAST EAT? 2:30 pm WHAT DID YOU EAT? Mac pocket (2)

WHAT HAVE YOU BEEN DOING FOR THE LAST THREE HOURS? Removing Shatters

HOW MUCH DO YOU WEIGH? 165 HAVE YOU BEEN DRINKING? Yes WHAT? Beer

HOW MUCH? 2 cans WHERE? at client's house WITH WHOM? his helper

WHEN DID YOU HAVE YOUR FIRST DRINK? 2 pm AND YOUR LAST DRINK? 3 or 4 pm

HOW DID YOU CONSUME YOUR LAST TWO DRINKS? Normal

CAN YOU FEEL THE EFFECTS OF THE ALCOHOL? NO ARE YOU UNDER THE INFLUENCE? NO

HAVE YOU CONSUMED ANY ALCOHOL SINCE THE ACCIDENT? NO HOW MUCH? —

WHAT? — WHERE? — WHEN? —

WHAT LINE OF WORK ARE YOU IN? Comm. Tech WHEN DID YOU LAST WORK? Before Hurricane

DO YOU HAVE ANY PHYSICAL DEFECTS OR INJURIES? NO WHAT? —

ARE YOU SICK OR INJURED? NO WHAT'S WRONG? —

DO YOU LIMP? NO DID YOU RECEIVE A BUMP ON THE HEAD RECENTLY? NO

WERE YOU IN AN ACCIDENT TODAY? Yes

HAVE YOU TAKEN ANY DRUGS OR SMOKED ANY MARIJUANA TODAY? NO WHEN? —

HAVE YOU SEEN A DOCTOR OR DENTIST TODAY? NO WHO? — WHY? —

ARE YOU TAKING ANY PRESCRIPTION MEDICINES? NO WHAT? — WHEN? —

DO YOU HAVE:

EPILEPSY?	<u>NO</u>
GLASS EYE?	<u>NO</u>
FALSE TEETH?	<u>NO</u>
EAR INFECTION?	<u>NO</u>
INNER EAR TROUBLE?	<u>NO</u>
DIABETES?	<u>NO</u>

80200
SEP 13 2017

DO YOU HAVE ANY PROBLEMS WITH YOUR EYES THAT ARE NOT CORRECTED BY GLASSES? NO

DO YOU TAKE INSULIN? NO IF SO, WHEN WAS YOUR LAST INJECTION? —

HAVE YOU EVER HAD A DRIVER'S LICENSE IN ANY OTHER STATE? Yes WHERE? GA.

INTERVIEWER: D/S J. Frey 9658

WHITE - STATE ATTY.

YELLOW - DHS/MY

PINK - CENTRAL RECORDS

GOLD - JAIL

WITNESS LIST

CASE NUMBER: 17126740

ARRESTING OFFICER: D/S Jacob Frey

ADDRESS: 3228 Gun Club Rd, WPB

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

CAN TESTIFY TO: personal contact, SFSTs

NAME: Young, Roberto, Antonio

ADDRESS: 532 Nw 53rd St, Boca Raton, FL 33487

PHONE NUMBERS (HOME) (561) 213-8724 (WORK) 0

CAN TESTIFY TO: wheel witness, driving pattern

NAME: Dubois, William, Bryan

ADDRESS 22523 Sw 65th Terrace, Boca Raton, FL 33428

PHONE NUMBERS (HOME) 0 (WORK) (561) 674-6635

CAN TESTIFY TO: wheel witness, driving pattern

NAME: Levy, Douglas, Adam

ADDRESS 9123 Sw 22nd St Apt F, Boca Raton, FL 33428

PHONE NUMBERS (HOME) 0 (WORK) (561) 706-6086

CAN TESTIFY TO: wheel witness, driving pattern

NAME: Jordan, Christopher, John

ADDRESS 5354 Park Place Cir, Boca Raton, FL 33486

PHONE NUMBERS (HOME) (561) 350-7444 (cell) (WORK) (561) 961-0669

CAN TESTIFY TO: wheel witness, driving pattern

NAME: _____

ADDRESS _____

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: _____

NAME: _____

ADDRESS _____

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: _____

SCANNED
SEP 15 2017