02688543 02688543 2687

ARREST / NOTICE TO APPEAR

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

1 JUVENILE

ADMINISTRATION

OBTS Number

Agency ORI Number: 0501700

Agency Name: Jupiter Police Department

Agency Report Number (N.T.A.'s only): 6 16-004399

Charge Type: Check as many as apply. ☐ 1. Felony ☐ 2. Traffic Felony ☐ 3. Misdemeanor ☒ 4. Traffic Misdemeanor ☐ 5. Ordinance ☐ 6. Other

If Weapon Seized: Enter Type NONE

Multiple Clearance Indicator: 01

Location of Arrest (Including Name of Business): 404 FERN ST, JUPITER FL

Location of Offense (Business Name, Address): 404 FERN ST, JUPITER, FL 33458

Date of Arrest	Time of Arrest	Booking Date	Booking Time	Jail Date	Jail Time	Location of Vehicle
09/07/2016	20:00	09/07/2016	20:10			

DEFENDANT

Name (Last, First, Middle): PATEL, NIMESH MUKUNDBHAI

Alias (Name, DOB, Soc. Sec. #, Etc.): Alias:

Race (W - White, B - Black, I - American Indian, O - Oriental/Asian)	Sex	Date of Birth	Height	Weight	Eye Color	Hair Color	Complexion	Build
W	M	03/30/1967	5'08	250	BROWN	BLACK	MEDIUM	HVY

Scars, Marks, Tatoos, Unique Physical Features (Location, Type, Description):

Marital Status: M

Religion:

Indication of: Alcohol Influence ☒ Yes ☐ No ☐ Unk. ☐ Drug Influence ☐ ☒ ☐

Local Address (Street, Apt. Number) (City) (State) (Zip): 404 FERN ST 3C, JUPITER, FL 33458

Phone: (561) 714-4758

Residence Type: 1. City 3. Florida 2. County 4. Out of State: 1

Permanent Address (Street, Apt. Number) (City) (State) (Zip): 404 FERN ST 3C, JUPITER, FL 33458

Phone: (561) 714-4758

Address Source: LICENSE

Business Address (Name, Street) (City) (State) (Zip): SHELL GAS STATION, 14731 US HIGHWAY 1, JUNO BEACH, FL 33408

Phone: (561) 627-4012

Occupation: Cashier

D/L Number, State	Soc. Sec. Number	INS Number	Place of Birth (City, State)	Citizenship
P340633671100 / FL	[redacted]		BARODA, INDIA	

CO-DEF

Co-Defendant Name (Last, First, Middle) | Race | Sex | Date of Birth | ☐ 1. Arrested ☐ 2. At Large ☐ 3. Felony ☐ 4. Misdemeanor ☐ 5. Juvenile

Co-Defendant Name (Last, First, Middle) | Race | Sex | Date of Birth | ☐ 1. Arrested ☐ 2. At Large ☐ 3. Felony ☐ 4. Misdemeanor ☐ 5. Juvenile

JUVENILE

☐ Parent ☐ Other: ☐ Legal Custodian

Name (Last, First, Middle): Residence Phone

Address (Street, Apt. Number) (City) (State) (Zip): Business Phone

Notified by: (Name) Date Time JUVENILE DISPOSITION 1. Handled/Processed within Department and Released 2. TOT JAC 3. Incarcerated

Released To: (Name) Relationship Date OR Time

The above address was provided by ☐ defendant and/or ☐ 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.
☐ Yes, by: ☐ No:

School Attended Grade

Property Crime? ☐ Yes ☒ No Description of Property Value of Property

CODE

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

Charge Description: DUI-DAMAGE TO PERSON/PROPERTY

Statute Violation Number: 316.193(3)(C)(1)

Violation of ORD #:

Drug Activity	Drug Type	Amount / Unit	Offense #	Counts	Domestic Violence	Warrant / Capias Number	Bond
	N	/	16-004399	1	☐ Y ☒ N		OR

CHARGE

Charge Description:

Statute Violation Number:

Violation of ORD #:

Drug Activity	Drug Type	Amount / Unit	Offense #	Counts	Domestic Violence	Warrant / Capias Number	Bond
		/			☐ Y ☐ N		

CHARGE

Charge Description:

Statute Violation Number:

Violation of ORD #:

Drug Activity	Drug Type	Amount / Unit	Offense #	Counts	Domestic Violence	Warrant / Capias Number	Bond
		/			☐ Y ☐ N		

INTAKE

Health / Apparent Physical Condition of Defendant

Any knowledge of the following: ☐ Mental ☐ Escape Risk ☐ Medication ☐ Deformities ☐ Injuries
Explain:

Check which applies: ☐ Released O.R. ☐ Released to Parent/Guardian ☐ T.O.T. County Jail ☐ Posted Bond ☐ South County Mental Health

PROPERTY - Received By | Released By | Released To

Transported By | Date Transported / / | Time Transported : : | Other SEP 8 AM 12:42

NOTICE TO APPEAR

☒ INSTRUCTION NO. 1 - Mandatory appearance in court
☐ INSTRUCTION NO. 2 - You need not appear in Court but must comply with instructions on Page 2.

Location (Court, Room): North County PALM BEACH GARD

Court Date and Time: 10/19/2016 08:30:00

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 COMTEMPT OF COURT AND A WARRANT FOR MY ARREST SHALL BE ISSUED.

Signature of Defendant (or Juvenile and Parent/Custodian)

Date Signed 9/7/16

No Photo Available

ADMIN

HOLD for Other Agency

☐ Dangerous ☐ Resisted Arrest ☐ Suicidal ☐ Other

Intake Deputy I.D. # Pouch # WGP800

Signature of Arresting Officer

Name of Arresting Officer (Print): BORROWS, ANDREW I.D. # 1138

Transporting Officer: PFC BORROWS I.D. # 380 Agency JUPITE

Name Verification (Printed by Arrestee) (PRINT)

Witness here if subject signed with "X"

PAGE 1 OF 1

☐ ATTORNEY ☐ AGENCY ☐ CENTRAL RECORDS ☒ JAIL ☐ CRIME ANALYSIS

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SCANNED SEP 09 2016

D.U.I. PROBABLE CAUSE AFFIDAVIT

ON THE 7th DAY OF September 20 16, AT 1900 AM ✓ PM

SUBJECT: Nimesh Patel CASE NUMBER: 16-004399

AGENCY: JUPITER POLICE DEPARTMENT ARRESTING OFFICER: PFC Andrew Borrows 380

PERSONAL CONTACT

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

Officer Gaines investigated a crash that occurred at approximately 1900 hours at the intersection of West Indiantown Road and Loxahatchee Drive. A pickup truck operated by Carlos Martinez was rear ended by a 2009 Toyota bearing Florida License Plate 232XIW. Martinez observed the driver and sole occupant to be a male later identified to me as Nimesh Patel. Patel left the scene driving north on North Loxahatchee Drive. Martinez briefly lost sight of Patel's vehicle then saw it driving north on North Loxahatchee Drive, before turning on Fern Street and parking at 404 Fern Street. Martinez saw Patel exit the driver's door of his vehicle before going to his apartment briefly and reappearing.

OBSERVATION OF DRIVER:

Patel had a very unsteady gait and was swaying badly back and forth. He had glassy eyes. Patel had poor coordination and had great difficulty following direction.

DRIVER'S STATEMENTS:

Post Miranda, Patel denied driving. His speech was heavily slurred. Patel stated that his wife had picked him up from work. Patel stated he had 2 beers while at work, at about 530 pm. Patel was extremely repetitive and forgetful. Due to Patel's stated medical condition, after requesting a breath sample, I transported Patel to Wellington Regional Medical Center for medical clearance prior to booking Patel into the Palm Beach County Jail.

ODORS:

Strong odor of unknown alcoholic beverage.

GENERAL OBSERVATIONS

SPEECH: **Slurred, accented**

ATTITUDE: **Cooperative**

CLOTHING: **Red Shell polo, red shorts, black Croc style shoes.**

MEDICAL/OTHER: **Problems with foot, advised on antibiotics and needs toes amputating**

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STATE OF FLORIDA
COUNTY OF PALM BEACH

(Signature of Arresting/Investigative Officer)

The foregoing instrument was sworn to or affirmed and subscribed before me this 7th day of September 20 16 by PFC Andrew Borrows 380

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

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

Notary Public State of Florida
Jeanette Cain
My Commission FF 993131
Expires 07/08/2020

SUBJECT: Nimesh Patel CASE NUMBER 16-004399

ROADSIDE TASKS

HORIZONTAL GAZE NYSTAGMUS:

☐ LT EYE-LACK OF SMOOTH PURSUIT

☐ RT EYE-LACK OF SMOOTH PURSUIT

☐ LT EYE-DISTINCT & SUSTAINED NYSTAGMUS AT MAX. DEVIATION

☐ RT EYE-DISTINCT & SUSTAINED NYSTAGMUS AT MAX. DEVIATION

☐ LT- EYE-ONSET OF NYSTAGMUS PRIOR TO 45 DEGREES

☐ RT- EYE-ONSET OF NYSTAGMUS PRIOR TO 45 DEGREES

Other Observations:

I asked Patel to do roadsides. He at first declined, I read him Taylor Warnings and again asked Patel to complete the roadsides (Seated battery). Patel agreed.

WALK & TURN

Attempted the battery of seated roadsides. Patel was completely unable to follow directions. Patel could not keep his head straight as instructed despite multiple attempts. I terminated seated roadsides due to Patel's total inability to follow directions.

ONE LEG STAND:

FINGER TO NOSE:

ROMBERG ALPHABET:

NOT A CERTIFIED COPY

BREATH TEST RESULTS: .188 .181

STATE OF FLORIDA
COUNTY OF PALM BEACH

(Signature of Arresting/Investigative Officer)

The foregoing instrument was swom to or affirmed and subscribed before me this 7th day of September 2016 by PFC Andrew Borrows 380

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

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

Notary Public State of Florida
Jeanette Cain
My Commission FF 993131
Expires 07/08/2020

TESTING FACILITY TASK REPORT

14

AGENCY: JUPITER PD

SUBJECT: PATEL, NIMESH MUKUNDBHAI CASE NUMBER: 16-124322

DATE: SEPT. [redacted] 7th, 2016 VIDEO TAPE NUMBER: 61349

BEGINNING TIME: 21:23 hrs. ENDING TIME: 21:35 hrs.

BREATH TESTS RESULTS: 1) .188 TIME 21:28 A.M./P.M. 2) .181 TIME 21:31 A.M./P.M.

3) _____ TIME _____ A.M./P.M. 4) _____ TIME _____ A.M./P.M.

BREATH OPERATOR: J. CAIN #2109

MAINTENANCE TECHNICIAN: INV. J. KARLECKE #6467

TESTING OFFICER'S OBSERVATIONS

SPEECH: [illegible]

ATTITUDE: talkative @ times [illegible]

CLOTHING: [illegible]

MEDICAL CONDITIONS: [illegible]

MEDICATIONS: [illegible]

OTHER: [illegible] 49 YOA

[illegible]

COMMENTS: *See Video for Δ's Balance in Walk* [illegible]

20 min. observ done by arresting officer.

[illegible]

[illegible]

[illegible]

[illegible]

Rights read by AIO.
DJ stated - "I do not"

No Q + A conducted.

NOT A CERTIFIED COPY

SUBJECT: Niamh Patel CASE NUMBER: 16-003599

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? _____

WHERE WERE YOU GOING? _____

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: _____ 3/10/17

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

SUBJECT: Nimesh Patel CASE NUMBER: 16-004399

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)_____

NOT A CERTIFIED COPY

WITNESS LIST

CASE NUMBER: 16-004399

ARRESTING OFFICER: PFC Andrew Borrows 380
ADDRESS: 210 Military Trail, Jupiter Fl 33458
PHONE NUMBERS (HOME): _____ (WORK) 561 746-6201
CAN TESTIFY TO: PC

NAME: Officer J. Gaines
ADDRESS: 210 Military Trail, Jupiter Fl 33458
PHONE NUMBERS (HOME) _____ (WORK) 561 746-6201
CAN TESTIFY TO: Crash Investigation

NAME: Officer Craig Yochum
ADDRESS 210 Military Trail, Jupiter Fl 33458
PHONE NUMBERS (HOME) _____ (WORK) 561 746-6201
CAN TESTIFY TO: _____

NAME: Carlos Martinez
ADDRESS 4441 NE 29TH AVE, Lighthouse Point 33064
PHONE NUMBERS (HOME) _____ (WORK) 813 214 6000
CAN TESTIFY TO: Crash, observed suspect in actual physical control of vehicle.

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 _____
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CAN TESTIFY TO: _____

NAME: _____
ADDRESS _____
PHONE NUMBERS (HOME) _____ (WORK) _____
CAN TESTIFY TO: _____

NAME: _____
ADDRESS _____
PHONE NUMBERS (HOME) _____ (WORK) _____
CAN TESTIFY TO: _____

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