

0497938

ARREST / NOTICE TO APPEAR

NH

1216

OBTS Number	Agency ORI Number 0500200		Agency Name Boca Raton Police Department		Agency Report Number (N.T.A.'s only) 3 2 2018-006149		1. Arrest 2. N.T.A. 3. Request for Warrant 4. Request for Capias	1	JUVENILE		
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	If Weapon Seized Enter Type None/not Applicable		Multiple Clearance Indicator					
Location of Arrest (Including Name of Business) 198 W YAMATO ROAD				Location of Offense (Business Name, Address) 198 W YAMATO RD, BOCA RATON, FL 33431							
Date of Arrest 05/02/2018	Time of Arrest 16:27	Booking Date 05/02/2018	Booking Time 18:51	Jail Date	Jail Time	Location of Vehicle WESTWAY TOWING					
Name (Last, First, Middle) PEDRAJA, PATRICK DONALD				Alias (Name, DOB, Soc. Sec. #, Etc.) Alias:							
Race W - White B - Black	1 - American Indian O - Oriental/Asian	Sex M	Date of Birth 05/02/1995	Height 6'00	Weight 200	Eye Color BROWN	Hair Color BROWN	Complexion LIGHT	Build Med		
Scars, Marks, Tattoos, Unique Physical Features (Location, Type, Description)				Marital Status S	Religion NONE	Indication of: Alcohol Influence Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> Unk. <input type="checkbox"/> Drug Influence Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> Unk. <input type="checkbox"/>					
Local Address (Street, Apt. Number) (City) (State) (Zip) 760 SAN ESTEBAN AVE, CORAL GABLES, FL 33146				Phone (661) 993-1403		Residence Type: 1. City 3. Florida 2. County 4. Out of State 3					
Permanent Address (Street, Apt. Number) (City) (State) (Zip) 760 SAN ESTEBAN AVE, CORAL GABLES, FL 33146				Phone (661) 993-1403		Address Source SUBJECT					
Business Address (Name, Street) (City) (State) (Zip) UNEMPLOYED,				Phone		Occupation					
D/L Number, State P362664951620 / FL		Soc. Sec. Number		INS Number		Place of Birth (City, State) MIAMI BEACH, FL,		Citizenship			
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			
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			
<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			
Released To: (Name) Relationship				Date		Time		JUVENILE DISPOSITION 1. Handled/Processed within Department and Released 2. TOT JAC 3. Incarcerated			
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 DUI						Statute Violation Number 316.193(1)		Violation of ORD #			
Drug Activity	Drug Type N	Amount / Unit	Offense #	Counts 1	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 GOOD						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"/> Released to Parent/Guardian <input checked="" type="checkbox"/> T.O.T. County Jail				PROPERTY - Received By GENDEN		Released By GENDEN		Released To TOT COUNTY			
<input type="checkbox"/> Posted Bond <input type="checkbox"/> South County Mental Health				Transported By		Date Transported		Time Transported			
								MAY 2 PM 8:51			
<input checked="" type="checkbox"/> INSTRUCTION NO. 1 - Mandatory appearance in court				Location (Court, Room) South County 200 W Atlantic Ave Delray Beach, FL 33444		Date and Time 05/28/2018 08:30:00		No Photo Available			
<input type="checkbox"/> INSTRUCTION NO. 2 - You need not appear in Court but must comply with instructions on Page 2.											
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) [Signature]		Date Signed SCANNED					
HOLD for Other Agency				Signature of Arresting Officer [Signature]		Name Verification (Printed by Arrestee) MAY 04 2018					
<input type="checkbox"/> Dangerous <input type="checkbox"/> Resisted Arrest				Name of Arresting Officer (Print) GENDEN, E. B.		LD. # 680		PAGE			
<input type="checkbox"/> Suicidal <input type="checkbox"/> Other				Transporting Officer T. Cedlins		Agency 760 BPPD		1 OF 1			
Initials Deputy DS [Signature]				Pouch #		Witness here if subject signed with an "X".					

CERTIFIED COPY

PROBABLE CAUSE AFFIDAVIT

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

1 JUVENILE

OBTS Number		
Agency ORI Number FL 0500200	Agency Name BOCA RATON POLICE DEPARTMENT	Agency Report Number 3 2 2018-006149
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:

Name (Last, First, Middle) PEDRAJA, PATRICK DONALD	Alias	Race W	Sex M	Date of Birth 05/02/1995
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Charge Description 316.193(1) DUI	Charge Description
Charge Description	Charge Description

Victim's Name (Last, First, Middle) STATE OF FLORIDA,	Race	Sex	Date of Birth
Local Address (Street, Apt. Number) 100 NW 2ND AVE, BOCA RATON, FL 33432	(City)	(State)	(Zip)
Business Address (Name, Street)	(City)	(State)	(Zip)

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 2 day of May, 2018 at 15:29 (Specifically include facts constituting cause for arrest.)

On 05/02/2018 at 1529 hours, I responded to 198 W Yamato Road, Boca Raton, FL in reference to an impaired driver. Upon arrival, I observed W/M Patrick Pedraja in actual physical control of a 2013 Black Nissan bearing FL Tag #HKLD11 and it was in a parking spot facing south. The keys were in the ignition and the windshield wipers were on (the weather was good). Boca Raton Fire Rescue Engine 4 and Medic 4 removed Patrick from the driver's seat and they placed him on the ground. Patrick's eyes were rolling back and he displayed fresh puncture wounds on his right arm. BRFD administered 1mg of nasal Narcan and .4mg of IV Narcan while Patrick was on the ground. Patrick's eyes began to center and his pupils were constricted. Patrick appeared to have depressed reflexes and he was on "on the nod." Patrick's breathing appeared to be slow and his speech was slow, low and raspy. I observed a needle in the front driver's seat that was in plain view. Patrick advised this needle had heroin in it prior to him injecting it.

Officer Fowler obtained a sworn written witness statement from B/F Priya Mclean and she stated Patrick was passed out with his eyes rolled back and his legs hanging out of his car door. Priya tried to wake Patrick and he would not respond. A copy of this statement was placed into evidence on 05/02/2018.

At this point, Officer Fowler remained with the vehicle and Officer McNichol and I followed BRFD as they transported Patrick to Boca Raton Regional Hospital. While at the hospital I observed Patrick and his mouth appeared to be dry and his eyes were droopy (ptosis). Patrick told me he was having a bad day and his girlfriend broke up with him on his birthday. He told me he is in rehabilitation for his drug habit and he used heroin four times today. Lastly, Patrick told me he had four drinks earlier in the day. There was a slight odor of alcohol emanating from his breath.

Next, I asked Patrick to perform some roadside exercises and he said yes. Patrick advised he was going to regurgitate and he could not walk. Patrick stated he has no medical problems and he does not take any prescription medications. Patrick conducted

SWORN AND SUBSCRIBED BEFORE ME	
WOLLSCHLAGER, ANTHONY J NOTARY PUBLIC / CLERK OF COURT / OFFICER (F.S.S. 117.10)	SIGNATURE OF ARRESTING / INVESTIGATING OFFICER
<u>05/02/2018</u> DATE	GENDEN, ERIC BRADLEY (680) NAME OF OFFICER (PLEASE PRINT)
	<u>05/02/2018</u> DATE

SCANNED
MAY 04 2018

PROBABLE CAUSE AFFIDAVIT
SUPPLEMENT

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

1 JUVENILE

OBTS Number	Agency ORI Number FL 0500200		Agency Name BOCA RATON POLICE DEPARTMENT	Agency Report Number 3 2 2018-006149
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:

Name (Last, First, Middle) PEDRAJA, PATRICK DONALD	Alias	Race W	Sex M	Date of Birth 05/02/1995
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these exercises while he was laying in the hospital bed with his back and head arched forward.

First, Patrick conducted the Horizontal Gaze Nystagmus Exercise and he advised he understood my instructions. He did not display a lack of smooth pursuit in the right and left eye. He also did not display a distinct nystagmus at maximum deviation and an onset of nystagmus prior to forty five degrees in the right and left eyes. Additionally, his eyes converged normally. Lastly, Patrick's pupils appeared to be heavily constricted.

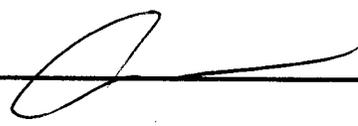
Next, I asked Patrick to recite the Rhomberg Alphabet and he understood my instructions. Patrick did not keep his eyes closed as instructed and his eyes began to roll back.

Based on my training (DRE #028046), experience and the totality of circumstances, Patrick was placed under arrest for driving under the influence. Officer Fowler submitted one syringe with residue into evidence on 05/02/2018. The vehicle was towed to Westway Towing on 05/02/2018. I transported him to the Boca Raton Police Department and Officer Murphy conducted the breath tech operation. I requested a lawful breath sample and Patrick provided two samples of .000 & .000. Next, I requested a urine sample from Patrick and he agreed. The urine sample was submitted into evidence and testing by Officer Murphy on 05/02/2018. Patrick was turned over to the Palm Beach County Jail intake and the video of the incident was downloaded into evidence on 05/02/2018.

Per Florida State Statute 316.193(1), Patrick did drive or was in actual physical control of a vehicle, while under the influence of alcoholic beverages/ chemical substances and was affected to the extent that his normal faculties were impaired.

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MAY 04 2018

SWORN AND SUBSCRIBED BEFORE ME  WOLLSCHLAGER, ANTHONY J NOTARY PUBLIC / CLERK OF COURT / OFFICER (F.S.S. 117.10) 05/02/2018 DATE	 SIGNATURE OF ARRESTING / INVESTIGATING OFFICER GENDEN, ERIC BRADLEY (680) NAME OF OFFICER (PLEASE PRINT) 05/02/2018 DATE	PAGE 2 OF 2
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CASE#: 2018-006149

10-15: 1627

OBV: 1855

DUI INFLUENCE REPORT



BOCA RATON POLICE SERVICES DEPARTMENT

100 NW 2nd Avenue

Boca Raton, FL 33432

SCANNED
MAY 04 2018

ARRESTING OFFICER: OFC Genden

Name: OFC Genden Phone # _____ Work # 561-338-1234

Address: 100 NW 2nd Ave Boca Raton FL 33432

Can testify to: Investigation

Name: OFC Fowler Phone # _____ Work # " "

Address: " "

Can testify to: Evidence

Name: OFC McNichol Phone # _____ Work # " "

Address: " "

Can testify to: Scene

Name: OFC Gannon Phone # _____ Work # " "

Address: " "

Can testify to: Scene

Name: OFC Murphy Phone # _____ Work # " "

Address: " "

Can testify to: Boothing

Name: _____ Phone # _____ Work # _____

Address: _____

Can testify to: _____

Name: _____ Phone # _____ Work # _____

Address: _____

Can testify to: _____

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MAY 04 2018



BOCA RATON POLICE SERVICES DEPARTMENT
DUI INFLUENCE REPORT - PART II

To be filled out at testing facility

Agency Case # 2018-006149

I. INTRODUCTION (Instrument Operator faces video camera)

A. The day is Wednesday (day), May (month), 2 (date), 2018 (year).

B. The time is now approximately 1915 AM/PM. PM.

C. The following is in reference to case number 2018-006149.

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

E. Officer Genden, have you arrested Patrick Pedraja in violation of Florida State Statute 316.193?
(Defendant's name)

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

G. Mr./Mrs./Ms. Pedraja, I am required to inform you these proceedings are being video recorded.

Operator Note: *Video record breath request, breath sample, and interview.*

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MAY 04 2018

II. 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.

- 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 or controlled substances.

IMPLIED CONSENT WARNINGS

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

I am Officer Genden of the SRPD.

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: on video

Note: 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.

Note: 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 _____, _____, _____, and the time is _____ AM/PM.
(month) (day) (year)

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MAY 04 2018

A refusal form will be completed by the arresting officer.

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MAY 04 2018



BOCA RATON POLICE SERVICES DEPARTMENT
TESTING FACILITY TASK REPORT

SUBJECT: Patrick Pedraja

CASE #: 2018-006149 DATE: 5-2-18

BREATH TEST RESULTS

1) TIME 0000 1918 AM/PM 2) TIME 0000 1921 AM/PM
3) TIME _____ AM/PM 4) TIME _____ AM/PM

BREATH OPERATOR: Murphy

MAINTENANCE TECHNICIAN: Pare

TESTING OFFICER'S OBSERVATIONS

SPEECH: slurred

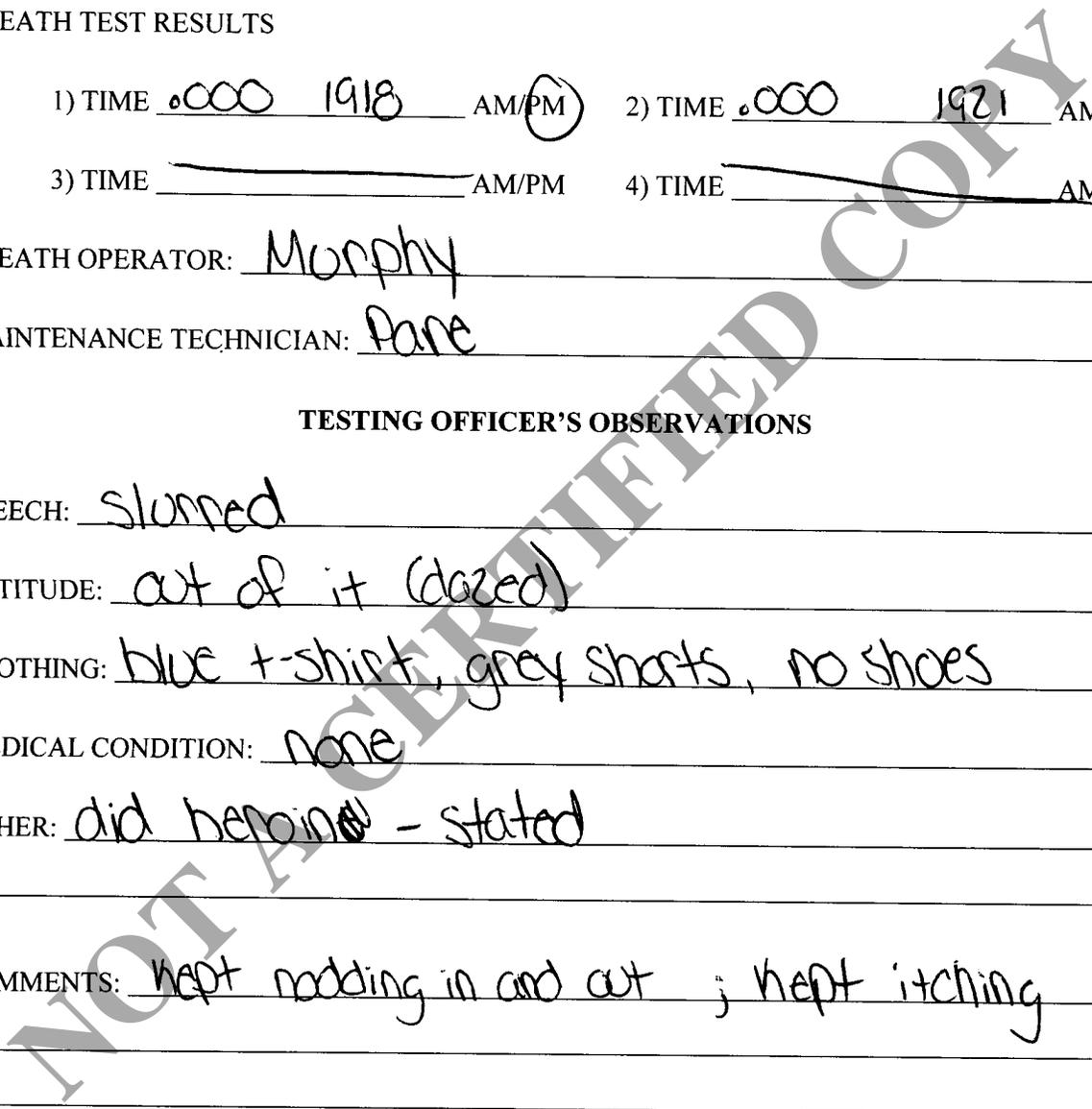
ATTITUDE: out of it (dazed)

CLOTHING: blue t-shirt, grey shorts, no shoes

MEDICAL CONDITION: none

OTHER: did heroin - stated

COMMENTS: kept nodding in and out ; kept itching



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Identify yourself and state:

I am required to warn you before you make any statement that you have the following Constitutional 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 a right to the presence 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 and representation 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.
- (8) Do you understand these rights as I have read them to you, and do you wish to speak to me?

Signed: on video Date: 5-2-18 Time: on video

QUESTIONS AND ANSWERS

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

Where were you going? _____

What street or highway were you on? _____

Direction of travel? _____

Where did you start driving from? _____

What city (county) were you stopped in? _____

What time did you start? _____ AM/PM What time is it now? _____

What is today's date? _____ What day of the week is it? _____

When did you last eat? _____ What did you eat? _____

What have you been doing the past three hours prior to this stop/accident? _____

How much do you weigh? _____ Have you been drinking? _____ What were you drinking?

How much? _____ Where? _____ With whom were you drinking? _____

When did you have your first drink? _____ AM/PM When did you stop drinking? _____ AM/PM

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MAY 04 2018

How did you consume your last two drinks? _____

Are you under the influence of alcohol now? Yes No

Can you feel the effects of alcohol? Yes No

Have you consumed alcohol since the accident? Yes No

Can you feel the effects of alcohol? Yes No

Have you consumed alcohol since the accident? Yes No How much? _____

What? _____ Where? _____

What line of work are you in? _____

When did you last work? _____

Do 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? Yes No Did you get a bump on the head? Yes No

Were you in an accident today? _____

Have you taken any drugs or smoked marijuana today? _____

What? _____ When? _____

Have you seen a doctor or dentist today? Yes No Who? _____

Are you taking any prescription medications? 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 problems not correctable by glasses or contact lenses? _____

Do you take insulin? Yes No If yes, when was your last injection? _____

Have you ever had a driver's license in any other state? _____

I am now ending this video recording. The time is now approximately 7:29 AM/PM.

The date is May (month), 2 (day), 2018 (year).

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MAY 04 2018