

0267-217

ARREST / NOTICE TO APPEAR

Juvenile Referral Report

17MM 46665

2714

OBTS Number		1. Arrest 2. N.T.A.		3. Request for Warrant 4. Request for Capias		1	Juvenile	N			
ADMINISTRATIVE	Agency ORI Number	Agency Name	Agency Report Number (N.T.A.'s only)		17-082635						
	FLO 500000	PALM BEACH COUNTY SHERIFF'S OFFICE	06-		2. 1. Yes 2. No		NONE		Multiple Clearance Indicator 03		
ChargeType: Check as many as apply: 1. Felony 2. Traffic Felony 3. Misdemeanor 4. Traffic Misdemeanor				5. Ordinance 6. Other		Weapon Seized / Type					
Location of Arrest (Including Name of Business) SOUTHERN BLVD & CLEARY ROAD				Location of Offense (Business Name, Address) SOUTHERN BLVD & CLEARY ROAD		WPB, FL 33413					
Date of Arrest 05/27/17		Time of Arrest 00:30		Booking Date	Booking Time	Jail Date	Jail Time	Location of Vehicle STEVE'S TOWING			
Name (Last, First, Middle) DRAKE, PAUL, MATTHEW						Alias (Name, DOB, Soc. Sec. #, Etc.)					
Race W - White I - American Indian B - Black O - Oriental/Asian		Sex W M	Date of Birth 07/13/1977	Height 5'09"	Weight 195	Eye Color HAZEL	Hair Color BALD	Complexion AVG	Build MED		
Scars, Marks, Tattoos, Unique Physical Features (Location, Type, Description) NONE						Marital Status SINGLE	Religion NONE	Indication of: Alcohol Influence Drug Influence			
DEFENDANT	Local Address (Street, Apt. Number) 16659 90th STREET NORTH				(City) LOXAHATCHEE	(State) FL	(Zip) 33470	Phone (561) UK	Residence Type: 1. City 2. County 3. Florida 4. Out of State		
	Permanent Address (Street, Apt. Number)				(City)	(State)	(Zip)	Phone ()	Address Source FLORIDA DRIVER LICENSE		
Business Address (Name, Street)				(City)	(State)	(Zip)	Phone ()	Occupation LABORER			
D/L Number, State D620-693-77-253-0 ; FL		Soc. Sec. Number		INS Number		Place of Birth (City, State) CARBONSVILLE, PA		Citizenship US			
CO-DEF	Co-Defendant Name (Last, First, Middle)				Race	Sex	Date of Birth	1. Arrested 2. At Large 3. Felony 4. Misdemeanor 5. Juvenile			
	(1) OR				Race	Sex	Date of Birth	1. Arrested 2. At Large 3. Felony 4. Misdemeanor 5. Juvenile			
Co-Defendant Name (Last, First, Middle)				(2) OR	(3) OR	()	()	()			
Address (Street, Apt. Number)		(City)	(State)	(Zip)	Business Phone ()						
JUVENILE	Notified by: (Name)				Date	Time	Juvenile Disposition 1. Handled/processed within Dept. and Released. 2. TOT HRS / DYS 3. Incarcerated		Grade		
	(1) OR				(2) OR	(3) OR	()	()	()		
Released To: (Name)				Relationship				Date	Time		
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					
CODE	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				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 NONE	Offense # 17-082635	Warrant / Capias Number				Bond		
	Charge Description POSSESSION OF CANNABIS > 20 GRAMS				Counts 1	Domestic Violence <input type="checkbox"/> Y <input checked="" type="checkbox"/> N	Statute Violation Number 893.13(6)(b)				Violation of ORD #
CHARGE	Drug Activity P	Drug Type M	Amount / Unit 4.36 GRAMS	Offense # 17-082635	Warrant / Capias Number				Bond		
	Charge Description POSS of DRUG PARAPHERNALIA				Counts 1	Domestic Violence <input type="checkbox"/> Y <input checked="" type="checkbox"/> N	Statute Violation Number 893.147(1)				Violation of ORD #
CHARGE	Drug Activity P	Drug Type P	Amount / Unit BAGGIE	Offense # 17-082635	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		
NOTICE TO APPEAR	Location (Court, Room Number, Address) CRIMINAL JUSTICE COMPLEX / 3228 GUN CLUB ROAD, WEST PALM BEACH, FL 33406										
	Court Date and Time Month JUNE Day 22nd Year 2017 Time 08:30				AM <input checked="" type="checkbox"/> PM <input type="checkbox"/>						
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 05/27/17											
HOLD for other Agency			Signature of Arresting Officer X INV. J. SCHAEFER #8777			Name Verification (Printed by Arrestee)					
Name: Dangerous <input type="checkbox"/> Resisted Arrest Suicidal <input type="checkbox"/> Other			Name of Arresting Officer (Print) INV. J. SCHAEFER #8777			I.D. # 8777 (PRINT)					
Inmate Depth DS Well up 771			Pouch #			Transporting Officer INV. J. SCHAEFER			ID # 8777 Agency RBS		
Witness here if subject signed with an -X" 1 OF 1											

OBTS Number

PROBABLE CAUSE AFFIDAVIT

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

1

Juvenile

N

Agency ORI Number FLO 5 0 0 0 0 0	Agency Name PALM BEACH COUNTY SHERIFF'S OFFICE	Agency Report Number 06 - 17-082635		
Charge Type: <input type="checkbox"/> 1. Felony <input type="checkbox"/> 3. Misdemeanor <input type="checkbox"/> 5. Ordinance Check as many <input type="checkbox"/> 2. Traffic Felony <input checked="" type="checkbox"/> 4. Traffic Misdemeanor <input type="checkbox"/> 6. Other as apply.		Special Notes:		
Defendant's Name (Last, First, Middle) Drake Paul, M		Race W	Sex M	Date of Birth 07/13/1977
Charge Description DUI	Charge Description			
Charge Description	Charge Description			
Victim's Name (Last, First, Middle) State of FL		Race	Sex	Date of Birth
Victim's Local Address (Street, Apt. Number)	(City)	(State)	(Zip)	Phone
Victim's Business Address (Name, Street)	(City)	(State)	(Zip)	Phone
<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 checked="" 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 27day of May, 20017 at 0000 <input checked="" type="checkbox"/> A.M. <input type="checkbox"/> P.M. (Specifically include facts constituting cause for arrest).</p>				

NARRATIVE:

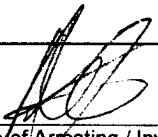
On 05/26/2017 at approximately 2345hrs I was traveling eastbound on State Road 80 approaching the turnpike over pass, in unincorporated west Palm Beach FL. I was in an unmarked PBSO issued patrol vehicle when I observed a red Chevy Blazer pass me at a high rate of speed (estimated 80mph in a 50mph zone). I was unable to obtain a pace speed due to the red traffic light at the turnpike exchange exit. The red blazer was traveling in the #2 lane but abruptly changed lanes to the #3 In. The traffic light had already been Red for well over a minute. The Driver of the Blazer hit the break slowing but as it approached the stop bar the driver accelerated rapidly running the red light. I pulled behind the vehicle and immediately activated my red and blue patrol lights on my unmarked vehicle. The driver came to slow stop at the intersection of State Road 80 and Cleary Rd in the left turn lane.

I made a driver side approach and made contact with the sole occupant, Paul Mathew Drake WM DOB 07/13/1977, who identified himself to me with a FL Driver's license. As I spoke to Drake I immediately noticed he had blood shot eyes, slurred speech, and he was emitting an odor of an unknown alcoholic beverage from his breath(I know this based on my training and experience). Drake then began to argue and justify running the red-light because he was unaware that I was in an unmarked patrol vehicle. He stated if he knew I was a cop he wouldn't have ran the red light. I asked Drake if he had been drinking alcohol tonight, he advised he only had 2 drinks.

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MAY 31 2017

NARRATIVE CONTINUATION

Based on my observations I requested DUI Investigator Schaefer ID# 8777, to respond to my location and assist in a DUI investigation. The investigation was TOT to Investigator Schaefer.

Sworn and Subscribed before me <i>Inv. Schaefer 8777</i>	
Signature Notary Public / Clerk of Court / Officer (F.S.S 117.10) INV. Schaefer ID 8777	Signature of Arresting / Investigating Officer Det. Michael Frazao 9538
Name of Notary Public / Clerk of Court / Officer (F.S.S 117.10) 05/27/2017	Name of Officer (Please Print) 05/27/2017
Date	Date

NOT A CERTIFIED COPY

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MAY 31 2017

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OBTS Number		PROBABLE CAUSE AFFIDAVIT				1. Arrest 2. N.T.A.	3. Request for Warrant 4. Request for Capias	1	Juvenile N	
ADMIN	Agency ORI Number FLO 500000	Agency Name PALM BEACH COUNTY SHERIFF'S OFFICE	Agency Report Number 06- 17-082635							
	ChargeType: Check as many as apply.	<input type="checkbox"/> 1. Felony <input checked="" type="checkbox"/> 3. Misdemeanor <input type="checkbox"/> 2. Traffic Felony <input type="checkbox"/> 4. Traffic Misdemeanor	<input type="checkbox"/> 5. Ordinance <input type="checkbox"/> 6. Other	Special Notes:						
DEF	Name (Last, First, Middle) DRAKE, PAUL, MATTHEW				Alias		Race W	Sex M	Date of Birth 07/13/1977	
CHARGES	Charge Description DRIVING UNDER THE INFLUENCE 316.193(1)			Charge Description POSSESSION OF CANNABIS > 20 GRAMS 893.13(6)(b)						
	Charge Description POSS of DRUG PARAPHERNALIA 893.147(1)			Charge Description						
VICTIM	Victim's Name (Last, First, Middle) STATE OF FLORIDA				Race		Sex	Date of Birth		
	Local Address (Street, Apt. Number)		(City)	(State)	(zip)	Phone ()	Address Source			
	Business Address (Name, Street)		(City)	(State)	(zip)	Phone ()	Occupation GOVERNMENT			
<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.</p> <p><input type="checkbox"/> confessed to _____ admitting to the below facts.</p> <p><input type="checkbox"/> was observed by _____ who told _____ that he/she saw the arrested person commit the below acts.</p> <p><input checked="" type="checkbox"/> was found to have committed the below acts, resulting from my (described) investigation.</p>										
<p>On the <u>26th</u> day of <u>MAY</u> <u>20 17</u> at <u>23:45</u> <input type="checkbox"/> A.M. <input checked="" type="checkbox"/> P.M. (Specifically include facts constituting cause for arrest.)</p>										

Through the course of my on scene DUI investigation and subsequent arrest of "PAUL MATTHEW DRAKE" I inquired to PAUL if there was anything illegal on his person or in his vehicle. DRAKE failed to respond to my question. A search of his person reveled from his right rear pocket, a plastic bag which contained a green leafy substance which I immediately recognized through my training and experience as marijuana. The total weight of the suspected marijuana was less than 4.36 grams. The recovered suspected marijuana was field tested utilizing a PBSO issued test kit which proved positive for THC.

Therefore, with the evidence recovered from the vehicle, I find additional probable cause for the arrest of "DRAKE" who was unlawfully and knowingly in actual or constructive possession of less than 20 grams of a material, compound, mixture or preparation which contained cannabis, commonly known as marijuana, a controlled substance, contrary to Florida Statute 893.13(6)(b), a 1st degree misdemeanor and was unlawfully and knowingly in actual or constructive possession of the "PLASTIC BAG", which was drug paraphernalia being used for storage of a controlled substance, contrary to Florida Statute 893.147(1), a 1st degree misdemeanor.

PROBABLE CAUSE STATEMENT

STATE OF FLORIDA
COUNTY OF PALM BEACH

INV. J. SCHAEFER #8777

(Signature of Arresting/Investigative Officer)

Inv. J. Schaefer #8777

27th MAY

20 17

INV. J. SCHAEFER #8777

The foregoing instrument was sworn to or affirmed and subscribed before me this _____ day of _____, 20 _____ by _____ personally known _____

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

INV. J. SCHAEFER #8777
Notary Public, Clerk of Court, Officer (F.S.S. 117.10)

D. SUE OWEN
State of Florida-Notary Public
Commission # FF093160
My Commission Expires
May 30, 2018

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MAY 31 2017

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1 OF 2

D.U.I. PROBABLE CAUSE AFFIDAVIT

ON THE 26th DAY OF MAY 20 17, AT 23:45 AM PM

SUBJECT: DRAKE, PAUL, MATTHEW CASE NUMBER: 17-082635

AGENCY: PALM BEACH COUNTY SHERIFF'S OFFICE ARRESTING OFFICER: INV. J. SCHAEFER #8777

PERSONAL CONTACT

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

I was called to the scene of a traffic stop at the intersection of Southern Blvd & Cleary Road, which is located in unincorporated Palm Beach County, Florida. I arrived at the scene at approximately 23:53hrs. Det. M. Frazao #9538 relayed to me, and completed a written signed sworn supplemental Probable Cause Affidavit, that he had stopped the defendant's vehicle, a 1999 Chevy Trail Blazer bearing FL tag HYD-X56, because the defendant passed him at an estimated 80/50mph zone. and then ran a red light at Southern Blvd and the Turnpike entrance. Det. Frazao noticed that the defendant had articulable indicators of impairment, so he called for a DUI unit to conduct a possible DUI investigation. Det. Frazao identified the defendant, to me, as the driver and sole occupant of the vehicle, at the time of the stop.

OBSERVATION OF DRIVER:

Upon making contact with the driver who was identified as "PAUL MATTHEW DRAKE" by his Florida driver license, I immediately detected an obvious and strong odor of an unknown alcoholic beverage emitting from his person and face area along with odor of suspected marijuana. This odor intensified as I spoke to Paul. He had glassy, glazed, and blood shot eyes. Paul's speech was slurred, slow, and thick, and at times difficult to understand. Paul's movements were slow and deliberate while exiting his vehicle and used the door for support. He was also lethargic with poor coordination. Paul had an unsteady gait while walking towards my patrol vehicle.

DRIVER'S STATEMENTS:

Pre-Miranda: Paul stated he drank 1, 2, maybe 3 beers bu wasn't drunk.

Paul refused to provide a breath sample after Implied Consent, which he stated he understood. Paul refused Q&A.

ODORS:

A strong and obvious odor of an unknown alcoholic beverage was emitting from his person and face area which intensified as I spoke to them. additionally an odor of marijuana was detected.

GENERAL OBSERVATIONS

SPEECH: Paul's speech was slurred, slow, and thick, and at times difficult to understand.

ATTITUDE: talkative, polite, annoyed, belligerent, threatening

CLOTHING: plaid shirt / blue jeans / black sneakers

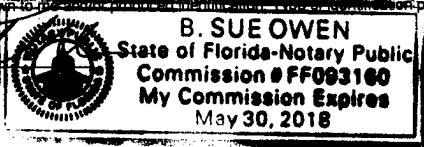
MEDICAL/OTHER:

STATE OF FLORIDA
COUNTY OF PALM BEACH

INV. J. SCHAEFER #8777 INV. J. Schaefer #8777
(Signature of Arresting/Investigative Officer)

The foregoing instrument was sworn to or affirmed and subscribed before me this 27th day of MAY 2017 by INV. J SCHAEFER #8777

(Print name of Arresting/Investigative Officer), who is personally known to me and whose signature is subscribed to the foregoing instrument produced PERSONALLY KNOWN


B. SUE OWEN
State of Florida-Notary Public
Commission # FF093160
My Commission Expires
May 30, 2018

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

SCANNED
MAY 31 2017

ROADSIDE TASKS

HORIZONTAL GAZE NYSTAGMUS:

LT EYE-LACK OF SMOOTH PURSUIT
 LT EYE-DISTINCT & SUSTAINED NYSTAGMUS AT MAX. DEVIATION
 LT- EYE-ONSET OF NYSTAGMUS PRIOR TO 45 DEGREES

RT EYE-LACK OF SMOOTH PURSUIT
 RT EYE-DISTINCT & SUSTAINED NYSTAGMUS AT MAX. DEVIATION
 RT- EYE-ONSET OF NYSTAGMUS PRIOR TO 45 DEGREES

Other Observations:

Paul would sway roughly in a side to side front to back pattern throughout the task. Paul did touch the tip of the pen as directed to positively identify the point to be tracked. Paul was reminded numerous times to track the pen with his eyes only. He failed to keep his head still while tracking the stimulus and stated he was using his peripheral vision. Paul did not have VGN but did have LOC.

WALK & TURN:

I explained and demonstrated the instructions for the "Walk & Turn" to Paul who stated the he understood. Paul would sway roughly in a side to side, front to back pattern throughout the demonstration phase. Paul could not maintain his balance while listening to instructions and stepped out of the stance during the demonstration to catch his balance. Paul started the task before being instructed to do so. Paul, on the first pass missed heel-to-toe steps and stepped off the line, using his arms for balance by raising them more than six inches. On the return, Paul again would miss heel-to-toe steps and stepped off the line. Additionally, he performed the incorrect number of steps.

ONE LEG STAND:

I explained and demonstrated the instructions for the "One Leg Stand" to Paul who stated that he understood. Paul would sway roughly in a side to side, front to back pattern throughout the demonstration phase. He continued to sway while balancing on one leg. Paul used his arms to balance raising them more than 6 inches from his sides. Paul failed to count out loud by thousands as instructed. He put his foot at down to regain balance before the 30 seconds had elapsed.

FINGER TO NOSE:

I explained and demonstrated the instructions for the "Finger to Nose" task to Paul who stated that he understood. He would sway roughly in a side to side, front to back pattern throughout the demonstration phase. Paul did not keep his eyes closed and had to be reminded numerous times. Paul's index finger did not touch the nose on 3 of the 6 attempts. Paul hesitated and searched for the tip of his nose prior to touching the tip. Paul used the hand other than that which was called. The sequence used for this task was L, R, L, R, R, L.

ROMBERG ALPHABET:

I explained and demonstrated the instructions for the "Rhomberg Alphabet" task to Paul who stated that he did not know the alphabet. I had Paul count 1 to 30 to compensate for his deficiencies. Paul would sway roughly in a side to side, front to back pattern throughout the demonstration phase. Paul would not keep his eyes closed and had to be reminded numerous times. He would sway more than 2 inches. Paul incorrectly recited the numbers.

BREATH TEST RESULTS: 1) REFUSED 2) REFUSED 3) 4)

STATE OF FLORIDA
COUNTY OF PALM BEACH

INV. J. SCHAEFER #8777

(Signature of Arresting/Investigative Officer)

The foregoing instrument was sworn to or affirmed and subscribed before me this 27th day of MAY 2017 by INV. J SCHAEFER #8777

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



SCANNED
MAY 31 2017

WITNESS LIST

17-082635

CASE NUMBER: _____

ARRESTING OFFICER: **INV. J. SCHAEFER #8777**

ADDRESS: 3228 GUN CLUB ROAD WPB, FL 33406

PHONE NUMBERS (HOME): _____ (WORK) (561)681-4500

CAN TESTIFY TO: SEE OFFENSE REPORT

NAME: D/S D. SCHELLING #28993

ADDRESS: 3228 GUN CLUB ROAD WPB, FL 33406

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

CAN TESTIFY TO: PERFORMANCE OF ROADSIDES

NAME: DET. M. FRAZAO #9538

ADDRESS 3228 GUN CLUB ROAD WPB, FL 33406

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

CAN TESTIFY TO: SEE SUPPLEMENTAL PROBABLE CAUSE AFFIDAVIT

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: _____

NAME: _____

ADDRESS _____

PHONE NUMBERS (HOME) _____ (WORK) _____

CAN TESTIFY TO: _____

NAME: _____

ADDRESS _____

PHONE NUMBERS (HOME) _____ (WORK) _____

CAN TESTIFY TO: _____

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MAY 31 2017

TESTING FACILITY TASK REPORT

AGENCY: PBSO
SUBJECT: Drake, Paul Matthew CASE NUMBER: 17-082635
DATE: 05/27/17 VIDEO TAPE NUMBER: DVD# 62691
BEGINNING TIME: 0116 ENDING TIME: 0121

BREATH TESTS RESULTS: **REFUSED** TIME 0119 A.M./P.M. 2) TIME A.M./P.M.
3) TIME A.M./P.M. 4) TIME A.M./P.M.

BREATH OPERATOR: S. Owen #3184

MAINTENANCE TECHNICIAN: J. Karlecke #6467

TESTING OFFICER'S OBSERVATIONS

SPEECH: Slurred

ATTITUDE: argumentative, loud, non-cooperative, mood swing

CLOTHING: black shoes, jeans, red print shirt

MEDICAL CONDITIONS: None Wanted breath test during

MEDICATIONS: None observation.

OTHER: Odor of unknown alcoholic beverage

DLS Scheling #28993 did 20 observation while I
was in holding cell. Kept standing up against/o orders

COMMENTS: 1/08 Arrived at 0051 hours

1/0 observed 20 minutes

I has pants around feet wouldn't pull up
before coming on video. I said he'd been
in prison.

A/0 requested breath test, I refused

A/0 read ITC, I understood, still refused

A/0 read c/w, I understood risks.

Refused test

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MAY 31 2017

SUBJECT: Drake, Paul Matthew CASE NUMBER: 17-082635

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 PAUL Schaefer of the PBSO

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) _____

Read on Camera

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.

SCANNED

MAY 31 2017

SUSPECT'S SIGNATURE: (X) READ for DEF. on VIDEO

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? _____

SCANNED

HAVE YOU EVER HAD A DRIVER'S LICENSE IN ANY OTHER STATE? _____ WHERE? _____

MAY 31 2017

INTERVIEWER: _____

WHITE - STATE ATTY.

YELLOW - DHSMV

PINK - CENTRAL RECORDS

GOLD - JAIL