

ARREST / NOTICE TO APPEAR Juvenile Referral Report

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

Juvenile ☒ N

ADMINISTRATIVE	OBTS Number		Agency ORI Number FLO 500000		Agency Name PALM BEACH COUNTY SHERIFF'S OFFICE		Agency Report Number (N.T.A.'s only) 06- 17-103041	
	Charge Type: Check as many as apply: <input type="checkbox"/> 1. Felony <input type="checkbox"/> 2. Traffic Felony <input checked="" 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 <input checked="" type="checkbox"/> 1. Yes <input type="checkbox"/> 2. No		Multiple Clearance Indicator 01			
	Location of Arrest (Including Name of Business) 8800 BELVEDERE RD RPB, FL 33411				Location of Offense (Business Name, Address) 8800 BELVEDERE RD RPB, FL 33411			
	Date of Arrest 07/15/17	Time of Arrest 23:01	Booking Date	Booking Time	Jail Date	Jail Time	Location of Vehicle BABBSO TOWING	
DEFENDANT	Name (Last, First, Middle) CHAVEZ, PHILLIP, EDWARD						Alias (Name, DOB, Soc. Sec. #, Etc.)	
	Race W - White I - American Indian B - Black O - Oriental/Asian	Sex M	Date of Birth 06/06/1989	Height 6'2"	Weight 190	Eye Color HAZEL	Hair Color BALD	Complexion AVG
	Scars, Marks, Tattoos, Unique Physical Features (Location, Type, Description) FOREARMS: "SPARROWS" RT ELBOW: "GEAR"			Marital Status SINGLE	Religion CHRISTIAN	Indication of: Alcohol Influence <input checked="" type="checkbox"/> Y <input type="checkbox"/> N Drug Influence <input type="checkbox"/> Y <input checked="" type="checkbox"/> N		
	Local Address (Street, Apt. Number) 5158 CANAL ROAD WEST PALM BEACH, FL 33415		(City)	(State)	(Zip)	Phone (561) 389-3157	Residence Type: 1. City 2. County 3. Florida 4. Out of State 2	
	Permanent Address (Street, Apt. Number)		(City)	(State)	(Zip)	Phone ()	Address Source FLORIDA DRIVER LICENSE	
	Business Address (Name, Street)		(City)	(State)	(Zip)	Phone ()	Occupation MANAGEMENT	
	D/L Number, State C120-665-89-206-0: FL		Soc. Sec. Number [REDACTED]		INS Number		Place of Birth (City, State) WPB, FL	Citizenship US
	Co-Defendant Name (Last, First, Middle)			Race	Sex	Date of Birth	<input type="checkbox"/> 1. Arrested <input type="checkbox"/> 3. Felony <input type="checkbox"/> 2. At Large <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"/> 3. Felony <input type="checkbox"/> 2. At Large <input type="checkbox"/> 4. Misdemeanor <input type="checkbox"/> 5. Juvenile	
	JUVENILE	Parent Name (Last) (First) (Middle)		Residence Phone ()				
Legal Custodian								
Other								
Address (Street, Apt. Number) (City) (State) (Zip)		Business Phone ()						
Notified by: (Name)		Date	Time	Juvenile Disposition 1. Handled/processed within Dept. and Released. 2. TOT HRS / DYS 3. Incarcerated				
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 checked="" type="checkbox"/> No		Description of Property		Value of Property				
Drug Activity N. N/A S. Sell R. Smuggle K. Dispense/ M. Manufacture/ Z. Other P. Possess T. Traffic D. Deliver E. Use Produce/ Cultivate		Drug Type N. N/A B. Barbiturate H. Hallucinogen P. Paraphernalia/ U. Unknown A. Amphetamine C. Cocaine M. Marijuana S. Synthetics E. Heroin O. Opium/deriv.						
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 #		
Drug Activity N	Drug Type N	Amount / Unit NONE	Offense # 17-103041	Warrant / Capias Number		Bond		
Charge Description		Counts	Domestic Violence <input type="checkbox"/> Y <input checked="" type="checkbox"/> N	Statute Violation Number		Violation of ORD #		
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 #		
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 #		
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 AUGUST Day 10th Year 2017 Time 08:30 AM <input checked="" type="checkbox"/> 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. 07/15/17 Signature of Defendant (or Juvenile and Parent /Custodian) Date Signed							
ADMIN	HOLD for other Agency Name:		Signature of Arresting Officer Inv. J. Schaefer #8777		Name Verification (Printed by Arrestee) (X) Phillip Chavez			PAGE
	<input type="checkbox"/> Dangerous <input type="checkbox"/> Resisted Arrest <input type="checkbox"/> Suicidal <input type="checkbox"/> Other:		Name of Arresting Officer (Print) INV. J. SCHAEFER		I.D. # 8777		1 OF 1	
	Intake Deputy Det. HONCUTT		I.D. #		Pouch #		Transporting Officer INV. J. SCHAEFER	
				ID # 8777		Agency PBSO		Witness here if subject signed with an -X-

DISTRIBUTION: WHITE - COURT COPY GREEN - STATE ATTORNEY YELLOW - AGENCY PINK - AGENCY ONLY DEFENDANT (N.T.A.'s ONLY)

JUL 20 2017 JUL 16 AM 2:19

D.U.I. PROBABLE CAUSE AFFIDAVIT

ON THE 15th DAY OF JULY 20 17, AT 22:42 AM ☒ PM

SUBJECT: CHAVEZ, PHILLIP, EDWARD CASE NUMBER: 17-103041

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)

While conducting selective traffic enforcement in the 9500 block of Belvedere Road which is located in the Village of Royal Palm Beach, Palm Beach County, Florida I observed the defendant's vehicle, a 2011 white GMC Sierra 2500HD pick up bearing FL tag DXH-X16, traveling eastbound on Belvedere Road which I visually estimated to be faster than the posted speed of 50mph. I activated my in car radar unit which emitted a clear high pitched Doppler tone which is indicative of a high speed. The unit displayed an actual speed of 71mph. I elected to initiate a traffic stop on the GMC for unlawful speed. The defendant was the driver of GMC which was registered to his employer.

OBSERVATION OF DRIVER:

Upon making contact with the driver who was identified by his Florida driver license as "PHILLIP EDWARD CHAVEZ", I immediately detected an obvious and strong odor of an unknown alcoholic beverage emitting from Phillip's person and face area. This odor intensified as I spoke to Phillip. He had glassy, glazed, and blood shot eyes. Phillip's speech was slurred while he spoke quickly and was at times difficult to understand as he rambled on. His movements were slow and deliberate while retrieving the requested vehicle documents. Phillip was lethargic in his movements with poor coordination. He had an unsteady gait while walking to my patrol vehicle.

DRIVER'S STATEMENTS:

Pre-Miranda: Phillip stated he was coming from concert and had a couple of drinks.

Phillip consented to breath and made post Miranda admissions that he was driving after consuming "tequila and whiskey with coke at the concert".

ODORS:

A strong and obvious odor of an unknown alcoholic beverage was emitting from Phillips person and face area which intensified as I spoke to him.

GENERAL OBSERVATIONS

SPEECH: Phillip's speech was slurred while he spoke quickly and was at times difficult to understand as he rambled on.

ATTITUDE: talkative, polite, respectful, cooperative, emotional with mood swings

CLOTHING: green plaid shirt / gray shorts / flip flops

MEDICAL/OTHER: previous lumbar injury

STATE OF FLORIDA
COUNTY OF PALM BEACH

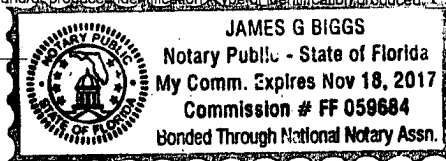
INV. J. SCHAEFER #8777

(Signature of Arresting/Investigative Officer)

The foregoing instrument was sworn to or affirmed and subscribed before me this 15th day of JULY 20 17 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

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



SUBJECT: CHAVEZ, PHILLIP, EDWARD

CASE NUMBER 17-103041

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:

Phillip would sway roughly in a side to side front to back pattern throughout the task. Phillip was reminded numerous times to track the pen with his eyes only. Phillip was checked for VGN & LOC with nothing noted.

WALK & TURN:

I explained and demonstrated the instructions for the "Walk & Turn" to Phillip who stated that he understood. He would sway roughly in a side to side, front to back pattern throughout the demonstration phase. Phillip would stop walking to steady himself with pauses to regain his balance. On the first pass, Phillip missed heel-to-toe steps and stepped off the line. Phillip performed the turn properly. On the return, Phillip would miss heel-to-toe steps and stepped off the line.

ONE LEG STAND:

I explained and demonstrated the instructions for the "One Leg Stand" to Phillip who stated that he understood. He 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. Phillip put his foot at down to regain balance at numerous times before the 30 seconds had elapsed.

FINGER TO NOSE:

I explained and demonstrated the instructions for the "Finger to Nose" task to Phillip who stated that he understood. He would sway roughly in a side to side, front to back pattern throughout the demonstration phase. Phillip failed to immediately return his arms down to his sides as instructed after touching his nose. Phillip's index finger did not touch the nose on 3 of the 6 attempts. Phillip touched his right nostril twice with his left index finger and the left side once. Phillip hesitated/searched for the tip of his nose prior to touching the tip. The sequence used for this task was L, R, L, R, R, L.

ROMBERG ALPHABET:

I explained and demonstrated the instructions for the "Rhombert Alphabet" task to Phillip who stated that he understood. He would sway roughly in a side to side, front to back pattern throughout the demonstration phase. Phillip correctly recited the alphabet.

BREATH TEST RESULTS:

1) .111

2) .108

3)

4)

STATE OF FLORIDA
COUNTY OF PALM BEACH

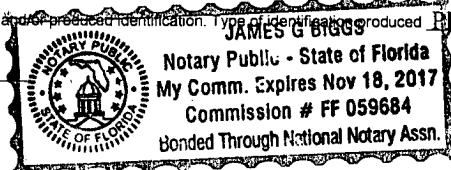
INV. J. SCHAEFER #8777

(Signature of Arresting/Investigative Officer)

The foregoing instrument was sworn to or affirmed and subscribed before me this 15th day of JULY 2017 by INV. J. SCHAEFER #8777

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

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



WITNESS LIST

CASE NUMBER: 17-103041

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: INV. L. CHIQUITO #18334

ADDRESS: 3228 GUN CLUB ROAD WPB, FL 33406

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

CAN TESTIFY TO: PERFORMANCE OF ROADSIDES TASKS

NAME: _____

ADDRESS _____

PHONE NUMBERS (HOME) _____ (WORK) _____

CAN TESTIFY TO: _____

NAME: _____

ADDRESS _____

PHONE NUMBERS (HOME) _____ (WORK) _____

CAN TESTIFY TO: _____

NAME: _____

ADDRESS _____

PHONE NUMBERS (HOME) _____ (WORK) _____

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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: _____

TESTING FACILITY TASK REPORT

AGENCY: PBSO-SCHAEFER

SUBJECT: CHAVEZ, PHILLIP E

CASE NUMBER: 17-103041

DATE: Jul 16, 2017

VIDEO DVD NUMBER: 62993

BEGINNING TIME: 2352

ENDING TIME: 0008

BREATH TESTS RESULTS: 1) .111 TIME 2355 A.M. ☐ P.M. ☒ 2) .108 TIME 2358 A.M. ☐ P.M. ☒
3) XX TIME XX A.M. ☐ P.M. ☐ 4) XX TIME XX A.M. ☐ P.M. ☐

BREATH OPERATOR: J Biggs# 7607

MAINTENANCE TECHNICAN: D/S J Karklecke #6467

TESTING OFFICER'S OBSERVATIONS

SPEECH: SLURRED, DELIBERATE

ATTITUDE: COOPERATIVE

CLOTHING: GREEN/WHITE PLAID SHIRT, DARK GREEN SHORTS

MEDICAL CONDITIONS: BACK ISSUES

MEDICATIONS: GABAPENTIN

OTHER:

EYES GLASSY, RED
ODOR OF AN UNKNOWN ALCOHOLIC BEVERAGE ON SUBJECT

COMMENTS:

ARRESTING OFFICER CONDUCTED THE 20 MINUTE OBSERVATION BEGINNING AT 2330
SUBJECT ADVISED HE WOULD SUBMIT TO THE TEST
SUBJECT WAS GIVEN THE INSTRUCTIONS FOR THE TEST
SUBJECT COMPLETED BOTH SAMPLES SUCCESSFULLY
RESULTS WERE GIVEN
MIRANDA WAS READ TO THE SUBJECT
SUBJECT SUBMITTED TO THE QUESTIONS ASKED

SUBJECT: Chavez, Phillip E

CASE NUMBER: 17-103041

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 VIDEO

SUBJECT: Chavez, Phillip E CASE NUMBER: 17-103041

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, SIR

WHERE WERE YOU GOING? HEADED HOME, SIR

WHAT STREET OR HIGHWAY WERE YOU ON? YES, SIR EASTBOUND BELVEDERE RD

DIRECTION OF TRAVEL? E WHERE DID YOU START? FAIRGROUND @ CONCERT

WHAT TIME DID YOU START? DON'T KNOW WHAT TIME IS IT NOW? NO CLUE

WHAT IS TODAY'S DATE? 7/15 or 16th WHAT DAY OF THE WEEK IS IT? SUNDAY

WHAT COUNTY AND CITY ARE YOU IN NOW? PBC WPB, FL

WHEN DID YOU LAST EAT? 5pm WHAT DID YOU EAT? LEFTOVERS FROM YESTERDAY

WHAT HAVE YOU BEEN DOING FOR THE LAST THREE HOURS? ENJOY CONCERT

HOW MUCH DO YOU WEIGH? 190 HAVE YOU BEEN DRINKING? YES WHAT? TEQUILA & WHISKY

HOW MUCH? COUPLE WHERE? CONCERT WITH WHOM? FRIENDS/FAMILY w/ COKE

WHEN DID YOU HAVE YOUR FIRST DRINK? 1600-1700 AND YOUR LAST DRINK? 9:45pm

HOW DID YOU CONSUME YOUR LAST TWO DRINKS? NORMAL CONSUMPTION

CAN YOU FEEL THE EFFECTS OF THE ALCOHOL? NOT, REALLY ARE YOU UNDER THE INFLUENCE? BY THE TEST YES

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

WHAT? NO WHERE? NO WHEN? NO

WHAT LINE OF WORK ARE YOU IN? MANAGEMENT WHEN DID YOU LAST WORK? FRI

DO YOU HAVE ANY PHYSICAL DEFECTS OR INJURIES? LS SL WHAT? DAMAGE

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

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

WERE YOU IN AN ACCIDENT TODAY? NO

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

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

ARE YOU TAKING ANY PRESCRIPTION MEDICINES? YES WHAT? Gabapentin WHEN? NO

DO YOU HAVE: NO

EPILEPSY? NO

GLASS EYE? NO

FALSE TEETH? NO

EAR INFECTION? NO

INNER EAR TROUBLE? NO

DIABETES? NO

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? NO

HAVE YOU EVER HAD A DRIVER'S LICENSE IN ANY OTHER STATE? NO WHERE? NO

INTERVIEWER: INV. J SCHAEFER #8777 / INV. J Schaefer #8777

CERTIFIED COPY

Operation of a motor vehicle constitutes consent to any sobriety test required by law

ORGAN DONOR

[Signature]

ENDORSE

REST

EXPIRES 08-06-2020

ISSUED 07-13-2012 HGT 6-02

DOB 06-06-1989 SEX M

WEST PALM BEACH, FL 33415-2707

5158 CANAL RD

CHAVEZ

PHILLIP EDWARD

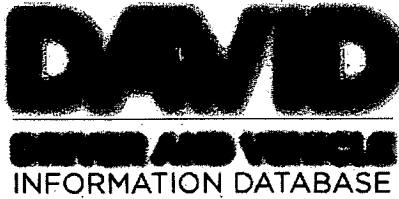
[Redacted Address]

DRIVER LICENSE CLASS E

The Sunshine State

Florida






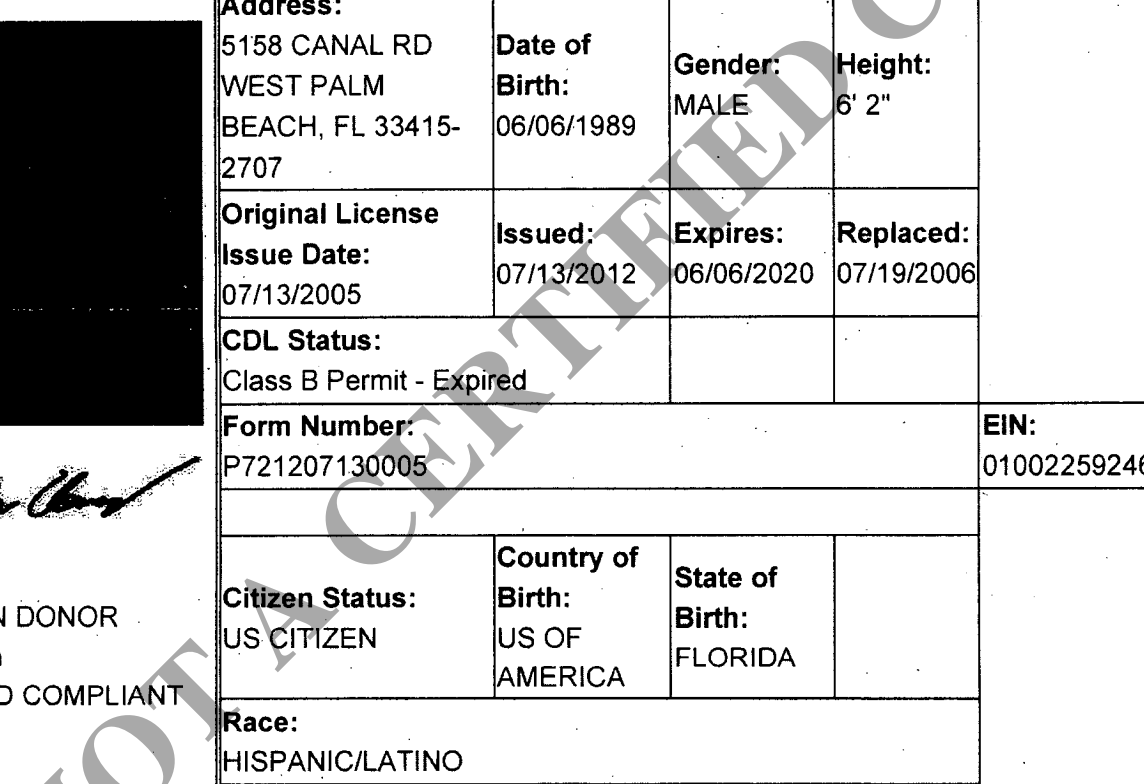
STATE OF FLORIDA

DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES

Time printed: 7/15/2017 10:47:40 PM

Record Detail

Customer Name: PHILLIP EDWARD CHAVEZ	Driver License Status: Valid	
DL/ID: [REDACTED]	SSN: [REDACTED]	Class: E
Previous DUI: 0 <i>This count reflects total DUI convictions on record.</i>	Previous DWLS: 1 <i>This count reflects total DWLS convictions on record.</i>	

 ORGAN DONOR Veteran REAL ID COMPLIANT	Address: 5158 CANAL RD WEST PALM BEACH, FL 33415- 2707	Date of Birth: 06/06/1989	Gender: MALE	Height: 6' 2"	
	Original License Issue Date: 07/13/2005	Issued: 07/13/2012	Expires: 06/06/2020	Replaced: 07/19/2006	
	CDL Status: Class B Permit - Expired				
	Form Number: P721207130005				
	EIN: 0100225924612115				
	Citizen Status: US CITIZEN	Country of Birth: US OF AMERICA	State of Birth: FLORIDA		
	Race: HISPANIC/LATINO				

Restrictions:	Endorsements:	Conditional Messages:
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