

0314038

551

ARREST / NOTICE TO APPEAR
Juvenile Referral Report☐ Check if Supplement is Attached1. Arrest 3. Request for Warrant
2. N.T.A. 4. Request for Capias

Juvenile

ADMINISTRATIVE	OBTS Number		Agency ORI Number FLO 5 0 0 3 0 0		Agency Name BOYNTON BEACH POLICE DEPARTMENT		Agency Report Number (N.T.A.'s only) 3 4 1 1 6 1 7 2 0 1 9	
	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 type="checkbox"/> 4. Traffic Misdemeanor <input type="checkbox"/> 5. Ordinance <input type="checkbox"/> 6. Other		If Weapon Seized Enter Type		Multiple Clearance Indicator			
DEFENDANT	Location of Arrest (including Name of Business) 4770 N. Congress Ave (Publix) B37				Location of Offense (Business Name, Address) 4770 N. Congress Ave (Publix) B37			
	Date of Arrest 12/30/16		Time of Arrest 16:32		Booking Date		Booking Time	
CO-DEF	Name (Last, First, Middle) Brook, Randall Eugene				Alias (Name, DOB, Soc. Sec. #, Etc.)			
	Race W - White B - Black		Sex M		Date of Birth 09/09/57		Height 5'7"	
JUVENILE	Scars, Marks, Tattoos, Unique Physical Features (Location, Type, Description) none		Marital Status		Religion		Indication of: Alcohol Influence Drug Influence	
	Local Address (Street, Apt. Number) 39 N. Fair Lane Boynton Beach 33402		(City) Boynton Beach		(State) FL		(Zip) 33402	
CODE	Permanent Address (Street, Apt. Number) 39 N. Fair Lane Boynton Beach 33402		(City) Boynton Beach		(State) FL		(Zip) 33402	
	Business Address (Name, Street) 39 N. Fair Lane Boynton Beach 33402		(City) Boynton Beach		(State) FL		(Zip) 33402	
CHARGE	D/I Number, State 820-7255739-017		INS Number		Place of Birth (City, State) New York NY		Citizenship USA	
	Co-Defendant (Last, First, Middle)		Race		Sex		Date of Birth	
NOTICE TO APPEAR	Co-Defendant (Last, First, Middle)		Race		Sex		Date of Birth	
	Parent Legal Custodian Other:		Name (Last) (First) (Middle)		Residence Phone ()		Business Phone ()	
ADMIN	Address (Street, Apt. Number) (City) (State) (Zip)		Notified by: (Name) Date Time		Juvenile Disposition 1. Handled/Processed with Dept. and Released. 2. At Large 3. Incarcerated		DEC 30 2017	
	Released To: (Name) Relationship Date Time		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 355-2528) informed of any change of address. <input type="checkbox"/> Yes, by: (Name) <input type="checkbox"/> No (Reason)		School Attended		Grade	
CHARGE	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	
CHARGE	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 H & B		Counts 1		Domestic Violence <input type="checkbox"/> Y <input type="checkbox"/> N		Statute Violation Number 31.6106.1	
	Drug Activity N N		Drug Type N N		Amount / Unit 16.7209		Offense # 16.7209	
CHARGE	Charge Description DUI		Counts 1		Domestic Violence <input type="checkbox"/> Y <input type="checkbox"/> N		Statute Violation Number 31.6119.3	
	Drug Activity N N		Drug Type N N		Amount / Unit 16.7209		Offense # 16.7209	
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CHARGE								

D.U.I. PROBABLE CAUSE AFFIDAVIT

ON THE 30TH DAY OF December 2016 AT 3:53 ☐ A.M ☒ P.M.

CASE #: 16-72019

DEFENDANT: BROCK, RANDALL

PERSONAL CONTACT/DRIVING PATTERN/OBSERVATION OF DRIVER:

On the above date and time I responded to 4778 North Congress Ave (Publix) in reference to a traffic crash. Upon arrival I met with Ofc. Eichorst who stated she made contact with a witness W/M Mark Muniz who stated he observed the aforementioned crash. Upon speaking with Muniz he stated he observed a Blue Hyundai strike another vehicle on Hypoluxo Road. Muniz stated after the crash, the driver in the Blue Hyundai kept going, did not stop after the crash, and continued to travel South in the parking lot of Publix. Muniz stated the Blue Hyundai was stopped by an unknown White truck in the parking lot to make sure it stopped. Muniz stated he made contact with the driver of the Blue Hyundai later to be known as Randall Brock (D.O.B. 09-09-57) who was the only occupant in the vehicle. Muniz stated while he was making sure Brock was okay, he thought he had been drinking because Brock was slurring his words and had an odor of alcohol emanating from Brocks person. Muniz completed a sworn witness statement.

During my crash investigation it appeared Brock had traveled approximately 700 feet from where the crash was until he was stopped by a patron in the parking lot from going any further. While speaking with Brock he was told he was being placed under arrest for Hit and Run at which time he was handcuffed (D/L, checked for spacing). While continuing to investigate the crash Brock spontaneously told me "I hate my job and I know I was in an accident." I did smell an odor coming from Brocks body/facial area which based on my training and experience is known to be the odor of an unknown alcoholic beverage. I did observe signs of impairment during my crash investigation and in so was now going to conduct a D.U.I. investigation. Brock was told the crash investigation was completed and I was now conducting the D.U.I. investigation at which time I did take handcuffs off Brock. It should be noted that Brocks vehicle had extreme front end damage, and at his level of impairment he did not seem to realize it. Brock was read his Miranda rights at which time he was asked if he had any questions about them and he said no. Brock told me several times he was in a crash and he was drunk. Brock told me he had approximately one quart of Vodka before getting into his crash. At this point in my investigation I asked Brock if he would complete a series of Field Sobriety Tasks at which time he told me he would. See below:

HORIZONTAL GAZE NYSTAGMUS:

- ☒ Left eye does not follow smoothly
- ☒ Left eye prior to 45 degrees
- ☒ Distinct jerking in left eye at maximum deviation
- ☒ Vertical Nystagmus in left eye

- ☒ Right eye does not follow smoothly
- ☒ Right eye prior to 45 degrees
- ☒ Distinct jerking in right eye at maximum deviation
- ☒ Vertical Nystagmus in right eye

WALK AND TURN:

SCANNED
DEC 31 2016

THE TASK WAS DEMONSTRATED AND EXPLAINED TO BROCK WHICH HE STATED HE UNDERSTOOD. BROCK COULD NOT DO TASK. COULD NOT STEP HEEL TO TOE, DID NOT COUNT OUT LOUD, STEPED OFF THE LINE NUMOROUS TIMES. BROCK WAS SWAYING SIDE TO SIDE AND UNABLE TO KEEP HIS BALANCE

ONE LEG STAND:

THE TASK WAS DEMONSTRATED AND EXPLAINED TO BROCK WHICH HE STATED HE UNDERSTOOD. BROCK KEPT PUTTING FOOT DOWN, WOULD COUNT TO FIVE, PUT FOOT DOWN COUNTED TO FIVE, AND STARTED OVER AGAIN. BROCK WAS SWAYING SIDE TO SIDE AND UNABLE TO KEEP HIS BALANCE

FINGER TO NOSE:

THE TASK WAS DEMONSTRATED AND EXPLAINED TO BROCK WHICH HE STATED HE UNDERSTOOD. BROCK WOULD KEEP HIS FINGER ON HIS NOSE AND WAS REMINDED SEVERAL TIMES TO PUT IT DOWN. BROCK WAS SWAYING SIDE TO SIDE AND UNABLE TO KEEP HIS BALANCE

ROMBERG/ALPHABET:

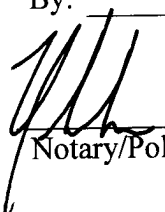
THE TASK WAS DEMONSTRATED AND EXPLAINED TO BROCK WHICH HE STATED HE UNDERSTOOD. BROCK WAS IMSTRUCTED TO COUNT FROM ONE UNTIL I TOLD HIM TO STOP IN A SLOW AND METHOTICAL WAY. BROCK RECITED THE NUMBERS CORRECTLY IN A RHYMING MANOR. BROCK WAS SWAYING SIDE TO SIDE AND UNABLE TO KEEP HIS BALANCE

Based on the above facts Brock was placed into custody under the suspicion of Driving Under the Influence (D.U.I.) Brock was placed into handcuffs (D/L and Spaced) and placed in the back seat of my patrol vehicle (#4458). I then transported Brock to the Boynton Beach Police Department to continue my investigation. I arrived at BBPD at 1737 hrs, started my 20 minutes observation at 1740hrs and completed at 1800hrs. Upon completion I requested Brock to provide a sample of his breath to determine the alcohol content, which he agreed to. Brock provided a breath sample of .278 at 1801 hrs and .281 at 1804 hrs. Brock was asked if he remembered his Miranda Warnings which were read earlier, which he stated yes. Brock was told the same Miranda rights apply and he stated he understood I asked ~~if~~ ^{if} he wanted to answer the question attached to this packet, which he agreed to (see questions for further).

Based on the above stated facts I have established Probable Cause to charge Brock with 1M count of DUI pursuant to F.S.S. 316.193.1 and one count of Leaving the Scene of a Crash pursuant to F.S.S. 316.061(1). Brock was later TOT PBCJ. BAT Video and SFST video were later placed into BBPD Evidence. Brocks' vehicle was removed from scene by Beck's Towing.

The following instrument was sworn to before me this 30 day of December 2016

By: _____


Notary/Police Officer (F.S.S. 117.10)


Signature of Arresting Officer

TESTING FACILITY TASK REPORT

CASE #: 16-72019

DEFENDANT: BROCK, RANDALL

Date: 12/30/16

Video Tape #: 4441

BREATH TEST RESULTS:

1. .278 g/210L Time 6:01 ☐ a.m. ☒ p.m. 3. g/210L Time ☐ a.m. ☐ p.m.
2. .281 g/210L Time 6:04 ☐ a.m. ☒ p.m. 4. g/210L Time ☐ a.m. ☐ p.m.

BREATH OPERATOR: OFC CASTRO

MAINTENANCE TECHNICIAN: OFC. MUNRO

TESTING OFFICER'S OBSERVATIONS

SPEECH: SLURRED, THICK

ATTITUDE: COOPERATIVE

CLOTHING: GRAY POLO, PLAID SHORTS, WHITE SNEAKERS

MEDICAL CONDITIONS: EXEMA, HIGH BP

MEDICATIONS: UNKOWN HIGH BP

OTHER: QUIET, TIRED, FALLING ASLEEP, TREMBLING, SHAKING

COMMENTS:

CASE #: _____

DEFENDANT: _____

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.

Where you operating a motor vehicle at the time of the stop/Accident? APPARENTLY

Where were you going? HOME

What Street or Highway were you on? PUBLIX

What was you direction of travel? JUST GOING HOME

Where did you start from? WENT FROM HIS HOUSE TO GO HOME

What time did you start? 3 OCLOCK OR 3 AM I DON'T KNOW

What time is it now? I HAVE NO IDEA

What is today's date? THE 15TH I DON'T KNOW

What day of the week is it? SATURDAY

What City and County are you in now? BOYNTON BEACH PALM BEACH

When did you last eat? 4 DAYS AGO

What did you eat? SHRIMP COCTAIL

What have you been doing for the last three hours? DRINKING

How much do you weigh? 400LBS

Have you been drinking? YES

What have you been drinking? VODKA

How much? ABOUT A QUART

With whom? MYSELF

When did you have your first drink? 3 OCLOCK THIS AFTERNOON

When did you have your last drink? WHEN YOU STOPPED ME

Can you feel the effects of the alcohol? YES I AM DRUNK

Are you under the influence? YES

Have you consumed any alcohol since the stop/accident? NO

How much? _____ What? _____ Where? _____ When? _____

What line of work are you in? CREDIT COUNCELING

When did you last work? LAST NIGHT

Do you have any physical defects or injuries? NO What? _____

Are you sick or injured? NO What's wrong? _____

Do you limp? YES I HAVE BAD LEGS

Did you receive a bump on the head recently? NO

Where 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? I TAKE PILLS FOR HIGH BLOOD PRESSURE

What? _____ When? TOOK THIS MORNING

Do you have?	Epilepsy	<u>HAVE IN PAST</u>	Glass Eye	<u>NO</u>	False teeth	<u>YES</u>
	Ear infection	<u>NO</u>	Inner ear trouble	<u>NO</u>	Diabetes	<u>NO</u>

Do you have any problems with you eyes that are not corrected by glasses? NO

Do you take insulin? NO If so, when was your last injection? _____

Have you ever gad a driver's license in any other state? YES

Where? NEW YORK

NOT A CERTIFIED COPY

SCANNED
DEC 31 2016

CASE #: 16-72019

DEFENDANT: BROCK, RANDALL

Arresting Officer: SHEPAUM

Address: 100 E. Boynton Beach Boulevard Boynton Beach, Fl. 33435

Phone Numbers: Home: Work: (561) 742-6100

Name: OFC CASTRO

Address: BBPD

Phone Numbers: Home: Work: 561-742-6100

Can testify to: BREATH TECH

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: