

ARREST / NOTICE TO APPEAR

0544
JUVENILE

Agency ORI Number: **0500200** Agency Name: **Boca Raton Police Department** Agency Report Number (N.T.A.'s only): **3, 2, 2018-006595**

Charge Type: 1. Felony 3. Misdemeanor 5. Ordinance
 2. Traffic Felony 4. Traffic Misdemeanor 6. Other

Location of Arrest (Including Name of Business): **200 S FEDERAL HIGHWAY** Location of Offense (Business Name, Address): **200 S FEDERAL HWY, BOCA RATON, FL 33432**

Date of Arrest: **05/11/2018** Time of Arrest: **20:44** Booking Date: **05/11/2018** Booking Time: **20:44** Jail Date: **05/11/2018** Jail Time: **20:44** Location of Vehicle: **TOWED TO EMERALD**

Name (Last, First, Middle): **JANOWSKI, RYAN KEITH** Alias: _____

Race: **W - White** Sex: **M** Date of Birth: **11/05/1976** Height: **6'02** Weight: **210** Eye Color: **BROWN** Hair Color: **BLACK** Complexion: **LIGHT** Build: **Medium**

Local Address (Street, Apt. Number): **3960 N FLAGLER DRIVE 304, WEST PALM BEACH, FL 33407** Phone: **(954) 471-9990**

Permanent Address (Street, Apt. Number): **3960 N FLAGLER DRIVE 304, WEST PALM BEACH, FL 33407** Phone: **(954) 471-9990**

Business Address (Name, Street): **SELF EMPLOYED,** Phone: _____

DL Number, State: **20731764050 /** Sec. Sec. Number: _____ INS Number: _____ Place of Birth (City, State): **SYRACUSE, NY, United** Citizenship: **US**

Co-Defendant Name (Last, First, Middle): _____ Race: _____ Sex: _____ Date of Birth: _____

Co-Defendant Name (Last, First, Middle): _____ Race: _____ Sex: _____ Date of Birth: _____

Parent / Other: _____ Name (Last, First, Middle): _____ Residence Phone: _____

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

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 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.

Property Crime? Yes No Description of Property: _____ Value of Property: _____

Drug Activity: **DUI** Statute Violation Number: **316.193(1)** Violation of ORD #: _____

Drug Activity: _____ Drug Type: **N** Amount / Unit: _____ Offense #: _____ Counts: **I** Domestic Violence: Y N Warrant / Capias Number: _____

Charge Description: _____ Statute Violation Number: _____ Violation of ORD #: _____

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

Charge Description: _____ Statute Violation Number: _____ Violation of ORD #: _____

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

Health / Apparent Physical Condition of Defendant: **INTOXICATED** Any knowledge of the following: Mental Escape Risk Medication Deformities Injuries

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

Transported By: _____ Date Transported: _____ Time Transported: _____ Other: _____

PROPERTY - Received By: **DEEN** Released By: **DEEN** Released To: **PBCJ**

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): **South County 200 W Atlantic Ave Delray Beach, FL 33444**
 Court Date and Time: **06/11/2018 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 CONTEMPT OF COURT AND A WARRANT FOR MY ARREST SHALL BE ISSUED.

Signature of Defendant (or Juvenile and Parent/Custodian): _____ Date Signed: **5/11/18**

HOLD for Other Agency: _____ Signature of Arresting Officer: _____ Name Verification (Printed by Arrestee): _____

Dangerous Resisted Arrest Suicidal Other: _____ Name of Arresting Officer (Print): **DEEN, A.** LD.#: **768** (PRINT) **5/11/18** **2:19 AM**

Transporting Officer: **THOMAS** Pouch #: _____ Signature of Transporting Officer: _____ LD.#: **768** Agency: _____

Witness here if subject signed with an "X": _____

PAGE 1 OF 1

MAY 12 2018

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 2018-006595
Charge Type: Check as many as apply. <input type="checkbox"/> 1. Felony <input checked="" type="checkbox"/> 3. Misdemeanor <input type="checkbox"/> 5. Ordinance <input type="checkbox"/> 2. Traffic Felony <input type="checkbox"/> 4. Traffic Misdemeanor <input type="checkbox"/> 6. Other				Special Notes:

Name (Last, First, Middle) JANOWSKI, RYAN KEITH	Alias	Race W	Sex M	Date of Birth 11/05/1976
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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) (City) (State) (Zip) 100 NW 2ND AVE, BOCA RATON, FL 33432	Phone (561) -	Address Source	
Business Address (Name, Street) (City) (State) (Zip)	Phone (56) -	Occupation	

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.
- confessed to _____ admitting to the below facts.
- was observed by _____ who told _____ that he/she saw the arrested person commit the below acts.
- was found to have committed the below acts, resulting from my (described) investigation.

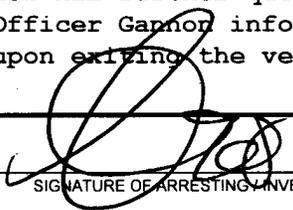
On the **11** day of **May**, **2018** at **20:44** (Specifically include facts constituting cause for arrest.)

On 05/11/2018, at approximately 2006 hours, Officer Gannon conducted a traffic stop on a black 2013, Ford Taurus bearing Florida tag # 711IHE at 200 S. Federal Highway. The vehicle was driving northbound on Federal Highway. I immediately arrived on scene as a back-up officer for Officer Gannon. Officer Gannon stopped the vehicle for an expired registration tag (expired 11/2017). The driver of the vehicle was later identified as W/M Ryan K. Janowski by his Florida drivers license card.

Officer Gannon informed Janowski the reason for the traffic stop and explained to him that his tag registration was expired. He also asked Janowski for his Driver's License Card, registration, and insurance card. Janowski provided Officer Gannon with his driver's license card however, he was fumbling to locate a copy of his registration and insurance card. At this point, I was standing in the front passenger side area as Officer Gannon was speaking to Janowski.

Once Officer Gannon walked back to his patrol vehicle, I proceeded to walk towards the driver's side of the vehicle to speak with Janowski. Upon making contact with Janowski, I quickly observed the smell of alcohol emanating from Janowski's breath as well as from his vehicle. Additionally, I observed that Janowski's eyes were watery and red. While speaking to Janowski, his speech was also garbled and slurred. Janowski continued to rummage through his vehicular paper work and was not able to provide me with his current insurance and registration card. I then asked Janowski if he had consumed any alcoholic beverages tonight and he stated no.

I informed Officer Gannon of my observations of Janowski. At this point, I requested that Janowski exit his vehicle so that I could ask him further questions. Janowski exited without incident. Once out of his car, Officer Gannon informed Janowski that his license was suspended. It should be noted that upon exiting the vehicle Janowski stumbled.

SWORN AND SUBSCRIBED BEFORE ME VAZQUEZ-BELLO, YVETTE D NOTARY PUBLIC / CLERK OF COURT / OFFICER (F.S.S. 117.10) 05/11/2018 DATE	 SIGNATURE OF ARRESTING INVESTIGATING OFFICER DEEN, ALYIA (768) NAME OF OFFICER (PLEASE PRINT) 05/11/2018 DATE	PAGE 1 OF 3
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OBTS Number Agency ORI Number FL 0500200	Agency Name BOCA RATON POLICE DEPARTMENT	Agency Report Number 3 2 2018-006595	1. Arrest 2. N.T.A. 3. Request for Warrant 4. Request for Capias <div style="border: 1px solid black; padding: 2px; display: inline-block; margin-top: 5px;">1</div>	JUVENILE <div style="border: 1px solid black; width: 20px; height: 20px; margin: 0 auto;"></div>	
Charge Type: Check as many as apply <input type="checkbox"/> 1. Felony <input checked="" type="checkbox"/> 3. Misdemeanor <input type="checkbox"/> 5. Ordinance <input type="checkbox"/> 2. Traffic Felony <input type="checkbox"/> 4. Traffic Misdemeanor <input type="checkbox"/> 6. Other		Special Notes:			
Name (Last, First, Middle) JANOWSKI, RYAN KEITH		Alias	Race W	Sex M	Date of Birth 11/05/1976

At this point, I once again asked Janowski if he had consumed any alcoholic beverages tonight and he stated no. Janowski advised that he was driving home after being at Mizner Park (100 Plaza Real) and stated that has not consumed any alcohol because he completed chemo treatment on Thursday. Janowski explained that he could not consume alcohol 48 hours before and after treatment. I then requested Janowski that he submit to the standard roadside exercises to dispel my alarm that he was driving impaired. Janowski provided consent.

I explained and demonstrated each task before he performed them.

The first task was the Walk and Turn. Janowski missed the heel-to-toe steps and continued to stumbled while walking the line. He started performing the task early before telling him to begin.

The second task was the One-Leg Stand. Janowski was unable to keep his raised left leg 6 inches off the ground. Janowski was unable to maintain his balance and continued to stumble throughout the exercise. I asked Janowski if he understood the tasks and he stated that he did. I then informed Janowski that he could begin. At this point, Janowski did not proceed to begin the task and remained stagnant. I informed him once again that he could begin the task. Janowski counted to 1001, 1001, 1002, 1003, and then stated "that he has not done this in 20 years". Janowski placed his raised his left leg on the ground before the 30 seconds elapsed. Janowski then proceeded to count to 1005 and stated "that he could not do this". Janowski swayed while balancing.

The third task was the finger to nose test. (L-R-L-R-R-L). After stating that he understood the task at hand. I began the task and stated "left, right". Janowski then asked me what I was asking him to do. Janowski did not close his eye and tilt his head backwards. I explained to him the exercise once more. Janowski did not keep his eye closed throughout the task.

The fourth task was the Rhomberg with Recitation (Alphabet Count). Janowski recited the alphabet in a rhythmic manner. He stopped at the letter "S" and paused for approximately 7 seconds and stated "crap". Janowski did not keep his eyes closed. Janowski stated that he has not recited his alphabet for "20 years". Janowski began using his fingers to count.

At 2044 hours, I placed Ryan Janowski under arrest for DUI per F.S.S. 316.193(1) and transported him to the BRPD booking facility. I conducted the 20 minute observation and Officer Vancamp conducted the Intoxilyzer 8000. While in the DUI room, Janowski provided a breath sample. Janowski's breath results were 0.298 and 0.279.

Ryan Janowski was later transported to the Palm Beach County Jail without incident.

SWORN AND SUBSCRIBED BEFORE ME <div style="border-bottom: 1px solid black; padding: 5px;"> VAZQUEZ-BELLO, YVETTE D <small>NOTARY PUBLIC / CLERK OF COURT / OFFICER (F.S.S. 117.10)</small> </div> <div style="border-bottom: 1px solid black; padding: 5px; margin-top: 5px;"> 05/11/2018 <small>DATE</small> </div>	<div style="border-bottom: 1px solid black; padding: 5px; text-align: center;"> <small>SIGNATURE OF ARRESTING / INVESTIGATING OFFICER</small> </div> <div style="border-bottom: 1px solid black; padding: 5px; text-align: center; margin-top: 5px;"> DEEN, ALYIA (768) <small>NAME OF OFFICER (PLEASE PRINT)</small> </div> <div style="border-bottom: 1px solid black; padding: 5px; text-align: center; margin-top: 5px;"> 05/11/2018 <small>DATE</small> </div>
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PROBABLE CAUSE AFFIDAVIT
SUPPLEMENT

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

1 JUVENILE

OBTS Number		
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Name (Last, First, Middle) JANOWSKI, RYAN KEITH	Alias	Race W	Sex M	Date of Birth 11/05/1976
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The vehicle was towed by Emerald Towing. Janowski was issued three citations for the traffic stop. It should be noted that post incident to arrest, while Officer Gannon was conducting an inventory of the vehicle. He located the following: an opened Skol vodka which was located in his gym bag in the front passenger seat.

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SWORN AND SUBSCRIBED BEFORE ME <u>VAZQUEZ-BELLO, YVETTE D</u> NOTARY PUBLIC / CLERK OF COURT / OFFICER (F.S.S. 17.10) <u>05/11/2018</u> DATE	 SIGNATURE OF ARRESTING / INVESTIGATING OFFICER <u>DEEN, ALYIA (768)</u> NAME OF OFFICER (PLEASE PRINT) <u>05/11/2018</u> DATE	PAGE 3 OF 3
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13276 0776

2018-006595

2100 Began

1015 = 2044 hrs

DUI INFLUENCE REPORT



NOT A COPY

BOCA RATON POLICE SERVICES DEPARTMENT
100 NW 2nd Avenue
Boca Raton, FL 33432

SCANNED
MAY 12 2018

ARRESTING OFFICER: Deen Alyia

Name: Deen Alyia Phone # _____ Work # 561 368 6201

Address: 100 NW 2nd Ave / 200 S. Federal Highway

Can testify to: DUI Investigation

Name: Brian Gannon Phone # _____ Work # 561 368 6201

Address: 100 NW 2nd Ave / 200 S. Federal Highway

Can testify to: Traffic Stop / Back up officer

Name: _____ Phone # _____ Work # _____

Address: _____

Can testify to: _____

Name: _____ Phone # _____ Work # _____

Address: _____

Can testify to: _____

Name: _____ Phone # _____ Work # _____

Address: _____

Can testify to: _____

Name: _____ Phone # _____ Work # _____

Address: _____

Can testify to: _____

Name: _____ Phone # _____ Work # _____

Address: _____

Can testify to: _____



BOCA RATON POLICE SERVICES DEPARTMENT
DUI INFLUENCE REPORT - PART II

To be filled out at testing facility

Agency Case # 2018-006595

I. INTRODUCTION (Instrument Operator faces video camera)

A. The day is Friday, May, 11, 2018.
(day) (month) (date) (year)

B. The time is now approximately 2128 AM/PM.

C. The following is in reference to case number 2018-006595

D. Present at this time is Ofc. Deen of the Boca Raton Police Department.
(Officer's Name) Ofc. VanCamp

E. Officer Ofc. Deen, have you arrested Ryan Janowski 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. Janowski, I am required to inform you these
proceedings are being video recorded.

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

NOT A CERTIFIED COPY

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 _____ 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 Signature: _____

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)

A refusal form will be completed by the arresting officer.

NOT A CERTIFIED COPY



BOCA RATON POLICE SERVICES DEPARTMENT
TESTING FACILITY TASK REPORT

SUBJECT: Ryan Janowski

CASE #: 2018-006595 DATE: 5/11/2018

BREATH TEST RESULTS

1) TIME 0.298 AM/PM 2) TIME 0.279 AM/PM
3) TIME _____ AM/PM 4) TIME _____ AM/PM

BREATH OPERATOR: Vancomp 747

MAINTENANCE TECHNICIAN: Pare

TESTING OFFICER'S OBSERVATIONS

SPEECH: Slurred

ATTITUDE: Calm

CLOTHING: green polo, black pants

MEDICAL CONDITION: Cancer

OTHER: _____

COMMENTS: _____

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: _____ Date: 5/11/18 Time: 2138

QUESTIONS AND ANSWERS

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

Where were you going? WPB

What street or highway were you on? Federal

Direction of travel? North

Where did you start driving from? Camino Real to Federal

What city (county) were you stopped in? Palm Beach C. Boca

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

What is today's date? 5/11/18 What day of the week is it? Friday

When did you last eat? 6:30 pm What did you eat? rice/Beans

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

How much do you weigh? 210 Have you been drinking? NO What were you drinking?
N/A water

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

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

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? Sales Manager

When did you last work? yesterday/today/this morning

Do you have any physical defects or injuries? Yes No If yes, explain:
Stomach cancer

Are you sick or injured? Yes No If yes, explain:
Stomach cancer

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

Were you in an accident today? NO

Have you taken any drugs or smoked marijuana today? NO

What? _____ When? _____

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

Are you taking any prescription medications? Yes No What? Chemo When? once a week

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? NO

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? yes New York

I am now ending this video recording. The time is now approximately 2:53 AM/PM.

The date is May, 11, 2018.
(month) (day) (year)

SCANNED

MAY 12 2018



BOCA RATON POLICE SERVICES DEPARTMENT
JUVENILE CONSTITUTIONAL WARNINGS

**Rights of suspects prior to custodial questioning.
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. *Tell me in your own words what you think this means.
(You do not have to talk to me or answer any questions about this offense. You can be quiet if you want.)*
- (2) Any statement you make must be freely and voluntarily given. *Tell me in your own words what you think this means.
(If you do talk to me it has to be because you want to and not because anyone is forcing you to speak.)*
- (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. *Tell me in your own words what you think this means.
(You can talk to a lawyer before we ask you any questions and you can have him/her with you now, during our 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. *Tell me in your own words what you think this means
(If you do not have money for a lawyer and you want one, a lawyer will be given to you for free.)*
- (5) If at any time during the interview you do not wish to answer any questions, you are privileged to remain silent. *Tell me in your own words what you think this means.
(If you decide to talk to me then change your mind, you can stop answering my questions at any time.)*
- (6) I can make no threats or promises to induce you to make a statement. This must be of your own free will. *Tell me in your own words what you think this means
(I am not allowed to threaten you or make you any promises to get you to talk to me. If you decide to talk, it must be because you want to.)*
- (7) Any statement can be and will be used against you in a court of law. *Tell me in your own words what you think this means
(Anything you say to me can and will be told to the judge or a jury in court. A judge is a person who decides if you have done something wrong. Sometimes a group of people called a jury decide this, but the Judge is the person who decides what punishment you get.)*
- (8) Do you understand these rights as I have read them to you, and do you wish to speak to me?

Signed: _____ Date: _____ Time: _____