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3612

2019 CF008976AMB



Arrest Report

FLORIDA HIGHWAY PATROL
P.O. BOX 540007, GREENACRES, FL 33454

Report Date / Time 9/22/2019 06:20 PM	Report Number FHP99ARR800210	Case Number/Cad Number FHPL19OFF062796 / LWRC19CAD173469	Reporting Officer Name L.A. FORTEZA
Originating Agency ORI	Occur Date Time Range 09/22/2019 15:57:40 -	Jurisdiction	Clearance

Location of Occurrence

County PALM BEACH	Location Type PUBLIC PLACE	Location Description INTERSTATE 95 NB (STATE ROAD 9)		
Street Number SR782	Street N LINTON BLVD	Apt/Lot/Bldg City DELRAY BEACH	State FL	Zip Code 33444

Defendant

First Name SALEEM	Middle Name RICHARD	Last Name ALI	Suffix	Race White OTHER	Sex MALE	Height 600	Weight 160	Hair Black	Eyes Brown
MNI #	SSN	Date of Birth 06/08/1986	Age 33	Place of Birth BROOKLYN NY UNITES STATES	Drivers License or other ID A400796862080	State FL	ID Type E		
Address * RESIDENCE / 20937 ST ANDREWS BLVD #20 , BOCA RATON, FL 33433 /									

Arrest

Arrest Date/Time 9/22/2019 10:48:21 PM	Arrest Location Type PUBLIC PLACE	Arrest Location Description INTERSTATE 95 (STATE ROAD 9)			
Street Number SR782	Street N LINTON BLVD	Apt/Lot/Bldg County PALM BEACH	City BOCA RATON	State FL	Zip Code 33433

Charge : S

Counts 1	Charge 316.027.2b	Bond Amount \$0.00	5000	No Bond
Charge Degree S	Charge Level FELONY	General Offense Code HIT AND RUN	AM 5:15	
Charge Description FAIL TO STOP REMAIN AT CRASH INV SER BOD INJ				

Charge : S

Counts 1	Charge 316.193.1	Bond Amount \$0.00	OK	No Bond
Charge Degree N	Charge Level MISDEMEANOR	General Offense Code DUI-UNLAW BLD ACCN	SEP 22 2019	
Charge Description DUI ALCOHOL OR DRUGS				

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Charge Degree	Charge Level	General Offense Code
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Charge Description

Bond Set by Court

<input type="checkbox"/> Bond Amount <input type="checkbox"/> No Bond
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Bond Type(s)

Probable Cause

On September 22, 2019 at approximately 03:59PM I was dispatched to the scene of a traffic crash on Interstate 95 northbound (State Road 9) just south of State Road 782 (Linton Blvd). Upon my arrival to the scene of the crash I observed a vehicle off the roadway to the right white in color. I was immediately approached by multiple witnesses who stated there was another vehicle involved in the crash black in color who was speeding and caused the crash and was parked just ahead on the outside shoulder. I observed the vehicle a black in color sedan with a Florida License Plate of (URGW8).

Immediately after that I was informed by multiple witnesses that the two occupants from that black sedan involved in the crash were running north on the northbound exit ramp to Linton Blvd away from their vehicle. I drove my patrol car to the northbound exit ramp to Linton Blvd and observed two males on the grassy embankment off the ramp to the left. I caught up to one of the males on foot, whom I identified as the son of the other driver of the black vehicle involved in the crash.

The son of the driver was transported by EMS for any injuries. The driver of the vehicle was not transported by EMS as he wasn't complaining of any injuries. The driver of the black vehicle was identified by his Florida Drivers License of (A400-796-86-208-0) as Saleem Richard Ali. I spoke to Mr. Ali he stated was the one that got hit and that he wasn't fleeing the scene of the crash, he stated he was just running after his son who got scared and started running in traffic. While speaking to Mr. Ali I smelled the odor of an alcoholic beverage coming from his breath and his eyes were red and glossy. I detained Mr. Ali and placed him in the back of my patrol car and drove to a near by parking lot for the purposes of performing voluntary Standardized Field Sobriety Exercises to which he agreed to perform. Prior to taking Mr. Ali out of my patrol car Mr. Ali was read his Miranda Rights and asked if he understood them to which he answered yes. After reading Mr. Ali his Miranda rights I questioned Mr. Ali if he was the driver of the black vehicle involved in the crash to which he admitted to being the driver of the black vehicle involved in the car crash.

*When performing HGN (Horizontal Gaze Nystagmus)

- Mr. Ali showed lack of smooth pursuit
- Mr. Ali showed distinct and sustained Nystagmus at maximum deviation
- Mr. Ali showed onset of Nystagmus prior to 45 degrees
- Mr. Ali also showed Vertical Gaze Nystagmus

*When performing (Walk and Turn Exercise)

- Mr. Ali began walking several times without being asked to begin the exercise
- Mr. Ali failed to count out loud as instructed

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Mr. Ali missed heel to toe steps every single time except for one occasion
 Mr. Ali used his arms to balance while walking and stepped off the line
 *When performing (One leg Stand)
 Mr. Ali raised his leg more than 6 inches of the ground as instructed
 Mr. Ali put his foot down and tried to support his leg up with his hand
 Based on the multiple witnesses who witnessed Mr. Ali driving and exiting the dark vehicle involved in the accident and fleeing the scene and based on his performance on Standardized Field Sobriety Exercises Mr. Ali was placed under arrest at approximately 05:26PM for: DUI (Driving Under the Influence), serious bodily Injuries 1 count and property damage 4 counts . After Mr. Ali was taken to the Palm Beach County Jail BAT for a test to determine the level of alcohol content in his breath to wich he refused at approximately 6:58PM . All the above stated event took place in Palm Beach County Florida.

Jail Bookin Facility

Booking Date/Time	Booking County	Booking Facility	Booking Facility Phone Number
0.0000	PALM BEACH	PALM BEACH COUNTY CORRECTIONS	(561) 688-4400

Booking Facility Location Booking Number

3228 GUN CLUB ROAD WEST PALM BEACH, FLORIDA 33406

Booking Comments

Court

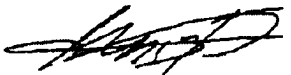

Court County	Court Location		
PALM BEACH	3228 GUN CLUB ROAD WEST PALM BEACH, FL 33406		
Court	Court Phone	Court Appereance Date / Time	Court Fine
CRIMINAL JUSTICE COMPLEX	561-355-2994		
Comments			

Officer Name Rank / ID #	Involvement On Report / Reporting Role	Officer Agency Org/Unit
L.A. FORTEZA TROOPER 4518	REPORTING OFFICER	FLORIDA HIGHWAY PATROL FHPL1LWRCCIPALM BEACHBROW LN TO SR804

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The undersigned certifies and swears that he/she has just and reasonable grounds to believe that the above named Defendant, committed violation(s), of law, on the below date(s) and time(s), as listed in the probable cause associated with this report:

Reporting Officer

Officer Name L.A. FORTEZA	Office Rank TROOPER	Officer ID No 4518	Sworn and subscribed before me, the undersigned authority This the <u>23</u> day of <u>SEP</u> , <u>2019</u> DEPUTY OF THE COURT, NOTARY OR LAW ENFORCEMENT
Officer Agency FLORIDA HIGHWAY PATROL			
Officer Signature			

NOT A CERTIFIED COPY

SUBJECT: Ali, Saleem Richard CASE NUMBER: FHP-190FF062796

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 Tpr Forteza of the FHP-4

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.

SUSPECT'S SIGNATURE: (X) _____

Read on Camera

SUBJECT: Ali, Saleem Richard CASE NUMBER: FHPL190FF062796

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? asked for

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? A Torney

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? Several 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? 1, mls

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? _____

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

INTERVIEWER: _____

WHITE - STATE ATTY. YELLOW - DHSMV PINK - CENTRAL RECORDS GOLD - JAIL

TESTING FACILITY TASK REPORT

AGENCY: FHP-L
SUBJECT: Ali, SALEEM Richard CASE NUMBER: 19-118108

DATE: 09/22/19 VIDEO TAPE NUMBER: N/A

BEGINNING TIME: 1846 ENDING TIME: 1914

BREATH TESTS RESULTS: ~~1) TIME 1868 A.M./P.M. 2) TIME _____ A.M./P.M.~~
~~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: slight accent

ATTITUDE: talkative, co-operative

CLOTHING: blue tennis, blue (NAVY) shorts, top & white LS shirt

MEDICAL CONDITIONS: none

MEDICATIONS: none

OTHER: in accident

COMMENTS: A/O & A arrived 18:15 hrs

A/O observed 20 minutes

A/O requested breath test, & asked if he had to.

A/O read I/C, & didn't understand

A/O reread I/C, & understood.

A/O asked again to give test, & refused

A/O read C/W, & understood

NO QEA & asked for attorney

**STATE OF FLORIDA
DEPARTMENT OF HIGHWAY SAFETY & MOTOR VEHICLES
AFFIDAVIT OF REFUSAL TO SUBMIT TO
BREATH AND/OR URINE TEST**

I, Tpr. Luis Forteza, a duly certified Law Enforcement Officer or Correctional Officer,
(Name of Officer reading Implied Consent Warning)

am a member of Florida Highway Patrol, and I do swear
(Name of law enforcement agency)

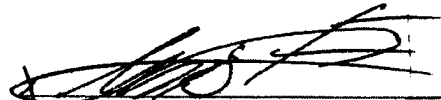
or affirm that on or about the 22nd day of September, 20 19, at 05:26 P.M. A.M.

DRIVER SALEEM Richard Ali
(Type or Print) FIRST NAME MIDDLE OR MAIDEN NAME LAST NAME

DL# A400-796-86-208-0, state of FLORIDA, was placed under lawful arrest for
the offense of Driving Under Influence by Tpr. Luis Forteza and
(Name of Arresting Officer)
issued Citation # _____

That on or about the 22ND day of September, 20 19, at 1868 P.M. A.M.
in Palm Beach County,

I requested that the driver submit to a breath and/or urine test to determine his or her blood alcohol level and/or the presence of chemical or controlled substances. I informed the driver that the refusal to submit to such test(s) would result in the suspension of his or her driving privilege for a period of one (1) year for a first refusal, or for a period of eighteen (18) months if his or her driving privilege had been previously suspended for refusing to submit to a breath, urine or blood test. I also informed the driver that he or she commits a misdemeanor by refusing to submit to a lawful test as requested above if his or her driving privilege has been previously suspended for refusal to submit to a lawful test of his or her breath, urine, or blood. Additionally, I informed the driver that if he or she holds a CDL, or was operating a CMV, refusal will result in the disqualification of the Commercial Driver's License/driving privilege for a period of one (1) year in the case of a first refusal or permanently if he or she has previously been disqualified as a result of a refusal to submit to any such lawful test. Nonetheless, the driver refused to submit to the test(s) requested.



Signature of Law Enforcement Officer or
Correctional Officer

THE AFFIDAVIT MUST BE NOTARIZED OR ATTESTED TO (F.S. 117.10)

The foregoing instrument was sworn and subscribed before me:

Signature of Attesting Officer

Title

Date

(AFFIX SEAL)
The foregoing instrument was sworn and subscribed before
me this 22ND day of September, 20 19,
by Tpr Forteza,
who is personally known to me or who has produced
_____ as identification

Notary Public _____

Note: Mail or hand deliver to the designated
Bureau of Administrative Reviews office,
Department of Highway Safety and Motor
Vehicles, with the driver's license, the
appropriate copy of the UTC, and the
probable cause affidavit.



PALM BEACH COUNTY SHERIFF'S OFFICE
 DUI TESTING FACILITY
 INFORMATION SHEET

PBSO CASE # 19-118108 PBSO ZONE 4-23

AGENCY CASE # FHPL19OFF062716 CRASH CASE # _____

TIME OF STOP/CRASH ^{03:57pm} ~~05:40pm~~ DATE 9/22/19 DAY Sunday

SUBJECT'S NAME ~~ADD~~ Saleem Richard Ali RACE _____ SEX male

HGT 6,00 WGT 210lb DOB 06-08-1986

LOCATION I-95 NB South of Linton Blvd

ARRESTING OFFICER'S NAME & ID Tpr. Forteza 4518 AGENCY FHP

DIVISION: Troop L

NOTIFIED BY COMMO yes

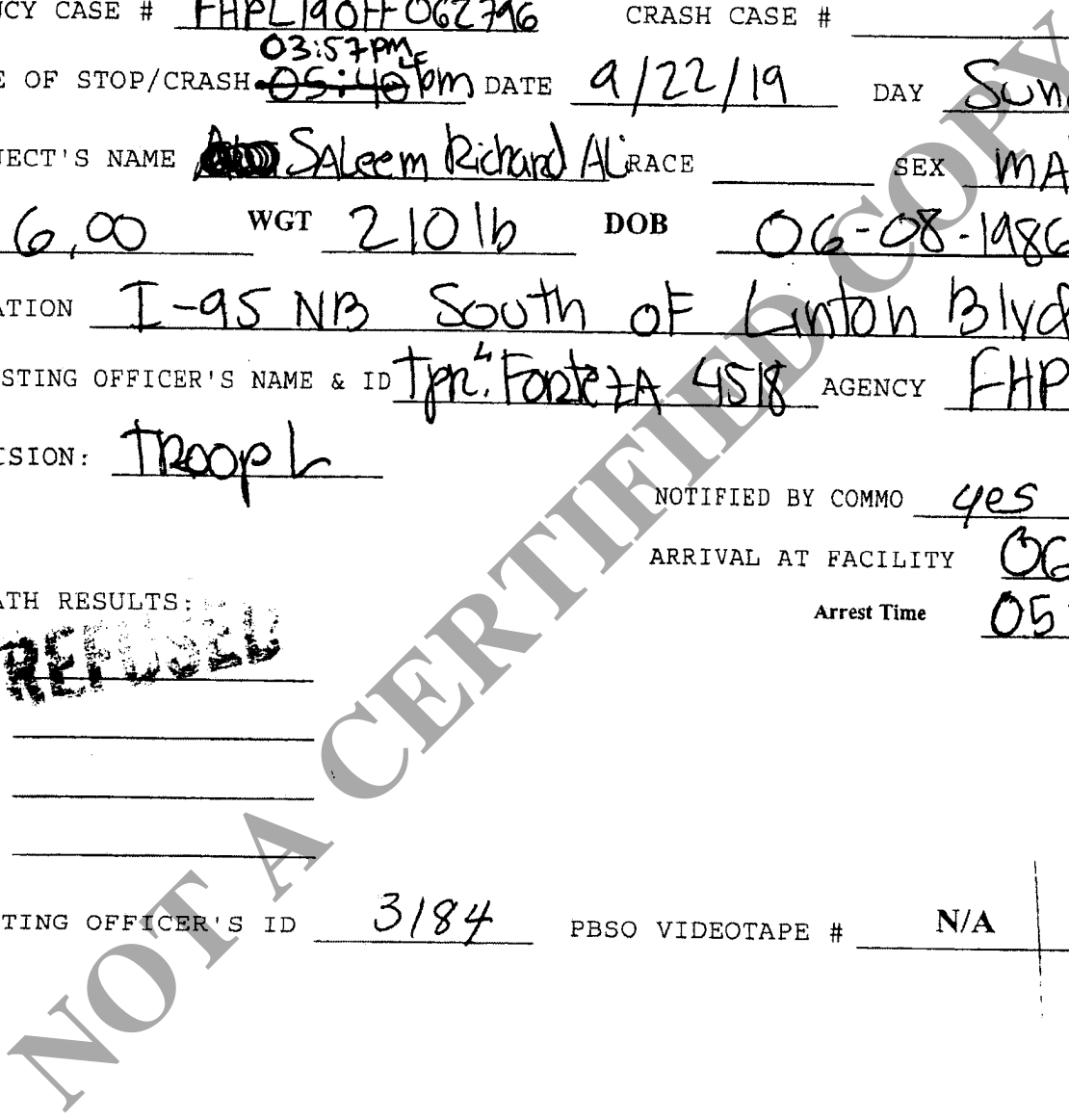
ARRIVAL AT FACILITY 06:15pm

Arrest Time 05:26pm

BREATH RESULTS:

1. REFUSED
2. _____
3. _____
4. _____

TESTING OFFICER'S ID 3184 PBSO VIDEOTAPE # N/A





Palm Beach County Sheriff's Office – Arrests Only

	X	Florida State Statute	Description	Page Number(s)
L/E Exemptions	<input type="checkbox"/>	119.071(2)(d)	Surveillance techniques, procedures and personnel; inventory of law enforcement resources, policies or plans pertaining to mobilization deployment or tactical operations.	
	<input type="checkbox"/>	943.053, 943.0525	NCIC/FCIC/FBI and in-state FDLE/DOC.	
	<input type="checkbox"/>	119.071(4)(c)	Undercover personnel.	
	<input type="checkbox"/>	119.071(2)(f)	Confidential informants (CIs).	
	<input type="checkbox"/>	119.071(2)(e)	Confession.	
Public Info. Exemptions	<input type="checkbox"/>	985.04(1)	Juvenile offender records.	
	<input type="checkbox"/>	119.071(h)(i)	Assets of a crime victim.	
	<input type="checkbox"/>	395.3025(7)(a), 456.057(7)(a)	Medical information.	
	<input type="checkbox"/>	394.4615(7)	Mental health information.	
	<input type="checkbox"/>	119.071(4)(d)(2)(a)	Home address, telephone, Social Security number, date of birth, or photos of active/former LE personnel, spouses, and children.	
Florida Rules of Judicial Administration 2.420 (Rule of 23)	<input checked="" type="checkbox"/>	(iii) 119.0714(1)(i)-(j), (2)(a)-(e)	Social Security, bank account, charge, debit, and credit card numbers.	2
	<input type="checkbox"/>	(viii) 394.4615(7)	Clinical records under the Baker Act.	
	<input type="checkbox"/>	(xi) 741.30(3)(b)	The victim's address in a domestic violence action on petitioner's request.	
	<input type="checkbox"/>	(xiii) 119.071(2)(h), 119.0714(1)(h)	Protected information regarding victims of child abuse or sexual offenses.	
	<input type="checkbox"/>			
	<input type="checkbox"/>			
	<input type="checkbox"/>			
Other	<input type="checkbox"/>	539.001 FS	Other: All records relating to pawnbroker transactions.	
	<input type="checkbox"/>	119.0712(2)	Other: Personal information contained within a motor vehicle record	

REVIEW COMPLETED BY

Booking Number: 2019031005	Date: 09/23/2019
	Specialist Name/ID: howardt7185