

1 of 2

D.U.I. PROBABLE CAUSE AFFIDAVIT

ON THE 11th DAY OF August 20 17 AT 2311 AM PM

SUBJECT: Scott Alexander Geltman CASE NUMBER: 17-000387

AGENCY: JUNO BEACH POLICE DEPARTMENT ARRESTING OFFICER: Matthew Isham 291

PERSONAL CONTACT

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

While on a traffic stop (in my vehicle) on the Northbound right shoulder at 14500 US Highway 1, Juno Beach, I observed a white Ford Ranger bearing FL tag DBY158, traveling North past my location in the left lane. I visually estimated that the vehicle was traveling about 60MPH in a 45MPH zone, when it passed me. I activated the front radar in vehicle 114 (SN: EB001511), in stationary mode. The unit emitted an audible tone that was clear and consistent with the speed displayed on the screen, which was 57MPH. While still in my vehicle on the traffic stop, I observed the white Ford Ranger was still traveling at about the same speed, and it was approaching a solid red signal at US Highway 1/Juno Ocean Walk (14750 US1), Juno Beach, where another car in the same lane was stopped. The brake lights on the white Ford did not illuminate until the vehicle was very close to the intersection, and the vehicle did not stop quickly enough, causing the front of the white Ford to collide with the rear of the red Toyota Prius (FL tag Y38LFL) that was stopped for the red signal. I then saw the reverse lights on the white Ford come on. I quickly concluded my traffic stop and proceeded to the crash, at which time, I observed the white Ford rolling away slowly, and the front wheels turning, as if the driver was trying to leave. When I asked the driver of the Prius if the other driver had tried to leave already, she stated that he was trying to leave, after stepping out of the vehicle, and saying "Sorry" and "It was my fault". The driver/sole occupant of the white Ford was identified by FL DL as Scott A. Geltman. There was only minor damage (scratches) to the rear bumper of the Prius and no visible damage to the Ford Ranger.

OBSERVATION OF DRIVER:

Upon arriving at the crash, Geltman was in the driver's seat of the white Ford and was trying to pull away. When I came up and spoke to him, I noticed his eyes were bloodshot and watery, and he seemed to only keep his eyes open about halfway, as if he was tired. I also smelled a strong odor of an unknown alcoholic beverage being emitted from within the vehicle. After having both vehicles pull into the Shell Gas Station, I requested to see Geltman's insurance card, he provided me with his registration, and when I told him that, he kept saying that it was insurance. When I told him I needed to see his insurance card again, he started to walk toward his truck to get it, even though I saw that he had it in his hand. I also noticed that in general, he made slow movements. While the driver was outside of the vehicle, I smelled a strong odor of an unknown alcoholic beverage being emitted from his breath and person.

DRIVER'S STATEMENTS:

Geltman was advised I was now conducting DUI investigation and was read Miranda Rights on scene. He said he was coming from the Thirsty Turtle (a bar/restaurant in Juno Beach) and that he had one beer with his girlfriend. He also stated that the crash was his fault and that he slid into the car while trying to stop. Geltman's speech was slow and slurred, and he repeated multiple statements and questions throughout the encounter.

ODORS:

Very strong odor of an unknown alcoholic beverage was being emitted from driver's breath and person as well as from the vehicle's interior.

GENERAL OBSERVATIONS

SPEECH: Slow and slurred, repetitive

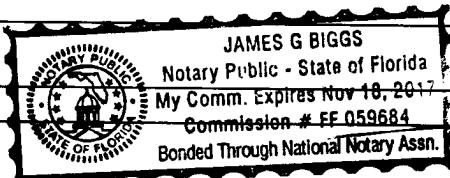
ATTITUDE: Calm, cooperative, apologetic, tired

CLOTHING: T-shirt, shorts, sandals

MEDICAL PROBLEMS: None

MEDICATIONS: None

OTHER: N/A



201

SUBJECT: Scott Alexander Geltman

17-000387

CASE NUMBER:

2 of 2

ROADSIDE TASKS

HORIZONTAL GAZE NYSTAGMUS:

- LEFT EYE DOES NOT FOLLOW SMOOTHLY
- RIGHT EYE DOES NOT FOLLOW SMOOTHLY
- LEFT EYE JERKS AT 45 DEGREE ANGLE OR LESS
- RIGHT EYE JERKS AT 45 DEGREE ANGLE OR LESS
- DISTINCT JERKING LEFT EYE MAXIMUM DEVIATION
- DISTINCT JERKING RIGHT EYE MAXIMUM DEVIATION

CAN NOT DO, WHY? Swayed from left to right during task.

WALK AND TURN:

During the instruction phase, Geltman swayed and put his right foot (front foot) to the right to remain stable. During the walking phase, Geltman swayed, conducted an improper turn, and missed heel to toe multiple times (by about 2-3 inches).

CAN NOT DO, WHY? N/A

ONE LEG STAND:

Started before he was told to do so, held his hands approximately 2-3 inches from side, put his foot down, and did not count properly.

CAN NOT DO, WHY? N/A

FINGER TO NOSE:

On first left touch, he used the tip of his left index finger to touch the middle of his nose. One the first, second, and third right touch, he used the left side of his right index finger touch the tip of his nose. Each time he touched his nose, he held his finger to his nose for an extended period of time, even though he was told to put his finger down immediately, both at the beginning of the task, and after each touch. While conducting the task Geltman was swaying slightly, in a circular motion.

CAN NOT DO, WHY? N/A

ROMBERG/ALPHABET:

Geltman said the alphabet correctly, but did not close his eyes as instructed, and was swaying slightly, in a circular motion.

CAN NOT DO, WHY? N/A

BREATH TEST RESULTS: 0.128 & 0.131

STATE OF FLORIDA
COUNTY OF PALM BEACH
THE FOLLOWING INSTRUMENT WAS NOTARIZED OR SWORN BEFORE ME THIS

BY: M. Isham 291

NOTARY/CLERK OF COURT OFFICER (F.S. 117.102)

JAMES C. RIGGS
Notary Public - State of Florida
My Comm. Expires Nov 18, 2017
Commission # FF 059684
Bonded Through National Notary Assn.

SIGNATURE OF ARRESTING OFFICER 291

12th August 17 (DATE)

TESTING FACILITY TASK REPORT

AGENCY: JBPD-ISHAM

SUBJECT: GELTMAN, SCOTT A

CASE NUMBER: 17-113728

DATE: Aug 12, 2017

VIDEO DVD NUMBER: 63178

BEGINNING TIME: 0040

ENDING TIME: 0051

BREATH TESTS RESULTS: 1) .128 TIME 0045 A.M. P.M. 2) .131 TIME 0048 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: LOW, SOMEWHAT SLURRED

ATTITUDE: COOPERATIVE

CLOTHING: BLACK SHIRT, GRAY SHORTS

MEDICAL CONDITIONS: NONE

MEDICATIONS: NONE

OTHER:

EYES GLASSY, RED

ODOR OF AN UNKNOWN ALCOHOLIC BEVERAGE ON SUBJECT

COMMENTS:

ARRESTING OFFICER CONDUCTED THE 20 MINUTE OBSERVATION BEGINNING AT 0020
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 REFUSED QUESTIONS

Case #
SUBJECT: 17-000387
291

Name *Scott A. Getman*
CASE NUMBER: *291*

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: Scott A. Geltman . CASE NUMBER: 17-000387

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? _____

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

INTERVIEWER: Ofc. M. Isham #291

WITNESS LIST

17-000387

CASE NUMBER:

ARRESTING OFFICER:

Matthew Isham

ADDRESS: 340 Ocean Drive, Juno Beach, FL 33408

PHONE NUMBERS (HOME):

(WORK)

561-626-2100

CAN TESTIFY TO: Facts of case.

NAME: Sgt. Robert Piantoni

ADDRESS: 340 Ocean Drive, Juno Beach, FL 33408

PHONE NUMBERS (HOME):

(WORK)

561-626-2100

CAN TESTIFY TO: Observations of driver

NAME: Martha Cedeno

ADDRESS: 833 Hill Drive Apt C, West Palm Beach, FL 33415

PHONE NUMBERS (HOME): 561-215-2183

(WORK)

CAN TESTIFY TO: Crash and observations of driver

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:

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:

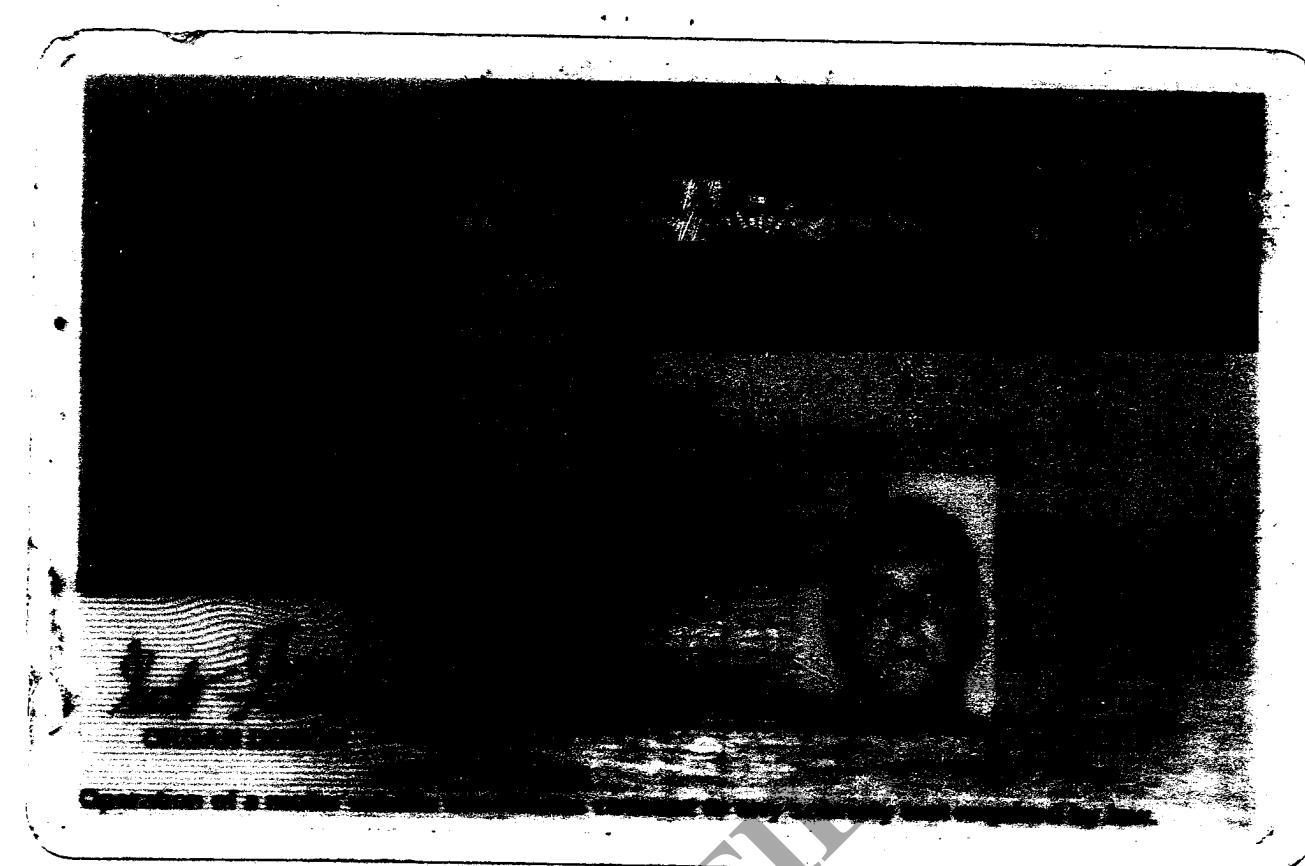
NAME:

ADDRESS

PHONE NUMBERS (HOME):

(WORK)

CAN TESTIFY TO:



NOT A CERTIFICATE