[redacted]

Arrest Report

0503789

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

18CT222327703

Report Date / Time	Report Number	Case Number/CAD Number	Reporting Officer Name
12/15/2018 1:11:56AM	FHP99ARR794291	FHPL18OFF103878 / LWRC18CAD226454	Z. TODD

Originating Agency ORI	Occurrence Date Time Range	Jurisdiction	Clearance
FL0509000	12/15/2018 12:11:57 AM -		

Location of Occurrence

Location Type	Location Description
PUBLIC PLACE	PARKING LOT

Street Number	Street	Apt/Lot/Bldg
	CONGRESS AVE/ LAKE WORTH	

County	City	State	Zip
PALM BEACH	LAKE WORTH	FL	33461

Defendant

First Name	Middle Name	Last Name	Suffix	Date Of Birth	Age	Race	Sex
SEAN	DAVID	BONNER		3/21/1991	27	WHITE	MALE

SSN	MNI #	Place of Birth	Height	Weight	Hair	Eyes
[redacted]		PALM BEACH, FL, USA	510	180	BRO	BRO

DL or ID Number	ID State	ID Type	Address Type
B560784911010	FL	E	

Street Number	Street	Apt/Lot/Bldg
4844	WIGGINS RD	

County	City	State	Zip	Phone Number	Extension
PALM BEACH	LAKE WORTH	FL	33463		

Location Description:

Arrest

Arrest Date/Time	Arrest Location Type	Arrest Location Description
12/15/2018 12:29:39AM		

Street Number	Street	Apt/Lot/Bldg	County
	CONGRESS AVE/ LAKE WORTH		PALM BEACH

City	State	Zip
LAKE WORTH	FL	33461

Charge(s)

Counts	Charge	General Offense Code	Bond Amount	No Bond
1	316.193.1		$ 0.00	☐

Charge Degree	Charge Level	Arrest Offense Code Description
N	MISDEMEANOR	DUI-UNLAW BLD ALCH

Charge Description: DUI ALCOHOL OR DRUGS

Probable Cause

On December 15, 2018 I was on routine patrol in my marked patrol car in Palm Beach County. I responded to the scene of a traffic stop that occurred near the intersection of Lake Worth Road and Congress Ave. Sgt. T. Kingery advised me that he stopped a green pickup truck for a traffic violation. He then stated that as he spoke to the driver of the vehicle he observed that he had bloodshot glassy eyes and slurred speech. He also stated that he observed the male to not follow instructions given and keep moving while standing in front of his patrol car. I then arrived on scene and observed that the driver of the vehicle had bloodshot glassy eyes, slurred speech and the odor of an unknown alcoholic beverage was emitting from his breath as he talked. He stated to me that he had several drinks earlier. I then requested that he conduct field sobriety exercises and he refused. Taylor warnings were explained and he stated that he understood. He then agreed to conduct the exercise. The driver was later identified as Sean Bonner by his FL DL.

Horizontal Gaze Nystagmus

Before beginning the exercises, I checked to see if Bonner was wearing glasses or contact lenses. It was determined that

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DS Collins 762

Bonner was not wearing glasses. I then checked Bonner's eyes and observed equal tracking and equal pupil size. Bonner was instructed to place his feet together and place his hands down at his side. He then was instructed to keep his head still and follow the stimulus with his eyes and his eyes only. He was also instructed to keep looking at the stimulus until told not to. Bonner verbally indicated that he understood.

- Lack of smooth pursuit, left eye
- Lack of smooth pursuit, right eye
- A distinct and sustained nystagmus at maximum deviation in the left eye
- A distinct and sustained nystagmus at maximum deviation in the right eye
- An onset of nystagmus prior to 45 degrees in the left eye
- An onset of nystagmus prior to 45 degrees in the right eye

He was unable to perform the exercise correctly and kept staring at me while I attempted to conduct the exercise.
I observed Bonner to have an orbital sway.

Walk and Turn Exercise

The area was level and free of debris. Bonner verbally indicated that he saw the line on the ground. Bonner was instructed to put his left foot on the line, then place his right foot on the line ahead of the left foot in a heel to toe manner. I then demonstrated this position. Bonner was instructed not to begin untold to do so. Bonner verbally indicated that he has understood all instructions up to this point. Bonner was then instructed to take 9 heel to toe steps on the line when told to do so. I then demonstrated this. Bonner was then instructed to turn on the ninth step and to keep the front foot on the line and to take a series of small steps with the foot on the line. I then demonstrated this for Bonner. Bonner was also instructed to keep his arms at his sides and to watch his feet during the exercise. Bonner was also instructed to count aloud and to not stop once he begins the exercise. He was also instructed to keep his arms at his sides at all times.

He took 9 steps forward and stopped the exercise and did not continue the exercise. He stepped off the line on all steps and did not touch heel to toe. He also used his arms for balance and did not count out loud.

One Leg Stand Exercise

Mr. Bonner was instructed to stand with his feet together and to place his arms down at his side. Mr. Bonner was instructed to maintain that position until told to do so. Once told to do so, Mr. Bonner was instructed to raise one foot approximately 6 inches off the ground and to keep both legs straight with both arms at his side. He was also instructed to look at the elevated foot and count aloud in the manner of one thousand-one, one thousand-two and so on until told to stop. Mr. Bonner verbally indicated that he understood the instructions after I demonstrated to him.
Mr. Bonner was told to begin and raised his right foot. During the exercise Mr. Bonner displayed an orbital sway and did not look down at his foot. He also raised his foot approximately 2 inches off the ground and kept putting his foot down. He also did not look down at his foot.

Finger To Nose

Mr. Bonner was instructed stand with his feet together and arms at his side and to have his index fingers pointed out. He was instructed to not start and stay in that position until told to do so. He stated that he understood. I then demonstrated the position. Mr. Bonner was then instructed to when told to start to close both eyes and tilt his head back. When told to do so he was instructed to bring the hand I directed upward, touching the tip of your finger to the tip of his nose. I then demonstrated this. He was then instructed to after touching the tip of the nose to immediately bring his hand down to his side. He stated that he understood. I then demonstrated and he stated that he understood. He was instructed to raise his hand in the following order, left, right, left, right, and right, left.

-Left: Miss
-Right: Missed.
-Left: Miss
-Right: Missed.
-Right: Missed.

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Report Date / Time	Report Number	Case Number/CAD Number	Reporting Officer Name
12/15/2018 1:11:56AM	FHP99ARR794291	FHPL18OFF103878 / LWRC18CAD226454	Z. TODD

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FL0509000	12/15/2018 12:11:57 AM -		

-Left: Miss.
He was then placed under arrest for DUI. He was then transported to the Palm Beach county jail. Once I arrived at the testing center I conducted a 20 minute observation. At no time did he regurgitate or take anything by mouth. I then requested that he provide a sample of his breath and he agreed. He provided a sample of .210 and .197. He was then booked into the county jail.
The above incident occurred in Palm Beach County.

Jail Booking Facility

Booking Date/Time	Booking County	Booking Facility	Booking Facility Phone Number
12/15/2018 2:04:08AM	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	200 WEST ATLANTIC AVE. DELRAY BEACH, FL 33444

Court	Court Phone	Court Appearance Date / Time	Court Fine
PALM BEACH SOUTH COUNTY COURTHOUSE	561-274-1530	1/7/2019 830	

Comments

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	Officer Rank	Officer ID No
Z. TODD	TROOPER	4141

Officer Agency
FLORIDA HIGHWAY PATROL

Officer Signature

Sworn and subscribed before me, the undersigned authority
This the 15 day of December, 2018
DEPUTY OF THE COURT, NOTARY OR LAW ENFORCEMENT OFFICER

SHARI L. O'NEAL
Notary Public - State of Florida
Commission # FF 956854
My Comm. Expires Jun 25, 2020
Bonded through National Notary Assn.

Approving Supervisor

Officer Name	Officer Rank	Officer ID No	Officer Agency

Officer Signature

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FLORIDA DEPARTMENT OF LAW ENFORCEMENT
ALCOHOL TESTING PROGRAM
BREATH ALCOHOL TEST AFFIDAVIT

Instrument Type: Intoxilyzer 8000
Instrument Registered To: PALM BEACH CO SO
Instrument Serial Number: 80-006029 Software: 8100.27
Date of Test: 12/15/2018

Date of Last Agency Inspection: 12/14/2018
Observation Period Began: 01:04
Subject's Name: SEAN D BONNER DOB: 03/21/1991 Sex: M

The subject was observed for at least twenty-minutes prior to the administration of the breath test to ensure that the subject did not take anything orally and did not regurgitate.

Results:

Test	g/210L	Time
Diagnostics Check	OK	01:47
Air Blank	0.000	01:48
Control Test	0.080	01:48
Air Blank	0.000	01:49
Subject Sample #1	0.210	01:49
Air Blank	0.000	01:50
Air Blank	0.000	01:52
Subject Sample #2	0.197	01:52
Air Blank	0.000	01:53
Control Test	0.078	01:53
Air Blank	0.000	01:54
Diagnostics Check	OK	01:54

Cylinder Lot: 13518080A5
Exp: 08/05/2020

State of Florida, County of Palm Beach.

Personally appeared before me the undersigned authority, who (✓) is personally known to me or (__) produced _____ as identification, and who after being placed under oath, states:

I SHARI L O'NEAL, hold a valid Breath Test Operator permit issued by the Florida Department of Law Enforcement, I administered the above breath test to the subject named above in accordance with Chapter 11D-8, Florida Administrative Code, and this form is a true and accurate report of that breath test.

Breath Test Operator: S. O'Neal Date: 12-15-18
Signature

Sworn to (or affirmed) before me this 15 day of December, 2018

Signature of Notary Public-State of Florida

Trp. Todd #4141
Printed Name of Notary Public-State of Florida

Note: Pursuant to section 117.10, Florida Statutes, law enforcement officers, correctional officers, traffic accident investigation officers and traffic infraction enforcement officers are notaries public when engaged in the performance of official duties. In accordance with section 316.1934(5), F.S., this completed form is admissible without further authentication and is presumptive proof of the results herein. To be used in accordance with Section 316.1934(5), F.S., and in administrative proceedings pursuant to 322.2615, F.S.

FDLE/ATP FORM 38 - MARCH 2004, Ref. 11D-8.007

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

PBSO CASE # 18-155785 PBSO ZONE 1-32

AGENCY CASE # FHPL18OFF003878 CRASH CASE # _____

TIME OF STOP/CRASH 0011 DATE 12/15/18 DAY SAT

SUBJECT'S NAME SEAN BONNER RACE W SEX M

HGT 5'10 WGT 180 DOB 3/21/91

LOCATION Congress Ave/ LAKE WORTH RD

ARRESTING OFFICER'S NAME & ID TODD 4141 AGENCY FHP C

DIVISION: DUI

NOTIFIED BY COMMO Y

ARRIVAL AT FACILITY 0104

BREATH RESULTS: ARREST TIME 0029

1. .210
2. .197
3. _____
4. _____

TESTING OFFICER'S ID 6212 PBSO VIDEOTAPE # N/A

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TESTING FACILITY TASK REPORT

(13)

AGENCY: FHP Tcp. Todd #4141

SUBJECT: Bonner, Sean D. CASE NUMBER: 18-155785

DATE: 12-15-18 VIDEO TAPE NUMBER: N/A

BEGINNING TIME: 0141 hrs ENDING TIME: 0154 hrs

BREATH TESTS RESULTS: 1) .210 TIME 0149 (A.M.)/P.M. 2) .197 TIME 0152 (A.M.)/P.M.

3) _____ TIME _____ A.M./P.M. 4) _____ TIME _____ A.M./P.M.

BREATH OPERATOR: S. O'Neal #6212

MAINTENANCE TECHNICIAN: Cpl. Karleche #6467

TESTING OFFICER'S OBSERVATIONS

SPEECH: Slurred

ATTITUDE: Agitated, Talkative, Sarcastic, Moodswings, Indecisive

CLOTHING: Shirt- Red Pants- Light Blue Jeans

MEDICAL CONDITIONS: —

MEDICATIONS: —

OTHER: Eyes: Red, Glassy and Watery from crying

Strong odor of unknown alcoholic beverage. #4141

COMMENTS: 20 min. observation done by A/O Todd

A/O requested the breath test.

D submitted set first, then asked what happens if he refused.

D A/O read the implied consent on camera. •2x's

D decided to submit to the breath request

D completed the test correctly.

C/W read on camera.

No Q+A.

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SUBJECT: BOUNER, SEAN CASE NUMBER: _____

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) 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

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SUBJECT: _____ CASE NUMBER: _____

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? _____

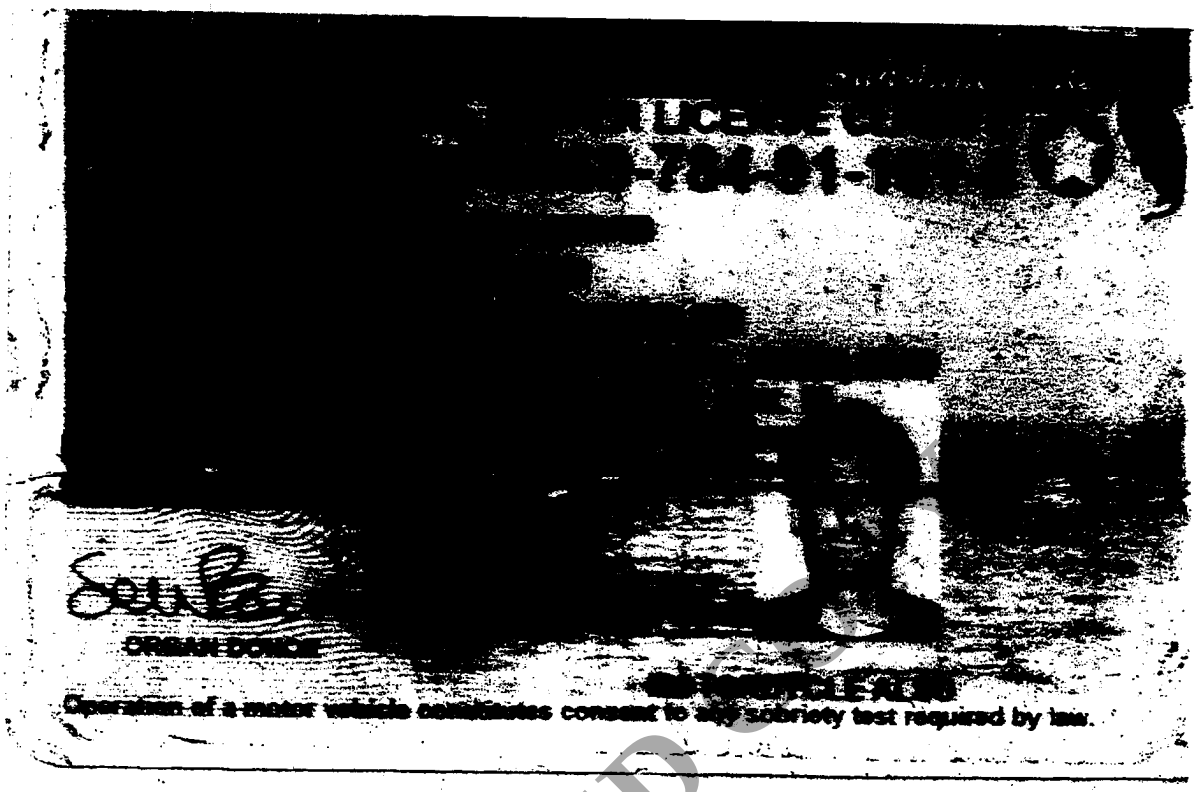
DO YOU TAKE INSULIN? _____ IF SO, WHEN WAS YOUR LAST INJECTION? _____

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

INTERVIEWER: _____

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PALM BEACH COUNTY
SHERIFF'S OFFICE
Florida State Statute Exemption Sheet

Palm Beach County Sheriff's Office – Arrests Only

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

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REVIEW COMPLETED BY

Booking Number: 2018041431	**Date:** 12/15/2018
	Specialist Name/ID: howardt/7185

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