



Arrest Report

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

Rapid 10-7 8511655/3957
19 OF 9614

Report Date / Time 10/10/2019 01:00 PM	Report Number FHP99ARR802234	Case Number/Cad Number FHPL19OFF067071 / LWRC19CAD184490	Reporting Officer Name R.F. LOGAN
Originating Agency ORI	Occur Date Time Range 10/10/2019 12:19:52 -	Jurisdiction	Clearance

Location of Occurrence

County PALM BEACH	Location Type PUBLIC PLACE	Location Description SOF R/S
Street Number I-95 NB	Apt/Lot/Bldg	City BOYNTON BEACH
State FL	Zip Code 33426	

Defendant

First Name SEAN	Middle Name FREDERICK	Last Name BRADY	Suffix	Race WHITE	Sex MALE	Height 5'09"	Weight 165	Hair BLO	Eyes BLU
MNI #	SSN	Date of Birth 12/07/1972	Age 46	Place of Birth CALGARY, ALBERTA CANADA	Drivers License or other ID B630786724470	State FL	ID Type E		
Address * RESIDENCE / 178 POINCIANA DR, JUPITER, FL 33458 /									

Arrest

Arrest Date/Time 10/10/2019 1:05:18 PM	Arrest Location Type PUBLIC PLACE	Arrest Location Description SR-9 NB N OF PALM BEACH LAKES BLVD
Street Number I-95 NB	Apt/Lot/Bldg	County PALM BEACH
City BOYNTON BEACH	State FL	Zip Code 33426

Charge : S

Counts 1	Charge 316.1935.1	Bond Amount \$0.00	☐ No Bond
Charge Degree T	Charge Level FELONY	General Offense Code FLEE/ELUDE POLICE	
Charge Description FAIL TO OBEY LEO ORDER TO STOP			

Charge : S

Counts 1	Charge 316.193.1	Bond Amount \$0.00	☐ No Bond
Charge Degree N	Charge Level MISDEMEANOR	General Offense Code DUI-UNLAW BLD ALCH	
Charge Description DUI ALCOHOL OR DRUGS			

Charge : S

Counts 1	Charge 316.192.1a	Bond Amount \$0.00	☐ No Bond
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Arrest Report

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10/10/2019

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Charge Degree S	Charge Level MISDEMEANOR	General Offense Code MOVING TRAFFIC VIOL
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Charge Description RECKLESS DRIVING 1ST OFF
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Bond Set by Court

Bond Amount	No Bond
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Bond Type(s)

Probable Cause

Sgt. Leo advised me of the following:

On October 10th 2019 at about 12:20pm Florida Highway Patrol dispatch began receiving multiple Bolo's (Be on the Lookout) for a black Audi bearing Florida registration ILKB11. This vehicle was traveling at extremely slow rates of speed, would then rapidly accelerate and was weaving in and out of multiple travel lanes, nearly striking other motorists. This vehicle was suspected of possible DUI by the callers due to this extremely erratic driving pattern. I Sergeant Leo left my office located at 1299 West Lantana Road to begin to attempt to locate this vehicle. After getting on the Interstate and traveling north, multiple updates on this vehicle were given. I finally had a visual on this reckless vehicle on I-95 north at Palm Beach Lakes Blvd.

It was very clear the vehicle was a hazard to all motorists. The driver at times was driving with his eyes closed and his head banging backwards violently against the headrest. This led me to believe the driver was possibly impaired as well. The black Audi was driving in and out of multiple travel lanes and driving at a low rate of speed. I then activated my emergency lights and sirens and then attempted to conduct a traffic stop on this vehicle. Despite my best efforts to alert the driver to pull over and being in a marked patrol car with lights and sirens activated, the driver would not pull over. Traffic was also hesitant to driver past this reckless vehicle or myself. There was no traffic in front of me and the rest of traffic was safely behind me. I then decided that the best way to safely end this incident was by performing the Pursuit Intervention Technique (PIT). I then performed the PIT and the vehicle spun out but was able to recover and continue north. Backup officer, Corporal Casella was then able to take lead and perform another PIT. The vehicle then stopped I-95 north just south of 45th Street on the right shoulder. The driver was unalert and unresponsive. There was a pill bottle in the vehicle of a crushed substance that may possible be used to snort. The bottle said the substance was Clonazepam. He also had a bottle of Baclofen. The driver was identified as Sean Brady by his Florida drivers license. I removed him from the vehicle and secured him without incident.

The driver is being charged with reckless driving, felony fleeing and eluding. The possible DUI investigation was turned over to Trooper Logan and Trooper (in field training program) Gove. After they conducted their investigation they concluded that there was probable cause for a DUI charge in addition to the reckless and fleeing and eluding.

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I am assigned FHP1215 and video of the incident.

Myself (Tpr. R. Logan) and Tpr. J. Gove (in FTO Training) were asked by Sgt. Leo to take over the DUI Investigation on the driver of the AUDI A6, which was ID to me as Sean Frederick Brady with a DOB of 12/7/1972.

The driver had a red flushed face and was unsteady on his feet. Mr. Brady advised he had taken prescription medications.

Roadsides were conducted on video. See Roadside task P.C. attached.

After roadsides were finished Mr. Brady was arrested for DUI based on the totality of the circumstances and investigation. Mr. Brady was transported to the Palm Beach County Jail BAT facility. Mr. Brady provided two samples of his breath which were both .000. Mr. Brady was asked for Urine and he agree and provided a sample.

While at the Jail Mr. Brady became more incoherent and unable to cooperate with any further investigation due to his impairment.

Jail Bookin Facility

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

3228 GUN CLUB ROAD WEST PALM BEACH, FLORIDA 33406

Booking Comments

Court

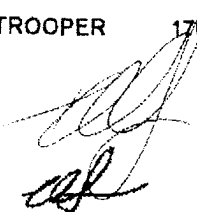
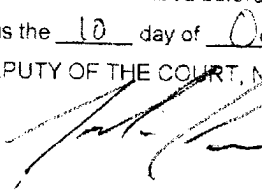
Court County PALM BEACH	Court Location 3228 GUN CLUB ROAD WEST PALM BEACH, FL 33406		
Court CRIMINAL JUSTICE COMPLEX	Court Phone 561-355-2994	Court Appereance Date / Time 11/07/2019 8:30 AM	Court Fine
Comments			

Officer Name Rank / ID # R.F. LOGAN TROOPER 1769	Involvement On Report / Reporting Role PRIMARY / REPORTING OFFICER	Officer Agency Org/Unit FLORIDA HIGHWAY PATROL FHPL/LWRCC/PALM BEACH/FELONY
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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 R.F. LOGAN	Office Rank TROOPER	Officer ID No 1789	Sworn and subscribed before me the undersigned authority This the <u>10</u> day of <u>October</u> , <u>2019</u> DEPUTY OF THE COURT, NOTARY OR LAW ENFORCEMENT
Officer Agency FLORIDA HIGHWAY PATROL			
Officer Signature			

NOT A CERTIFIED COPY

D.U.I. PROBABLE CAUSE AFFIDAVIT

ON THE 10 DAY OF October 20 19 AT 12:32 PM AM ☒ PM
SUBJECT: Sean Frederick Brady CASE NUMBER: FHPL19OFF067071
AGENCY: FHP ARRESTING OFFICER: Ronald Logan

PERSONAL CONTACT

DRIVING PATTERN: ACTUAL PHYSICAL CONTROL (PHYSICAL EVIDENCE OR STATEMENTS PUTTING DEF. BEHIND WHEEL OF VEHICLE)
See Sgt. Leo Incident report.

OBSERVATION OF DRIVER:

Driver's face was red and flush, unsteady on his feet, could not remain alert. At the jail subject was unable to tell us his address or age. After being on BAT Video Mr. Brady became incoherent and appeared to be very high/under the influence of some type of narcotic.

DRIVER'S STATEMENTS:

He had taken prescription medication (Baclofem)

ODORS:

No odor

GENERAL OBSERVATIONS

SPEECH: **Hard to understand**

ATTITUDE: **Cooperative**

CLOTHING: **blue/black/white plaid shirt, black jeans, black socks**

MEDICAL OTHER: **Back injury**

STATE OF FLORIDA
COUNTY OF PALM BEACH

Ronald Logan
(Signature of Arresting/Investigative Officer)

The foregoing instrument was sworn to or affirmed and subscribed before me this 10th day of October 20 19 by Tpr. Ronald Logan

(Print name of Arresting/Investigative Officer, who is personally known to me and/or produced identification. Type of identification produced)

Notary Public, Clerk of Court, Officer (F.S. 117.10)

SUBJECT: Sean Frederick Brady

CASE NUMBER FHPL19OFF067071

ROADSIDE TASKS

HORIZONTAL GAZE NYSTAGMUS:

☐

LT EYE-LACK OF SMOOTH PURSUIT

☐

RT EYE-LACK OF SMOOTH PURSUIT

☒

LT EYE-DISTINCT & SUSTAINED NYSTAGMUS AT MAX. DEVIATION

☒

RT EYE-DISTINCT & SUSTAINED NYSTAGMUS AT MAX. DEVIATION

☐

LT EYE-ONSET OF NYSTAGMUS PRIOR TO 45 DEGREES

☐

RT EYE-ONSET OF NYSTAGMUS PRIOR TO 45 DEGREES

Other Observations:

moved his head when instructed to keep it still.

WALK & TURN:

While performing the exercise, the driver did not follow directions and walk heel to toe, only completed eight steps instead of the instructed nine and refused to complete the other half of the exercise.

ONE LEG STAND:

While performing the exercise, the driver lowered his right leg and put it down twice. The driver also put his arms out to this side for balance. He started the test multiple on his own without being instructed to start. Also he did not count out loud at first, reinstructed to count out loud.

FINGER TO NOSE:

ROMBERG ALPHABET:

BREATH TEST RESULTS: 1) 0.00 2) 0.00 3) urine 4)

STATE OF FLORIDA
COUNTY OF PALM BEACH

Ronald Logan

(Signature of Arresting/Investigative Officer)

The foregoing instrument was sworn to or affirmed and subscribed before me this 10th day of October, 2019 by Tpr. Ronald Logan

(Print name of Arresting/Investigative Officer, who is personally known to me and/or produced identification. Type of identification produced)

Notary Public, Clerk of Court, Officer (F.S. 117.10)

WITNESS LIST

CASE NUMBER: FHPL19OFF067071

ARRESTING OFFICER: Ronald Logan

ADDRESS: P.O. Box 540007, Greenacres, FL 33454

PHONE NUMBERS (HOME): _____ (WORK) 561-357-4000

CAN TESTIFY TO: roadsides, impairment and arrest

NAME: Tpr. Jonathon Gove

ADDRESS: P.O. Box 540007, Greenacres, FL 33454

PHONE NUMBERS (HOME): _____ (WORK) 561-357-4000

CAN TESTIFY TO: roadsides, impairment and arrest

NAME: Sgt. Mike Leo

ADDRESS: P.O. Box 540007, Greenacres, FL 33454

PHONE NUMBERS (HOME): _____ (WORK) 561-357-4000

CAN TESTIFY TO: driving pattern and impairment

NAME: Cpl. Katherine Casella

ADDRESS: P.O. Box 540007, Greenacres, FL 33454

PHONE NUMBERS (HOME): _____ (WORK) 561-357-4000

CAN TESTIFY TO: driving pattern and impairment

NAME: Lt. Allen Sapp

ADDRESS: P.O. Box 540007, Greenacres, FL 33454

PHONE NUMBERS (HOME): _____ (WORK) 561-357-4000

CAN TESTIFY TO: impairment

NAME: David Terrance

ADDRESS: 11811 Ave of PGA Apt 6 1-D, Palm Beach Gardens, FL 33418

PHONE NUMBERS (HOME) 561-662-5095 (WORK) _____

CAN TESTIFY TO: driving pattern

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: _____

**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: 80-006477 Software: 8100.27
Date of Test: 10/10/2019

Date of Last Agency Inspection: 09/13/2019

Observation Period Began: 13:55

Subject's Name: SEAN FREDERICK BRADY

DOB: 12/07/1972 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	14:22
	Air Blank	0.000	14:23
	Control Test	0.081	14:23
	Air Blank	0.000	14:24
	Subject Sample #1	0.000	14:24
	Air Blank	0.000	14:25
	Air Blank	0.000	14:27
	Subject Sample #2	0.000	14:27
	Air Blank	0.000	14:27
	Control Test	0.082	14:28
	Air Blank	0.000	14:28
	Diagnostics Check	OK	14:29

Cylinder Lot: 17919080A1
Exp: 03/05/2021

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, Small, Gerald, 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: [Signature] Date: 10-10-19
Signature

Sworn to (or affirmed) before me this 10 day of October, 2019

[Signature]
Signature of Notary Public-State of Florida

Tep Lopez # 1769
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 321.2615, F.S.

SUBJECT: _____ 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) _____

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) _____

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

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: _____

TESTING FACILITY TASK REPORT

AGENCY: San Diego County Sheriff's Office

SUBJECT: John Doe CASE NUMBER: 11-12345

DATE: 11/11/11 VIDEO TAPE NUMBER: 001

BEGINNING TIME: 10:00 ENDING TIME: 11:00

BREATH TESTS RESULTS: 1) 0.080 TIME 11:15 A.M./P.M. 2) 0.080 TIME 11:30 A.M./P.M.

3) 0.080 TIME 11:45 A.M./P.M. 4) 0.080 TIME 12:00 A.M./P.M.

BREATH OPERATOR: John Doe

MAINTENANCE TECHNICIAN: John Doe

TESTING OFFICER'S OBSERVATIONS

SPEECH: Normal

ATTITUDE: Cooperative

CLOTHING: Blue jeans, white shirt

MEDICAL CONDITIONS: None

MEDICATIONS: None

OTHER: None

COMMENTS: 20 breath tests performed by AID 11/11/11

NOT A CERTIFIED COPY



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	☐		Other:	
	☐		Other:	

REVIEW COMPLETED BY

Booking Number: 2019033078

Date: 10/10/2019

Specialist Name/ID: J. Beck/9007